

JOURNAL OF THE HOUSE

OF THE

THIRTY-FIFTH GENERAL ASSEMBLY

OF THE

STATE OF IOWA

WHICH CONVENEED AT THE CAPITOL AT DES MOINES,
JANUARY 13, A. D. 1913, AND ADJOURNEED
SINE DIE APRIL 19, A. D. 1913.

OHIO STATE
UNIVERSITY

DES MOINES
ROBERT HENDERSON, STATE PRINTER
J. M. JAMIESON, STATE BINDER
1913

Jan
Feb
1913

STATE OF OHIO
YEAS AND NAYS

OFFICERS OF THE HOUSE

EDWARD H. CUNNINGHAM

Speaker

HENRY BRADY

Speaker Pro Tempore

A. C. GUSTAFSON

Chief Clerk

Assistant ClerkJ. B. Hockersmith
Reading ClerkH. G. Knapp
Journal ClerkLola S. Elliott
Journal ClerkF. G. Luke
Engrossing ClerkMrs. Caroline Young Smith
Enrolling ClerkMabel Elwood
Speaker's ClerkMrs. Jennie C. McCray
File ClerkH. H. Cook
Assistant File Clerk.....Clyde McFarlin
Bill ClerkE. H. Trease
Assistant Bill ClerkCharles Ellis
Assistant PostmistressMrs. Clara W. Patterson
Sergeant-at-ArmsJohn F. Offil
Chief DoorkeeperH. Armstrong

THE HOUSE OF REPRESENTATIVES OF THE THIRTY-FIFTH GENERAL ASSEMBLY

District	NAME	P. O. ADDRESS	COUNTY COMPOS- ING DISTRICT	OCCUPATION	NATIVITY	Years in Iowa	Age
12	Anderson, Claus L.	Stanton	Montgomery	Farmer	Iowa	41	41
54	Anderson, Walter W.	Scranton	Greene	Farmer and Banker	Iowa	40	40
73	Atkinson, William I.	Clarksville	Butler	Lyceum Bureau Manager	Iowa	36	36
48	Barry, Justin	Walker	Linn	Editor	Iowa	39	39
93	Bartle, Albert	Osage	Mitchell	Farmer	Wis.	46	62
2	Bauman, Samuel H.	Birmingham	Van Buren	Veterinarian and Farmer	Iowa	57	57
66	Bernbrock, Henry O.	Waterloo	Black Hawk	Laundry Proprietor	Illinois	10	38
96	Bingham, Lewis L.	Estherville	Emmet	Manufacturer	Wis.	32	45
42	Black, Benjamin H.	Nicholas	Muscatine	Farmer	Iowa	38	38
20	Blackford, John W.	Hillsboro	Henry	Retired Farmer and Banker	Penn.	48	75
7	Bliss, John A.	Diagonal	Ringgold	Farmer	Iowa	35	35
43	Boettger, Henry H.	Davenport	Scott	Traveling Auditor	Iowa	28	28
18	Bradley, Edmond J.	Eldon	Wapello	Ex-postmaster	Iowa	50	50
36	Brady, Henry	Perry R. 4	Dallas	Farmer	Iowa	46	46
22	Brockway, James M.	Letts	Louisa	Farmer and Stockman	Iowa	33	34
25	Brown, John L.	Rose Hill	Mahaska	Hardware and Furniture	Iowa	51	51
88	Bruce, John E.	Rockford	Floyd	Farmer and Stock	Illinois	32	50
8	Burt, Myron L.	Bedford	Taylor	Electrical Engineer	Illinois	11	34
27	Buxton, William, Jr.	Indianola	Warren	Farmer and Banker	Iowa	45	45
82	Cannon, Charles C.	Paullina	O'Brien	Grain Dealer	Tenn.	26	59
3	Carson, George F.	Floris	Davis	Bank Cashier	Iowa	33	34
35	Chapman, U. S. Grant.	Bagley	Guthrie	Farmer	Indiana	23	50
17	Clark, Charles H.	Albia R. 2	Monroe	Farmer, Dairyman and Bee Keeper	Iowa	52	52
86	Cole, Adelbert J.	Britt	Hancock	Physician and Surgeon	Illinois	34	60
28	Craig, Walter F.	Winterset	Madison	Farmer	Iowa	31	31
40	Cronbaugh, Christopher	Marengo	Iowa	Farmer	Michigan	58	67
26	Crozier, George W.	Knoxville	Marion	Attorney	Penn.	55	68
78	Cunningham, Edward H.	Newell	Buena Vista	Real Estate	Wis.	24	42
4	Daniels, Warren T.	Moulton	Appanoose	Farmer and Stock	Ohio	21	56
79	Dawson, Wilfred P.	Aurelia	Cherokee	Farmer and Stockgrower	Wis.	30	53
60	Dixon, William J.	Sac City	Sac	Retail Lumber Dealer	Ireland	39	55
56	Downey, Edward	Breda	Crawford	Farmer	Illinois	47	53
5	Doze, Joseph E.	Humeston	Wayne	Insurance and Automobile Dealer	Iowa	58	58
45	Dunlap, John W.	Elwood	Clinton	Farmer and Stock	Va.	54	61
15	Eggleston, Cornelius B.	Osceola R. 6	Clarke	Farmer	Iowa	59	59
57	Elliott, A. B.	Whiting	Monona	Grain Merchant and Cement Products Mfg.	Iowa	34	34
92	Elwood, Lee W.	Elma	Howard	Attorney	Iowa	24	24

91	Enger, Lauritz M.	Decorah	Winneshiek	Insurance Agent	Norway	40	56
99	Erickson, Chris.	Inwood	Lyon	Bank Cashier	Wis.	28	39
37	Fraley, Wilbert S.	Des Moines	Polk	Contractor	Iowa	39	45
65	Greene, Edmund K.	Reinbeck	Grundy	Retired Merchant, Farmer and insurance.	New York	37	59
45	Greene, William J.	Clinton	Clinton	Signal Dept. C. & N. W. R. R.	Iowa	34	34
58	Griffin, Thomas F.	Sioux City	Woodbury	Attorney	Iowa	47	47
43	Griggs, Thomas W.	Davenport	Scott	Sec. and Treas. Security Investment Co.	Iowa	37	37
66	Grout, Henry W.	Waterloo	Black Hawk	Farming and Real Estate	Iowa	54	54
62	Hadley, Peter	Fort Dodge	Webster	Farmer	Wisconsin	37	61
76	Halgrims, Col.	Humboldt	Humboldt	Real Estate	Iowa	40	40
67	Halstead, Thomas F.	Winthrop R. 4	Buchanan	Farmer	Iowa	50	50
1	Hamilton, Joseph M. C.	Fort Madison	Lee	Lawyer	Iowa	14	28
33	Hansen, Albert	Harian	Shelby	Manager Gas Engine Factory	Nebraska	18	41
31	Hazen, John T.	Avoca	Pottawattamie	Retired Farmer, Real Estate	Nebraska	61	67
14	Heaton, Ernest J.	Shannon City R 1	Union	Farmer	Indiana	50	52
90	Helming, Otto A.	Waukon	Allamakee	Farmer and Stock	Iowa	44	44
64	Huff, Herbert A.	Eldora	Hardin	Lawyer	Iowa	37	37
32	Hunt, Charles W.	Logan	Harrison	Farmer	Iowa	48	48
16	Huntley, Clark W.	Chariton	Lucas	Farmer and Stock	Iowa	46	46
85	Hutchins, Clayton B.	Algona	Kossuth	Farmer and Drainage Engineer	New York	57	63
61	Jacobs, John W.	Lake City	Calhoun	Attorney	Iowa	41	41
34	Jacobson, Ole H.	Kimballton	Audubon	Farmer and Brick & Tile	Denmark	43	45
21	Jamison, James E.	Burlington	Des Moines	Insurance Agent	Iowa	32	32
77	Jensen, Walter P.	Pocahontas	Pocahontas	Ex-Co-Superintendent	Iowa	31	31
97	Jones, Fred W.	Spirit Lake	Dickinson	Ex-Sheriff	Iowa	44	44
69	Kane, Allan J.	Dubuque	Dubuque	Attorney	Iowa	26	26
46	Kelso, Joseph, Jr.	Bellevue	Jackson	Banker	Iowa	37	37
95	Kingland, Thomas A.	Lake Mills	Winnebago	Attorney	Iowa	37	37
81	Klay, Gerrit	Orange City	Sioux	Attorney	Holland	30	45
41	Koontz, George W.	Iowa City	Johnson	Banker and Lawyer	Penn.	58	68
84	Kulp, David E.	West Bend	Palo Alto	Dentist and Farmer	Illinois	35	42
71	Larrabee, Wm., Jr.	Clermont	Fayette	Farmer	Iowa	42	51
31	Lenocker, Alfred A.	Oakland	Pottawattamie	Druggist	Ohio	41	41
68	Le Roy, Millard F.	Manchester	Delaware	Banker	Indiana	45	63
51	Lounsberry, Harold C.	Marshalltown	Marshall	Attorney	Iowa	38	38
63	Lund, Frank J.	Webster City	Hamilton	Lawyer and Abstractor	Iowa	36	36
52	Manning, Milo A.	Ames	Story	Banker	Illinois	46	52
69	McCullough, Michael F.	Dubuque R. 4	Dubuque	Farmer	Iowa	56	56
53	McHose, James B.	Boone	Boone	Retired Lawyer and Clay Manufacturer	Iowa	30	63
75	McVicker, Ira D.	Eagle Grove	Wright	Farmer	Illinois	22	54
38	Meredith, David	Lynnville	Jasper	Farmer and Stock	Iowa	45	45
72	Miller, Charles W.	Waverly	Bremer	Printer	Iowa	51	51
44	Milton, Floyd L.	Stanwood	Cedar	Furniture and Undertaking	Michigan	28	54
18	Mitchell, Ernest R.	Ottumwa	Wapello	Lawyer	Missouri	34	35
23	Munro, David R.	Keota	Washington	Farmer	Penn.	40	60
13	Newcomb, Walter	Corning	Adams	Mfg. Brick and Tile	Iowa	41	41
55	Oendahl, Robert	Carroll R. 1	Carroll	Farmer	Illinois	27	54

THE HOUSE OF REPRESENTATIVES OF THE THIRTY-FIFTH GENERAL ASSEMBLY

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JOURNAL OF THE HOUSE.

District	NAME	P. O. ADDRESS	COUNTY COMPOS- ING DISTRICT	OCCUPATION	NATIVITY	Years in	Age
						Iowa*	at
30	Peterson, John D.	Anita	Cass	Farmer	Iowa	58	58
87	Pickford, Arthur	Nora Springs	Cerro Gordo	Farmer	England	37	57
19	Power, Scott A.	Fairfield	Jefferson	Merchant	Iowa	42	42
48	Ring, Herbert C.	Cedar Rapids	Linn	Lawyer	Iowa	42	42
59	Rohwer, Julius	Ida Grove	Ida	Merchant	Iowa	46	46
94	Rone, Tollef C.	Northwood	Worth	Farmer and Insurance	Norway	34	58
89	Saltzman, Christian	Lawler	Chickasaw	Farmer	France	31	57
70	Scholz, Charles E.	Guttenberg	Clayton	Lawyer	Iowa	38	38
10	Scott, Isaac G.	Imogene	Fremont	Farmer	Indiana	36	62
37	Shankland, Frank S.	Des Moines	Polk	Lawyer	Iowa	41	41
39	Sherman, Ralph	Grinnell	Poweshiek	Farmer	Iowa	42	42
29	Sidey, Edwin J.	Greenfield	Adair	Editor	Canada	36	50
98	Steelsmith, Daniel C.	Melvin	Osceola	Physician	Iowa	28	35
9	Stipe, Wm. F.	Clarinda	Page	Lawyer	Iowa	42	42
80	Stokes, Albert T.	Le Mars	Plymouth	Farmer	Penn.	50	52
47	Stutt, John H. J.	Monticello	Jones	Farmer and Stock	Iowa	45	45
74	Thayer, Frank A.*	Dows	Franklin	Farmer	New York	45	59
6	Thompson, Melbern F.	Van Wert	Decatur	Farmer and Real Estate	Ohio	32	49
50	Townsend, William N.	Traer	Tama	Farmer	Penn.	21	43
24	Trumbauer, Charles A.	Keota	Keokuk	Physician	Penn.	28	41
83	Webb, William H.	Spencer	Clay	Farmer and Stock	Penn.	38	63
49	White, Harry C.	Garrison	Benton	Farmer and Banker	Ohio	42	43
58	Whitney, Ulysses G.	Sioux City	Woodbury	Attorney	Iowa	48	48
11	Workman, Alfred S.	Glenwood	Mills	Ex-County Recorder	Missouri	24	26

Republicans in roman—66. Democrats in italic—42.

*Died March 1, 1913. O. G. Reeve elected on March 17, 1913, to fill vacancy.

ADDITIONAL INFORMATION.

Former Legislative Service—Bauman, H. 32, 33, 34; Black, H. 34; Boettger, H. 33, 34; Brady, H. 34; Brockway, H. 34; Bruce, H. 34; Burt, H. 33; Crozier, H. 33; Cunningham, H. 33, 34; Daniels, H. 34; Dawson, H. 33, 34; Dixon, H. 34; Downey, H. 34; Dunlap, H. 34; Enger, H. 34; Fraley, H. 34; Greene (William J.), H. 34; Griggs, H. 34; Grout, H. 34; Halgrims, H. 34; Hamilton, H. 34; Hazen, H. 34; Huff, H. 34; Hunt, H. 34; Huntley, H. 34; Hutchins, H. 34; Jacobs, H. 33, 34; Jacobson, H. 34; Klay, H. 33, 34; Koontz, H. 28, 29, 30, 31, 32, 33, 34; Kulp, H. 34; Larrabee, H. 29, 33, 34; Lenocker, H. 34; Lounsberry, H. 34; Lund, H. 34; McCullough, H. 34; Miller, H. 32, 33, 34; Milton, H. 34; Odendahl, H. 34; Pickford, H. 34; Shankland, H. 34; Sherman, H. 34; Sidey, H. 32; Stipe, H. 34; Townsend, H. 34; White, H. 34; Whitney, H. 34.

Military Service—Carson, Private Troop L, 3d U. S. Cavalry; Crozier, Private Co. A, 7th Iowa Cavalry; Larrabee, Private Co. G, 52d Iowa Inf., and Captain and Commissary of Subsistence of Vols., S. A. W.

Education—Rural School—Anderson (Claus L.), Bliss, Dawson, Downey, Doze, McVicker.

Common School—Brown, Chapman, Clark, Cronbaugh, Daniels, Eggleston, Greene (Edmund K.), Hadley, Klay, McCullough, Miller, Munro, Peterson, Pickford, Saltzmann, Scott, Sidey, Stokes, Stutt, Webb.

Graded School—Barry, Cunningham, Greene (William J.), Rohwer, Whitney.

High School—Craig, Enger, Fraley, Halstead, Jamison, Jones, Koontz, Manning, Meredith, Shankland, Thayer.

Business College—Anderson (Walter W.), Black, Elliott, Halgrims.

Academy—Bartle, Blackford, Boettger, Bruce, Grout, Hazen, Heaton, Helming, Milton, Townsend.

College—Atkinson, Bauman, Bernbrock, Bingham, Bradley, Brady, Brockway, Burt, Buxton, Cannon, Carson, Cole, Crozier, Dixon, Dunlap, Elwood, Erickson, Griffin, Griggs, Hamilton, Hansen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Kane, Kelso, Kingland, Kulp, Larrabee, Lenocker, Le Roy, Lounsberry, Lund, McHose, Mitchell, Newcomb, Odendahl, Power, Ring, Rone, Scholz, Sherman, Steelsmith, Stipe, Thompson, Trumbauer, White, Workman.

Married, 91. Widowers, Atkinson, Grout, Thayer, Webb. Single, Anderson (Walter W.), Bliss, Brady, Elwood, Greene (William J.), Hamilton, Huff, Jamison, Kane, Kelso, Stipe, Thompson, Workman

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 13, A. D., 1913.

Pursuant to law, the House of Representatives of the Thirty-fifth General Assembly of Iowa convened at 10 o'clock A. M., Monday, January 13, A. D., 1913.

The House was called to order by the Hon. Frank S. Shankland of Polk County, with C. R. Benedict of Shelby, Acting Chief Clerk.

Prayer was offered by the Dr. O. W. Fifer of Des Moines.

Newcomb of Adams moved that Stipe of Page be elected Temporary Speaker.

Motion prevailed.

Koontz of Johnson moved that a committee of two be appointed to escort the temporary Speaker to the chair.

Motion prevailed, and the following committee was appointed: Koontz of Johnson, and Bingham of Emmet.

Mr. Stipe, being escorted to the chair, was sworn in by Acting Chief Clerk Benedict.

Temporary Speaker Stipe in the chair.

Larrabee of Fayette moved that A. C. Gustafson, of Red Oak, Iowa, be elected temporary Chief Clerk.

Motion prevailed.

Mr. Gustafson took the following oath administered by Acting Chief Clerk Benedict:

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.

Dixon of Sac moved that the following named persons be elected temporary officers:

Assistant Clerk—J. B. Hockersmith.

Reading Clerk—Thomas Watters.

Journal Clerks—Lola S. Elliott and F. G. Luke.

Engrossing Clerk—Caroline Young Smith.

Enrolling Clerk—Mabel Elwood.

File Clerk—Harry Cook.

Assistant File Clerk—Clyde McFarlin.

Bill Clerk—E. H. Trease.

Assistant Bill Clerk—Charles Ellis.

Assistant Postmistress—Clara W. Patterson.

Sergeant-at-Arms—John F. Offil.

Chief Doorkeeper—H. Armstrong.

Assistant Doorkeepers—M. B. Shirk, A. H. Mott, A. M. May, Jack Hefelfinger, Capt. John Warrington, V. L. Callison, J. B. Melvin, John Norris, A. J. Patrick, Fred Pettigrew, Iziah Ball.

Pages—George Watkins, Kenneth Loar, Glenn G. Riley, Dick Knowles, Will Carpenter, William Hall, George Eggleston, Robt. Mears, Tony Barbar, Ben. Ginsberg, Raymond Harrison.

Chief Janitor—R. N. Hyde.

Assistant Janitors—Ed. Penelton, Edward Burke.

Motion prevailed.

The temporary officers 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 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:

H. Armstrong.	Geo. S. Watkins.
A. F. Loomis.	William Carpenter.
A. J. Patrick.	Robert Mears.
John F. Offil.	Glen E. Riley.
J. Heffelfinger.	A. C. Gustafson.
J. A. Warrington.	Lola S. Elliott.
J. B. Hockersmith.	Mabel Elwood.
E. H. Trease.	F. G. Luke.
J. B. Melvin.	Thomas Watters.
A. H. Mott.	M. M. Shirk.
Clyde McFarlin.	William Hall.
John Norris.	V. L. Callison.
Caroline Young Smith.	H. H. Cook.
Clara W. Patterson.	Chas. Ellis.
Kenneth Loar.	Ben. Ginsberg.
	R. N. Hyde.

Lounsberry of Marshall moved that a committee of five on credentials be appointed and that the accredited list of the Secretary of State be accepted.

Motion prevailed, and the Speaker appointed as such committee Lounsberry of Marshall, Meredith of Jasper, Elliott of Monona, Hamilton of Lee, and Scholz of Clayton.

The committee retired and upon returning presented the following report:

MR. SPEAKER—We, your Committee on Credentials, respectfully report that we find the following named gentlemen duly elected and entitled to seats in the House of Representatives of the Thirty-fifth General Assembly, as shown by the duplicate copies of the certificates of election on file in the office of the Secretary of State:

Anderson, Claus L., Twelfth District.
 Anderson, W. W., Fifty-fourth District.
 Atkinson, W. I., Seventy-third District.
 Barry, Justin, Forty-eighth District.
 Bartle, Albert, Ninety-third District.
 Bauman, S. H., Second District.
 Bernbrock, H. O., Sixty-sixth District.
 Bingham, L. L., Ninety-sixth District.
 Black, Benjamin H., Forty-second District.

Blackford, J. W., Twentieth District.
Bliss, John A., Seventh District.
Boettger, Henry H., Forty-third District.
Bradley, E. J., Eighteenth District.
Brady, Henry, Thirty-sixth District.
Brockway, J. M., Twenty-second District.
Brown, John L., Twenty-fifth District.
Bruce, J. E., Eighty-eighth District.
Burt, M. L., Eighth District.
Buxton, William, Jr., Twenty-seventh District.
Cannon, C. C., Eighty-second District.
Carson, Geo. F., Third District.
Chapman, Grant, Thirty-fifth District.
Clark, Charles H., Seventeenth District.
Cole, A. J., Eighty-sixth District.
Craig, Walter F., Twenty-eighth District.
Cronbaugh, C. C., Fortieth District.
Crozier, Geo. W., Twenty-sixth District.
Cunningham, Edward H., Seventy-eighth District.
Daniels, W. T., Fourth District.
Dawson, W. P., Seventy-ninth District.
Dixon, W. J., Sixtieth District.
Downey, Edward, Fifty-sixth District.
Doze, J. E., Fifth District.
Dunlap, J. W., Forty-fifth District.
Eggleston, C. B., Fifteenth District.
Elliott, A. B., Fifty-seventh District.
Elwood, Lee W., Ninety-second District.
Enger, Lauritz M., Ninety-first District.
Erickson, Chris, Ninety-ninth District.
Fraley, W. S., Thirty-seventh District.
Greene, Edmund K., Sixty-fifth District.
Greene, W. J., Forty-fifth District.
Griffin, T. F., Fifty-eighth District.
Griggs, Thomas W., Forty-third District.
Grout, Henry W., Sixty-sixth District.
Hadley, Peter, Sixty-second District.
Halgrims, Col., Seventy-sixth District.
Halstead, T. F., Sixty-seventh District.
Hamilton, J. M. C., First District.
Hansen, Albert, Thirty-third District.
Hazen, John T., Thirty-first District.
Heaton, Ernest J., Fourteenth District.
Helming, Otto A., Ninetieth District.
Huff, Herbert A., Sixty-fourth District.
Hunt, C. W., Thirty-second District.
Huntley, Clarke W., Sixteenth District.
Hutchins, C. B., Eighty-fifth District.
Jacobs, John W., Sixty-first District.

Jacobson, O. H., Thirty-fourth District.
Jamison, James E., Twenty-first District.
Jensen, Walter P., Seventy-seventh District.
Jones, Fred W., Ninety-seventh District.
Kane, Allan J., Sixty-ninth District.
Kelso, Jos., Jr., Forty-sixth District.
Kingland, Thomas A., Ninety-fifth District.
Klay, Gerrit, Eighty-first District.
Koontz, Geo. W., Forty-first District.
Kulp, Dr. David Evans, Eighty-fourth District.
Larrabee, Wm., Jr., Seventy-first District.
Lenocker, Alfred A., Thirty-first District.
LeRoy, M. F., Sixty-eighth District.
Lounsberry, H. C., Fifty-first District.
Lund, Frank J., Sixty-third District.
Manning, M. A., Fifty-second District.
McCullough, Michael F., Sixty-ninth District.
McHose, J. B., Fifty-third District.
McVicker, I. D., Seventy-fifth District.
Meredith, David, Thirty-eighth District.
Miller, C. W., Seventy-second District.
Milton, F. L., Forty-fourth District.
Mitchell, E. R., Eighteenth District.
Munro, David R., Twenty-third District.
Newcomb, Walter, Thirteenth District.
Odendahl, Robert, Fifty-fifth District.
Peterson, John D., Thirtieth District.
Pickford, Arthur, Eighty-seventh District.
Power, S. A., Nineteenth District.
Ring, Herbert C., Forty-eighth District.
Rohwer, Julius, Fifty-ninth District.
Rone, T. C., Ninety-fourth District.
Saltzmann, Christian, Eighty-ninth District.
Scholz, Chas. E., Seventieth District.
Scott, Isaac G., Tenth District.
Shankland, Frank S., Thirty-seventh District.
Sherman, Ralph, Thirty-ninth District.
Sidey, E. J., Twenty-ninth District.
Steelsmith, D. C., Ninety-eighth District.
Stipe, Wm. F., Ninth District.
Stokes, Albert T., Eightieth District.
Stutt, J. H. J., Forty-seventh District.
Thayer, F. A., Seventy-fourth District.
Thompson, M. F., Sixth District.
Townsend, W. N., Fiftieth District.
Trumbauer, Charles A., Twenty-fourth District.
Webb, W. H., Eighty-third District.
White, H. C., Forty-ninth District.
Whitney, U. G., Fifty-eighth District.
Workman, A. S., Eleventh District.

Your Committee would also report that there are contests pending for the office of Representative in the following Representative Districts, to-wit:

The Thirty-fourth Representative District, composed of the county of Audubon.

The Thirty-eighth Representative District, composed of the county of Jasper.

H. C. LOUNSBERRY,
A. B. ELLIOTT,
J. M. C. HAMILTON.
DAVID MEREDITH,
CHAS. E. SCHOLZ.

Committee.

The report of the committee was, on motion of Lounsberry of Marshall, adopted.

The following members assembled at the desk, took and subscribed to 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 the office of Representative according to the law and to the best of my ability, so help me God.

David R. Munro.
Frank S. Shankland.
Henry L. Brady.
David E. Kulp.
Peter Hadley.
Wm. F. Stipe.
Otto A. Helming.
Herbert A. Huff.
David Meredith.
Justin Barry.
Edmund K. Greene.
Herbert C. Ring.
W. I. Atkinson.
Arthur Pickford.
A. J. Cole.
H. C. Lounsberry.
Ole H. Jacobson.
S. A. Power.
W. J. Dixon.
C. B. Eggleston.
Ralph Sherman.
J. B. McHose.

Ira D. McVicker.
C. C. Cannon.
L. L. Bingham.
Chas. E. Scholz.
Henry H. Boettger.
C. W. Miller.
Thos. W. Griggs.
B. H. Black.
W. N. Townsend.
H. C. White.
J. H. J. Stutt.
W. P. Dawson.
Albert Hansen.
J. M. C. Hamilton.
A. S. Workman.
C. H. Clark.
Thomas A. Kingland.
John L. Brown.
Julius Rohwer.
E. R. Mitchell.
F. L. Milton.
Walter Newcomb.

E. J. Bradley.	Gerrit Klay.
F. A. Thayer.	Wm. Buxton, Jr.
W. S. Fraley.	E. J. Heaton.
Fred W. Jones.	J. E. Bruce.
A. B. Elliott.	U. S. Grant Chapman.
J. A. Bliss.	L. M. Enger.
Lee N. Elwood.	Albert Bartle.
T. F. Griffin.	J. T. Hazen.
M. F. Thompson.	M. L. Burt.
H. W. Grout.	J. D. Peterson.
Wm. Larrabee, Jr.	James M. Brockway.
G. W. Kootz.	Chas. A. Trumbauer.
John W. Jacobs.	S. H. Bauman.
U. G. Whitney.	M. F. McCullough.
W. H. Webb.	Wm. J. Greene.
W. T. Daniels.	Geo. W. Crozier.
W. W. Anderson.	Allan J. Kane.
Claus L. Anderson.	Isaac G. Scott.
C. W. Hunt.	P. F. Halstead.
C. B. Hutchins.	A. T. Stokes.
Col. Halgrims.	Christian Saltzmann.
H. O. Bernbrock.	D. C. Steelsmith.
T. C. Rone.	Joseph E. Doze.
R. Odendahl.	Alfred A. Lenocker.
Walter P. Jensen.	John W. Dunlap.
Edward Downey.	Walter F. Craig.
M. A. Manning.	James E. Jamison.
J. W. Blackford.	C. C. Cronbaugh.
Edwin J. Sidey.	M. F. LeRoy.
Geo. F. Carson.	Clark W. Huntley.
Frank J. Lund.	

Jacobs of Calhoun presented the name of Hon. Edward H. Cunningham of Buena Vista, as candidate for Speaker, preceding such nomination with the following remarks:

MR. SPEAKER AND GENTLEMEN OF THE HOUSE—It is my honor and privilege to propose for your consideration a candidate to preside over your deliberations during the coming days of this session, and while the office is one of great importance, the gentleman whose name I shall suggest is eminently qualified for its various duties and obligations. He has been educated in the school of labor, and has succeeded by painstaking effort. In his private life he has avoided easy ways, and has risen because of merit. Despising no problem because it was perplexing, his vision has constantly rested on the goal of results, and his purpose has been constantly fixed on the prize of substantial achievement.

To the service of the state he brought the qualities of character distinguishing him in private life, and in the past two sessions of the General Assembly responsibility rested on his shoulders, and no burden was

shirked because it was irksome at times. Scorning the specious pretense of the moment, he co-operated with generous and sympathetic loyalty in every movement of enduring progress and knowing the difficulties and embarrassments that often attend men in their journey from the lot of farmer boy to a position of influence and usefulness among men of affairs, the diligent labors of his mind have been devoted to the advocacy of measures that justice might be safeguarded, that burdens might be equalized and that a broader and larger opportunity might come to every boy and girl in the state of Iowa.

If the philosophy of the poet, that we build the rounds of the ladder on which we climb, applies to a people, it will not be to the credit of this House if its accomplishment under his speakership is not better and more enduring than the past for we stand on the topmost round of past achievement and with experience our guide. For almost three score years and ten this state has journeyed along the pathway of its great career without a stain or shadow on its name and under the leadership of the gentleman from Buena Vista may we emulate the past, and may it be said in later years that this membership wrote the best and cleanest pages of our statute books.

I express my sincere esteem for the ability and character of the gentleman from Buena Vista, the Honorable Edward H. Cunningham, in which I know a united membership joins, and I move his election as speaker of the House.

Koontz of Johnson presented the name of Hon. C. W. Miller of Bremer, as candidate for Speaker, preceding such nomination with the following remarks:

MR. SPEAKER—On behalf of the minority members of the Thirty-fifth General Assembly I desire to submit in nomination for presiding officer of the magnificent body of representative citizens of this state, a man well known in all portions of the state, well known to the older members of this Assembly, and whose voice has been often heard under the dome of this chamber. Gentlemen, the man I have in mind is the Hon. C. W. Miller, of Bremer county.

There being no further nominations, the roll was called with the following result:

Those voting for Cunningham were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland,

Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Shankland, Sherman, Stipe, Thayer, Webb, Whitney—64.

Those voting for Miller were:

Bauman, Black, Boettger, Bradley, Brown, Cannon, Clark, Cronbaugh, Crozier, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Griggs, Halstead, Hamilton, Hansen, Hazen, Jamison, Kane, Koontz, Lenoeker, McCullough, Milton, Mitchell, Odendahl, Rohwer, Saltzmann, Scholz, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman—40.

Absent or not voting:

Cunningham, Erickson, Huntley, Kelso—4.

Hon. Edward H. Cunningham, having received a majority of all the votes cast, was declared elected Speaker of the House of the Thirty-fifth General Assembly.

Fraley of Polk moved that a committee of two be named to escort the Speaker to the chair.

Motion prevailed and the Speaker named as such committee Fraley of Polk and Miller of Bremer.

Upon being sworn and assuming the chair, Speaker Cunningham made the following remarks:

MR. SPEAKER AND GENTLEMEN OF THE HOUSE—I believe that I am qualified to say that the most mellowing influence that can be brought to bear upon human conceit is a recognized sense of responsibility. I, at this moment, feel greatly humiliated at the thought of what the consequences might be should I, in my ability, fail to measure up to the responsibility that devolves upon me as the Speaker and presiding officer of this House. It would be expected that I should acknowledge my appreciation of the honors that have been conferred upon me. This, of course, I am glad to do, and I shall endeavor to merit the confidence reposed in me. I am conscious of the fact that my words at this time will but further add to my embarrassment should my future conduct fail to harmonize with those standards of fairness and justice that your present action demand of me.

As presiding officer of this House, it is my duty to recognize the rights of every member and this I shall do so far as I am able, with absolute impartiality.

Here in our legislative hall we meet upon a common ground; we differ in our politics and differ in our opinions; but we meet today recognizing these differences and yet each charitably inclined towards the others. We are all imbued with the same spirit, we all possess the same ambitions and are seeking the same results. We want legislative results not only permanent and beneficial in character, but in true harmony with the progress and advancement of our people and our commonwealth. We are a unit in the belief that we are here to legislate in the interests of the people of our State—a people who, when judged by the conception they have of the duties and responsibilities devolving upon them as citizens of this State, are the equal, and I dare say, the superior of any equal number of people in this nation.

Iowa is populated by a people who are distinctively a producing class. The business interests of the state are numerous and varied, but our prosperity along commercial lines is based upon the stability and productiveness of our Iowa farms. This, naturally, leads to the conclusion that the dominant interests of this State are, and always have been, its agricultural interests. Iowa, at this time, has a productive possibility capable of caring for and keeping in comfort, twenty million of people, and yet, we have within our borders but a few in excess of two million. Iowa is thus recognized as a strong factor in the solution of the problems of life's economy. This, then, is our present glory: We are conscious of that sense of satisfaction that comes to all in knowing that we are the real benefactors of mankind, but we should not rest content with this knowledge, and assume an air of self-satisfied indifference, but should have an eye single to the creating of such policies of State, and the making of home life and its environments so congenial as to attract to our midst and make a part of our very being those millions of people that our state is capable of caring for. We cannot truly say that we have lived up to our privileges and our opportunities until our home consumption more nearly equals our production, and by so doing we could prove to the world that the men and women of this generation are true to the obligations imposed upon them by preceding generations and are honestly endeavoring to lead this commonwealth up to higher grounds and on toward that destiny which must eventually mark the heights of human endeavor.

That you will be able to accomplish all that we desire, we do not contend, but it is unquestionably our duty to accept conditions as they confront us and to honestly endeavor to administer them so as to merit the confidence reposed in us by a confiding constituency—a constituency who are deeply sensitive with regard to the manner in which they discharge the responsibilities of their citizenship and who demand that each year this commonwealth shall become a more fitting expression of the integrity and honesty of purpose of its citizens. I am a firm believer

in the progress of the human race. I believe that legislation in our legislative assemblies should be truly progressive and at no time out of harmony with the sentiment and the true characteristics of the people of our State.

Progress in the government of a people as well as progress with the individual, to be lasting and really beneficial, must of a necessity be safe and sound, for no proposition that does not return adequate credits for expenditures incurred can be said to be a sound policy, not counting the cost in money, nor the credits in material wealth alone, for we should give credit for the beneficial results from any policy that tends to promote our spiritual, social, moral and material well being. Taking these into consideration, if we find the status of our people to be one tending towards things conducive to better homes, better business policies, better manhood and better womanhood and the burdens of State not unduly excessive, we may well conclude that we are proceeding along safe lines, but to foster or encourage policies of State that impose undue hardships on our people can never be said to be sound or conducive to good citizenship. for no people will for a considerable length of time retain respect for such government. It is well, then, that we always proceed with caution to that end that the fountain head of our prosperity shall not run dry. It has been said, and well said, that a people are blessed and raised to higher levels, or temporarily cursed, according as how the men on whose shoulders rests the responsibility are able to meet the problems that confront them and use them for the benefit of humanity.

Preceding General Assemblies have set for you a high standard of efficiency, but I have the utmost confidence in the ability and judgment of the members of the Thirty-fifth General Assembly. I have no fear that the name of our fair State and the interests of Iowa will suffer at your hands.

In conclusion, gentlemen. I give you renewed assurance that I am deeply sensible to the trust you have conferred and so far as my intelligence directs me, I shall refrain from abusing your confidence.

I invoke your considerate judgment on my actions and in return I promise you my best efforts. Gentlemen, I now await your pleasure.

E. H. CUNNINGHAM.

(Acceptance Speech of Speakership.)

Anderson of Montgomery moved that temporary Chief Clerk A. C. Gustafson be made the permanent Chief Clerk of the House.

On the question, "Shall A. C. Gustafson be declared elected permanent Chief Clerk?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry Bartle, Bauman, Bernbrock, Bingham, Blackford, Brady,

Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—95.

The nays were:

None.

Absent or not voting:

Black, Bliss, Boettger, Bradley, Cole, Eggleston, Erickson, Griggs, Hadley, Huntley, Kane, Kelso, Peterson—13.

So the Motion prevailed and A. C. Gustafson, having received all of the votes cast, was declared elected permanent Chief Clerk.

EXPLANATION OF VOTE.

MR. SPEAKER—Had I been present, I would have cast my vote for Hon. C. W. Miller as Speaker of the House.

EDW. H. CUNNINGHAM.

Bartle of Mitchell moved that the following list of temporary officers be made permanent:

Assistant Clerk—J. B. Hockersmith.
 Reading Clerk—Thomas Watters.
 Journal Clerks—Lola S. Elliott and F. G. Luke.
 Engrossing Clerk—Caroline Young Smith.
 Enrolling Clerk—Mabel Elwood.
 File Clerk—Harry Cook.
 Assistant File Clerk—Clyde McFarlin.
 Bill Clerk—E. H. Trease.
 Assistant Bill Clerk—Charles Ellis.
 Assistant Postmistress—Clara W. Patterson.
 Sergeant-at-Arms—John F. Offil.
 Chief Doorkeeper—H. Armstrong.

Assistant Doorkeepers—M. B. Shirk, A. H. Mott, A. M. May, Jack Hefelfinger, Capt. John Warrington, V. L. Collison, J. B. Melvin, John Norris, A. J. Patrick, Fred Pettigrew, IZIAH BALL.

Pages—George Watkins, Kenneth Loar, Glenn G. Riley, Dick Knowles, Will Carpenter, Wm. Hall, George Eggleston, Robert Mears, Tony Barber, Ben Ginsberg, Raymond Harrison.

Chief Janitor—R. N. Hyde.

Assistant Janitors—Ed. Penelton, Edward Burke.

On the question “Shall the designated list of temporary officers be declared elected as permanent officers?”

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Saltzman, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—96.

The nays were:

None.

Absent or not voting:

Bradley, Brady, Erickson, Hadley, Halstead, Huntley, Kelso, McHose, Mitchell, Rone, Stutt, Thayer—12.

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

Sherman of Poweshiek moved that the rules of the Thirty-fourth General Assembly be in full force and effect until the report of the Committee on Rules has been adopted, excepting rules 76, 77, 78 and 79.

Motion prevailed.

Jensen of Pocahontas 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.

Motion prevailed and the Speaker appointed as such committee, Jensen of Pocahontas, Burt of Taylor, and Crozier of Marion.

Atkinson of Butler moved that a committee of three be appointed to notify the Senate that the House is duly organized, and ready to receive any communications that it may desire to transmit.

Motion prevailed and the Speaker named as such committee, Atkinson of Butler, Kingland of Winnebago, and Stutt of Jones.

Power of Jefferson offered the following concurrent resolution:

Resolved by the House, the Senate concurring, That a Joint Convention of the two houses of the Thirty-fifth General Assembly be held Tuesday afternoon at two o'clock, January 14, 1913.

Be it further 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.

Unanimous consent having been given for the immediate consideration of the resolution, Mr. Powers moved its adoption.

Motion prevailed and the resolution was adopted.

Brockway of Louisa placed in nomination the Hon. Henry Brady of Dallas as candidate for Speaker Pro Tempore of the House of Representatives of the Thirty-fifth General Assembly, preceeding such nomination by the following remarks:

MR. SPEAKER AND MEMBERS OF THE HOUSE—There is no question that has occupied the mind of man more than the question of what is worth while.

About us in this commonwealth of ours we see men bending every energy of mind and body in the accumulation of wealth; others strive in the world of science; others for political power and some only for the good of mankind. The thing that is most worth while to us as individuals, that comes closest to us, is the worth of a friend. It has been said: there is no value that exceeds that of a true friend.

To those of you who are new members, you will have a great opportunity here in this House of making friends. We have here a better chance than most anywhere else of seeing what there is in one another.

I once knew an old lady, one of those homely, motherly old souls, who in spite of lack of education and cultured surroundings, used to say, you never "quite know a fellow until you have summered him and wintered him." To this she might well have added the experience of a session in the lower house.

I wish to nominate for the office of speaker pro tem, the gentleman who at the last session occupied this seat on my right, and when you know him you will find him as I found him, fair and square on all propositions. If he is with you on a proposition he will give it his strongest support. If he is against you in matters of legislation he can oppose you without prejudice.

In this office I am sure that you will find him as I found him, fair and square, and it is with pride that I place before you for the office of speaker pro tem the name of Henry L. Brady of Dallas county.

There being no further nominations, the roll was called with the following result:

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kingland, Klay, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—97.

The nays were:

None.

Absent or not voting:

Bartle, Brady, Erickson, Halstead, Huntley, Jensen, Kelso, Lenocker, McCullough, Miller, White—11.

Mr. Brady, having received all of the votes cast, was declared elected Speaker Pro Tempore of the House of the Thirty-fifth General Assembly.

Burt of Taylor moved that a committee of two be appointed to escort the Speaker Pro Tempore to the chair.

Motion prevailed, and the Speaker named as such committee, Burt of Taylor, and Elwood of Howard.

Mr. Brady was escorted to the chair as Speaker Pro Tempore and took the oath of office.

Speaker Pro Tempore in the chair.

Whitney of Woodbury moved that a committee of three be appointed to assign committee rooms to the various standing committees of the House.

Motion prevailed, and the following committee was named: Whitney of Woodbury, McHose of Boone, and Boettger of Scott.

Jacobson of Audubon 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.

Unanimous consent having been given for immediate consideration, Mr. Jacobson moved the adoption of the Resolution.

Motion prevailed and the resolution was adopted.

The Speaker named as such committee, Jacobson of Audubon, Munro of Washington, and Odendahl of Carroll.

Huff of Hardin offered the following resolution:

Resolved, That the maximum number of committee clerks employed by the House shall be 35, of which 10 shall be assigned to the minority, and the balance to the majority. Such clerks shall be provided with badges, and in order to draw per diem shall be on duty between the hours of 8:00 A. M. and 5:00 P. M., unless otherwise excused by the House. A special committee of three shall be appointed to determine the qualifications of candidates for the

positions of committee clerk, and assign them to committees. Only expert stenographers and typists shall be considered qualified.

Unanimous consent having been given for the immediate consideration of the resolution, Mr. Huff moved its adoption.

Motion prevailed, and the resolution was adopted.

The Speaker named as such committee, Huff of Hardin, Anderson of Greene, and Kelso of Jackson.

Hunt of Harrison moved that the Speaker and Chief Clerk each be allowed a page.

Motion prevailed.

Speaker Cunningham announced the appointment of Mrs. Jennie C. McCray as Speaker's Clerk, who 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.

Jennie C. McCray.

Dawson of Cherokee offered the following motion:

I move that the assignment of seats to the members of the House be made a special order for this afternoon at two 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 the same until the drawing is completed. Members with defective sight and hearing shall be permitted to select special seats in front. The members of the minority shall be permitted to select their seats in the northeast section of the House, if they so desire.

Motion prevailed.

Craig of Madison moved that a committee of three be appointed by the Speaker to determine the amount of mileage due each member and report the same to the House.

Motion prevailed, and the Speaker named as such committee, Craig of Madison, Jones of Dickinson, and Greene of Clinton.

On motion of Black of Muscatine, the House adjourned until 1:30 P. M.

AFTERNOON SESSION.

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

Barry of Linn moved that the Chief Clerk be authorized to assign desks in the press gallery to accredited members of the press.

Motion prevailed.

Speaker Cunningham in the chair.

SPECIAL ORDER.

Time for special order having arrived, the members were requested to vacate their seats. The members who desired to take advantage of the clause relative to defective sight and hearing made their selection, and the drawing of seats proceeded with the following results:

Anderson of Montgomery.....	40	Crozier	53
Anderson of Greene.....	50	Daniels	31
Atkinson	78	Dawson	35
Barry	54	Dixon	70
Bartle	6	Downey	21
Bauman	55	Doze	51
Bernbrock	94	Dunlap	49
Bingham	46	Eggleston	67
Black	105	Elliott	74
Blackford	8	Elwood	80
Bliss	32	Enger	36
Boettger	77	Erickson	52
Bradley	73	Fraley	83
Brady	56	Greene of Grundy.....	106
Brockway	62	Greene of Clinton	65
Brown	75	Griffin	88
Bruce	96	Griggs	79
Burt	39	Grout	98
Buxton	38	Hadley	26
Cannon	45	Halgrims	104
Carson	33	Halstead	61
Chapman	37	Hamilton	81
Clark	23	Hansen	27
Cole	18	Hazen	47
Craig	100	Heaton	84
Cronbaugh	11	Helming	72

Huff	76	Munro	10
Hunt	87	Newcomb	29
Huntley	85	Odendahl	9
Hutchins	48	Peterson	1
Jacobs	68	Pickford	16
Jaçobson	44	Power	34
Jamison	103	Ring	14
Jensen	12	Rohwer	5
Jones	30	Rone	22
Kane	19	Saltzman	63
Kelso	95	Scholz	15
Kingland	28	Scott	93
Klay	64	Shankland	60
Koontz	69	Sherman	92
Kulp	102	Sidey	107
Larrabee	58	Steelsmith	25
Lenocker	101	Stipe	66
Le Roy	2	Stokes	17
Lounsberry	20	Stutt	41
Lund	91	Thayer	24
Manning	86	Thompson	7
McCullough	57	Townsend	43
McHose	42	Trumbauer	13
McVicker	82	Webb	4
Meredith	90	White	71
Miller	59	Whitney	108
Milton	3	Workman	97
Mitchell	99		

A committee from the Senate reported that the Senate was duly organized and ready to receive messages.

The committee appointed to notify the Governor that the House was duly organized and ready to receive any messages from him, reported that they had performed their duty.

MESSAGES 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 committee on additional employes, and the president of the Senate appoints as the committee on the part of the Senate, Senators Mattes, Smith and Neal.

JOS. E. MEYER,
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 of copies of the Code and Supplement to the Code to the various members of the Thirty-fifth General Assembly.

JOS. E. MEYER,
Secretary.

Also:

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

Concurrent Resolution relative to holding of a Joint Convention on January 14, 1913, at 2 p. m.

JOS. E. MEYER,
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 arrange for the inauguration of the Governor and Lieutenant Governor.

JOS. E. MEYER,
Secretary.

On request of Hutchins of Kossuth, unanimous consent having been given, Senate Concurrent Resolution relative to appointment of a Joint Committee on additional employes, was taken up, read and considered.

Resolved by the Senate, the House concurring, That a joint committee of three members of the Senate be appointed by the President, and three members of the House be appointed by the Speaker, to nominate such additional employes, other than committee clerks, as may be deemed necessary for the session, including a mail carrier, and recommend the position and compensation of each.

Mr. Hutchins moved that the House concur in the Senate Resolution. Motion prevailed and the Resolution was concurred in.

On request of Halgrims of Humboldt, unanimous consent having been given, Senate Concurrent Resolution relative to furnishing of Codes and Supplements to the Code, Session Laws and annotations to the members of the Thirty-fifth General Assembly, was taken up, read and considered.

Resolved by the Senate, the House concurring, That the Secretary of State be requested to furnish each member of the Thirty-fifth General Assembly a copy of the Code and Supplement thereto and subsequent Session Laws and annotations.

Mr. Halgrims moved that the House concur in the Senate Resolution. Motion prevailed and the Resolution was concurred in.

On request of Larrabee of Fayette, unanimous consent having been given, Senate Amendment to the House Concurrent Resolution relative to the holding of a Joint Convention, was taken up, read and considered.

Be it resolved by the Senate, the House concurring, That a joint convention of the two houses of the Thirty-fifth General Assembly be held January 14, 1913, at 2:00 o'clock p. m.

That the Governor, B. F. Carroll, be invited to read his message at this joint meeting of the two houses of the General Assembly and that the President of the Senate and the Speaker of the House be designated to deliver the invitation to him.

That at this joint convention the vote of Governor and Lieutenant Governor be canvassed, and the result announced and recorded as provided by law.

Mr. Larrabee moved that the House concur in the Senate Amendment. Motion prevailed and the amendment was concurred in.

On request of Shankland of Polk, unanimous consent having been given, Senate Concurrent Resolution, relative to the appointment of a Joint Committee to arrange for the inauguration of the Governor and Lieutenant Governor, was taken up, read and considered.

Be it resolved by the Senate, the House concurring, That a joint committee be appointed, consisting of six members of the Senate, to be appointed by the President, and six members of the House, to be appointed by the Speaker, to arrange for the inauguration of the Governor and Lieutenant Governor.

Mr. Shankland moved that the House concur in the Senate Resolution. Motion prevailed and the Resolution was concurred in.

The Speaker appointed the following Joint Committees on the part of the House:

Committee on Inauguration, Fraley of Polk, Helming of Allamakee, Carson of Davis, Shankland of Polk, White of Benton, McCullough of Dubuque.

Committee on extra help, Hutchins of Kossuth, Klay of Sioux, Bauman of Van Buren.

On request of Boettger of Scott, leave of absence was granted Clark of Monona for the rest of the week.

The Chief Clerk named Lawrence Holmquist as his page, who took 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.

On motion of Jensen of Pocahontas, the House adjourned until 10 o'clock A. M., Tuesday morning.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 14, 1913.

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

Prayer was offered by Rev. Howland Hanson of Des Moines, Iowa.

Journal of Monday, January 13, corrected and approved.

The following members took and subscribed to 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 perform the duties of my office to the best of my ability, so help me God.

Joseph Keiso, Jr.
Chris Erickson.

The Chief Clerk made the following assignment of seats to the representatives of the press:

R. E. Bales, Register and Leader and Tribune.....	No. 1
W. H. Wiseman, Capital.....	No. 2
Neal Jones, Des Moines News.....	No. 3
J. S. Woodhouse, General.....	No. 4
Ora Williams, General.....	No. 5
J. B. Walker, Sioux City Journal.....	No. 6
H. E. Patton, Postal Telegraph.....	No. 7

A. M. May and Tony Barber 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.

A. M. May.
Tony Barber.

The Speaker announced the receipt of papers in matter of the contest for the office of Representative for the Thirty-fourth Representative District of Iowa, M. T. Foley, Contestant, vs. O. H. Jacobson, Incumbent.

Halgrims of Humboldt moved that a special committee of five members of the House be appointed by the Speaker to hear the contest of Foley vs. Jacobson, and report their findings to the House.

Motion prevailed.

The Speaker announced the receipt of papers in the matter of the contest for the Thirty-eighth Representative District of Iowa, Frank Sellman, Contestant, vs. David Meredith, Incumbent.

Sherman of Poweshiek moved that a special committee of five members of the House be appointed by the Speaker to hear the contest of Sellman vs. Meredith, and report their findings to the House.

Motion prevailed.

INTRODUCTION OF BILLS.

By Kingland of Winnebago, House File No. 1, a bill for an act to amend the law as it appears in sections ten hundred eighty-seven-a-10 (1087-a-10), ten hundred eighty-seven-a-twenty-two (1087-a-22), and ten hundred eighty-seven-a-twenty-seven (1087-a-27), of the Supplement to the Code, 1907, as amended by Chapter sixty-nine (69) of the Acts of the Thirty-third (33d) General Assembly, and sections eleven hundred fifty (1150), eleven hundred fifty-one (1151), eleven hundred fifty-seven (1157), and eleven hundred sixty-two (1162) of the Code, and repealing Chapter one (1) of the special session of the Thirty-second (32d) General Assembly, and enacting a substitute therefor, all relating to the nomination of candidates for the office of senator in the Congress of the United States and of the canvass of the vote for senator in the Congress of the United States, and providing for nominations for such office in case of vacancy.

Read first and second time and passed on file.

By Dawson of Cherokee, House File No. 2, a bill for an act to elect delegates to the national convention of each party, to nominate candidates for President and Vice-President.

Read first and second time and passed on file.

By Bingham of Emmet, House File No. 3, a bill for an act to amend Sec. 732 of the Supplement to the Code, 1907, in relation to library funds and transfer thereof.

Read first and second time and passed on file

By Burt of Taylor, House File No. 4, a bill for an act to provide for the regulation and supervision of Investment Companies, and providing penalties for the violation thereof.

Read first and second time and passed on file.

On motion of Larrabee of Fayette, the House adjourned until 1:45 P. M.

AFTERNOON SESSION.

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

Shankland of Polk moved that a committee of three be appointed to notify the Senate that the House is ready to receive it.

Motion prevailed.

The Speaker appointed as such committee, Shankland of Polk, Bruce of Floyd, Kelso of Jackson.

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 Resolution, in which the concurrence of the House is asked:

Resolution relative to the holding of a joint convention for the purpose of inaugurating the Governor and Lieutenant Governor.

JOS. E. MEYER,
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 on Thursday until Tuesday, January 21st, at 10 o'clock a. m.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Scott of Fremont called up Senate Concurrent Resolution relative to adjournment and asked unanimous consent for immediate consideration.

CONCURRENT RESOLUTION.

Resolved by the Senate, the House concurring, That when we adjourn on Thursday afternoon, January 15, it will be until Tuesday, January 21, at 10 o'clock a. m.

Laid over under Rule 34.

Huff of Hardin, Chairman of the Committee appointed to select Committee Clerks, offered the following report:

Your committee on the selection of committee clerks report that we have examined and recommend the selection of the following named applicants:

Miss Lura Chapman.
Mrs. Jennie C. McCray.
Miss Della Wolf.
Miss Leona Piquignot.
Miss Emma Swartzendruber.
Miss Mayme Sterrett.
Miss Imogene Morningstar.
Miss Agnes Brennan.
Miss Isle Denny.

HERBERT A. HUFF,
W. W. ANDERSON,
JOSEPH KELSO, JR.,
Committee.

On motion of Mr. Huff, the report was adopted.

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

The following Committee Clerks took and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States and 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.

Agnes Brennan.
Emma Swartzendruber.
Isle Denny.
Leona Piquignot.
Imogene Morningstar.
Lura E. Chapman.
M. B. Sterrett.
Della Wolfe.

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

JOINT CONVENTION.

In accordance with law and concurrent resolution duly adopted, the joint session was called to order, Senator Savage, President Pro Tempore of the Senate, presiding.

The roll was then called and the following members responded:

Those present were:

Anderson of Montgomery, Anderson of Greene, Ames, Arney, Atkinson, Balluff, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boe, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clarkson, Cole, Cowles, Craig, Crist, Cronbaugh, Crow, Crozier, Cunningham, Daniels, Darrah, Dixon, Doran, Downey, Doze, Dunlap, Dunningan, Eggleston, Elliott, Elwood, Enger, Erickson, Farr, Fellows, Fraley, Francis, Garrett, Gates, Gillette, Goodwin, Greene of Clinton, Greene of Grundy, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heald, Heaton, Helming, Hilsinger, Huff, Hunt, Huntley, Jacobs, Jacobson, Jamison, Jensen, Jewell, Jones of Montgomery, Jones of Dickinson, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee of Webster, Larrabee of Fayette, Legel, Lenocker, LeRoy, Lounsberry, Lund, Malmberg, Manning, Mattes, McColl, McHose, McManus, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Neal, Newcomb, Nye, Odendahl, Perkins, Peterson, Pickford, Power, Quigley, Ream, Ring, Robinson, Rohwer, Saltzmann, Savage, Scholz, Schrup, Scott, Shankland, Sheean, Sherman, Sidey, Smith, Steelsmith, Stipe, Stokes, Stutt, Taylor, Thayer, Thomas, Thompson, Townsend, Trumbauer, Webb, Weber, White of Iowa, White of Benton, Whitney, Wilson of Clinton, Workman—145.

Those absent were:

Allen, Balkema, Chase, Clark, Dawson, DeWolf, Griffin, Hamilton, Hutchins, McCullough, Rone, Spaulding, Sullivan, Wilson of Appanoose—14.

The President Pro Tempore declared a majority of the General Assembly present at the joint convention.

Smith of Shelby 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.

Motion prevailed.

The President Pro Tempore appointed Smith of Shelby, on the part of the Senate, and Representatives Carson of Davis and White of Benton on the part of the House, as members of the committee.

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

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

THIRTY-FIFTH GENERAL ASSEMBLY, JANUARY, 1913.

BIENNIAL MESSAGE OF THE GOVERNOR.

To the Senate and House of Representatives of the Thirty-fifth General Assembly:

The constitution makes it the duty of the Governor to transmit to every regular session of the General Assembly a message with reference to the conditions of the state and recommending such things as he shall deem expedient. If I shall attempt to discuss in your presence the many matters of importance to which in my judgment you should direct your attention during the present session of your honorable body, it will require a message of considerable length, and I therefore, in the beginning beg indulgence for such time as may be necessary to a proper understanding of the subjects herein referred to.

In my opinion, few, if any, sessions of your honorable body have ever been confronted with so many important measures, as will be presented to you in the course of your deliberation, and none have had better opportunity for doing a vast amount of valuable service for the state. Many of the more important subjects that will come before you, have been considered by special commissions during the time since the adjournment of the last session of the General Assembly, and have been reported upon, some in the form of bills, while other measures have been so thoroughly considered at other sessions of the legislature as to render them more easy of solution by you. I know of nothing that should in any way interfere with the work of this session. It seems, therefore, that we may reasonably expect an unusual amount of valuable legislation at your hands, and I congratulate you that you enter upon your duties under such favorable circumstances.

CONDITION OF THE TREASURY.

I am pleased to be able to say to you that the finances of the state appear to be in a very satisfactory condition. On the first day of January of the present year the balance in the treasury standing to the credit of the general fund amounted to \$971,672.11. Deducting the Fish and Game fund and the automobile tax, leaves the net balance, in round numbers, \$730,600, as against \$645,000 on January 1, 1911, after making like deduction, and \$299,600 January 1, 1909.

The biennial report of the Auditor of State shows that on July 1, 1912, there was in the state treasury to the credit of the general fund \$818,000 after deducting the Fish and Game fund and Automobile tax. The Auditor estimates that the receipts from July 1, 1912, to July 1, 1915, will amount to \$13,482,000, making the total assets \$14,300,000. He estimates the expenditures from July 1, 1912, to July 1, 1915, to be \$12,350,000. To this should be added \$650,000 to meet expenditures between July 1, 1915, and October, 1915, during which time the state's income will be small. These two items taken together make a total of expenditures of \$13,000,000, which would leave \$1,300,000 available for extraordinary expenditures during the biennial period ending June 30, 1915. It will be unsafe to appropriate a larger amount than this unless you make provision for increasing the State's income sufficient to meet any excess in appropriations.

THE CAPITOL GROUNDS.

A comprehensive scheme for enlarging the capitol grounds should be adopted by you and plans made for the eventual acquiring of the lands to be added to the present holdings of the State. I would recommend that the State buy all of the grounds lying between East Ninth and East Twelfth Streets, beginning at Capitol Avenue and extending to the railroad tracks at the foot of the hill to the south. The grounds thus acquired, lying south of Walnut Street, should be parked and beautified, and upon them should be placed the Allison monument and such other monuments as may be erected in the future, and when the state shall build an executive mansion, it should be placed upon the high point of ground to the southeast of the capitol building. Upon the block immediately east of the state house and south of Capitol Avenue, should be located a judicial building. I would also suggest that when the time comes that it is necessary to make any considerable improvement in the State's power plant, it would be wise to consider moving it to the foot of the hill, south and southwest of the state house, where it could be reached by a switch, thereby saving the large amount of money that is annually paid for hauling coal with teams and wagons, and also getting rid of the dirt and smoke and the somewhat unsightly appearance of a heating plant immediately in front of the capitol building.

In suggesting the enlargement of the capitol grounds, I wish to say that the owners of some of the lots included in that which I have referred to, have already expressed a willingness to sell the same and some have submitted a price for their holdings. I want also to say that at two or three different times efforts have been made to secure a change of grade in some of the streets about the state house, which change would have a very material effect upon the surroundings, if additional lands are to be acquired. The council has each time objected to these changes and asked the parties interested therein to wait and take the matter up with you with a view to securing co-operation between the city of Des Moines and the State in some general plan of improving the state house surroundings, and I recommend the appointment by you of a committee to

take this matter into consideration and co-operate with the officials of the city to the end suggested.

In my opinion the State might profitably dispose of Governor's Square, allowing the city to purchase it for a park if so desired, and invest the proceeds in lands above suggested for purchase.

JUDICIAL BUILDING.

The demand for more room for the accommodation of the various officers and commissions of the State seems imperative. We now have the Dairy and Food Commissioner and the State Veterinary Surgeon quartered in the old brick building across the street east from the state house, which building is poorly equipped and ought to be vacated. The State Board of Education, the State Fire Marshal, the Commerce Counsel, the Rate Department and the Oil Inspector have been occupying committee rooms and are now temporarily located, some with other departments in this building and some in the Historical Building.

In order to furnish needed room it has been suggested that an office building be erected. Some such arrangement should be made, but in my opinion the logical thing to do would be to erect a Judicial Building, remove the Supreme Court and all of its correlated departments out of the state house and bring all administrative officers and commissions together in this building. By this method the Supreme Court, the Clerk of the Court, the Attorney General, the Law Library and the Commerce Counsel would be removed from this building and the quarters occupied by them would be released for the use and accommodation of other officers and commissions. The library room is of the height of two full stories and could be converted into two stories, the upper of which would be accessible from either elevator at the gallery floor.

By the above arrangement 19,000 square feet of floor space would be released for use which is practically the equivalent of a four-story building 100 feet long by 50 feet wide.

I believe the above would be the logical division of departments to make, inasmuch as it would bring the court and the legal department of the state into one building and all executive officers into the other. This has been done and is being done in a number of states. It has the indorsement of our Supreme Court and in my opinion is the plan that should be adopted.

ELEVATORS.

The old hydraulic elevators in the State House continued to give so much trouble that the Executive Council became alarmed lest some accident might result from their operation. It was deemed advisable to replace them with electric machines. In order to meet the expense incident to this change it became necessary to use the money appropriated by the omnibus appropriation bill of the last session of the General As-

sembly for the installation of elevators in the north and south wings of the building, the Attorney General holding that said appropriations might properly be so used. The new elevators cost \$3,000 each.

SOLDIERS' HOME-COMING.

A year or more ago it was suggested to me that it would be appropriate to have a home-coming for all surviving soldiers who went from the State of Iowa into the service of their country during the war of the rebellion. The time was too short to make preparation for such a home-coming during the year just passed. It is now proposed to observe such an occasion during the present year in connection with the state encampment of the G. A. R., which encampment will be held in the City of Des Moines some time during the summer.

I most heartily and earnestly concur in this movement and recommend that some appropriate preparation be made for this occasion and that an appropriation be made by you to assist in defraying the expenses thereof. Not only men who went from Iowa into the service, but hundreds and possibly thousands of others would engage in these exercises. It ought to be made a great occasion for the old soldiers whose years, at most, cannot be many.

PROVIDENTIAL CONTINGENT FUND.

The Thirty-fourth session of the General Assembly appropriated \$50,000 as a providential contingent fund to be expended under the provisions of section 170 of the Code. I recommend that you renew this appropriation. Under an opinion of the Attorney General it has been held that this fund may be used for various purposes, such as paying the expenses of the National Guard when called out to suppress riots, for the restoration of state property when destroyed by unavoidable cause, etc., so that it cannot properly be regarded any longer as a providential fund. While not calling into question the correctness of the opinion I want to suggest that the section of the Code should be so amended as to make it clear as to just what use is to be made of this fund and the term by which it is designated should conform to the uses for which it is intended. The law should also be amended so that the expenses of the Guard when on riot duty could be paid from the general fund of the treasury. A single conflagration or disaster might make it necessary to expend the entire amount of the appropriation herein referred to and leave the Governor without any means of meeting guard expenses as herein contemplated except by calling the legislature into special session. And again, since it is provided that the so-called providential contingent fund can only be expended by unanimous consent of the members of the Executive Council any one member of that body refusing to agree to the payment of guard expense from this fund could hold the claims up and prevent their payment or compel the Governor to call the General Assembly into session. While it is not probable that such a contingency as this would ever arise the possibility of it ought not to exist.

NATIONAL GUARD.

In my message of two years ago I expressed it as my opinion that the National Guard had attained to a degree of efficiency never before equalled. I think I am warranted in again saying that the efficiency of the Guard has never been so great as at the present time.

Within the last four years there has been a great revival of interest with reference to quarters for the companies so that of the forty-eight companies constituting the four regiments of the guard thirty-three are now provided with permanent quarters, many of which were erected for the exclusive benefit of the companies themselves and others have been so arranged as to meet their needs and requirements.

Early in the summer of 1910 I found it necessary to call out six companies of the Fifty-fourth regiment in charge of Major Ball under the direction of General Logan to suppress rioting in connection with the general strike among the button workers at Muscatine. The conduct of the guard was exemplary and the work done by the companies was very effective and commendable. This service covered a period of sixteen days.

INSURANCE, BANKING, ETC.

Conditions in the State with reference to insurance and banking have been quite satisfactory during the last two years. There are now reporting to the department 1,049 banks and trust companies as against 950 two years ago, and the deposits have increased from \$247,000,000, June 30, 1910, to \$285,000,000 September 11, 1912.

There have been no great conflagrations during the year and the mortality among our people has been about normal.

The Auditor of State in his biennial report recently filed with me again recommends that a system of examination of county accounts and records be established and to this recommendation I want to give my approval. It seems to me that the number of defalcations and irregularities that have occurred during the last few years will impress upon you the importance of the above suggestion.

MINING AND LABOR DEPARTMENTS.

The entire chapter of the Code relating to mines and mining in the state was revised during the last session of the General Assembly and I am pleased to say that under the new law things have worked out in a very satisfactory manner. There have been no serious disasters and the merits of the statute enacted I think have fully justified the revision of the law.

The Labor Department of the State is in a most excellent condition and I commend the Commissioner upon his faithful and wise administration of the affairs of the office. Some revision of the laws will be asked

and requests will be made for extending the service of the department. One of the most important matters with reference thereto is that of changing the law with regard to employment agencies so as to eliminate what is known as the "padrone" system.

In my opinion the powers and authority to inspect hotels should be transferred to and made a part of the duty of the Labor Commissioner. It is wholly unnecessary to have two sets of men traveling over the state when the work of inspection herein referred to could be performed equally as well and at a much less expense by the Labor Commissioner and his deputies who of necessity must visit all parts of the State in the performance of other duties.

I recommend a careful consideration of the matters herein referred to.

HEALTH DEPARTMENT.

While the Health Department of the state seems to show a more satisfactory condition than heretofore, I am still of the opinion that the executive head of the department should be the man in immediate charge of the office. Under a system similar to that now in vogue this, of course, would be the secretary. The present incumbent in that office has proven himself to be a very capable and efficient public servant. I want again to recommend that the members of the Board be placed upon a salary and that the Board be made advisory rather than directory. I believe a plan of reorganization similar to that presented to the last session of the General Assembly would render the department more efficient.

HOG CHOLERA.

Again our State has been visited by a severe scourge of hog cholera. The value of the animals that have died during the last year is estimated at not less than \$12,000,000.00. The most effective, and in fact, so far as I am aware, the only remedy that seems to check or prevent the spread of this disease, is what is familiarly known as the serum method of treatment. There has been appropriated \$8,000 biennially for the manufacture of serum in this State. This has been wholly inadequate to meet the demand during the last few months so that large quantities have had to be shipped in from other states. I recommend a larger appropriation and better preparation for the manufacturing and distribution of serum to the end that in the future we may be able to avoid the great loss that has resulted from the spread of disease among swine.

Statistics also show a tremendous loss in the value of the swine produced in the State by reason of the prevalence of tuberculosis. It is generally believed that this disease among swine is largely due to its prevalence among cattle, and in order to eradicate it from the one it will be necessary to eradicate it from the other also.

Dourine has also been found to exist among the horses in a few localities of the state, but has been closely quarantined and seems fairly well under control.

You will, no doubt, be called upon to legislate so as to enable the authorities of the State to better regulate and control these as well as other diseases among animals.

BEE INSPECTION.

Most of us, I presume, have regarded the bee industry of the State as a matter of no particular consequence. I must confess that I have been surprised to learn that there are perhaps forty thousand people in the state who are more or less extensively engaged in the handling of bees, and that the value of the honey produced is estimated as exceeding one million dollars. This industry is being badly injured and in fact its existence is threatened by what is termed "foul brood." We have a law creating the office of Bee Inspector, but for some reason no appropriation has been made to meet the expenses and pay the salary of such official.

It has been suggested that the matter of bee inspection and nursery inspection be combined, that an appropriation sufficient to meet the requirements of both be made and that the work be placed in the hands of the State Entomologist. I hardly feel sufficiently informed on the subject to recommend that this be done, but the plan seems to me to be feasible and I recommend it to you for consideration. I do wish, however, to urge upon you the making of ample provision for ridding our State of "foul brood" which is prevalent in many parts of the State and which is rapidly destroying the bee industry.

WEIGHTS AND MEASURES.

The question of weights and measures is becoming of great importance to the people of our State and since the matter of testing scales has been lodged with the Dairy and Food Commissioner and other states have clothed that official with authority as to the subject of weights and measures, I recommend that he be made the superintendent of weights and measures in this State. I also recommend that the laws upon these subjects be so revised as to make them more effective and bring them up to date.

The dairy interests of the State have grown to such an extent that we now rank first of all of the states in the production of butter and are making very satisfactory progress in other lines of dairying and stock raising. Much of the work that has been accomplished during the last four years is due to the aid given by the State in the way of appropriations made.

During this session you will, no doubt, have presented to you measures intended to better the sanitary conditions of the state, not only as relates to dairying, but with reference to the health of the people of the state and with especial reference to food products. It is universally conceded that a proper observance of sanitary law is the most potent factor in the establishment and maintenance of a healthful con-

dition, both among men and animals. I feel assured, therefore, that you will give due regard to the necessity for the enactment of better laws upon the subject of sanitation.

AGRICULTURE AND HORTICULTURE.

Without going into details with regard to the Department of Agriculture and Horticulture, I desire to say that very satisfactory progress has been and is being made in each and that as far as is consistent with other interests of the State, you should continue to aid and encourage them.

You will be asked for an appropriation for the erection of a woman's building upon the State Fair Grounds, to be used not only as an art building, but as an auditorium for lectures and for other purposes tending to the promotion of the moral, social and intellectual advancement of the people of the State. In considering improvements to be made, you should give thoughtful consideration to this request. We should not overlook the necessity and importance of promoting the welfare and strengthening the citizenship of the State. The request for the erection of a woman's building is with a view to accomplishing these results, and I desire to give it my hearty approval.

In this connection, I wish to call your attention to the fact that the Federal Government has established a Child Welfare Department or Bureau, and that the subject is being very generally considered in many states of the Union. Certainly there can be no more important subject than the welfare—physical, mental and moral—of our children, and Iowa could do herself no greater honor than to be the first state in the Union to place upon her statute book a law establishing a Child Welfare Department or Bureau as a permanent branch of our State Government.

STATE FIRE MARSHAL.

The Thirty-fourth session of the General Assembly enacted a law creating the office of State Fire Marshal. The law has been in operation now a year and a half. The results have been very satisfactory and in my opinion the vigorous manner in which Fire Marshal Ole O. Roe and his assistants are enforcing the law will greatly reduce the number of incendiary fires throughout the State. From July 1, 1911, when the law took effect, up to the present time more than 3,700 fires have been reported to the Marshal's office, of which more than 175 were suspected as being of incendiary origin, and have been investigated. As a result of these investigations four persons have been convicted and sent to the penitentiary, two were given jail sentences, one was sent to the insane asylum, one to the boys' industrial school, two to the hospital for inebriates, two were fined, one was acquitted and eleven indictments are now pending.

Nearly five hundred buildings have been inspected and many orders have been issued with regard to removing the danger of fire incident to the unsafe conditions found to exist.

STATE SHERIFF.

It has been suggested that there is need of a state official or officials who, under the direction of the Governor, could be sent into any part of the State to make investigation where crime has been committed and to assist the Governor and the Attorney General in enforcing the laws. Several occasions have arisen during the last year where such an official might have accomplished great good and some instances have arisen where, beyond question, his services would have been of value to the state. In the case of the murder at Villisca, one of the foulest crimes ever committed in this or any other state, aside from the limited reward that the Governor may offer, the State was without any direct means of assisting in apprehending the murderer. However, in order to do all that was within our power we employed for several weeks a detective from the W. J. Burns detective agency and paid him for his time and expenses out of the Attorney General's contingent fund and I reimbursed the Attorney General from the Governor's Counsel fund. While this is an unsatisfactory way to transact business we felt that we were operating entirely within the law and that every citizen of the State would approve what was done. The suggestion of a state official to act in the capacity above mentioned is worthy of your consideration and I recommend that provision be made so that the power of the State will be strengthened either as above provided or in some other effective manner.

COMMERCE COUNSEL.

The Thirty-fourth session of the General Assembly created the office of Commerce Counsel and made appropriations for the use of the Counsel and the State Board of Railroad Commissioners in matters pertaining to interstate and intrastate commerce. The results obtained with reference thereto have been much more satisfactory than in the past, and I feel assured that the creation of the office of Commerce Counsel has been fully justified. I am convinced, however, that the power and authority of that official should be enlarged. He should be made the legal adviser of the Board of Railroad Commissioners. He should also have charge of proceedings in the courts where injunctions are brought against the Commission to restrain it from enforcing its rules or orders or where actions are brought by the Commission for the enforcement of such rules or orders. He should also be clothed with authority to appear and have charge of and prosecute all cases ordered by the Board of Railroad Commissioners or brought by the Counsel himself before the Interstate Commerce Commission.

In making the above suggestions there is no thought to in any way limit or interfere with the power of the Attorney General with reference to these matters. His authority being constitutional could not be interfered with by a statutory enactment, but any law to be enacted should be so drawn as to fully recognize his authority with reference to the matters under consideration.

ARBITRATION OF DISPUTES.

I want again to call your attention to the necessity for the enactment of a law requiring disputes between employer and employe to be submitted to arbitration before a strike or lockout can be ordered. This matter was called to the attention of the Thirty-fourth session of the General Assembly, but the necessity for action did not seem to impress itself upon the members of that body. Since then we have had a number of disputes and disagreements, some of which have resulted in strikes of a more or less serious character. In some instances the disagreement arose over matters of a trival nature which ought to have been adjusted without difficulty. I most earnestly urge upon you the necessity for legislation with reference to the matter herein suggested, both in the interest of the employe and the employer, and also in the interest of the general public which is often inconvenienced and injured by these industrial disturbances. This is a subject of far-reaching importance and you ought not to adjourn without enacting a law with reference to it. I can not urge this upon you too strongly. You will find both in Canada and in Australia as well as in some of the states, statutes bearing upon this subject which apparently have worked fairly well and which may be made the basis of laws to be here enacted.

AN IMMUNITY STATUTE.

Near the close of the last session of the General Assembly there was presented and passed through the House a measure designed to strengthen our laws for the prevention of combinations in restraint of trade or for the fixing of prices of commodities. The bill failed in the Senate during the closing hours of the session. Without an immunity statute it is very difficult to secure evidence sufficient to justify the bringing of an action even when it is generally conceded that unlawful combinations exist. I recommend that our laws be amended in substantial harmony with the provisions of the bill above referred to.

LAW ENFORCEMENT.

In my inaugural address of four years ago I stated that events that had recently occurred had brought forth a demand for law enforcement and that the matters referred to had reference to violations of the liquor statutes of the State.

The Thirty-third General Assembly, then in session, enacted what are commonly known as the Cosson removal statutes, which statutes, in my opinion, have done much to bring about a wholesome regard for all laws of the state, and especially for the liquor laws, so that I feel warranted in saying that perhaps at no time in the State's history have these laws been better observed than at present.

From the Iowa Official Register and from other sources, it appears that in September, 1908, saloons were being operated in forty counties of the State and that there was a total of sixteen hundred and twelve in

operation. Recent statistics show that there are at present only thirteen counties where saloons generally exist, that there is one county which has saloons in two cities only and nine counties which have saloons in only one city each, while there are seventy-six counties that have no saloons at all, and the total number in the state is only seven hundred and thirty-one.

This shows the largest extent of "dry" territory and the smallest number of saloons for many years if indeed not at any time in the history of the State since it attained to any considerable size in population.

PUBLIC UTILITIES COMMISSION.

Again I want to call your attention to the need of better laws with reference to regulation and control of public utilities and to the creation of a public utilities commission. It is not necessary to enter into a lengthy discussion of this subject. That you can find in my message of two years ago. What I want to do here is to urge that this question be taken up early so that it cannot be said in the closing hours of the session that "There is not sufficient time to properly consider the matter." I would recommend the Crist Bill of the last session of the General Assembly as a basis from which to work, making any changes therein that may be necessary to meet the conditions and requirements of our State. Let no man offer the excuse that he opposed a measure because it contained objectionable features unless he can, in good faith, show that he tried to secure the elimination or modification of such provisions as do not meet with his approval.

The bills considered during the last two sessions of the Legislature went to defeat largely by reason of the opposition of officials of certain cities who as an excuse for that opposition set up the false claim that the measures were designed to aid corporations. It might better be said to have been the selfish opposition of public officials who feared a curtailment of some of their powers and the removal of a convenient campaign issue. What we need in the regulation of corporations and the guarding of the interests of the public, is a commission that is well qualified for the work to be done, has the courage of its convictions and is so far removed from local influences as to be fearless in the performance of duty. With such a commission we may expect efficient service from public service corporations, and not until we have such a commission.

INSTITUTIONS UNDER THE BOARD OF CONTROL.

It will not be possible for me to go into detail with regard to the many institutions under the management of the State Board of Control, but there are some things in connection with most all of them to which I wish to call your attention and then most earnestly request of you a careful perusal and consideration of the recommendation made by the Board in its report, which is now available for your inspection and use.

I think I ought, however, to say that as compared with the educational institutions of the state, the institutions under the charge of the Board

of Control fared rather badly at the hands of the last session of the legislature, consequently, the necessities of those institutions are greater at this time by reason of the fact that they were in some respects neglected two years ago. This is not stated by way of criticism, because I do not believe that the educational institutions received more than they should have had, but the institutions under charge of the Board of Control which did not receive adequate appropriations two years ago will necessarily require more liberal appropriations at your hands.

SOLDIERS' HOME.

Among other things, the Board is asking for a definite amount for the maintenance of the Soldiers' Home rather than that it should depend upon a per capita allowance as at present. This I think will readily appeal to you when you have in mind that the number of inmates of the Soldiers' Home will very soon, in all probability, decrease at quite a rapid rate so that it will either be necessary to make much larger per capita allowance or to provide for a fixed monthly amount to be used for maintenance. I cannot impress upon you too strongly the duty which rests upon you as members of the Legislature in making every provision for the proper care and support of the veterans of the Civil War and their wives, who by reason of age, infirmity or lack of funds by which to support themselves have found homes in our State Institutions.

ORPHANS' HOME.

At the Orphans' Home at Davenport appropriations are asked for to erect an addition to the hospital and also for the erection of a school building. I wish to say in this connection that upon my last visit to this Institution I was impressed with the very crowded conditions of the school and what seemed to me to be an imperative demand for more school room. The work in the school and the management of the institution are of a very high order, but more room is badly needed and I urgently recommend that provision be made for at least three or four additional rooms or for a separate building for lower grades, as is recommended by the Board of Control.

SCHOOL FOR DEAF.

There is little that I need to state with regard to the School for the Deaf except that small appropriations for many purposes are requested but the aggregate is not large and the necessities of the institution in this respect are not so great as at the other institutions of the state. Two years ago I recommended that the School for the Deaf and the School for the Blind be transferred from the Board of Control to the State Board of Education. The latter was transferred but the former was not. The deaf people of the state and those persons whose children are sent to the institution feel that it ought to be taken out of the group of penal and charitable institutions and classed with the educational institutions. There is much merit in what they have to say and I suggest that you give it due consideration.

INSTITUTION FOR FEEBLE MINDED.

At the Institution for Feeble Minded Children an appropriation sufficient to complete the girls' cottage will be asked for. The foundation of this building has already been put in and it is necessary in order to complete the structure that a sufficient appropriation be made therefor.

TUBERCULOSIS SANATORIUM.

A medical building is asked for at the Tuberculosis Sanatorium. This is needed not only in order to meet the requirements of the institution as at present, but in anticipation of any enlargement upon our method of conducting this Sanatorium. I believe the results obtained have fully met the expectations of those interested in the management as well as those who have observed the workings of the institution. The receiving quarters are inadequate and if the best results are to be had from the maintenance of an Institution of this character it should be so extended as to furnish treatment and a home for patients in advanced stages of consumption as well as in the incipient stages. In fact the danger of the spread of disease by those in advanced stages of consumption is very much greater than those in the incipient stages. In my opinion the scope of the work at this Institution should be enlarged as is herein suggested.

INDUSTRIAL SCHOOL.

At the Industrial School for Boys an appropriation is asked for in order that the administration building may be reconstructed so as to use a portion of it for a gymnasium.

At the Industrial School for Girls at Mitchellville no large appropriation is asked for any particular item and the aggregate of appropriations is small.

HOSPITALS FOR INSANE.

At the Hospital at Mt. Pleasant and at the Hospital at Clarinda appropriations are asked for the erection of a Psychopathic Hospital.

At Independence an appropriation is asked for the erection of a cottage for patients afflicted with tuberculosis.

At Cherokee an appropriation is asked for the erection of a home for employes.

Several of these hospitals are badly crowded but it seems to me that at least two of the items herein mentioned are deserving of especial consideration. That is, buildings for the segregation of tubercular patients and homes for the employes to which they may go for rest and relaxation after their day's work in caring for the patients has been completed.

The items herein referred to with reference to the above Institutions are only a few of the many which will come before you for consideration.

I wish to add that in general our State Institutions are in a very satisfactory condition and I feel warranted in commending the supervising officers as well as those in charge of the Institutions of the State.

FORT MADISON.

Some months ago there was a good deal of complaint regarding the prison and prison management at the Penitentiary at Fort Madison. I had the complaints carefully investigated by the Board of Control, investigated most of them myself and had the President and Secretary of the State Board of Health inspect the prison as to its sanitary condition. At a still later date I asked the Attorney General, assisted by Judge M. A. Roberts of Ottumwa and Hon. Parley Sheldon of Ames to make an investigation of the complaints and report the same to me. The result of it all was that nothing was reported that justified any serious complaint except such as necessarily attached to an old, and in many respects, out-of-date institution, which the Board of Control is trying to modernize as fast as can be done with the funds and means at hand. The new cell house is being constructed and when done will afford an opportunity to reconstruct the old cell house and to a great extent remove any just cause for complaint from that source.

An appropriation is asked for by the Board of Control for the completion of the cell building. The feeling among the prisoners at this time is much better than formerly, discipline has improved, and things are moving along apparently without friction and in a satisfactory manner.

ANAMOSA.

In my general discussion of prisons and prison management and the employment of prison labor I have stated what I think ought to be done for the Anamosa Institution. I only wish to say here that conditions at the reformatory aside from what I have elsewhere stated, are quite satisfactory and the management is capable and efficient.

EPILEPTIC COLONY.

Two years ago I discussed at some length the necessity for the establishment of an Epileptic Colony. Without assuming to discuss it again I wish to say that the needs for such an institution are even greater today than ever before and in my opinion the next eleemosynary institution that is established should be a home or colony for epileptics. An appropriation is this year asked for by the Board of Control for the establishment of an Institution of this character and I want to give it my most hearty approval and endorsement.

KNOXVILLE.

Two years ago I felt compelled to say to the 34th session of the General Assembly, that conditions at the Hospital for Inebriates were so unsatisfactory that we might well consider abandoning the Institution.

Since that time conditions have changed so that the present management is deserving of congratulations. However, there is still opportunity for great improvement and the Superintendent believes that in order to make the Institution a recognized success and put the question of the advisability of maintaining it, beyond a doubt it should be made dual in character. That is, there should be a hospital for the treatment of those who need treatment and there should be a work house, or custodial building within an enclosure or walls for those who need reformation rather than treatment.

This suggestion is very much in line with what I proposed two years ago and I want to recommend it to you for consideration and adoption.

COMMITTEE TO VISIT STATE INSTITUTIONS.

Again I want to urge upon you the suggestion made in my message of two years ago, that you create a Committee which during the sixty or ninety days preceding the convening of the session of the General Assembly shall visit and study the needs of our various State Institutions. With due regard for the members of this body I am compelled to say that in my opinion the ordinary junket to the institutions, by committees appointed as heretofore, means little if anything more than a visit with the superintending officer and a hurried look at the Institution. It cannot result in any great amount of good or furnish any valuable information. You should appoint a special Committee and give it time to make a thorough study of the needs of the Institutions in order that you may better understand them when they come before you for consideration.

STATE BOARD OF EDUCATION.

The law creating the State Board of Education took effect July, 1909. As with all other changes from an established custom there has been more or less criticism with regard to the management of our Institution under this Board and yet the Institutions themselves have prospered and flourished. The attendance at each of the schools under the control of this Board, I am informed, shows a considerable increase. The Board in its recent report, filed with me as Governor of the State, has made a number of recommendations and has announced its purpose to transfer the Engineering Department from Iowa City to Ames and the Domestic Science Department and the Liberal Arts Department from Ames and Cedar Falls to Iowa City. These proposed changes have brought many protests and vigorous opposition exists with reference to them. The Board has based its action upon its own judgment and the advice of men skilled in educational affairs and in the management of Educational Institutions.

Without expressing an opinion as to the wisdom of the proposed changes I wish to say to you that before taking such steps as will override the judgment of the governing body of these institutions the most careful and painstaking consideration should be given, not only to the

immediate effect of the changes proposed, but to the ultimate interest and welfare of the State and also of the Institutions. I recommend to you a careful perusal and study of the Board's report and also of the reasons assigned for its action.

The needs of the various Educational Institution will be presented to you by the Board and its Finance Committee and to these needs I also ask your attention.

PUBLIC SCHOOLS.

You will have no subject to deal with which demand more careful consideration than that of Public Schools.

At the session of the State Teachers Association in 1911 an appropriation of \$2,000 was made from the funds of the Association to meet the expense of a Commission appointed to investigate Public School conditions in the State and report its findings to the Association. That Commission is known as the "Better Iowa Schools Commission." It has spent much time in considering what might be done to better the condition of our schools and has made its report which will be available for your use and which I most highly commend to you for consideration.

One of the strong features of the report is that bearing upon the question of consideration of territory or enlarging the unit for school purposes. I think I can do no better than to quote in part from a discussion of this subject by our State Superintendent of Public Instruction in which he says: "The existence of rural sub-districts and rural independent districts, especially the latter, is a hindrance to securing better school facilities in the State. The unit of organization should be sufficiently large in order that the taxing unit will not only support good schools below the eighth grade, but also a high school department, offering from two to four years' work bearing a close relationship to the interests and industries of the community. The small rural independent district not only affords a territorial area too small to provide a proper educational unit, but it is too small for community purposes as a school unit. A rural high school building located at the center of the township would provide a good place for the educational, social and recreational activities of the community, and our aim should be for such a center for every community in Iowa. The rural high school is just as essential to a complete system of education for the country as is the town high school to a complete system of education for the town. The rural independent district embraces too small a territory to support a high school because of the small number of resident pupils. The adoption of an area to consist of not less than the Congressional township, is the most important need of legislative action today relating to schools "The consolidated schools offer a partial solution to the teacher problem. A less number of teachers will be required and better wages will be paid. There will be better qualified teachers who will make the work of teaching more nearly a permanent occupation."

It must be apparent to all who have given consideration to school matters that we have not been giving as much attention to the strengthening of the lower grades in our schools as should be given. Perhaps 90% of the school children of the State never go beyond the eighth grade. Something should be done to keep more pupils in school until they complete the public school course. So far as the country pupils are concerned, I believe this can be done by enabling them to study the branches that relate more directly to the things in which they are interested and to which they will in all probability turn their attention in the future, viz.: Agriculture, Horticulture, Manual Training, Home Economics and Domestic Science. Both the State Superintendent and the Better Iowa Schools Commission say in their reports that answers to inquiries sent out by them indicate that there is a general demand for the teaching of these subjects in the country schools. You should make it possible to meet this demand.

Every suggestion of enlarging the size of our school districts and transporting pupils suggests the necessity for improving our highways. That subject I have discussed elsewhere and will, therefore, not further consider it here.

I want most heartily to endorse the recommendation for doing all that can be done to better equip teachers for the work which is expected of them and to induce them to continue in the work, and to this end I endorse the recommendation to authorize contracts, with teachers, not only superintendents, but other teachers as well, for a period longer than that now permitted. This of itself should tend to cause teachers to continue in the work. I know from experience that the uncertainties which arise, at the end of each school year with regard to re-employment are not only sources of worry and annoyance to teachers, but cause them to want to obtain other employment where such uncertainties do not exist.

I want also to endorse the suggestion regarding the increase of salary of the State Superintendent and the recodification of the school laws, the merits of both of which I think will be so apparent to you that they need no discussion.

It is not possible for me to refer to all of the many phases of the school question which demand attention and I therefore invite you to a careful study and consideration of the suggestions and recommendations made by the Superintendent of Public Instruction and to the report of the committee on Better Iowa Schools.

MORE NORMAL SCHOOLS.

If we are to accept the opinions of those who are engaged in school work and who make a study of school questions as to what is needed to advance the interests of the Public Schools, and especially of the rural schools, I think we will be forced to the conclusion that we need more and better facilities for the training of teachers, that is, teachers for grade work, as well as for high school work. This being true it naturally

follows that we need more Normal Schools. This thought is suggested and emphasized not only by the State Superintendent of Public Instruction and the Better Iowa Schools Commission but by the State Board of Education. I want to give my endorsement to the suggestion and to recommend that you take such steps as will eventually result in the establishment of at least two or three more Normal Schools to do that kind of work which is necessary to properly equip the common school teachers for the duties which they are expected to perform.

REVISION OF TAX LAWS.

One of the most important matters that will come before you for consideration will be that of the revision of our laws relating to revenues and taxation. At the last session of the General Assembly provision was made for the appointment of a special commission to consider the question here referred to and to report its findings to this session of the Assembly in order that you might be better able to enact such changes in our laws as would make them more just and equitable. That report has been presented to each of you in the form of a printed volume. I want to commend the Commission for the splendid work that it has done and to request of you the most careful consideration of the recommendations contained in the report. It will be impossible for me to go into detail in a discussion of the report and recommendations, but there are some features of them that I want to consider with you.

It is proposed by the Commission that property be assessed at its actual value, instead of twenty-five per cent of such value. Reference is made in the report to the fact that every State in the Union except Alabama lists property at its supposed actual value and that all other States except Illinois, Idaho, Nebraska, and Iowa assume to assess property at full value and hence the conclusion is reached that the Commission is fully warranted in recommending that a change be made in the laws of this State. However, in order to prevent a large increase in taxes by reason of the change in the basis of assessment it is proposed and provided that the levies now provided by statute for various purposes shall be correspondingly reduced.

It is also proposed to change the method of assessing bank stocks, making such stocks assessable at full value and assessing the surplus and undivided profits in such banks upon the same basis that moneys and credits are now assessed. By this means it is hoped not only to reach a more equitable assessment but to encourage banks in building up a strong surplus.

It is further proposed that the Constitution of the state be so amended as to permit or require public service corporations, especially transportation companies, to pay their taxes direct into the state treasury. This subject I called to the attention of the last session of the General Assembly. It is well worthy of your consideration. A number of states have such a law and with a law of that kind enacted in this state some of the vexing questions with which we now have to contend would be re-

moved, especially the question of equalizing between counties, which is one of the difficult if indeed not impossible matters and from which many inequalities arise. There is not a wide difference in the amount of taxes now paid by transportation companies and the amount paid by the counties into the state treasury, so that a change of this character need not seriously disturb the state or the counties as to the amount of taxes raised.

It is proposed by the report of the tax commission and by the bill which it has prepared to change in some respects the machinery for administering the tax laws. Instead of the Executive Council of the State acting as a board of assessment and review those duties are to be transferred to a permanent tax commission with powers somewhat broader than those now lodged with the Council. After ten years of experience as a member of the Council I feel warranted in saying to you that under our present system it is not possible for the Council to perform its duties as a board of assessment and review in a satisfactory manner. The proposed commission is to consist of three members to be appointed by the Governor, confirmed by the Senate, and to serve for a period of six years. There is also to be a county assessor and local assessors but no township board of review. The county assessor is to have authority to review the work of the local assessors, making such changes or alterations therein as he may deem necessary and his work is subject to review by the county board of supervisors. The first county assessor is to be appointed by the Board of Supervisors and thereafter the office is to be filled by election as other county officers are elected.

These are only a few of the more important parts of the report and the bill that will come before you, but I desired to call them to your attention because I feel that they demand especial consideration.

The commission has re-written the entire chapter on revenue and taxation, so that when you have finished your work, if the proposed measure is adopted, you will have a single statute rather than the old law with amendments.

MONEYS AND CREDITS.

The Executive Council in fixing the levy for state purposes for the year 1912 necessary to bring in \$2,500,000 required by Chapter 190, Acts of the 34th General Assembly, found it necessary to increase the levy from 3 and 3-10 mills for general state purposes to 3 and 4-10 mills. The necessity for this increase appears to be directly traceable to the change in the law with reference to the assessment of moneys and credits.

For the year 1911 the taxable value of the moneys and credits listed in the state amounted, in round numbers, to \$42,500,000, which, under a 3 and 3-10 mills levy yielded to the state an income of \$140,000. For the year 1912 the actual value of moneys and credits listed was, in round numbers, \$188,700,000, which upon a levy of five mills, that provided for by the law enacted by the last session of the General Assembly, would yield an income of \$943,500. Of this amount the state receives about

1-14th part, or an income of substantially \$67,000, showing a loss to the state of about \$73,000. In order to make up this loss it was necessary to add 1-10 of a mill to the general levy for state purposes.

I am not ready to say that the present statute on the assessment of moneys and credits should be repealed, as there may be advantages resulting from interest rates, etc., that compensate in part at least for the loss of taxes, but I am of the opinion that the enactment of the law fixing a flat rate of five mills upon the dollar upon moneys and credits and the repeal of the tax ferret law at the same time was of questionable propriety, for the reason that the change in the method of assessment of moneys and credits has not brought upon the tax books the added amount of these items that was predicted. The law has not, however, been tried long enough to make certain what will be its final effect.

DIRECT INHERITANCE TAX.

Again I want to recommend the enactment of a law taxing direct inheritances. So many states have adopted a law of this character that it has become a recognized legitimate source from which to derive revenue. I should exempt ordinary estates from the operation of the law and would increase the tax with the increased value of the estate.

Perhaps half of the states of the Union now tax direct inheritances. Iowa ought no longer to neglect the adoption of such a statute but should keep pace with the adjoining states, four at least of which have such a law.

LAND AND PERSONAL CREDIT ASSOCIATIONS.

I desire to call your attention to the question of land and personal credit associations as they are organized and operated in some European countries, not for the purpose of making recommendation with reference thereto but because the President of the United States regarded the subject of sufficient importance to render it expedient for him to invite the Governors of the various states into a conference with him on the 7th ultimo, to consider it. These organizations are co-operative and mutual and are instituted for the purpose of enabling land owners and others engaged in agricultural pursuits to obtain loans upon long time, at low rates of interest and payable in small amounts at stated intervals. The exact form of the organizations varies in details in different countries but all have for their purpose the same object.

In some countries the land credit associations assume the form of land mortgage banks where instead of lending money direct to the borrower the banks turn over to him debentures which he sells or which the bank sells for him in order to obtain the desired funds with which to prosecute his business pursuits.

The personal credit associations based their loans largely upon the character and industry of the borrower rather than upon his ability to furnish security. This being true it necessarily follows that the mem-

bership of the associations must be limited, both as to numbers and territory, in order that the members may have an intimate acquaintance with each other so as to determine who should and who should not be admitted to membership.

The above merely suggests the plan of operation. To go into a detailed discussion of the subject at this time would be impossible. These concerns do not, however, seem so easy of organization and operation as is the ordinary co-operative organization for carrying on other forms of business. Suffice it to say that Hon. Myron T. Herrick, the Government's representative abroad in the study of this question says, in his report: "The organization of land credit, however, is a very complicated task, especially since the idea is new in the United States, and involved in a tangle of conflicting state laws, and antiquated land registration and taxation system and foreclosure procedures. Many changes, amendments, and additions would have to be made in respect to all of these before the way could be made clear for the formation of land mortgage banks."

It is generally conceded that in order for the land mortgage banks to succeed in this country uniform laws with reference thereto should be adopted by the several states, so that as a matter of fact the first step in the process of establishing the land credit system here should be co-operation between the various states in the formation of a uniform law to be enacted by them. This is insisted upon by Mr. Herrick as being necessary before any effort is made to establish these institutions.

I do not desire to make any recommendation as to legislation with reference to this subject as I am not fully convinced that conditions in our state where we have so many banks, where so many farmers are interested in banks, and where farm and personal loans are so readily obtainable give evidence that there is sufficient demand or need for this new form of credit institutions to warrant action at this time. It is a question which needs careful and thorough investigation before being acted upon and it is with that end in view that the subject is called to your attention.

WORKMEN'S COMPENSATION ACT.

The subject of workmen's compensation is so broad and comprehensive that the report of the Commission appointed by me as a result of the action taken by the last session of the General Assembly is entitled to your very careful consideration. The fact that a number of states have enacted Workmen's Compensation Acts and that other states and the Federal Government are considering the advisability of such enactments indicate that there is no need of discussing the advisability of enacting such a law in this state.

The comprehensiveness of the report submitted by the Commission is evidence of a thoughtful appreciation of the magnitude of the work entrusted to it and the fact that I am suggesting modification of some provisions of the proposed law must not be construed as an unfriendly

criticism of the Commission's work nor a minimizing of the results of its labors. The Commission deserves the highest commendation for the faithful and able service it has rendered both in the report made and the bill prepared. However, this being an entirely new subject of legislation I feel sure that you will welcome a full and free discussion of it. To this end I have conferred with Mr. S. H. Wolfe, one of the most able and widely known actuaries of the country, and as a result of our deliberations and conclusions I submit the following:

The bill recommended by the majority of the Commission, as I understand its provisions, makes the application of the Compensation act compulsory upon all employers having more than five employes, and also to all of the employes of the state, counties, municipal corporations, school districts, and cities under special charters or commission form of government without regard to the limitation of five employes, except that either the employer or employe may decline to come under its provisions by filing a notice of rejection with the Iowa Industrial Commission. If an employer declines to come under the law he is deprived of the important defenses of contributory negligence, assumption of risk and fellow servant, in the event that suit be brought against him by an employe. If, however, the employe is the one who has rejected the terms of the act, the employer shall have the right to use any or all of said defenses.

The benefits payable to the injured workmen within the act consist of medical and hospital services during the first four weeks of disablement, and funeral benefits not to exceed in either instance, \$100, compensation in the event of death at the rate of 60% of his average weekly wages, with a maximum of \$12.00 and a minimum of \$5.00, payable to his dependents for 300 weeks, compensation to the employe himself for temporary, partial or total disability, and specific amounts for various enumerated dismemberments.

For the purpose of securing the payment of benefits an unincorporated association, known as the Employers' Indemnity Association, is to be created, membership in which is compulsory upon all of the employers coming within the act. It will be the duty of the Board of Directors within ninety days after Part III of the act becomes effective, to call the first meeting of the members of the Association by mailing to each member at his place of business a notice in writing. The Board of Directors is charged with the important duty of grouping the members in accordance with the nature of the business and the degree of the risk of injury, and with adopting rules and regulations and premium rates subject to the approval of the Iowa Industrial Commission. The Iowa Industrial Commission is to consist of three members to be appointed by the Governor by and with the consent of the Senate from names of persons furnished and recommended by the Supreme Court.

The bill also provides for the creation of a reserve fund and for re-insuring certain amounts of the risks. These are of the salient features of the bill which I wish to discuss in order that we may have a better understanding with reference to them.

It will be noted that the act applies only to employers who have five or more employes, the reason given by the Commission for this limitation being, that where but five persons are employed the hazards are not as great, and farm hands and domestic servants would, in effect, be excluded. It would seem to me that this provision works an injustice on the operatives of many small plants who are deprived of compensation benefits because their employer does not have five employes, although the hazard and exposure may be much greater than in a neighboring plant where a larger number of employes are engaged.

Then again, an employer might have three employes for six months in the year and ten during the busy season. If this limitation as to five employes becomes a law would his employes be covered during the entire year or not? It seems to me to be both unnecessary and unwise to insert this limitation.

Although the bill provides for an enforced membership by each employer in a mutual association created by the State it would appear from section 10, part I, that the injured workman is to hold his employer directly liable for the compensation payments and for this purpose each claimant is given a lien upon all the property of his employer. If we are going to require the employer to join this association and to pay any premium which may be fixed by the Industrial Commission, why should we hazard his commercial credit by the creation of a general lien of this kind? Should not the injured workman look to the association for the payment of his benefits since he elects to come within the provisions of the act? In fact one of the great advantages of this proposed plan over the English and the New Jersey systems is that it substitutes collective responsibility (as typified by the association) for the individual responsibility of the employer. The method suggested by me has been adopted in other states.

While I believe that the act should be made compulsory, and therefore the avoidance of its provisions should be made difficult, I am not in sympathy with that provision which requires an employer or an employe to renew his rejection within thirty days before the termination of one year after it has been originally filed. The enforcement of this provision would work unintentional hardship upon the employes in that it would require them to keep track of the lapse of time for the purpose of knowing whether the employer was still under the law and whether their rights were still preserved. I am of the opinion that this provision will cause great confusion in the administration of this act, and would therefore recommend that a rejection be effective not for one year, but until waived.

The bill provides that compensation shall start on the fifteenth day after injury and that the employer shall be required to furnish surgical, medical and hospital services and supplies for the first four weeks after the injury. It is quite apparent that in order to prevent malingering, it is necessary to provide that no compensation shall be paid during the first two weeks, and it seems entirely proper that during that time the employe should receive medical and surgical attention at the expense of the employer. If, however, from the fifteenth day on the em-

ployer is required to pay a certain percentage of the employe's wages, whether the injury is the result of negligence on the part of the employer or the employe's own fault, it seems to me that a fair consideration for the rights of both parties would require that when the compensation begins the employer's liability to meet the expenses of medical and hospital services and supplies should cease. Otherwise, malingering would be encouraged and other abuses might arise.

The act provides for the payment of 60% of the average weekly wages, both to total dependents in case of death and to the workman himself in case of disability. There is danger that the payment of so large a per cent might furnish an incentive for malingering. It is my understanding that 50% of the average weekly wages is the amount allowed in most other states and has been found to work very satisfactorily.

The bill further provides that the Governor shall appoint a commission from among persons recommended by the Supreme Court after publication of the names recommended in at least six newspapers in as many different cities in the state, he being required to heed any written protest that may be filed against any person so recommended. While the purpose here no doubt is to remove from political influence the selection of members of the Commission, I fear that we may by this provision simply transfer the possible political pressure from the Governor to the members of the Supreme Court, and that we will encourage manifestations of personal prejudices by suggesting the filing of written protests. I do not think that any Governor would be found wanting in the selection of proper appointees, and to provide for the Supreme Court acting as a preliminary appointive body, would introduce an innovation which might have dangerous and unfortunate tendencies. I am therefore of the opinion that the members of the Commission should be appointed by the Governor upon his own initiative as are the members of other commissions. The bill provides a term of ten years for members of the commission which, in my opinion, is entirely too long. I would suggest a limit of four or six years at most.

By Part III the bill creates a monopoly inasmuch as it requires any employer who wants to pay compensation benefits to his injured employes to become a member of an Employers' Indemnity Association. He is not allowed to come within the act and take his insurance with any other concern. The effect of this attempt to limit the form of insurance protection will, I am afraid, defeat the very purpose of the act by encouraging the employers to retain their personal freedom by remaining without the act and securing their liability insurance from other sources.

Then too, the Board of Directors, within ninety days after Part III of the act becomes effective, is required to send a written notice to every employer of labor in the state having five or more employes, and who has not served the statutory notice of his rejection of the provisions of the law. How is this Board to know who are members of the Association? It has been estimated that the number sought to be brought under the law would be at least fifteen thousand. Assuming that the required

notice has been sent and that all have come within the law, where will the Board of Directors obtain a sufficient number of qualified and experienced insurance actuaries, underwriters, managers and clerks to immediately perform the highly technical labor of properly insuring and handling fifteen thousand risks, together with the necessary scientific work of grouping them in accordance with the nature of the business and of the degree of the risk of injury, intelligently inspecting each and every one of the fifteen thousand risks, in order that no injustice may be done any employer as respects his rate of premium, attend to the usual and inevitable correspondence, collect the premiums and pay on an equitable basis the benefits prescribed? I am afraid that the first days of its existence would render the condition of the Association so chaotic that its further continuance would be a practicable impossibility. It seems to me, therefore, that for the sake of the Association, as well as the employers of the state, we should adopt a course similar to that now being followed in Massachusetts, where those who have elected to come within the act, are required to carry insurance, either in the Massachusetts Employers Insurance Association, which is similar in its purpose to the Employers' Liability Association proposed by this bill, or in an authorized insurance company. In this way a practical test of the superiority of the two methods will be had, for if the Association can furnish better and cheaper protection than can the other organizations, all of the employers will eventually become members; if, on the other hand, the services of the Association are not as satisfactory as those furnished by other concerns, no employer ought to be compelled to join it.

The manner in which the concluding part of Section 50, Part III, is drawn will yield results not in accordance with usual insurance practices. It is a well recognized fact that the more distributed the risks, the less is the necessity for reinsurance. It would appear to be the intention of this section to require a larger amount of reinsurance as the membership increases. As just stated, this is contrary to the logic of insurance. The method to be followed in reinsurance is likewise vague, and it is difficult to see how it can be carried out by the Association. I am of the opinion that the matter of reinsurance could with perfect safety be left with the Board of Directors.

Section 51 states that the contingent liability of all the members shall be liable for the payment of any claim against the association or its members. I find no other reference in the bill to a contingent liability, and it seems to me that some definite limit should be prescribed for this. To leave the contingent liability unlimited would cause employers untold anxiety, would affect their credit, would be unjust, and would no doubt cause many to reject the terms of the statute.

Section 30 of Part III of the bill provides that in all cases where arbitration is resorted to a member of the Commission shall act as chairman of the arbitration committee. If the Association should assume the proportions contemplated by the act I fear that it would be wholly impossible for the members of the Commission to act in such capacity

without neglecting other duties incumbent upon them. I would suggest that the Commission select the third member of the arbitration committee and that the findings of the committee be subject to review by the Commission.

Section 41 of Part II provides that members of the Commission may be removed by the Governor for becoming financially interested in any enterprise coming under or affected by this act. If that is the only cause for which members may be removed it is too limited. Members should be subject to removal for misconduct, malfeasance or nonfeasance in office, as well as for other justifiable reasons.

HIGHWAY IMPROVEMENT.

The question of improving the highways of the state is one not only of general interest but of practical importance. Three years ago I called a good roads meeting to be held in Des Moines and to be composed of county officials, and representative men of the various counties and of the commercial organizations of the state. The meeting was well attended and much interest was manifest, but there were divergent views and a wide difference of opinion as to the methods to be pursued. However, an organization was formed and annual meetings thereof have been held with increasing interest. Great good has been accomplished and harmony of action has resulted. The recent session of this organization has with practical unanimity recommended and through its committee will present to you several important matters of which I ask your careful consideration, and among which are the following:

To submit to the people of the state at the next general election the question of a bond issue for road improvements.

The levy of a one mill tax for state aid in the improvement of highways.

The establishment of a county engineer in each county by the Board of Supervisors thereof, subject, however, to the approval of the State Highway Commission.

A classification of rural highways.

A compulsory drag law, non-divertible drag fund and simplifying and making effective our present laws on road dragging.

A recodification of the road laws of the state.

Heretofore I have emphasized the importance of properly dragging, grading and draining the roads and making use of materials at hand, because I did not believe that our people were ready for anything more; and also because those things constitute the first principles in the construction of any kind of roads. By the above means we have greatly improved the highways in almost all parts of the state, but I believe we have now arrived at a period when, without in any degree lessening our efforts along the lines of improvement above suggested, we ought to begin the construction of permanent roads of stone, gravel, etc. As

evidence of the fact that there exists a great deal of sentiment with reference thereto I have had presented to me by Mr. F. J. Tishenbanner of Gilmore City, contracts signed by individuals and commercial organizations representing every city and town along the entire length of the road from Des Moines to Spirit Lake, a distance of more than two hundred miles, the signers of which agree to have hauled and deliver on the road free of charge, crushed stone sufficient to construct a stone road along the entire length of the route, if the stone is furnished to them at the various railway stations without cost. If this expression represents the feeling of the people of the state generally, and I have no reason to believe that it does not, something ought to be done to afford opportunity for using this volunteer labor. It has been suggested that bonds be issued to aid in the construction of permanent roads. There certainly could be no harm in submitting the question of a bond issue to the people to let them decide whether they want to issue bonds or not. It has also been suggested that a general tax levy of one mill be made. This would not be burdensome but would yield, on the basis of our present valuation, only about three-quarters of a million dollars. This is only about fifty per cent in excess of the amount that is now raised by the license on automobiles and inasmuch as a great deal of the value of the automobile license is practically lost because of the wide distribution that is made of it I would suggest that instead of a one mill levy you so amend the law as to place the expenditure of the automobile fund in the hands of a central authority.

If we are to undertake the construction of permanent roads it is necessary that we have a permanent and active State Highway Commission and this commission should have charge of the expenditure not only of the automobile license but of any other funds which the state may raise or provide for aid in road improvement. If the automobile license is to be thus used it would be immediately available, whereas the return from a tax levy would not be available until 1914.

In my discussion of the employment of prison labor I have suggested the use of convicts in road building and also in furnishing and preparing stone to be used in highway construction. If you will, therefore, provide for the use of the automobile license or provide some other funds for paying the freight on material with such volunteer labor as has been above suggested in delivering the stone on the roads and with convict labor for use in building them many miles of permanent road may be made at a very low cost. Means should also be provided for the purchase of asphalt or other material to be used as a binder, as it is generally conceded by those best informed in the matters of road construction, that loose stone or gravel will not resist the wear incident to automobile travel.

I trust that you will give the subject of better roads most thoughtful consideration and write into our laws some effective legislation with reference thereto.

PARDONS AND PAROLES.

In the application of the penal statutes of the state no more perplexing question arises than that with regard to the time and the circumstances under which pardoning or parole powers should be exercised. To the individual who has given but a passing thought to the subject, it may seem to be an easy matter to reach a conclusion as to when clemency ought or ought not to be extended, but no such easy conclusion can or should be reached by the public official whose duty it is to pass upon these matters and who must take into account not only the individual upon whose behalf clemency is asked, but all of the circumstances surrounding the commission of the crime, the previous record or conduct of the individual, his family history, the effect that a pardon or parole will have upon the community where the crime was committed and upon the public in general, the effect that it will have upon other convicts and indeed many other matters that often have a bearing upon the situation.

I think sometimes when criticism is directed at the pardoning power of the State or at the Board of Parole that many of the above suggestions are overlooked. I further believe that much of the opposition that exists as to the application of the so-called indeterminate sentence law is due to the fact that it is not understood and that critics have in reality not given careful consideration to the subject of paroles.

To abandon our present system and return to the old method of lodging pardoning and parole powers exclusively with the Governor, would be to return to a system under which it is absolutely impossible for the Governor to learn, in any but the most superficial and unsatisfactory manner, the real merits of most of the cases that he would be required to pass upon. Time alone would render a careful investigation wholly impossible. In addition to the great amount of time that I have given to these matters during the past year, the three members of the Board of Parole have spent an average of nearly two hundred days each and the entire time of the Secretary of the Board, the parole agent, the help of the office of the Board and most of the time of the pardon clerk of the Governor's office have been given to matters of pardon and parole.

Instead of contemplating a return to the old system I want to most urgently recommend that the entire time of the members of the Board be required and that it be equipped in a manner that will enable it to pursue its work in the most effective manner.

In my message of two years ago I said to the session of the 34th General Assembly, "I believe the time is coming when neither courts nor legislatures will concern themselves with the length of time of service of criminals, except as to those guilty of murder. Legislatures will determine the character of crimes for which criminals shall be committed to prison. Courts will determine the question of guilt and boards of parole and pardon will determine how long the convict shall be incarcerated. In other words, the Board of Parole will become a branch of the court. This I believe to be the ultimate and proper sphere of a Board of Parole, when the system reaches a degree of greater development

and perfection." I want now without qualification to say to you, and in this I am strongly supported by the judgment of the Board of Parole, that in my opinion the time is now here when both the maximum and the minimum limitation as to term of sentence should be thrown off as to all crimes except as to murder, forcible rape and treason.

The minimum means little at most, for the Board can entirely disregard it, and in many instances where men have proven themselves to be habitual offenders and where the character of crime is of a serious nature the maximum is too short. The principle involved, alone, would lead me to the conclusions which I have reached. If a Board is to be entrusted with power to say that the maximum time fixed by law is too long for some prisoners to serve, it ought also to be empowered to say that it is too short a term for some other offenders. Then, too, some of the absurdities in our statutes are sufficient justification for suggesting a change. To illustrate: knowingly uttering a forged instrument, no matter of how little value, carries with it a maximum penalty of fifteen years, while embezzlement by a public official even though the amount embezzled be ten thousand times as great, carries a penalty of only ten years and the crime of manslaughter carries a penalty of only eight years. In other words, to pass a forged check, even of the value only of one dollar carries a maximum penalty of fifteen years, while to kill a man and be found guilty of manslaughter carries a penalty of only eight years. These are only suggestive of the many indefensible provisions that appear in our penal statutes.

Let Iowa be genuinely progressive and lead the way in the matter of unlimited sentences by writing into our laws a provision in harmony with what has been said and in my opinion it will not be a decade until such a law will appear in the statutes of a large majority of the states.

The Board of Parole has been much more liberal in the exercise of clemency during the last biennial period than formerly. It has paroled 337 from the penitentiary and the reformatory and has paroled three before commitment, making a total of 340 paroles granted from July 1, 1910, to July 1, 1912, as against 221 during the three years preceding July 1, 1910. The average during the former period was less than seventy-four per year, while during the last two years the average was 170 per year. In addition to the above, the Board recommended to me for pardon, parole or commutation of sentence, fifty-one cases, all of which have been acted upon in harmony with the recommendations. The increase in the number of paroles has operated to increase the number of violations of parole to the extent of something less than five per cent over what it was for the three year period heretofore referred to.

During the two years ending December 31, 1912, I granted six pardons, forty-seven paroles, twenty-six commutations, suspended fifty-five jail sentences, remitted forty-four fines and two forfeitures, restored 232 to citizenship, and revoked six suspensions. Most of the pardons, commutations and restorations were upon recommendation of the Board of Parole.

PRISONS AND PRISON LABOR.

During my incumbency in office, I have given a great deal of study to the subject of prisons, prison management and the employment of prison labor and yet I want to say to you that I approach the subject with hesitancy, fully realizing that I have by no means mastered it and also realizing that superficial information as to so difficult a matter is likely to lead to wrong conclusions.

In studying the subject under consideration, I have consulted the best prison authorities that I have been able to meet, not mere theorists, but practical men who are themselves engaged in the work that I am here considering; have advised and counseled with the Board of Control of our State and have visited many prisons, prison farms and road camps, and I feel warranted in saying that no matter what you may do, you will not be able to remove all of the objections that exist with regard to prison management and the employment of convict labor.

There are many fascinating and attractive changes that I might suggest to you, but I want if possible to outline a course of action that will not only be practical and desirable, but that is within the range of possible accomplishment.

First of all, let me say that I am not and never have been in favor of our present contract system, and yet no such abuse exists with regard to it as has been alleged. I want also to say, that the tasks required of the men employed upon the contracts are by no means as exacting and arduous as those required in some of the states where prisoners work upon state account.

I am in favor of prison farms and yet if we had a farm, no matter of what size, we would still be confronted with difficulties, and would still find unsatisfactory conditions that would have to be met. I am in favor of working prisoners upon the highways, and yet the road camp is not without its objectionable features. What then shall we do to meet the popular demand, as well as the real needs of our prisons?

Most important of all, you should make Anamosa a real reformatory. You should do that because you know it to be right and should not hesitate and falter because you fear that by the installation of the necessary industries you will be confronted with opposition. It is assumed that the labor people are opposed to these suggested changes, but the labor people of the state as a class, are not opposed to the establishment of such industries and trade schools at the reformatory as are necessary to teach and instruct convicts so that they may be able to find employment upon their release from prison. In establishing industries and schools they should not be of such magnitude as to become real competitors with free labor, but you owe it to the young men confined in our penal institutions to furnish them an opportunity to make good when they are released. The fact that we have not now a well equipped reformatory at Anamosa, is because former sessions of your honorable body have lacked courage to provide the necessary equipment.

In connection with this institution, as a part thereof and as a necessary adjunct to a reformatory, I should enlarge the present farm to one of at least one thousand acres. This, according to the best estimate that I have been able to obtain from those in charge of prison farms and from our own wardens, would profitably employ about fifty men in addition to those employed about the buildings in caring for the stock, cooking and taking care of the quarters for the men.

I should likewise equip a gang of twenty-five to fifty men from this institution for work on the highways and would thus employ them during the season of the year when it is proper to do road work.

By these means from one hundred to one hundred and twenty-five men could be employed in the fields and in the road camp for perhaps eight months in the year and be returned to the walls during the winter season to learn the trades and attend school. In my opinion that is the largest number that should be employed in work other than in the trades and industries, if we are to carry out the reformatory ideas already written into our laws with regard to Anamosa.

Ft. Madison should be maintained as a penitentiary where the older and more hardened criminals should be sent not only for reformation, but to atone for the crimes which they have committed. This institution is not well located, but with a new cell house well on the way to completion, and other improvements contemplated, in my opinion it would not be wise to abandon it at this time.

One of the first things with which you will be confronted as to this institution is what to do with the contracts now in force. Before telling you what in my opinion should be done, let me say to you that the very worst thing that could be done would be to abolish these contracts without making necessary provisions for employing the men at other work. As to the contracts themselves, they should either be permitted to continue to the date of their expiration, and then not be renewed, or if sooner abolished, the state should acquire the plant and continue the work at least of the farm tool industry on state account. The prisoners who cannot be trusted without the walls must have employment, and I do not now know of anything better than the industries already established.

I would also enlarge the farm at this prison until it shall comprise from twelve to fifteen hundred acres, thus making it possible to employ about one hundred men, including those necessary to take care of buildings, do the cooking and attend to the chores about the farm. Whatever number of convicts would then be left who could be trusted to work without the walls, I would organize into gangs of from twenty-five to forty for work upon the highways and to furnish them and men engaged upon the farm employment during the season of the year when road work cannot be done and when men cannot work in the fields, I would recommend the establishment of plants for the manufacture of farm machinery and possibly also binding twine. The warden informs me that

he could very profitably employ a gang of men for about one month each winter cutting and putting up ice for commercial purposes, and this I would recommend he be permitted to do.

By enlarging the farms in connection with each of the prisons, we could, in my opinion, obtain every benefit that would be derived from a separate state farm, we would avoid the necessity for the establishment and maintenance of a separate institution with another warden and added officials, we could feed and equip the men from the present state store houses, we would have them, except those in road camps, in close proximity to the present institutions to which they could be easily and quickly returned for insubordination or infraction of the prison rules, and to which they could be assembled for chapel, Sunday school and day school work, which are usually neglected on separate state farms. It must be expected that in adopting a system that makes trusties out of a large number of convicts and gives them more freedom and employment without the walls, there will be a much larger number of escapes. This has been the experience of other states—it will be with us.

In order to encourage discipline and to reduce the tendency to run away, I would recommend that additional good time be allowed the men who work on the roads and on the farms and to the men who work within the walls upon state account, I would allow pay for overtime.

I should also authorize the Board of Control and the wardens to work out some plan by which a part of the earnings of the men could be used to support those dependent upon them.

As to the men employed in road work, they might be furnished to the counties at a stipulated amount per man to do such work as the Board of Supervisors might direct or could be employed by the state in building state highways, but in either event the counties in which the work is done should be required to pay a reasonable price therefor and the prisoners should always be in control of prison officials and superintendents in the employ of the State.

COUNTY CONVICTS.

I would abandon the county jail as a place of confinement for convicts, except as to those whose term of sentence is too short to warrant transporting them to a state jail or work house. For the purpose of punishing and reforming all other convicts, except those committed to the penitentiary or the reformatory, I would establish at least two and better three or four state work houses. In locating these institutions I would keep in mind their accessibility from various parts of the state, but would locate them where there is an abundance of stone suited to the construction of stone roads; would establish stone crushing plants and employ the convicts in quarrying and crushing rock for the construction of highways. Some of the men together with the men from the penitentiary and the reformatory above referred to, although I would not work the county and state convicts together, could be employed eight or nine months each year in building permanent roads. Thus we would

establish a system of highway construction that would soon result in many miles of permanent roads in our state. I would not permit any of the stone crushed at any of the state's plants to be sold for commercial purposes or used for anything except improving the highways, unless it be for erecting state buildings, but would furnish stone free of cost to counties that would pay the freight and use the stone for road building.

I would authorize the railroad commission to permit the railway companies to fix special rates, within the state, for transporting the men engaged in road work and for hauling stone to be used for said purposes, so as to encourage as far as possible the betterment of our highways. I would equip these state work houses with land enough, but not more than would be necessary to raise vegetables, provisions, etc., to feed the prisoners.

The reasons for recommending the establishment of these work houses, it seems to me need only be suggested in order to be appreciated. Idleness breeds crime. The average county cannot furnish employment for its convicts. Many of our jails are wholly unfit to confine people in and some people are wholly unfit to be confined with others, but cannot be segregated in the ordinary county jail. Then too, the moral effect of taking the criminal to a state institution where he is compelled to work out a fine, rather than to idle his time away in a local jail, would do much to prevent repeating of offenses. Nothing would have so potent an influence for good upon the common drunk or the vagrant as to send him to a state institution, give him a good bath and require him to "earn his bread by the sweat of his face" for a few weeks or even months. I would convert the muscle that is now going to waste in idleness and laziness about the ninety-nine jails of the state, into good roads over which law abiding citizens of the state may travel, thereby making the convict earn his own living rather than to tax the law abiding citizen to support the criminal while he passes his time in idleness. Then, too, many crimes are committed for which a jail sentence does not seem to afford sufficient punishment and yet which scarcely seemed to merit a commitment to the reformatory or the penitentiary. Persons guilty of such offenses, should be sent to a state work house, where in all probability they would be more readily reformed than in one of the prisons.

WOMEN CONVICTS.

In my opinion the women's prison should be removed from Anamosa, or at least it should be separated from the men's institution and be removed to such a distance as to render communication between the men and the women impossible, which is not true at present. Then too, it should be made a reformatory to which women would be sent who now escape punishment because judges and jurors do not want to commit them to the present institution. As I understand it, we now have a law providing for a woman's reformatory, but no appropriation has been made to enable the board to establish it.

HOW RAISE THE MONEY.

I have herein outlined a system of reform for our penal institutions that would require time and the expenditure of a large amount of money to bring about. The question now arises, where are we to get the funds necessary to make these changes? I would answer that for the building of the state work houses and the establishment and installation of new industries at Anamosa and Ft. Madison, I would make direct appropriations and would provide for the erection of two of these work houses at once. For the purchase of lands, I would provide a millage tax to cover a period of years such as we now have for our educational institutions. I would abolish the 1-10 of a mill levy now provided for the Iowa State Teachers' College at Cedar Falls, which I think is no longer needed for that institution, would transfer it to the purpose above suggested and would add to it at least 1-10th of a mill. I should permit the Board of Control to at once purchase lands in anticipation of this income and pay for them as the money from the millage tax is received.

WARDEN'S SALARY.

Before leaving this subject, I want to suggest better pay for the wardens. The amount of pay which they receive is less than is paid in most states, is wholly inadequate for the responsibilities and duties to be performed, and when a vacancy occurs in the office it is very difficult to get good men to consider accepting the position. I want, also, to again say that the wardens' tables should be furnished just as the tables of the superintendents of other institutions are furnished. It is wholly unjust to require the wardens to furnish their own tables and to meet the expenses incident thereto by reason of public demands, which is true, at least in part, at the present time.

RESOLUTION REGARDING ELECTION OF UNITED STATES SENATORS.

The second session of the Sixty-second Congress passed a resolution proposing an amendment to the Constitution of the United States for the election of United States Senators by direct vote of the people. As you are aware, it is necessary for the amendment to be ratified by three-fourths of all of the states before it becomes effective. You will here find the proposed amendment set out in full and the document itself will be transmitted to you at a later date:

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein.)

That in lieu of the first paragraph of Section three of Article I of the Constitution of the United States, and in lieu of so much of paragraph two of the same section as relates to the filling of vacancies, the following be proposed as an amendment to the Constitution, which shall be valid to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the states:

'The Senate of the United States shall be composed of two Senators from each state, elected by the people thereof, for six years; and each Senator shall have one vote. The electors in each state shall have the qualifications requisite for electors of the most numerous branch of the state legislatures.

When vacancies happen in the representation of any state in the Senate, the executive authority of such state shall issue writs of election to fill such vacancies: Provided, that the legislature of any state may empower the executive thereof to make temporary appointments until the people fill the vacancies by election as the legislature may direct.

This amendment shall not be so construed as to affect the election or term of any Senator chosen before it becomes valid as part of the Constitution.'

CHAMP CLARK,
Speaker of the House of Representatives.

J. S. SHEERMAN,
Vice President of the United States and President of the Senate.

I hereby certify that this joint resolution originated in the House of Representatives.

SOUTH TRIMBLE,
Clerk."

I might here say that some states have questioned the regularity of the passage of the resolution by Congress, alleging that it should have received a vote equal to two-thirds of the full membership of each house, and that it did not receive such a vote, and also alleging that if adopted in its present form, it would interfere with the rights of the states in the regulation of suffrage, registration and elections. I do not desire to comment upon either of these points, but simply call them to your attention to show some of the reasons assigned for opposition to the measure.

I have never opposed the election of United States Senators by direct vote of the people, nor have I been convinced that such method of election would remove all the abuses that have been found to exist or would prove as popular as many seem to think. If, however, the plan is to be tried let it be done in the proper manner, that is, by amending the Constitution of the United States.

ONE TERM IN OFFICE.

There is before the Congress of the United States a measure the purpose of which is to extend the term of the President of the United States to six years and render him ineligible to succeed himself. I am in favor of the adoption of such a measure, and in this connection I wish also to say that in my judgment it would be wise to amend our state constitution so as to provide for a four year term for the Governor and render him ineligible to succeed himself at least without the intervention of one or more terms.

PRIMARY ELECTIONS AND THE SHORT BALLOT.

Again I want to suggest a modification of our primary election law, not with any view to abandoning the primary principle, but for the purpose of simplifying the statute and making it more effective as well as more satisfactory.

I cannot understand the process of reasoning by which men justify themselves in advocating the primary election upon the theory that the people should have the right to name each and every candidate for a public office and at the same time favor the enactment of what is known as the "short ballot" statute. The short ballot contemplates the election of only a few of the more important officers and have them appoint all minor officers and commissions. Let me quote from some of President-elect Wilson's arguments as presented by him in a paper read only a short while ago, as follows:

"We have given the people something so vast and so complicated to do in asking them to select all the officers of government that they cannot do it."

"There must be a preliminary process of selection, of nomination, of preparing the tickets as a whole, unless there is to be hopeless confusion, names put up at haphazard and nobody elected by a clear majority at the end."

"He (the voter) cannot possibly make himself acquainted with the individual claims of the men whose names appear on the long ballots."

"A few conspicuous names upon it, candidates for the greater offices, he may have heard about, a candidate for Congress or the Governorship of his state, but the rest are mere names to him."

"We actually as a matter of fact and of experience, put them (the people) in control only when we make only the chief, the really responsible offices elective, allow those whom we elect to appoint all minor officials, all executive agents."

This is as different from the primary election idea as it was presented to and adopted by us a short time ago as two theories can differ, and yet many of the advocates of the one claim also to favor the other. It clearly shows the instability of the average individual and the growing tendency to take up with anything that suggests a change.

What we should have done at first and what we ought now to do is to make the primary applicable to United States Senators, Governor and possibly Lieutenant Governor and name candidates for the remaining state offices in a convention composed of delegates selected at a primary. There is no need of the short ballot at election time if we will relieve the people of the responsibility of making nominations in the primaries where it is wholly impossible for them to acquaint themselves with the various candidates. The remedy ought to be made as to the primary and not as to the general election. There never has been a primary held in this state but what the freakishness of the system, as now applied,

has been apparent, and as practical men you ought to so amend the law as to make it possible for the people to do and do intelligently what is required of them. Preserve the primary principle but make the statute reasonable and workable so that it can be successfully and intelligently applied.

WOMAN SUFFRAGE.

For many years the subject of extending to the women of the state the right of suffrage has been prominent in the halls of our legislature. Nine or ten states have already adopted laws granting the privilege of voting to women as well as to men. It is one of the reform movements which in my opinion will eventually be adopted by most of the states. I doubt not that sooner or later it will be submitted to the people of our own state in the form of an amendment to the constitution, and I can see no good reason why steps looking to that end should not be taken by you. If it were possible to get anything like a universal expression from the women as to their desires with reference to it, I should say let them express themselves, but since this seems impracticable, I recommend that you take such action as is necessary to bring the matter before the voters of the state for determination.

PREFERENTIAL PRIMARY.

Much has been said about a primary for the selection of delegates to the national conventions of the various political parties and to afford the voters an opportunity to express their preference as to presidential candidates. Such a provision would be in entire harmony with the primary idea of making nominations for office but, in the enactment of a law, it should be kept in mind that national conventions being voluntary associations cannot be controlled by state legislation, and in order to make such a law effective it must be made to conform to the rules of said conventions. So far as I am aware the rules of the conventions of most parties now recognize the congressional district, and not the state as the unit, so that any law to be enacted, if it is to comply with present conditions, should be so drawn as to permit the congressional district to select and instruct its own delegates rather than to attempt to instruct delegates by a vote of the state at large, except as to the delegates at large.

If, however, representation in national conventions is to be based upon the number of votes cast by the party in the various states it is difficult to understand how the congressional district can be continued as the unit unless each district is to be given one delegate and an added number if the vote in the district is sufficient to entitle it to more. This method has been adopted in many instances with reference to county and state conventions.

That the basis of representation should be changed, I think will be generally conceded and I want to assure you that I am in favor of such a change.

In view of the uncertainties as to what condition will confront us at the time of selecting delegates to the next national conventions I would suggest that you adopt some method of selecting delegates that will, if possible, meet any conditions that are likely to exist. This I believe can be done by providing that a primary be held throughout all of the counties of the state, by all parties, upon the same day and between the same hours.

Permit the voters of each party to express their preference for presidential candidates and to elect delegates from the entire state or from the state and the congressional districts by direct primary vote or to elect delegates to state and district conventions for the election of delegates to national conventions. Leave the method to be adopted optional with the party, to be determined by the rules of its national convention. If the party recognizes the state as the unit the preferential vote throughout the state should be regarded as a vote of instructions to the entire delegation, but if the congressional district is taken as the unit the vote of the district should be regarded as instructing the district delegates and the vote throughout the entire state as a vote for instructions to the delegates at large.

In my opinion either of the above methods preserves and recognizes the principle of the primary and affords an easy method by which the people can express a preference for candidates. I know of no rule of any party convention but what would be met by some one of the methods above suggested.

IN CONCLUSION.

Now that the time has come when I shall very shortly retire from office I want to thank you and through you the people of the State for the recognition that has been given me in electing me to two of the very important offices of the State and permitting me to serve therein for a period of ten consecutive years. I have endeavored at all times to render the best service that I could. Many things that I have desired to see accomplished have not been accomplished but most of them are outlined in the message which I have just read to you and I hope that they may be enacted into law during this session. In retiring from the position of Chief Executive of the State I leave with you my very best wishes, not only for a successful session of your honorable body, but for a successful administration for my successor in office.

The President announced that the time had arrived for the canvass of the votes cast for the offices of Governor and Lieutenant Governor at the election held November 5, A. D. 1912, and announced as teller on the part of the Senate, Senator Francis of Dickinson, and as assistant tellers, Senators Jones of Montgomery and Crow of Monona.

Speaker Cunningham announced as teller on the part of the House, Representative Huff of Hardin, and as assistant tellers Representatives Craig of Madison and Scholz of Clayton.

The President further announced that in accordance with the statute, Tellers Senator Francis and Representative Huff would constitute the judges of said canvass.

The Speaker then opened the returns in the 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 Tuesday, November 5, 1912.

The tellers reported as follows:

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 14, 1913.

MR. PRESIDENT AND GENTLEMEN OF THE JOINT CONVENTION—Your Tellers, appointed by the President of the Senate and Speaker of the House of Representatives, to canvass the vote cast for candidates for Governor and Lieutenant Governor, at the election held November 5, 1912, beg leave to make the following report of the total vote cast for Governor:

	Votes.
George W. Clarke.....	184,148
Edward G. Dunn.....	182,449
C. Durant Jones.....	7,746
I. S. McCrillis.....	14,986
John L. Stevens.....	71,877
Total	461,206

And the total vote cast for Lieutenant Governor, at the election held November 5, 1912:

	Votes.
W. L. Harding.....	181,838
Glenn A. Kenderdine.....	170,901
H. R. Bradshaw.....	7,981
Wm. Strauss	14,925
Wm. S. Bemis.....	72,212
Total	447,857

All of which is most respectfully submitted..

L. E. FRANCIS,
HERBERT A. HUFF,
Tellers.

Report adopted.

President Savage of the joint convention announced that George W. Clarke, having received the highest number of votes cast for Governor, was duly elected to the office of Governor of the State of Iowa for the ensuing term, or until his successor is duly elected

and qualified, and that W. L. Harding was duly elected to the office of Lieutenant Governor for the ensuing term or until his successor is duly elected and qualified.

President Savage 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. IOWA, JANUARY 14, 1913.

This is to certify that upon a canvass in joint convention of the two houses of the Thirty-fifth General Assembly of the State of Iowa of the votes cast at the general election held November 5, 1912, for Governor of the State of Iowa, it appeared that George W. Clarke 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 14th day of January, A. D., 1913.

ARTHUR C. SAVAGE,

President pro tem of the Senate and President of the Joint Convention.

EDWARD H. CUNNINGHAM,

Speaker of the House.

L. E. FRANCIS,

Teller of the Senate.

HERBERT A. HUFF,

Teller of the House.

A. C. GUSTAFSON,

Clerk of the House and Clerk of the Joint Convention.

HALL OF THE HOUSE OF REPRESENTATIVES,

DES MOINES. IOWA, JANUARY 14, 1913.

This is to certify that upon a canvass in joint convention of the two houses of the Thirty-fifth General Assembly of the State of Iowa of the votes cast at the general election held November 5, 1912, for the office of Lieutenant Governor of the State of Iowa, it appeared that Wm. L. Harding received the highest number of all votes cast for any candidate of said election for said office, and was thereupon 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 14th day of January, A. D., 1913.

ARTHUR C. SAVAGE,
President pro tem of the Senate and President of the Joint Convention.

EDWARD H. CUNNINGHAM,
Speaker of the House.

L. E. FRANCIS,
Teller of the Senate.

HERBERT A. HUFF,
Teller of the House.

A. C. GUSTAFSON,
Clerk of the House and Clerk of the Joint Convention.

Senator Francis of Dickinson 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 Savage named as such committee, Senator Francis of Dickinson and Representative Brady of Dallas.

Minutes of the joint session read and approved.

On motion of Larrabee of Fayette the joint convention was dissolved.

The House reconvened.

Huff of Hardin, Chairman of the committee on committee clerks, submitted the following report:

The Committee on the selection of Committee Clerks report that we have examined and recommend the selection of the following named applicants:

Frank McCullough.
Elizabeth Stutt.
Lillian Leffert.
Jennie A. Gregg.
Margaret French.
Will Sheehan.
Maud M. Mills.

HERBERT A. HUFF,
W. W. ANDERSON,
JOSEPH KELSO, JR.,
Committee.

Huff of Hardin moved the adoption of the report.

Motion prevailed.

The following committee clerks took and subscribed to 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.

F. J. McCullough.

Elizabeth Stutt.

W. M. Sheehan.

Jennie R. Gregg.

Maude M. Mills.

SENATE MESSAGES CONSIDERED.

Fraley of Polk called up Senate Message with report of joint committee on inauguration and moved its adoption.

MR. PRESIDENT—Your committee on inauguration of the Governor and Lieutenant Governor beg leave to submit the following report:

The inaugural ceremonies will be held in the House Chamber at 2:30 o'clock p. m. on Thursday, January 16, 1913.

Arthur C. Savage, President Pro Tem of the Senate, will preside.

The following program has been arranged for the afternoon:

Music by T. Fred Henry's orchestra.

Calling to order by President Pro Tem Arthur C. Savage.

Invocation, Rev. Charles S. Medbury, Des Moines.

Selection by Midwestern Male Quartette—Messrs. Louis Gerhardt, Forest Geneva, Otto Jellison, Webb Pelton.

Cornet Solo, T. Fred Henry.

Soprano Solo, Maybelle Wagner Shank.

Administration of oath of office to Governor George W. Clarke and Lieutenant Governor W. L. Harding, elect, by Acting Chief Justice Scott M. Ladd.

Inaugural address, Governor George W. Clarke.

Selection by Midwestern Male Quartette—Messrs. Louis Gerhardt, Forest Geneva, Otto Jellison, Webb Pelton.

Music by T. Fred Henry's Orchestra.

We recommend that the north gallery of the House chamber be open to the public but admission to the floor of the House and the South gallery be by ticket.

EVENING PROGRAM.

Concert by T. Fred Henry and his Band.

T. Fred Henry, Conductor.

Maybelle Wagner Shank, Soprano.

1. March, "Our Own Iowa".....Henry
2. Overture, "Oberon".....Weber
3. Soprano Solo.....Maybelle Wagner Shank
4. Songs of Our Nation.....Bendix
5. Cornet Solo.....T. Fred Henry
6. Gems from "The Spring Maid".....Renihard
7. "Popular Airs".....Remick

Intermission.

8. "Auto Triumphant March".....Henry
9. Soprano Solo.....Maybelle Wagner Shank
10. "In the Shadows".....Fink
11. Serenade for Flute and French Horn.....Titl
Messrs. W. A. Moore and Lee Pickett.
12. Airs from "Alma Where Do You Live".....Briquet
13. Airs from "A Modern Eve".....Hollaender
14. Finale, "Popular Hits from New York".....Lampe

The Thirty-fifth General Assembly of the State of Iowa extends a cordial invitation to the people of the State to attend this reception.

W. S. FRALEY,
OTTO A. HELMING,
GEO. F. CARSON,
FRANK S. SHANKLAND,
H. C. WHITE,
M. F. MCCOLLOUGH,

On the part of the House.

JOHN B. SULLIVAN,
ANTHONY M. MCCOLL,
W. H. ARNEY,
J. B. ROBINSON,
JOHN L. WILSON,
JOHN G. LEGEL,

On the part of the Senate.

Motion prevailed and report was adopted.

On motion of Milton of Cedar, the House adjourned until 10:00 o'clock A. M., Wednesday, January 15, 1913.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 15, 1913.

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

Prayer was offered by Rev. Chas. Patterson Proudfit of Des Moines.

Journal of Tuesday, January 14th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Chapman of Guthrie presented petition of farmers and stock raisers of Guthrie county relative to amendment of Section 2, Chapter 100, laws of the 34th General Assembly.

Referred to committee on Agriculture.

On request of Huntley of Lucas, unanimous consent having been given, Senate Concurrent Resolution relative to the adjournment of the House and Senate from January 15th until Tuesday, January 21st, was taken up, read and considered.

Resolved by the Senate, the House concurring, That when we adjourn on Thursday afternoon, January 15, it will be until Tuesday, January 21, at 10 o'clock a. m.

Boettger of Scott moved that the House concur in the Senate Resclution.

Motion prevailed and the resolution was concurred in.

INTRODUCTION OF BILLS.

By Klay of Sioux, House File No. 5, a bill for an act providing for, the nonpartisan nomination and election of judges of the Supreme, District and Superior Courts of Iowa.

Read first and second time and placed on file.

By Lund of Hamilton, House File No. 6, a bill for an act to amend section twenty-eight hundred forty-nine (2849) of the Supplement to the Code 1907, relative to school loans.

Read first and second time and placed on file.

By Miller of Bremer, House File No. 7, a bill for an act to invest the District Courts of the State of Iowa with jurisdiction and authority to restrain violations of any law heretofore or hereafter enacted to protect the public and trade and commerce against unlawful restraints, trusts, conspiracies, combinations and monopolies, or unfair discrimination between different sections, communities or localities; to cause any person within the State of Iowa to be made party to an action pending in any court in this state, and to require any person, firm, association or corporation to respond to a subpoena in any court in this state, and to give testimony and produce any books, papers or documents in any hearing, investigation, proceeding or prosecution for the violation of any laws relating to pools, trusts, conspiracies, combinations or monopolies, or prohibiting unfair discrimination between different sections, communities or localities, and to provide immunity to the persons so testifying; and to make an appropriation for the purpose of enforcing the provisions of this act and all laws passed to protect trade and commerce against unlawful restraints, trusts, conspiracies, combinations and monopolies, and all laws relating to the fixing of prices and charges, or designed to prohibit unfair discrimination between different sections, communities or localities.

Read first and second time and placed on file.

By Miller of Bremer, House File No. 8, a bill for an act to prohibit the marriage of white persons with those of African descent and prescribing a penalty for the violation thereof.

Read first and second time and placed on file.

By Eggleston of Clarke, House File No. 9, a bill for an act to amend section five thousand one hundred and sixty-seven (5167) of the Code relative to bar of the statute of limitations in criminal cases.

Read first and second time and placed on file.

By Bradley of Wapello, House File No. 10, a bill for an act in relation to semi-monthly payment of wages and salaries by corporations, and all employers of laborers and servants, and providing a penalty for violation of same.

Read first and second time and placed on file.

By Shankland of Polk, House File No. 11, a bill for an act to provide for widows who are the mothers of dependent children.

Read first and second time and placed on file.

By Jensen of Pocahontas, House File No. 12, a bill for an act to amend the law as it appears in section two thousand six hundred thirty-four-f (2634-f), of the Supplement to the Code, 1907, relating to the acceptance of graduation from institutions of higher learning as evidence that a teacher possesses the scholarship and professional fitness for a state certificate.

Read first and second time and placed on file.

By Hazen of Pottawattamie, House File No. 13, a bill for an act to prohibit the cohabitation or having sexual intercourse between white persons and person possession one-eighth or more negro blood, and providing punishment therefor.

Read first and second time and placed on file.

By Grout of Black Hawk, House File No. 14, a bill for an act to amend section two (2) of Chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly of Iowa, relative to assessment and collection of collateral inheritance tax.

Read first and second time and placed on file.

By Whitney of Woodbury, House File No. 15, a bill for an act to provide for the selection in the district court of additional trial jurors, to provide for the procedure therefor, and for the substitution of such additional jurors in place of jurors who may die or be discharged.

Read first and second time and placed on file.

By Bingham of Emmet, House File No. 16, a bill for an act amending section 3 and repealing section 4 and 7 of Chapter 96

of the laws of the Thirty-third General Assembly, and enacting substitutes therefore making the land owner rather than the township trustees primarily responsible for mowing the roads.

Read first and second time and placed on file.

By Kingland of Winnebago, House Joint Resolution No. 1.

HOUSE JOINT RESOLUTION NO. 1.

Joint Resolution Proposing to Amend the Constitution so as to Provide for the Taxing of Incomes, Privileges, and Occupations and Providing That Such Taxes May Be Graduated and Progressive and Providing for Reasonable Exemptions.

Be It Resolved by the General Assembly of the State of Iowa:

That the following amendment to the Constitution of the State of Iowa be and the same is hereby proposed: There shall be submitted to the qualified electors of the State of Iowa the following constitutional amendment, which, when ratified by a majority of those voting thereon, shall be as a part of the Constitution:

SECTION 1. That Article seven (7) of the Constitution of the State of Iowa be amended by adding thereto one Section, to be numbered Section eight (8) and to read as follows: "Section 8. Taxes shall be levied upon such property as the legislature shall prescribe. Taxes may also be imposed on incomes, privileges, and occupations, which taxes may be graduated and progressive and reasonable exemptions may be provided."

Read first and second time and placed on file.

By Whitney of Woodbury, House Joint Resolution No. 2.

HOUSE JOINT RESOLUTION NO. 2.

Joint Resolution Proposing an Amendment to the Constitution of the State of Iowa, Authorizing and Empowering the General Assembly to Provide for the Rendition of Verdicts in Proceedings Other Than Criminal Proceedings, by a Less Number Than the Entire Jury.

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

SECTION 1. That the following amendment to the Constitution of the State of Iowa be and the same is hereby proposed: To add to Section nine (9) of Article one (1) of the Constitution of Iowa the following, to-wit:

"In all proceedings tried by a jury, other than criminal proceedings, the General Assembly may provide for the rendition of verdicts by a less number than the entire jury."

Read first and second time and placed on file.

By Whitney of Woodbury, House Joint Resolution No. 3.

HOUSE JOINT RESOLUTION NO. 3.

Joint Resolution Proposing an Amendment to the Constitution of the State of Iowa, Repealing Section Seven (7) of Article Two (2) of Said Constitution and Proposing a Substitute Therefor, Relating to and Providing for the Time of Holding General Elections.

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

SECTION 1. That the following amendment to the Constitution of the State of Iowa be and the same is hereby proposed:

To repeal Section seven (7) of Article two (2) of the Constitution of Iowa and to adopt in lieu thereof the following, towit:

"The general election for state, district, county and township officers shall be held in each even numbered year. Such election, in years in which presidential electors are elected, shall be held on the day fixed by the laws of the United States for the election of presidential electors and in the same corresponding month and on the same corresponding day thereof, in other even numbered years."

Read first and second time and placed on file.

Unanimous consent was granted to take up Senate Concurrent Resolution relative to adjournment, for the purpose of correcting same.

Huntley of Lucas moved that the figures "15" be stricken out and the figures "16" be inserted in lieu thereof.

Motion prevailed.

Boettger of Scott moved that the names of A. F. Loomis and J. C. Hodges be substituted for the names of Fred Pettigrew and Iziah Ball as Assistant Doorkeepers, and that the name of Ralph Ginsberg be added as Page.

Motion prevailed.

Lounsberry of Marshall offered the following Resolution, asked unanimous consent for immediate consideration, and moved its adoption:

Whereas, the Honorable Delos Arnold, who was an honored member of this House during the Sixth and Thirteenth General Assemblies from Marshall county, died at his home in Pasadena, California, on August 31, 1909, therefore be it

Resolved, That a committee of three be appointed by the Speaker to prepare and present suitable resolutions commemorating his life and public service.

Motion prevailed.

The Speaker appointed as such committee, Lounsberry of Marshall, Greene of Grundy and Scholz of Clayton.

Anderson of Greene, member of the committee appointed to select Committee Clerks, offered the following report:

MR. SPEAKER—Your committee on selection of committee clerks report we have examined and recommend the following named applicants:

Emily Homan.
 Leona Bellar.
 Gertrude Callison.
 Stanley Fraser.
 Elmer L. Alber.
 Mrs. Lou P. Woodruff.

HEBERT A. HUFF,
 W. W. ANDERSON,
 JOSEPH KELSO, JR.,
Committee.

Report adopted.

The Joint Committee authorized the appointment of Fred Litol as Telephone Messenger, his services to commence on January 15th.

The following persons 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.

Fred Litol.
 J. C. Hodges.
 Ralph Ginsberg.
 Lou P. Woodruff.
 Leona Beller.
 Lillian Leffort.
 Emily Homann.
 Gertrude Callison.
 Stanley Fraser.

THE STATE UNIVERSITY OF IOWA
IOWA CITY

SPECIAL REPORT OF THE SECRETARY OF THE UNIVERSITY TO
THE THIRTY-FIFTH GENERAL ASSEMBLY.

1910-1911.

JANUARY 1, 1912.

OFFICE OF THE SECRETARY OF THE UNIVERSITY.

January 1, 1912.

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

I submit herewith my special report for the year commenced July 1, 1910, and ended June 30, 1911, in accordance with the provisions of Chapter 104, Acts of the Thirtieth General Assembly.

Very respectfully,

W. J. McCHESNEY,
Secretary of the University.

IOWA STATE BOARD OF EDUCATION.

James H. Trewin, President.....Cedar Rapids
D. A. Emery, Secretary.....Des Moines

MEMBERS OF THE BOARD.

Terms expire July 1, 1913.

Parker K. Holbrook.....Onawa
Charles R. Brenton.....Dallas Center
D. D. Murphy.....Elkader

Terms expire July 1, 1915.

James H. Trewin.....Cedar Rapids
Roger Leavitt.....Cedar Falls
Edwin P. Schoentgen.....Council Bluffs

Terms expire July 1, 1917.

A. B. Funk.....Spirit Lake
George T. Baker.....Davenport
Thomas D. Foster.....Ottumwa

FINANCE COMMITTEE.

William R. Boyd, President.....Cedar Rapids
 Thomas Lambert.....Sabula
 Daniel A. Emery, Secretary.....Des Moines

OFFICERS OF THE UNIVERSITY.

John G. Bowman.....President
 W. J. McChesney.....Secretary

THE STATE UNIVERSITY OF IOWA.

IOWA CITY.

Statement of receipts and disbursements for the year commenced July 1, 1910, and ended June 30, 1911.

RECEIPTS.

Funds for the erection of buildings, etc.....	\$180,463.42
Income fund	381,937.92
Special funds	43,880.32
	<hr/>
Total receipts	\$606,281.66

The A. Whitney Carr Free Scholarship Interest Fund, the F. O. Lowden Oratory Prize Fund, the W. J. Bryan Prize Interest Fund, the Mark Ranney Memorial Interest Fund, the Waite Lowry Gifford Memorial Interest Fund, are not shown in the 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.

DISBURSEMENTS.

Funds for the erection of buildings, etc.—	
Building Tax Fund.....	\$132,634.22
Repair and Contingent Fund.....	\$ 16,007.97
Equipment and Supplies Fund.....	6,066.49
Equipment Fund New Medical Building	210.82
Equipment New Law Building Fund.	6,434.81
Heating and Hydraulics Plants	
Equipment Fund	6,059.42
	<hr/>
	34,879.51
Income Fund	377,259.82

Special Funds—

Library Fund	\$ 15,944.65
Special Land Fund	18,553.78
Donated Land Fund	1,877.99
Paving, Sidewalks and Campus Fund	5,079.76
	41,456.18
Total Disbursements	\$586,229.83

BALANCES IN UNIVERSITY TREASURY, JUNE, 1911.

Funds for the erection of buildings, etc.—

Building Tax Fund	\$ 5,743.53
Repair and Contingent Fund.....	56.38
Equipment and Supplies Fund.....	2,543.06
Equipment New Law Building, etc., Fund.....	3,166.14
Heating and Hydraulic Plants Equipment Fund.....	1,440.58
Income Fund (excluding hospital surpluses for the year)	4,678.00
Special Funds—	
Library Fund	1,014.68
Paving, Sidewalks and Campus Fund.....	8.90
Special Land Fund	1,688.19
	\$ 20,339.46
Donated Land Fund (Overdrawn).....	287.63
Total balances	\$ 20,051.83

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	\$606,281.66
Total disbursements	\$586,229.83
Balances	20,051.83
	\$606,281.66
	\$606,281.66

Amount of money available from all sources, during the year commenced July 1, 1910, and ended June 30, 1911, for the erection, equipment, improvement, and repair of buildings at the University.

1-5 Mill Building Tax Fund (Thirty-fourth General Assembly, Chapter 201, Section 1.)

Balance in Building Tax Fund proper, July 1, 1910	\$ 3,375.75
Received—state warrants	135,000.00
Received—sale of old material.....	2.00
	\$138,377.75

\$138,377.75

Repair and Contingent Fund—

Balance in Fund, July 1, 1910.....	\$	3.65
Received—state warrants (32nd G. A., Chapter 212, Sec. 2).....		7,500.00
Received—state warrants (33rd G. A., Chapter 214, Sec. 1).....		7,500.00
Received—state warrants (34th G. A., Chapter 200, Sec. 1).....		1,002.75
Received—sale of material, etc.....		57.95

 16,064.35

Equipment and Supplies Fund—

Balance in Fund, July 1, 1910.....	\$	1,096.55
Received—State warrants (33rd G. A., Chapter 244, Sec. 1).....		7,500.00
Received—sale of old material.....		13.00

 8,609.55

Equipment Fund, New Medical Buildings—

Balance in Fund, July 1, 1910.....		310.82
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310.82

Equipment New Law Building, etc., Fund—

Balance in Fund, July 1, 1910.....	\$	100.95
Received—state warrants (33rd G. A., Chapter 244, Sec. 1).....		9,500.00

 9,600.95

Heating and Hydraulic Plants Equipment Fund—

Received—state warrants (33rd G. A., Chapter 244, Sec. 1).....		7,500.00
--	--	----------

 7,500.00

 \$180,463.42

Receipts from all sources, during the year commenced July 1, 1910, and ended June 30, 1911, going to make up the "Income Fund" of the University, except hospital receipts.

State Appropriations for Support—

Thirty-second General Assembly, Chapter 212, Section 2	\$195,500.00
Thirty-second General Assembly, Chapter 214, Section 2	35,000.00
Thirty-third General Assembly, Chapter 244, Section 1	47,000.00
Thirty-fourth General Assembly, Chapter 209, Section 1	19,693.96

 \$297,193.96

Tuitions—

College of Liberal Arts.....	\$ 16,770.75
College of Applied Science.....	2,880.50
College of Law.....	10,142.50
College of Medicine.....	5,797.75
College of Homeopathic Medicine.....	900.50
College of Dentistry.....	7,746.00
College of Pharmacy.....	2,118.00
Graduate College	250.00
Summer Session	1,030.00
Special Examinations	234.00
School of Music	5,175.75

53,045.75

Diploma fees	3,809.00
Ophthalmology and Otology receipts.....	883.10
Dental Clinic receipts	8,245.64
Law Loan Book Account.....	358.15
Engineering Testing Laboratory receipts.....	55.39
Interest on daily bank balance.....	1,827.04
Interest on Permanent Land Fund.....	12,302.81
Rents from Permanent Land Fund.....	100.00
Miscellaneous cash—rents, material sold, labora- tory breakage, locker rentals, etc.....	2,862.05
Warrants cancelled	375.00

\$381,057.89

Balance on hand, July 1, 1910..... 880.03

\$381,937.92

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, 1910, and ended June 30, 1911.

Library Fund—

Balance in Library Fund, July 1, 1910.....	\$ 1,445.78
Received—state warrants (Thirty-third General Assembly, Chapter 244, Section 1).....	15,000.00
Received—state warrants (Thirty-fourth General Assembly, Chapter 200, Section 1).....	501.37
Received—sale of books, etc.....	12.18

\$ 16,959.33

Paving, Sidewalks and Campus Fund—

Balance in fund, July 1, 1910.....	\$ 2,088.66
Received—state warrants (Thirty-third General Assembly, Chapter 244, Section 1).....	3,000.00

5,088.66

Special Land Fund—

Balance in fund, July 1, 1910.....	\$ 1,310.50
Received—state warrants (Thirty-third General Assembly, Chapter 244, Section 1).....	17,500.00
Received—rents and sale of property.....	1,431.47

 20,241.97

Donated Land Fund—

Balance in fund, July 1, 1910.....	\$ 374.47
Received—rents, etc.	1,215.89

 1,590.36

 \$ 43,880.32

The A. Whitney Carr Free Scholarship Interest Fund, the F. O. Lowden Oratory Prize Interest Fund, the W. J. Bryan Prize Interest Fund, the Mark Ranney Memorial Interest Fund, and the Waite Lowry Gifford Memorial Interest Fund, are not shown in the statement, as these funds are held in trust by the University, the interest 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, 1910, and ended June 30, 1911.

University Hospital—

Balance to credit of hospital, July 1, 1910		\$ 3,474.17
Hospital earnings	\$ 33,641.13	
Nurses' earnings outside of hospital	1,322.98	
Operating room fees	3,910.00	38,874.11

 Total receipts \$ 42,348.28

University Homeopathic Hospital—

Balance to credit of hospital, July 1, 1910		\$ 796.62
Hospital earnings	\$ 6,712.55	
Nurses' earnings outside of hospital..	664.80	
Operating room fees.....	822.50	8,199.85

 Total receipts 8,996.47

Expenditures from funds for the erection, equipment, improvement, and repair of buildings at the University, during the year commenced July 1, 1910, and ended June 30, 1911.

1-5 Mill Building Tax Fund —

Expended for the erection of the Law Building.

(For detailed account of the expenditures on this building, see Secretary's printed annual report.)

 \$ 107.64

Expended for the erection of the Engineering Shops. (For detailed account of the expenditures on this building, see Secretary's printed annual report.)	2,885.62
Expended for the erection of the Physics Building. (For detailed account of the expenditures on this building, see Secretary's printed annual report.)	99,096.77
Expended for the erection of the Hospital Extension. (For detailed account of the expenditures on this building, see Secretary's printed annual report.)	29,294.23
Superintendent of construction—part salary....	1,249.96
Total expenditures	\$132,634.22
Balance on hand, June 30, 1911.....	5,743.53
	<hr/>
	\$138,377.75
Repair and Contingent Fund—	
General repairs	\$ 2,015.35
Plumbing repairs	1,065.75
Electrical repairs	1,118.71
University Hospital—repairs and painting.....	72.60
University Homeopathic Hospital—repairs and painting	12.00
Physics Building—repairs and painting.....	43.01
Old Science Hall—repairs and painting.....	66.75
School of Music—repairs and painting.....	38.04
Chemistry Building..repairs and painting.....	790.55
Liberal Arst Building—repairs and painting....	506.22
Dental Building—repairs and painting.....	790.78
Green House—repairs and painting.....	29.70
Engineering Building—repairs and painting....	79.90
Unity Hall—repairs and painting.....	53.07
Medical Building—repairs and painting.....	50.30
Armory—repairs and painting.....	256.15
Old Capitol Building—repairs and painting.....	1,570.59
Care of athletic field.....	524.37
Care of compus	384.13
Registrar's office—repairs.....	297.80
President's house—repairs	220.68
Boiler repairs	701.75
Heating plant—repairs	507.91
Hydro-electric plant—repairs	549.98
Materia Medica laboratory—repairs.....	2.80
Pharmacy laboratory	161.26
Library shelves—repairs	208.52
Moving department of Zoology.....	9.41

Fire hose	64.45	
Gas engine	2,598.22	
Tennis courts	227.91	
Warehouse	213.20	
Concrete mixer	245.81	
Light	474.30	
Steam tunnel	56.00	
	<hr/>	
Total expenditures		\$ 16,007.97
Balance on hand June 30, 1911.....		56.38
		<hr/>
		\$ 16,064.35
Equipment and Supplies Fund—		
College of Applied Science—equipment.....	\$ 967.64	
Physics—equipment	998.32	
Commercial Museum—equipment	78.04	
College of Dentistry—equipment.....	556.67	
University Laundry—equipment	39.99	
Library cases—equipment	180.49	
College of Medicine—equipment.....	410.68	
General equipment	720.60	
Electrical supplies	1,487.78	
Plumbing supplies	622.78	
Gas light supplies	3.50	
	<hr/>	
Total expenditures		6,066.49
Cash on hand, June 30, 1911.....		2,543.06
		<hr/>
		\$ 8,609.55
Equipment Fund, New Medical Buildings—		
Department of Physiology—equipment.....	\$ 121.30	
Department of Pathology and Bacteriology— equipment	37.80	
Department of Anatomy and Histology—equip- ment	151.72	
	<hr/>	
Total expenditures		310.82
Equipment New Law Building, Etc., Fund—		
Law Building—equipment	\$ 435.55	
Animal Biology—equipment	93.60	
Museum—equipment	127.28	
Old Capital Senate Room—equipment.....	139.01	
University Hospital—equipment	209.60	
Miscellaneous buildings—equipment	520.61	
Engineering Shops equipment	4,204.66	
Carpenter Shop—equipment	704.50	
(For itemized expenditures on these buildings, see Secretary's printed annual report.)		
	<hr/>	
Total expenditures		\$ 6,434.81
Balance on hand, June 30, 1911.....		3,166.14
		<hr/>
		\$ 9,600.95

Heating and Hydraulic Plant Equipment Fund--

Expended for boiler, stokers, boiler pumps, etc., for heating plant equipment.....	\$ 6,059.42
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(For itemized expenditures on this fund, see Secretary's printed annual report.)

Total expenditures	\$ 6,059.42
Balance on hand, June 30, 1911.....	1,440.58

\$ 7,500.00

Expenditures from Income Fund for the year commenced July 1, 1910, and ended June 30, 1911. (For an itemized account of all disbursements summarized below, see Secretary's printed annual report.)

Cost of Instruction--

College of Liberal Arts.....	\$117,608.00
College of Applied Science.....	31,400.00
College of Law	18,040.00
College of Medicine	33,605.00
College of Homeopathic Medicine.....	5,350.00
College of Dentistry	16,100.00
College of Pharmacy	4,300.00
Graduate College	3,662.50
Summer Session and Library School.....	7,185.00

Total cost of instruction.....	\$237,250.50
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Cost of Administration--

Salaries	\$ 15,130.00
Supplies	1,683.35

Total cost of administration	17,813.35
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General Library--

Salaries	\$ 5,266.62
Supplies	1,749.90

Total library expenditures from Income Fund	7,016.52
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(Books, periodicals, etc., are paid for from the special library appropriation.)

Cost of Apparatus and Supplies of Departments--

College of Liberal Arts.....	\$ 8,127.02
College of Law	101.18
College of Medicine	5,463.86
College of Homeopathic Medicine.....	73.48
College of Dentistry	6,786.57
College of Pharmacy	1,466.67
Graduate College	244.87
Summer Session and Library School.....	212.53

Total cost of apparatus and supplies of departments	22,476.18
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Alumni Bureau—

Salaries	\$ 1,000.00
Supplies, stenographic service, etc.....	1,427.37
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Total cost of Alumni Bureau.....	2,427.37
University extension expenses.....	451.87
Law loan book account.....	598.50
Fixed charges, or general expenditures such as fuel, light, janitor service, engineer, fireman, etc.	83,578.59
Tuitions refunded	135.00
Tuition—School of Music—	
Turned over to Director of the School.....	5,175.75
Engineering testing laboratory	30.89
Warrant account	305.40
<hr/>	
Total expenditures from Income Fund.....	\$377,259.92
Balance on hand, June 30, 1911.....	4,678.00
<hr/>	
	\$381,937.92

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, 1910, and ended June 30, 1911.

Library Fund—

Expended for books, periodicals, and binding, as set out in the Secretary's printed annual report \$	15,944.65
Balance on hand, June 30, 1911.....	1,014.68
<hr/>	
	\$ 16,959.33

Special Land Fund—

Expended for land, as set out in the Secretary's printed annual report.....	\$ 18,553.78
Balance on hand, June 30, 1911.....	1,688.19
<hr/>	
	\$ 20,241.97

Donated Land Fund—

Expended for labor and material on Athletic Field	\$ 1,877.99
Overdrawn on fund, June 30, 1911.....	287.63
<hr/>	
	\$ 1,590.36

Paving and Sidewalks Fund—

Expended for paving, etc., as set out in Secretary's printed annual report.....	\$ 5,079.76
Balance on hand, June 30, 1911.....	8.90
<hr/>	
	\$ 5,088.66

Expenditures from hospital receipts for the year commenced July 1, 1910, and ended June 30, 1911.

University Hospital—

Salaries	\$ 7,407.15
Help	4,019.56
Provisions	12,889.05
Household	13,157.33
Medicine	4,219.88

Total expenditures \$ 41,692.97

Balance in Income Fund to credit of University
Hospital account, June 30, 1911..... 655.31

\$ 42,348.28

University Homeopathic Hospital—

Salaries	\$ 1,517.50
Help	553.79
Provisions	3,535.62
Household	2,091.54
Medicine	416.26

Total expenditures \$ 8,114.71

Balance in Income Fund to credit of University
Homeopathic Hospital account, June 30, 1911.. 881.76

\$ 8,996.47

STAFF OF INSTRUCTION.

1910-11.

Number of professors.....	68
Number of assistant professors.....	27
Number of instructors and assistant instructors.....	49
Number of fellows.....	6
Number of scholars.....	16
Number of lecturers.....	6

NUMBER OF STUDENTS.

Enrolled during regular academic year.	Men.	Women	Total
College of Liberal Arts.....	585	552	1,137
Graduate College	114	117	231
College of Applied Science.....	180		180
College of Law	210	1	211
College of Medicine	115	4	119
Training School of Nurses (College of Medi- cine)		59	59
College of Homeopathic Medicine.....	17	1	18
Training School for Nurses (College of Home- opathic Medicine)		15	15

College of Dentistry	142	3	145
College of Pharmacy	42	1	43
School of Music (affiliated)	18	64	82
Summer School for Library Training.....	1	19	20
	<hr/>	<hr/>	<hr/>
	1,424	836	2,260
Duplicates	128	42	170
	<hr/>	<hr/>	<hr/>
Total for entire year 1910-11, including Summer Session, without duplicates....	1,296	794	2,090

THE STATE UNIVERSITY OF IOWA.

IOWA CITY.

SPECIAL REPORT OF THE SECRETARY OF THE UNIVERSITY TO
THE THIRTY-FIFTH GENERAL ASSEMBLY.

1911-1912.

JANUARY 1, 1913.

OFFICE OF THE SECRETARY OF THE UNIVERSITY.

January 1, 1912.

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

I submit herewith my special report for the year commenced July 1, 1911, and ended June 30, 1912, in accordance with the provisions of Chapter 104, Acts of the Thirtieth General Assembly.

Very respectfully,

WM. H. BATES,

Acting Secretary of the University.

IOWA STATE BOARD OF EDUCATION.

James H. Trewin, President.....Cedar Rapids
Daniel A. Emery, Secretary.....Des Moines

MEMBERS OF THE BOARD.

Terms expire July 1, 1913.

Parker K. Holbrook.....Onawa
Charles R. Brenton.....Dallas Center
D. D. Murphy.....Elkader

Terms expire July 1, 1915.

James H. Trewin.....	Cedar Rapids
Roger Leavitt.....	Cedar Falls
Edwin P. Schoentgen.....	Council Bluffs

Terms expire July 1, 1917.

A. B. Funk.....	Spirit Lake
George T. Baker.....	Davenport
Henry M. Eicher.....	Washington

FINANCE COMMITTEE.

William R. Boyd, President.....	Cedar Rapids
Thomas Lambert.....	Sabula
Daniel A. Emery, Secretary.....	Des Moines

OFFICERS OF THE UNIVERSITY. . .

John G. Bowman.....	President
Wm. H. Bates.....	Acting Secretary
W. J. McChesney.....	Treasurer

THE STATE UNIVERSITY OF IOWA.

IOWA CITY.

Statement of Receipts and Disbursements for the year commenced July 1, 1911, and ended June 30, 1912:

RECEIPTS.

Funds for the erection of Buildings, etc.....	\$245,596.31	
Income Fund	482,376.10	
Special Funds	42,361.69	
Total receipts		\$770,334.10

The A. Whitney Carr Free Scholarship Interest Fund, the F. O. Lowden Oratory Prize Fund, the W. J. Bryan Prize Interest Fund, the Mark Ranney Memorial Interest Fund, the Waite Lowry Gifford Memorial Interest Fund, are not shown in the 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.

DISBURSEMENTS.

Funds for the erection of buildings, etc.—	
Building Tax Fund.....	\$158,204.26
Repair and Contingent Fund.....	\$ 22,982.31
Equipment and Supplies Fund.....	9,639.45
Equipment New Law Building Fund.....	2,649.65
Equipment New Buildings Fund.....	15,168.68
Heating and Hydraulic Plants Equipment Fund.....	1,442.95
	<hr/>
	51,883.04
Income Fund	464,334.48
Special Funds—	
Library Fund	\$ 13,806.76
Special Land Fund.....	21,297.67
Paving, Sidewalks and Campus Fund.....	5,266.62
	<hr/>
	40,371.05
	<hr/>
Total disbursements	\$714,792.83

BALANCES IN UNIVERSITY TREASURY, JUNE 30, 1912.

Funds for the erection of buildings, etc.—	
Building Tax Fund.....	\$ 22,588.37
Repair and Contingent Fund.....	1,660.52
Equipment and Supplies Fund.....	412.31
Equipment New Law Building, etc., Fund.....	516.49
Equipment New Buildings Fund.....	10,331.32
Income Fund (excluding hospital surpluses for the year)	18,041.62
Special Funds—	
Library Fund	347.47
Special Land Fund.....	1,706.52
Donated Land Fund.....	92.37
	<hr/>
	\$ 55,696.99
Less Paving, Sidewalks and Campus Fund (Overdrawn)	155.72
	<hr/>
	\$ 55,541.27

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.....	\$770,344.10
Total disbursements	\$714,792.83
Balances	55,541.27
	<hr/>
	\$770,334.10
	\$770,334.10

Amount of moneys available from all sources, during the year commenced July 1, 1911, and ended June 30, 1912, for the erection, equipment, improvement and repair of buildings at the University.

One-fifth Mill Building Tax Fund—

(34th G. A., Chapter 201, Sec. 1.)

Balance in Building Tax Fund proper, July 1, 1911	\$ 5,743.53	
Received, State Warrants.....	175,000.00	
Received, sale of old material.....	49.10	
		\$180,792.63

Repair and Contingent Fund—

Balance in Fund, July 1, 1911.....	\$ 56.38	
Received—State warrants (32nd G. A., Chapter 212, Sec. 2).....	9,375.00	
Received—State warrants (33rd G. A., Chapter 244, Sec. 1).....	9,375.00	
Received—State warrants (34th G. A., Chapter 200, Sec. 1).....	5,000.00	
Received—Athletic Board—concrete bleachers..	830.28	
Received—Warrants cancelled.....	6.17	
		24,642.83

Equipment and Supplies Fund—

Balance in Fund, July 1, 1911.....	\$ 2,543.06	
Received—State warrants (34th G. A., Chapter 212, Sec. 2.).....	7,500.00	
Received—Warrants cancelled.....	8.70	
		10,051.76

Equipment New Law Building, etc., Fund—

Balance in Fund, July 1, 1911.....	3,166.14	
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Equipment New Buildings Fund—

Received—State warrants (34th G. A., Chapter 212, Sec. 2.).....	25,500.00	
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Heating and Hydraulic Plants Equipment Fund—

Balance in Fund, July 1, 1911.....	\$ 1,440.58	
Received—sale of old material.....	2.37	
		1,442.95

Total		\$245,596.31
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Receipts from all sources during the year commenced July 1, 1911, and ended June 30, 1912, going to make up the "Income Fund" of the University, except hospital receipts.

State appropriations for support—

32nd G. A., Chapter 212, Sec. 2.....	\$205,500.00	
32nd G. A., Chapter 214, Sec. 2.....	35,000.00	
33rd G. A., Chapter 244, Sec. 1.....	22,000.00	
33rd G. A., Chapter 244, Sec. 1.....	6,250.00	
34th G. A., Chapter 200, Sec. 1.....	25,000.00	
34th G. A., Chapter 200, Sec. 1.....	98,200.00	
		\$391,950.00

Tuition—

College of Liberat Arts	\$ 18,116.00	
College of Applied Science	3,001.75	
College of Law	10,221.30	
College of Medicine	5,306.50	
College of Homeopathic Medicine	775.25	
College of Dentistry	8,327.25	
College of Pharmacy	2,305.00	
Graduate College	199.00	
Summer Session and Library School.....	985.00	
School of Music.....	6,866.25	
Special Examinations.....	135.00	
		<hr/>
		56,238.30
Diploma fees		4,287.00
Ophthalmology and Otology receipts.....		1,203.63
Dental Clinic receipts.....		7,223.49
Law Loan Book Account.....		354.95
Engineering Testing Laboratory Account.....		17.65
Miscellaneous cash, rents, material sold, laboratory breakage, deposits net, locker rentals, etc.....		1,741.53
Interest on daily bank balance.....		2,960.18
Interest on Permanent Land Fund.....		11,167.04
Warrants cancelled		554.33
		<hr/>
Total		\$477,698.10
Balance on hand, July 1, 1911.....		4,678.00
		<hr/>
		\$482,376.10

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, 1911, and ended June 30, 1912.

Library Fund—

(34th G. A., Chapter 200, Sec. 1.)

Balance in Library Fund, July 1, 1911.....	\$ 1,014.68	
Received—State warrants	13,125.00	
Received—sale of Books, etc.....	14.55	
		<hr/>
		\$ 14,154.23

Special Land Fund—

(34th G. A., Chapter 212, Sec. 2.)

Balance in Fund, July 1, 1911.....	\$ 1,688.19	
Received—State warrants	20,000.00	
Received—rents and property sold.....	1,316.00	
		<hr/>
		23,004.19

Donated Land Fund—

Received—rents, etc.	\$ 380.00	
Overdrawn on fund, July 1, 1911.....	287.63	
		<hr/>

Paving, Sidewalks and Campus Fund—

(34th G. A., Chapter 212, Sec. 2.)

Balance in Fund, July 1, 1911.....	\$	8.90	
Received—State warrants		5,000.00	
Received—material sold		102.00	
			<u>5,110.90</u>
			<u>\$ 42,361.69</u>

The A. Whitney Carr Prize Scholarship Interest Fund, the F. O. Lowden Oratory Prize Interest Fund, the W. J. Bryan Prize Interest Fund, the Mark Ranney Memorial Interest Fund, the Waite Lowry Gifford Memorial Interest Fund, are not shown in the statement, as these funds are held in trust by the University, the interest 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, 1911, and ended June 30, 1912.

University Hospital—

Balance to credit of hospital, July 1, 1911.....	\$	655.31	
Hospital earnings	\$	37,084.95	
Nurses' earnings outside of hospital.....		1,191.74	
Operating room fees		4,025.00	
			<u>42,301.69</u>
			<u>\$ 42,957.00</u>

University Homeopathic Hospital—

Balance to credit of hospital, July 1, 1911.....	\$	881.76	
Hospital earnings	\$	6,199.91	
Nurses' earnings outside of hospital.....		266.25	
Operating room fees		756.75	
			<u>7,222.91</u>
Balance overdrawn, June 30, 1912.....			<u>2.32</u>
			<u>\$ 8,106.99</u>

Expenditures from funds for the erection, equipment, improvement and repair of buildings at the University, during the year commenced July 1, 1911, and ended June 30, 1912.

One-fifth Mill Building Tax Fund—

Expended for the erection of the Physics Building (For detailed account of the expenditures on this building, see Secretary's printed annual report)	\$	86,215.63
Expended for the erection of the University Hospital Extension (For detailed account of the expenditures on this building, see Secretary's printed annual report)		68,811.67

Expended for the erection of the Woman's Building (For detailed account of the expenditures on this building, see Secretary's printed annual report).....	1,776.96
Superintendent of Construction—part salary....	1,400.00
<hr/>	
Total expenditures	\$158,204.26
Balance on hand, June 30, 1912.....	22,588.37
<hr/>	
	\$180,792.63

Repair and Contingent Fund—

General repairs	\$ 3,498.23
Plumbing repairs	266.34
Electrical repairs	529.44
Physics Building—repairs and painting.....	197.32
Science Building—repairs and painting.....	152.74
School of Music—repairs and painting.....	20.07
Hall of Liberal Arts—repairs and painting.....	391.25
Dental Building—repairs and painting.....	210.43
President's House—repairs and painting.....	30.83
Old Capitol Building—repairs and painting.....	143.22
Chemistry Building—repairs and painting.....	160.06
Medical Laboratory—repairs and painting.....	299.19
Unity Hall—repairs and painting.....	677.60
Natural Science Building—repairs and painting..	185.46
Green House—repairs and painting.....	7.09
Engineering Building—repairs and painting....	64.36
Armory—repairs and painting.....	251.14
Nurses' Home—repairs and painting.....	24.51
Engineering Sheds—repairs and painting.....	5.36
Old Capitol Building—vault.....	215.98
Homeopathic Hospital—fire escapes	327.00
Homeopathic Hospital—tunnel	1,247.57
University Hospital—repairs and painting.....	1,780.08
Heating Plant—repairs and painting.....	459.31
Boiler repairs	647.06
Chemical Laboratory—repairs and painting....	123.20
Pharmacy Laboratory—repairs and painting....	25.02
Care of Campus.....	231.86
Care of Athletic Field.....	402.47
Football bleachers	1,676.56
Steam tunnel—repairs	1,090.08
Hospital boiler—repairs	43.75
Gas engine	4,230.04
Dynamo'	2,322.69
University plumber—salary	1,045.00
<hr/>	
Total expenditures	\$ 22,982.31
Balance on hand June 30, 1912.....	1,660.52
<hr/>	
	\$ 24,642.83

Equipment and Supplies Fund—

College of Applied Science—equipment.....	\$ 1,754.98
Department of Physics—equipment.....	1,145.36
College of Dentistry—equipment.....	1,081.19
Commercial Museum—equipment	41.81
Museum—equipment	1,815.87
Carpenter Shop—equipment	8.50
University Laundry—equipment	58.69
General Equipment	493.08
Electrical Supplies	1,731.45
Plumbing Supplies	733.47
Steam Heating Supplies.....	438.43
Gas Light Supplies.....	24.47
Library Card Cases.....	312.15

Total expenditures	\$ 9,639.45
Cash on hand, June 30, 1912.....	412.31

\$ 10,051.76

Equipment New Law Building, Etc., Fund—

Law Building—equipment	\$ 113.63
President's House—equipment	2,026.48
Carpenter Shop—equipment	224.65
Senate Room—equipment	238.14
Miscellaneous Buildings—equipment	46.75

Total expenditures	\$ 2,649.65
Cash on hand, June 30, 1912.....	516.49

\$ 3,166.14

Equipment New Buildings Fund—

Engineering Shops—equipment	\$ 965.79
Electrical Engineering—equipment	2,778.17
Hospital Extension—equipment	6,188.11
Research Laboratory—equipment	4,237.27
Physics Building—equipment	999.34

Total expenditures	\$ 15,168.68
Balance on hand, June 30, 1912.....	10,331.32

\$ 25,500.00

Heating and Hydraulic Plant Equipment Fund—

Heating Plant—equipment	\$ 1,442.95
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Expenditures from Income Fund for the year commenced July 1, 1911, and ended June 30, 1912. (For an itemized account of all disbursements summarized below, see Secretary's printed annual report.)

Cost of Instruction—

College of Liberal Arts.....	\$152,151.63
College of Applied Science.....	34,859.22
College of Law.....	19,450.00
College of Medicine.....	50,254.42
College of Homeopathic Medicine.....	5,350.00
College of Dentistry.....	17,068.88
College of Pharmacy.....	5,399.96
Graduate College	6,300.00
Summer Session and Library School.....	7,587.44

Total cost of instruction..... \$298,422.25

Cost of Administration—

Salaries	\$ 20,248.59
Supplies	2,203.26

Total cost of administration..... 22,451.85

General Library—

Salaries	\$ 7,790.26
Supplies and assistance.....	1,082.83

Total Library expenditures from Income Fund
(Books, periodicals, etc., are paid for from the
special library appropriation.) 8,873.09

Cost of Apparatus and Supplies of Departments—

College of Liberal Arts.....	\$ 12,987.98
College of Law.....	246.74
College of Medicine.....	6,836.60
College of Homeopathic Medicine.....	153.39
College of Dentistry.....	5,227.86
College of Pharmacy.....	1,534.89
Graduate College	383.00
Summer Session and Library School.....	370.27

Total cost of apparatus and supplies of departments 27,710.73

Alumni Bureau—

Salaries	\$ 1,828.12
Supplies, stenographic service, etc.....	1,798.54

Total cost of Alumni Bureau..... 3,626.66

University Extension Expenses.....	570.70
Law Loan Book Account.....	271.45
Fixed Charges, or General Expenditures—such as fuel, light, janitor service, engineer, firemen, etc.	95,466.12
Tuitions—School of Music.....	6,866.25
Tuitions refunded	50.00

Engineering Testing Laboratory.....	25.38
Total expenditures from Income Fund.....	\$464,334.48
Balance on hand, June 30, 1912.....	18,041.62
	<u>\$482,376.10</u>

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, 1911, and ended June 30, 1912.

Library Fund—

Expended for books, periodicals, and binding, as set out in the Secretary's printed annual report	\$ 13,806.76
Balance on hand, June 30, 1912.....	347.47
	<u>\$ 14,154.23</u>

Special Land Fund—

Expended for land, as set out in the Secretary's printed annual report.....	\$ 21,297.67
Balance on hand, June 30, 1912.....	1,706.52
	<u>23,004.19</u>

Donated Land Fund—

Balance, cash on hand, June 30, 1912.....	92.37
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Paving and Sidewalks Fund—

Expended for cement walks and to the city of Iowa City for paving.....	\$ 5,266.62
Overdrawn on June 30, 1912.....	155.72
	<u>5,110.90</u>

Expenditures from hospital receipts for the year commenced July 1, 1911, and ended June 30, 1912.

University Hospital—

Salaries	\$ 8,886.67
Help	4,590.14
Provisions	15,649.02
Household	8,981.13
Medicine	3,544.11
Total expenditures	<u>\$ 41,681.07</u>
Balance in Income Fund to credit of University Hospital account, June 30, 1912.....	1,305.93
	<u>\$ 42,957.00</u>

University Homeopathic Hospital—

Salaries	\$ 1,611.00
Help	740.09
Provisions	3,524.38
Household	1,877.20
Medicine	354.32
	<hr/>
Total expenditures	\$ 8,106.99

STAFF OF INSTRUCTION.

1911-12.

Number of professors.....	70
Number of assistant professors.....	29
Number of instructors and assistant instructors.....	53
Number of fellows.....	12
Number of scholars.....	21
Number of lecturers.....	13
	<hr/>
	198

NUMBER OF STUDENTS.

Enrolled during regular academic year.	Men.	Women	Total
College of Liberal Arts.....	551	556	1107
College of Law.....	210	0	210
College of Medicine.....	106	4	110
Training School for Nurses (College of Medicine).	0	62	62
College of Homeopathic Medicine.....	15	1	16
Training for Nurses (College of Homeopathic Medicine)	0	13	13
College of Dentistry.....	149	3	152
College of Pharmacy.....	44	2	46
Graduate College	142	81	223
College of Applied Science.....	165	0	165
School of Music (affiliated).....	15	89	104
Summer School for Library Training.....	0	22	22
	<hr/>	<hr/>	<hr/>
	1397	833	2230
Duplicates	102	38	140
	<hr/>	<hr/>	<hr/>
Total for entire year 1911-12, including Sum- mer Session, without duplicates	1295	795	2090

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

January 10, 1913.

To the General Assembly of the State of Iowa:

GENTLEMEN—I beg leave to submit herewith the report required by Chapter 104 of the Laws of the Thirtieth General Assembly. It shows:

First—The funds available for all college purposes during each fiscal year of the biennial period ending June 30, 1912.

Second—The amounts expended for buildings and improvements, repairs, administration, maintenance and equipment of departments, and for the general expenses of the institution.

Third—The balance to the credit of the different funds at the close of the biennial period.

Fourth—The number of professors and instructors employed by the College, and the number of students enrolled in each course during each year of the biennial period.

I. AVAILABLE FUNDS, JULY 1, 1910.

Balances:

In the hands of the College Treasurer—

College support, including student funds.....	\$ 29,185.48
Agricultural Extension	2,707.81

Experiment Funds—

Agricultural Experiment Station..	\$ 6,255.66	
Engineering Experiment Station..	2,297.38	
Horse Breeding Experimentation	3.61	
Good Roads Experimentation.....	40	
		8,557.05

Building and Equipment Funds—

Agricultural Hall furniture.....	\$ 10.81	
Repair and Contingent Fund, including amount transferred from tuition	6,197.66	
Room rent	1,286.12	
		7,494.59

Total in hands of College Treasurer.....	\$ 47,944.93
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In the hands of the State Treasurer—

Special Building Tax.....	\$ 97,546.50
Part of special appropriations of Thirty-third General Assembly made available before July 1, 1910, unexpended.....	18,324.44
Pure Bred Stock (old).....	.44

Total in hands of State Treasurer.....	\$115,871.38
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Total balances	\$163,816.31
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Additional funds becoming available during the biennial period 1910-12:

(a) Additional funds available 1910-11.

Educational Support Funds, Collegiate Departments—		
From National Government.....	\$ 80,742.79	
From State appropriations.....	210,527.47	
From rental on donated land.....	7.40	
From student fees.....	58,734.51	
Special trust funds to be used according to terms of trust.....	2,188.75	
Tuition from students residing outside of state.	6,677.50	
Interest on Treasurer's balances.....	1,943.05	
	<hr/>	\$360,821.47
Two-year course in Agriculture—		
From state—Pro rata annual appropriation for first partial quarter.....		5,013.74
Agricultural Extension Fund—		
From State—Annual appropriation.....	\$ 32,000.00	
Pro rata appropriation, Thirty-fourth General Assembly	2,005.49	
	<hr/>	\$ 34,005.49
Experiment Funds—		
Agricultural Experiment Station—		
From National Government.....	\$ 30,000.00	
From State appropriation.....	40,000.00	
Pro rata appropriation Thirty-fourth General Assembly.....	3,008.24	
	<hr/>	\$ 73,008.24
Horse Breeding Experimentation—		
From State		1,400.00
Engineering Experiment Station—		
From State annual appropriation.\$	5,000.00	
Pro rata appropriation Thirty-fourth General Assembly.....	1,002.75	
	<hr/>	6,002.75
Good Roads Experimentation—		
From State annual appropriation.\$	5,000.00	
Pro rata appropriation Thirty-fourth General Assembly.....	1,002.75	
	<hr/>	6,002.75
	<hr/>	\$ 86,413.74
Building and Equipment Funds—		
Special Building Tax.....	\$137,426.90	
Annual repair and contingent fund.....	36,000.00	
Part of the special appropriations of the Thirty-third General Assembly made available after July 1, 1910.....	56,250.00	
Part of the special appropriation of the Thirty-fourth General Assembly made available before July 1, 1911.....	65,750.00	

Receipts from rental of rooms, sale of old building material and net receipts from Custodian's store room	3,591.21	
	<hr/>	\$299,018.11
Total from all sources for 1910-11.....		\$785,272.55
(b) Additional funds available 1911-12.		
Educational Support Funds—Collegiate Departments—		
From National Government.....	\$ 85,018.73	
From State appropriations.....	249,900.00	
From rental on donated land.....	1.00	
From student fees.....	62,948.71	
Special trust funds to be used according to terms of trust	2,361.99	
Tuition from students residing outside of state..	8,147.50	
Interest on Treasurer's balances.....	3,380.95	
Old land deposit fees credited to Support Fund..	39.50	
	<hr/>	\$411,798.38
Two-year Course in Agriculture—		
From State annual appropriation.....	\$ 25,000.00	
From student fees.....	2,935.45	
	<hr/>	27,935.45
Agricultural Extension—		
Annual appropriation		50,000.00
Experiment Funds—		
Agricultural Experiment Station—		
From National Government.....	\$ 30,000.00	
From State appropriations.....	55,000.00	
	<hr/>	\$ 85,000.00
Horse Breeding Experimentation.....	450.00	
Engineering Experiment Station.....	10,000.00	
Good Roads Experimentation.....	10,000.00	
	<hr/>	105,450.00
Building and Equipment Funds—		
Special Building Tax.....	\$145,022.85	
Annual Repair and Contingent Fund.....	36,000.00	
Receipts from rental of rooms and sale of wreckage	5,091.87	
	<hr/>	186,114.72
Total from all sources for 1911-12.....		\$781,298.55

II. EXPENDITURES.

(a) For 1910-11.

Educational Support Funds—Collegiate Departments—	
Salaries, including administrative officers.....	\$185,189.44
Department expenses and ordinary equipment...	73,984.95

Administrative and general expenses.....	18,240.64	
Maintenance of buildings and grounds, including heat, light and janitor service for buildings and care of campus.....	52,783.72	
		\$330,198.75
Agricultural Extension Fund—		
Salaries of Extension Staff, including secretary short course workers.....	\$ 21,652.42	
Current expenses and equipment.....	14,942.51	
		36,594.93
Experiment Funds—		
Agricultural Experiment Station—		
Salaries of Station Staff and Assistants.....	\$ 33,430.19	
Current expenses and equipment.....	32,580.35	
		\$ 66,010.54
Horse Breeding Experimentation—		
Salaries of horsement.....	\$ 173.75	
Current expenses, feed stuffs, etc.....	838.84	
		1,012.59
Engineering Experiment Station—		
Salaries	\$ 2,219.43	
Current expenses and equipment.....	4,867.96	
		\$ 7,087.39
Good Roads Experimentation—		
Salaries	\$ 3,075.00	
Current expenses and equipment.....	1,886.98	
		4,961.98
Building and Equipment Fund expenditures—		
Repairs and contingencies.....	\$ 32,708.90	
Special Building Tax—		
Hall of Agriculture.....	1,585.48	
Ceramics Building	1,107.07	
Domestic Technology	54,400.94	
Engineering Hall Annex.....	266.10	
Veterinary Building	45,917.56	
Gymnasium	3,241.78	
Judging pavilion .....	.30	
Hall of Agriculture furniture.....	15,760.64	
Central Heating Plant.....	40,655.16	
Sidewalks and Grading.....	565.85	
Engineering Annex furniture.....	2,012.67	
Purchase of Pure Bred Stock.....	3,568.59	
Equipment of departments.....	7,791.88	
Room rent	1,621.09	
		\$211,204.01
Total expenditures for 1910-11.....		\$657,070.19

(b) For 1911-12.

Educational Support Funds—		
Salaries, including administrative officers.....	\$209,382.12	
Department expenses and equipment.....	97,958.66	
Administrative and general expenses.....	22,239.97	
Maintenance of buildings and grounds.....	67,137.16	
		<u>\$396,717.91</u>
Two-Year Course in Agriculture—		
Salaries	\$ 15,459.81	
Department expenses and equipment.....	6,980.88	
		<u>22,440.69</u>
Agricultural Extension Funds—		
Salaries	\$ 21,824.33	
Current expenses and equipment.....	17,281.71	
		<u>39,106.04</u>
Experiment Funds—		
Agricultural Experiment Station—		
Salaries	\$ 36,297.42	
Current expenses and equipment.....	38,928.24	
		<u>75,225.66</u>
Horse Breeding Experimentation—		
Salaries of horsemen.....	\$ 400.00	
Partial payment of horse.....	441.02	
		<u>841.02</u>
Engineering Experiment Station—		
Salaries	\$ 5,761.67	
Current expenses and equipment.....	3,083.76	
		<u>8,845.43</u>
Good Roads Experimentation—		
Salaries	\$ 5,276.89	
Current expenses and equipment.....	2,626.76	
		<u>7,903.65</u>
Building and Equipment Fund Expenditures—		
Repairs and contingencies.....	\$ 24,361.37	
Special Building Tax—		
Hall of Agriculture.....	8,387.28	
Domestic Technology	149.33	
Veterinary Building	94,511.74	
Gymnasium	66,079.32	
Judging Pavilion	13,033.44	
Hall of Agriculture furniture.....	23.52	
Central Heating Plant.....	1,869.61	
Heating Plant	4,782.65	
Sidewalks and Grading.....	435.36	
Engineering Annex furniture.....	13.37	
Equipment of Departments.....	1,701.97	
Additional Department Equipment.....	32,379.54	
Public Grounds Improvements.....	6,728.68	
Room rent	5,080.06	
		<u>259,537.24</u>
Total expenditures for 1911-12 for all purposes		<u>\$810,617.64</u>

SUMMARY.

RECEIPTS.

Balances in College and State Treasuries, July 1, 1910	\$ 163,816.31
Additional funds available in 1910-11.....	\$785,272.55
Additional funds available in 1911-12.....	781,298.55
	<u>\$ 1,566,571.10</u>
Total funds available during biennial period from all sources, and for all purposes	\$ 1,730,387.41

EXPENDITURES.

During fiscal year 1910-11.....	\$657,070.19
During fiscal year 1911-12.....	810,617.64
	<u>\$ 1,467,687.83</u>
Balances in College and State Treasuries, June 30, 1912	262,699.58
Total	<u>\$ 1,730,387.41</u>

III. BALANCES AT CLOSE OF BIENNIAL PERIOD, JUNE 30, 1912.

In hands of College Treasurer—

Collegiate support fund, including working balance	\$ 72,059.99
Two-Year Course in Agriculture....	10,508.50
Books and Periodicals.....	438.75
Piano rental	239.47
Scholarship funds	1,150.46
Agricultural Extension	11,012.33

Experiment Funds—

Agricultural Experiment Station..	\$ 23,027.70
Engineering Experiment Station..	2,367.31
Good Roads Experimentation.....	3,137.52
	<u>28,532.53</u>

Building and Improvement Funds—

Special Building Tax.....	\$ 41.24
Engineering Annex furniture....	186.63
Additional department equipment	120.46
Heating Plant	17.35
Public Grounds Improvements....	— .68
Room rent	3,268.05
Repair and contingent.....	21,127.39
	<u>24,760.44</u>

Total in College Treasurer's hands not including Hospital balance reported elsewhere.

\$149,702.47

In hands of State Treasurer—	
Special Building Tax.....	\$ 91,274.67
Part of special appropriation of Thirty-fourth General Assembly made available before July 1, 1912.....	21,722.00
Pure bred stock appropriation (old)	.44
	<hr/>
Total in hands of State Treasurer	112,997.11
Total	<hr/> \$262,699.58

II. SALES OF DEPARTMENTS.

For year 1910-11.....	\$ 67,244.69
For year 1911-12.....	75,004.49
	<hr/>
Total	\$142,249.18

III. COLLEGE HOSPITAL ACCOUNT.

Receipts.

Cash on hand July 1, 1910.....	\$ 1,133.89
Receipts from students and others in 1910-11.....	\$ 1,853.80
Receipts from students and others in 1911-12.....	4,751.42
	<hr/>
	6,605.22
	<hr/>
Total	\$ 7,739.11

Disbursements.

For expense of maintenance 1910-11.....	\$ 1,876.42
For expense of maintenance 1911-12.....	3,027.61
	<hr/>
	\$ 4,904.03
Cash on hand July 1, 1912.....	2,835.08
	<hr/>
	\$ 7,739.11

IV. NUMBER OF INSTRUCTORS AND STUDENT ENROLLMENT.

Collegiate Departments.

Instructors.

1910-11.

Professors, assistant professors and administrative officers.....	88
Instructors and assistants.....	85
	<hr/>

1911-12.

Professors, assistant professors and administrative officers.....	93
Instructors and assistants.....	77
	<hr/>
	170

Non-Collegiate Departments.

1911-12.

Professors, and assistant professors.....	4
Instructors	13
	<hr/>
	17

Student Enrollment.

1910-11.

Division of Agriculture—	
Science and Agriculture.....	241
Animal Husbandry	155
Agronomy	62
Horticulture and Forestry.....	34
Dairy	29
Agricultural Engineering	34
Home Economics	149
	<hr/>
	704
Division of Veterinary Medicine.....	100
Division of Engineering—	
Civil Engineering	209
Mechanical Engineering	146
Electrical Engineering	190
Mining Engineering	31
Ceramics	8
Industrial Chemistry	4
	<hr/>
	588
Division of Science.....	84
Division of Music (collegiate).....	9
	<hr/>
Total	1485
Non-Collegiate Agricultural Courses.....	148
Winter Short Course.....	595
Special students, music.....	141
	<hr/>
Total	2369
Less duplicates	62
	<hr/>
	2307

1911-12.

Division of Agriculture—	
Animal Husbandry	177
Agronomy	71
Horticulture and Forestry.....	34
Dairying	32
Agricultural Engineering	57
Agricultural Education	14
Home Economics	206
Science and Agriculture.....	262
	<hr/>
	853
Division of Veterinary.....	85
Division of Engineering—	
Civil Engineering	180
Mechanical Engineering	133
Electrical Engineering	181
Mining Engineering	26
Ceramics	6
Industrial Chemistry	4
	<hr/>
	530
Division of Science	89
Division of Music (collegiate)	13
	<hr/>
Total	1570
Summer School	96
Non-Collegiate Agricultural Courses	188
Winter Short Courses	614
Special Music Students	78
	<hr/>
Total	2546
Less duplicates	36
	<hr/>
	2510

Respectfully submitted,

E. W. STANTON,
Secretary of College.

IOWA STATE TEACHERS COLLEGE.

SPECIAL FINANCIAL REPORT, FISCAL PERIOD JULY 1, 1910, TO
JUNE 30, 1912.

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

GENTLEMEN—The officers of the Iowa State Teachers College have already filed a report concerning the fiscal affairs of this state educational institution with the State Board of Education.

It is necessary to refer to this for additional details should they be desired. This report is in conformity to Chapter 104, Laws of the Thirtieth General Assembly. It contains the summaries of the several funds for the fiscal period.

SUMMARIES OF THE SEVERAL FUNDS FOR THE BIENNIAL PERIOD
JULY 1, 1910, TO JUNE 30, 1912.

I. *Teachers Fund.*

Balance on hand July 1, 1910.....	\$ 722.06	
Received from state appropriations.....		201,412.08
Transferred from Students' Contingent Fund (fees)		24,500.00
Total disbursements	\$225,660.18	
Balance on hand, June 30, 1912.....	973.96	
	<hr/>	<hr/>
	\$226,634.14	\$226,634.14

II. *Contingent Fund.*

Balance on hand, July 1, 1910.....	\$ 7,940.62	
Received from State appropriations.....		89,604.40
Transferred from Students' Contingent Fund (fees)		18,000.00
Sale of material.....		2,549.21
Interest on general daily balance.....		1,326.85
Tuition from Independent Dist. of Cedar Falls		3,560.00
Tuition from School District No. Five.....		726.79
Total disbursements	\$115,862.00	
Balance on hand June 30, 1912.....	7,845.87	
	<hr/>	<hr/>
	\$123,707.87	\$123,707.87

III. *Summer Term Fund.*

Balance on hand, July 1, 1910.....	\$ 62.11	
Received from state appropriations.....		19,601.65
Transferred from Students' Contingent Fund (fees)		925.00
Transferred from Summer Contingent Fund (fees)		10,028.74
Total disbursements	\$ 30,617.50	
	<hr/>	<hr/>
	\$ 30,617.50	\$ 30,617.50

IV. *Library Fund.*

Balance on hand, July 1, 1910.....	\$ 3,568.24	
Received from state appropriations.....		11,002.75
Received from fines and lost books.....		120.55
Total disbursements	\$ 9,982.42	
Balance on hand June 30, 1912.....	4,709.12	
	<hr/>	<hr/>
	\$ 14,691.54	\$ 14,691.54

V. *Librarians' Salary Fund.*

Balance on hand, July 1, 1910.....		\$ 1,860.74
Received from state appropriations.....		13,403.85
Total disbursements	\$ 9,902.87	
Balance on hand, June 30, 1912.....	5,361.72	
	<hr/>	<hr/>
	\$ 15,264.59	\$ 15,264.59

VI. *Hospital Fund.*

Balance on hand, July 1, 1910.....		\$ 1,066.80
Received from state appropriations.....		2,500.69
Received from insurance fees.....		552.00
Received from patients.....		1,509.76
Total disbursements	\$ 5,609.15	
Balance on hand, June 30, 1912.....	20.10	
	<hr/>	<hr/>
	\$ 5,629.25	\$ 5,629.25

VII. *Millage Fund.*

Balance on hand, July 1, 1910.....		\$ 6,273.21
Received from state appropriations.....		105,000.00
Refund of freight.....		5.84
Total disbursements	\$103,018.29	
Balance on hand, June 30, 1912.....	8,260.76	
	<hr/>	<hr/>
	\$111,279.05	\$111,279.05

VIII. *Paving, Walks and Improvement of Grounds Fund.*

Balance on hand, July 1, 1910.....		\$ 1,976.46
Total disbursements	\$ 1,721.54	
Balance on hand, June 30, 1912.....	254.92	
	<hr/>	<hr/>
	\$ 1,976.46	\$ 1,976.46

IX. *Commencement Contingent Fund.*

Balance on hand, July 1, 1910.....		\$ 939.42
Received from fees.....		1,164.00
Received from commencement play.....		443.39
Total disbursements	\$ 1,274.58	
Balance on hand June 30, 1912.....	1,272.23	
	<hr/>	<hr/>
	\$ 2,546.81	\$ 2,546.81

X. *Statement of Student Fees, Collected During the Period 1910-1912, With Disposal Made of the same.*

Balance on hand, July 1, 1910.....		\$ 16,406.38
Fees received 1910-1912.....		45,945.94
Paid to Teachers Fund.....	\$ 24,500.00	

Paid to Contingent Fund.....	18,000.00	
Paid to Summer Term Fund.....	10,953.74	
Paid for Summer Lecture Courses.....	951.25	
Balance on hand, June 30, 1912.....	7,947.33	
	\$ 62,352.32	\$ 62,352.32

NOTE.—Large balances in funds June 30, 1912, due to receiving appropriations June 26, 1912, for use in July, August and September.

STATISTICAL INFORMATION.

	1910-11	1911-12
Normal and College Course students.....	2,500	2,425
Training School pupils.....	315	500
	2,815	2,925

NOTE.—Attendance for 1911-12 less on account of typhoid fever epidemic.

FACULTY OF INSTRUCTION.

Regular School Year.	1910-11	1911-12
Professors	45	46
Assistant Professors	13	18
Instructors	34	30
Assistants	12	14
	104	108

Respectfully submitted,

HOMER H. SEERLEY,

President.

Huff of Hardin in the chair.

The following resignation was submitted:

MR. SPEAKER—I hereby tender my resignation as reading clerk of the House of Representatives, same to take effect at once.

TOM WATERS.

Dixon of Sac moved that the resignation be accepted.

Motion prevailed.

Mr. Dixon then moved that Harlan Knapp be elected Reading Clerk.

On the question, "Shall Harlan Knapp be elected Reading Clerk, the ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Chapman, Cole, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kingland, Klay, Koontz, Kulp, Larrabee, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Scholz, Shankland, Sidey, Steelsmith, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, Whitney—82.

The nays were:

None.

Absent or not voting:

Bartle, Brockway, Buxton, Carson, Clark, Craig, Cronbaugh, Crozier, Fraley, Griffin, Griggs, Hamilton, Helming, Jacobs, Jones, Kelso, Lenocker, Lounsberry, McCullough, Rohwer, Scott, Sherman, Stipe, White, Workman, Mr. Speaker—26.

Motion prevailed and Harlan Knapp was declared elected.

He then 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.

Harlan Knapp.

On request of Boettger of Scott leave of absence was granted Griggs of Scott for rest of week.

On request of Boettger of Scott leave of absence was granted Hamilton of Lee for rest of week.

On request of Dixon of Sac leave of absence was granted Jacobs of Calhoun until Thursday.

On request of Klay of Sioux leave of absence was granted Erickson of Lyon until Thursday.

On request of Enger of Winneshiek leave of absence was granted Buxton of Warren until Thursday.

On request of Boettger of Scott leave of absence was granted Stutt of Jones until Thursday.

On request of Hadley of Webster leave of absence was granted Thayer of Franklin until next Wednesday.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Concurrent Resolution relative to adjournment on Thursday, January 16th.

JOS. E. MEYER,

On motion of Scholz of Clayton, the House adjourned until 10:00 o'clock, Thursday morning.

Secretary.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 16, 1913.

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

Prayer was offered by Rev. T. H. Aszman of Chariton, Iowa.

Klay of Sioux in the chair.

Journal of Wednesday, January 15, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Dawson of Cherokee presented petition of farmers and stock raisers of Cherokee county, relative to amendment of Section 2, Chapter 100, Laws of the Thirty-fourth General Assembly, relating to veterinary surgeons.

Referred to committee on Agriculture.

Downey of Crawford introduced the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

WHEREAS, An allwise Providence has called unto Himself on July 13, 1911, Henry Schroeder, a resident of Schleswig, Iowa, Crawford county, and a former member of the Thirty-second and Thirty-third General Assemblies;

Resolved, That in the death of the Hon. Henry Schroeder we are called upon to mourn the loss of a devoted citizen and statesman. That in remembrance thereof, a committee of three should be appointed to extol his many virtues and commemorate his useful life.

Motion prevailed. The Speaker appointed as such committee, Downey of Crawford, Rohwer of Ida, and Peterson of Cass.

Shankland of Polk introduced the following concurrent resolution, asked unanimous consent for immediate consideration, and moved its adoption.

Be it resolved by the House, the Senate concurring, That the Secretary of State be requested to furnish each representative of the Press who have assignment of seats in the House and Senate of the Thirty-fifth General Assembly, a copy of the Code and Supplement thereto and subsequent Session Laws and annotations, and House and Senate Journals of the Thirty fourth General Assembly.

Motion prevailed and the resolution was adopted.

Brady of Dallas of the joint committee appointed to notify Governor and Lieutenant Governor of their election, made the following report, and moved its adoption:

MR. PRESIDENT AND MR. SPEAKER—As a committee appointed at the Joint Session to inform Honorable George W. Clarke and Honorable William L. Harding of their election to the offices of Governor and Lieutenant Governor, respectively, we beg leave to report that we have performed the duty assigned to us and that each officer named assured us that he stands ready to assume the duties of his office.

L. E. FRANCIS,

On the part of the Senate.

HENRY BRADY,

On the part of the House.

Motion prevailed and the report was adopted.

Huff of Hardin, chairman of the committee on the selection of committee clerks, made the following report and moved its adoption:

Your committee on the selection of committee clerks report that we have examined and recommend the selection of the following named applicants:

Ada Stevens.
 Ida Flinn.
 Hattie Naylor.
 Gertrude Rest.
 Minnie L. Truax.
 Inez Canfield.
 Nelle Donahoe.
 Franc Moon.

HERBERT A. HUFF,

W. W. ANDERSON,

JOSEPH KELSO, JR.,

Committee.

Motion prevailed and the report was adopted.

The Speaker announced Nathan C. Smith as Speaker's Page.

The following persons 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 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.

Ada Stevens.
Inez Canfield.
Ida Flinn.
Gertrude Rest.
Nelle C. Donahoe.
Elmore LeRoy Alber.
Raymond Harrison.
Hattie C. Naylor.
Minnie L. Truax.
Franc Moon.
Nathan C. Smith.

The following communication from Governor Clarke was read:

DES MOINES, IOWA, JANUARY 15, 1913..

The Honorable, The House of Representatives,
State of Iowa,
Des Moines.

I desire to extend to the officers and members of your honorable body, to the members of your families and to your friends, an invitation to attend a reception to be given by the State officers and their wives at the Governor's office, Thursday evening, January sixteenth, nineteen hundred and thirteen at eight o'clock.

Very respectfully,

GEORGE W. CLARKE.

INTRODUCTION OF BILLS.

By Ring of Linn, House File No. 17, a bill for an act giving school boards in certain districts authority to use school grounds as public recreation and playgrounds and providing for the levy of separate tax for the support of same, and authorizing cities within such districts to appropriate money for the same purpose. Additional to Chapter fourteen (14) Title thirteen (XIII) of the Code.

Read first and second time and referred to committee on schools and text books.

By Ring of Linn, House File No. 18, a bill for an act to repeal section thirty-one hundred eighty-one (3181) of the supplement to the Code of Iowa, relative to divorce, annulling marriages, and alimony.

Read first and second time and referred to committee on judiciary.

By Ring of Linn, House File No. 19, a bill for an act to amend section thirty-one hundred seventy-four (3174) of the Code, relative to divorce, annulling marriages, and alimony.

Read first and second time and referred to committee on judiciary.

By Griffin of Woodbury, House File No. 20, a bill for an act to grant power to cities now or hereafter having a population of thirty thousand or over and organized under chapter fourteen-c (14-c), of title five (5), of the supplement to the Code, 1907, and amendments thereto, to assume exclusive charge, custody and control of all trees and shrubbery and the planting and maintenance thereof on the public streets and to provide for the payment of the costs thereof.

Read first and second time and referred to committee on municipal corporations.

By Kulp of Palo Alto, House File No. 21, a bill for an act to revise and control the expending of the funds levied and to be levied for use upon the public highway and making it mandatory for the board of supervisors to establish grades upon the public highways for construction and drainage by a competent engineer and providing that warrants for such work can only be drawn when properly certified that the work was done in accordance therewith and providing for the exemption from taxation of all horse drawn vehicles having a tire width of four inches or more.

Read first and second time and referred to committee on roads and highways.

By Boettger of Scott, House File No. 22, a bill for an act to repeal section three thousand one hundred sixty-five (3165) of the Code and to enact a substitute in lieu thereof.

Read first and second time and referred to committee on judiciary.

By Whitney of Woodbury, House File No. 23, a bill for an act to repeal section one thousand sixty-eight (1068) of the supplement to the Code, 1907, and to repeal section one thousand sixty-seven (1067) of the Code and to amend section one thousand sixty-five (1065) of the supplement to the Code, 1907, and to provide for the appointment of railroad commissioners, superintendent of public instruction, clerk of the supreme court and reporter of the supreme court and to fix their term of office.

Read first and second time and referred to committee on elections.

By Power of Jefferson, House File No. 24, a bill for an act to amend section sixteen hundred and fifty-seven-e (1657-e) of the supplement to the Code to provide for the election of directors of the state board of agriculture.

Read first and second time and referred to committee on agriculture.

By Power of Jefferson, House File No. 25, a bill for an act to amend section twenty-four hundred forty-eight, paragraph nine (2448-9) to the supplement to the Code regulating the hours of the day during which liquor may be sold in licensed saloons.

Read first and second time and referred to committee on suppression of intemperance.

By Power of Jefferson, House File No. 26, a bill for an act to amend chapter one hundred (100) section two (2) and section five (5) of the laws of the Thirty-fourth General Assembly regulating the granting of certificates of soundness of stock offered for sale or public service.

Read first and second time and referred to committee on animal industry.

By Bauman of Van Buren, House File No. 27, a bill for an act to deduct debts secured by mortgage on real estate from the assessed cash value of said real estate for the purpose of taxation.

Read first and second time and referred to committee on ways and means.

House Joint Resolution No. 4, by Klay.

HOUSE JOINT RESOLUTION NO. 4.

Joint Resolution Proposing an Amendment to the Constitution of the State of Iowa, Authorizing the General Assembly to Provide for the Exclusive Taxation of Classes of Property for State Revenue Purposes.

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

SECTION 1. That the following amendment to the Constitution of the State of Iowa be, and the same is hereby proposed: To add, as Section thirty-nine (39) to Article three (3) of said Constitution, the following, to-wit:

"SECTION 39. For the purpose of providing revenue for state purposes, the General Assembly may provide for the exclusive taxation of such classes of property as it may deem proper. When any class of property is exclusively taxed for state revenue purposes, such class shall not be otherwise taxed for general county, township or municipal purposes."

SEC. 2. That the foregoing proposed amendment to the Constitution of the State of Iowa be, and the same is hereby referred to the Legislature to be chosen at the next general election for members of the General Assembly, and that the Secretary of State cause the same to be published for three months previous to the day of such election, as provided by law.

Resolved further, That should said proposed amendment be agreed to by a majority of the members of the said succeeding General Assembly, the said proposed amendment shall be submitted to the electors of the State of Iowa at the general election in the year 1914.

Read first and second time and referred to committee on constitutional amendments.

On request of Huff of Hardin, leave of absence was granted Lund of Hamilton until Tuesday.

On request of Dixon of Sac, leave of absence was granted Jacobs of Calhoun until Tuesday.

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 relating to the selection of additional employes of the Thirty-fifth General Assembly, fixing their compensation and defining their duties.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

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

Your committee, to whom was referred the employment of additional help for the Thirty-fifth General Assembly, beg leave to report that they have had the subject under consideration, and the committee have instructed us to introduce a Joint Resolution covering their recommendation, which is herewith submitted, with the recommendation that the same do pass.

Respectfully submitted,

JOSEPH MATTES,
THOS. H. SMITH,
S. W. NEAL,
C. B. HUTCHINS,
S. H. BAUMAN,
GERRIT KLAY.

SENATE JOINT RESOLUTION NO. 1.

Joint Resolution Relating to the Selection of Additional Employes of the Thirty-fifth 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 the following named persons, J. H. Hill, T. J. Hubbard, H. C. Corbin, A. J. Scott, John Troutner, Joseph Carmon, J. B. Cameron, G. W. Trude, R. O. Hughes, J. J. Lane, George D. Thomas, L. L. Couse, H. A. King, J. H. Hensel, to be designated as assistants to the Custodian, whose duties shall be designated by him, and whose salary shall be seventy dollars per month.

SECTION 2. The Secretary of State is hereby authorized and directed to appoint Ed. I. Ramsey and J. W. Pace for service as clerks in the document department at a salary of seventy dollars per month.

SECTION 3. The Secretary of State is hereby authorized and directed to appoint L. A. Mitchell and L. Snyders for service in the document room at a salary of seventy dollars per month.

SECTION 4. The Secretary of the Executive Council is hereby authorized and directed to appoint W. E. Jenison for service in the supply department at a salary of seventy dollars per month.

SECTION 5. The Custodian is hereby authorized and directed to appoint three experienced elevator tenders at a salary of sixty dollars per month.

SECTION 6. J. O. Jenkins is hereby appointed mail carrier.

SECTION 7. The Law Librarian is hereby authorized and directed to appoint Russell E. Ostrus assistant at a salary of seventy dollars per month.

SECTION 8. The Law Librarian is hereby authorized and directed to appoint Miss Elsie Leo stenographer at a salary of sixty dollars per month, and Edwin Berger page at a salary of forty-five dollars per month.

SECTION 9. C. P. Foster and Humphrey Richards are hereby appointed assistant doorkeepers of the Senate.

SECTION 10. The Custodian is hereby authorized and directed to appoint A. C. Henderson, W. C. Pugh, C. A. Smith and Henry Johnson as policemen at a salary of seventy dollars per month.

SECTION 11. B. R. Shipley is hereby appointed assistant bill clerk of the Senate, at a salary of seventy dollars per month.

SECTION 12. The Curator of the Historical Building is hereby authorized and directed to appoint Harry Northup elevator tender at a salary of sixty dollars per month, and to appoint William Jackson, William L. Pointer and John Miller janitors at a salary of sixty dollars per month.

SECTION 13. The Speaker of the House is hereby authorized and directed to appoint Albert Litot page for service as telephone messenger at a salary of forty-five dollars per month.

SECTION 14. The Custodian is hereby authorized and directed to appoint F. A. Hackley and Henry McCraven as assistant janitors in the House cloak and toilet rooms at a salary of sixty dollars per month.

SECTION 15. The Custodian is hereby authorized and directed to appoint Mrs. William Coalson for service as assistant matron at a salary of sixty dollars per month.

SECTION 16. The Secretary of State is hereby authorized and directed to retain as many clerks hereby appointed to serve in the document room as he may deem necessary for a period of time not to exceed two weeks after the adjournment of the Thirty-fifth General Assembly.

Read first and second time and placed on file.

Hutchins of Kossuth moved that the rules be suspended and the joint resolution be passed to its third reading.

Motion prevailed and the resolution was read for the third time.

Hutchins of Kossuth moved that the resolution be placed on its passage.

Motion prevailed.

On the question, "Shall the resolution pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hansen, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, Whitney—83.

The nays were:

None.

Absent or not voting:

Bingham, Boettger, Buxton, Clark, Cunningham, Erickson, Griggs, Grout, Halgrims, Hamilton, Hazen, Heaton, Hunt, Jones, Kane, Lounsberry, Lund, Manning, McCullough, Mitchell, Oden-dahl, Stutt, Thayer, White, Workman—25.

On motion of Kingland of Winnebago the House adjourned until 2:00 P. M.

Motion prevailed.

AFTERNOON SESSION.

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

Whitney of Woodbury, acting on behalf of the old members of the House, presented to retiring Chief Clerk C. R. Benedict, a gold watch in recognition of his splendid service to the members of the General Assembly, making the following remarks:

MR. SPEAKER—One of the dear things, one of the compensating things, one of the things that make it worth while to be here on the floor of this House, is the dear and delightful association we make. Somehow, in some manner, in some way, one man's life grows into and becomes a part

of our own life. Somehow, in some way, in some manner, we unconsciously take a man's moral and mental size and learn to love him and to trust him. The blossoms of the valley know not what becomes of their odor, nor do we know what becomes of the sweet incense coming up from a strong character, always helpful, always manly, always clean, but we do know it abideth forever. The new members will make these associations. The old members hope to make new ones but they cannot forget the old. Rush Benedict has been a dear, kind, helpful friend to all of us. Nothing can be more unanimous than the feeling of genuine, manly love and respect which the old members feel for their retiring chief clerk. This little function has been prepared alone for the old members. It is not selfishness, but the old association with this man is just a little too sacred to divide with any one else. The old members, now, are going to send their hearts down to the desk and when our hearts get there we want Rush to carry them away, all of them, anywhere and to any place upon the broad mother earth to which time and fate may carry him. And wherever he may go, in whatever channels his life work may flow, we wish him well and that all good things may come to him and to his.

Koontz of Johnson made the following remark:

MR. SPEAKER—It is with a degree of pleasure, with a tinge of sadness, that I arise to endorse the sentiments of the gentleman from Woodbury. It has been my privilege and pleasure for many years to have been associated with our retiring Chief Clerk Benedict. On every and all occasions he has been the friend of the afflicted; the afflicted are the new members of the House of Representatives. I came here many years ago, a boy in legislative matters, from Johnson county. I got acquainted with Mr. Benedict and much of my success I have gained largely through his influence and instruction. No matter where he goes, no matter what he does, no member will ever forget him. I do not know that I can say any more on this occasion, but "Got bless him."

INTRODUCTION OF BILLS.

By Sherman of Poweshiek, House File No. 28, a bill for an act providing for the production and distribution of vaccine, toxine and biological products necessary for the diagnosis, prevention or cure of animal diseases within the State, and repealing chapter one hundred fifty-one (151) act of the 33rd General Assembly and chapter one hundred fourteen (114) act of the 34th General Assembly.

Read first and second time and referred to committee on animal industry.

Huff of Hardin introduced the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

WHEREAS, The House has adopted the Concurrent Resolution providing for adjournment from January 16 to January 21, therefore be it

Resolved, That the committee clerks of the House living outside of the city of Des Moines who desire to go to their homes during the recess, be excused during the said period and that the other committee clerks be directed to arrange among themselves to be in attendance at the House during the recess in such number as may be necessary to take proper care of the work, the number necessary to be in attendance to be determined by the Chief Clerk; also that the Chief Clerk be directed to excuse such other House employes for the recess as the Sergeant-at-Arms and said Chief Clerk think proper.

Motion prevailed and the resolution was adopted.

Ring of Linn moved that a committee of three be appointed to notify the Senate that the House is ready to receive it.

Motion prevailed.

The Speaker appointed as such committee, Ring of Linn, Power of Jefferson and Workman of Mills.

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

The Sergeant-at-Arms announced the arrival of the President of the Senate and the honored body of the Senate.

The Speaker directed that the President of the Senate be escorted to the Speaker's desk and the Senate take seats on the west side of the hall of the House.

JOINT CONVENTION.

In accordance with law and concurrent resolution, the joint convention was called to order by Senator Savage, President Pro Tempore of the Senate, at 2:30 o'clock, P. M.

On roll call the following members responded:

Allen, Anderson of Greene, Anderson of Montgomery, Ames, Arney, Atkinson, Balkema, Balluff, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boe, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clarkson, Cole, Cowles, Craig, Crist, Cronbaugh, Crow, Crozier, Cunningham, Daniels, Darrah, Dawson, Dixon, Doran, Downey, Dunlap, Dunnegan, Eggleston, Elliott, Elwood, Enger, Farr, Fellows, Fraley, Francis, Garrett, Gillette, Goodwin, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heald, Heaton, Helming, Hilsinger, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones of Montgomery, Kane, Kelso, Kingland, Klay, Koontz, Larrabee of Webster, Larrabee of Fayette, Legel, Lenocker, LeRoy, Lounsberry, Malmberg, Manning, Mattes, McColl, McCullough, McHose, McManus, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Neal, Newcomb, Odendahl, Perkins, Peterson, Pickford, Power, Quigley, Ream, Ring, Robinson, Rohwer, Rone, Saltzmann, Savage, Scholz, Scott, Shankland, Sheean, Sherman, Sidey, Smith, Spaulding, Steelsmith, Stipe, Stokes, Sullivan, Taylor, Thomas, Thompson, Townsend, Trumbauer, Webb, Webber, White of Benton, Whitney, Wilson of Clinton, Workman—139.

The following members were absent:

Brockway, Chase, Clark, De Wolf, Dozé, Erickson, Gates, Griggs, Hamilton, Jewell, Jones of Dickinson, Kulp, Lund, Nye, Schrup, Stutt, Thayer, White of Iowa, Wilson of Appanoose—19.

President Savage declared a quorum of the members present in the joint convention.

The Sergeant-at-Arms announced the arrival of the Governor and his staff, Governor-elect Clarke and Lieutenant Governor-elect Harding, who were escorted to the Speaker's station.

The following program as arranged by the committee, was carried out:

Music by T. Fred Henry's orchestra.

Calling to order by President Pro Tem Arthur C. Savage.

Invocation, Rev. Charles S. Medbury, Des Moines.

Selection by Midwestern Male Quartette—Messrs. Louis Gerhardt, Forest Geneva, Otto Jellison, Webb Pelton.

Cornet solo, T. Fred Henry.

Soprano solo, Maybelle Wagner Shank.

Administration of oath of office to Governor George W. Clarke and Lieutenant Governor W. L. Harding, elect, by Acting Chief Justice Scott M. Ladd.

Inaugural address, Governor George W. Clarke.

Music by T. Fred Henry's orchestra.

INAUGURAL ADDRESS OF GOVERNOR GEORGE W. CLARKE.

Members of the Thirty-fifth General Assembly and Fellow-Citizens:

I acknowledge my very great indebtedness to the people of Iowa. The obligation at this moment profoundly impresses me. It is not with any sense of triumph that I enter upon the duties of the office into which I am this day inducted, but with a deep sense of its duties, the wide possibilities of its influence and my inability to approach the ideal of fitness and performance. If I can but be the servant of all, if I can with the help of others contribute something to the common good, if I can assist in making Iowa more distinguished still among the States for the desirableness and wisdom of her laws and the cleanness of her political life, that will be something. Responsibilities sober a man. A consciousness of confidence reposed in one quickens his sense of fidelity. No betrayal can come without disappointing, even wounding the finest sensibilities of life. No man can give the highest measure of service until he has lost himself. "He that loseth his life shall find it." I think this is just as true in politics as in religion. The rugged, rocky, thorny ways of life, if traveled for human betterment, are the paths upon which falls the sunshine of everlasting peace.

I am not unmindful of the circumstances of my election. It is unseemly to boast, but if it were not I should have nothing of which to boast. I want to extend to the gentlemen who contested the election with me my congratulations upon the fact that they were such men, as could command the greater preference of so many, many thousands of our fellow-citizens. Notwithstanding this fact, I now venture to invoke the good will and support of all of the people of the State. Perfection of discernment and infallibility of judgment are not the endowments of any man, and, therefore, in dealing with conflicting interests

and opinions I shall inevitably make mistakes. I expect to be held to a high order of accountability and that I do not shun, only let judgments be just and proceed from unselfish view-points. I shall regard myself as the servant of all of the people, without regard to factionalism or political or religious convictions. The Governor's office will be open to every one—the rich man and the poor man, the white man and the black man, the man from the mahogany desk and the man from the depths of the coal mine, the woman in rich apparel and the poor widow thinly and cheaply clad. There shall be no distinction in Iowa citizenship, except that which lies between a decent life, honest purposes, courageous effort and a disregard of all that goes to make a meritorious life. In other words, neither money nor position can confer distinction apart from character.

The thought which seems to underlie practically all present-day political discussion is the thought of the good of all. It is the thought, as it seems to me, that government is not alone for governing, but for the betterment of the conditions of the governed. It was Locke, the English philosopher, who said "government is for the good of mankind," and Herbert Spencer said that is the best definition of government I know of. It is the same thought which in this day exalts human rights above property rights, or, as it is expressed in another way, puts the man above the dollar. It is a part of the age-long fight to bring men to an equality of rights and equality of opportunity—to the point where what a man is to do or be will be determined by his own initiative, his own energy, his faith in himself and his desire to do and be unhampered by what other men are doing or by the way they do it. In still other words, to the point where men shall not take hold of life or the business affairs of the world in such way as to despoil another of his opportunity or take more from him as a reward for their superior foresight and organizing skill than is just and fair. Of course, there is always to be considered the difference in ability. "One star differeth from another star in glory," and ability, energy, masterfulness, genius must have their reward or the world will lose irretrievably. Nobody thinks of supplying brains or a remedy for natural worthlessness or viciousness. But very many think that superiority must not exploit inferiority—that advantage of position must not be used to despoil the man on the outside. As, for instance, there must be no issuance of watered stocks, men must pay fairly and justly on actual investment, that so far as may be human life must have healthful, safe places in which to work at a fair wage and reasonable hours, that in the interest of the future manhood and womanhood of the State child life must be protected. Or that where property rights, the dollar, and human rights or justice conflict, right and justice must take precedence. That is, government, as it has been defined, must stand for the good of mankind. Not for the good of a few, not for some special interest, not for granting a particular privilege, but denying these, stand for the common good and betterment.

It would be interesting, if time permitted, to enter upon a study of the events that have brought so prominently and forcibly to the front the

political, or rather, the public economic thought referred to. Perhaps I may suggest, briefly, that it seems to me to be the supplanting of Individualism by Collectivism. I say nothing here as to the desirability of such result. Individualism in its extremist phase certainly existed in the United States up to a few decades ago. Politically, the American was nothing if not an Individualist. All of his political training, his surroundings, his life, contributed to that result. He went forth to conquer a continent of unbounded resources, the depository of untold wealth. Its riches—the soil, the forests, the mines—he took them and wasted them as civilization swept across the continent. They enabled him to be sufficient unto himself. He could stand alone. Politics went in much the same way. Political standards often were not lifted very high. While the individual was moving ever further west taking what he could, the railroads were spanning the continent and reaching every part of the country. Great corporations were organizing everywhere and were laying their hands upon the resources and business of the country. Competition, unrestrained and ruinous, was crippling the railroads and depriving the country through which they ran of much of their advantage. Industrial corporations were likewise fighting the competitive battle to the detriment, as I think, both of themselves and the consumer. Then began the combinations, for no other purpose than to eliminate competition, constantly becoming greater and greater and the trust in all its tremendous strength, both in the industrial world and in government, arrived—for business had projected itself into government and laid hold of it with an ever-tightening grasp—for it was property and not human rights that had first place in the public mind at that time. New, improved and wonderful machinery was everywhere making its advent into industrialism. Humanity was astounded at the progress in this respect, within seventy-five years surpassing all the combined centuries of human history before. It was the era of rebates and discriminations between places, business and individuals on the part of the railroads. The public domain was gone, the forests had largely disappeared, the soil had been depleted as “westward the star of empire took its way.” Organization was everywhere—organization to meet organization. Where could individualism find a footing as against all this? Of what consequence was the individual workman with the great trust with its thousands of employes and whose owners and managers he did not know, never saw and never could see. The individual employee of the great railway system was as nothing. The individual farmer was absolutely helpless. Finally the whole country stood abashed. We call it an awakening—a restlessness, a dissatisfaction pervading all civilized lands; for in the great countries of Europe machinery was pushing out the hand workers by thousands and combining and trust-making was going on there as here and for the same reasons. It was the departure of Individualism. The doctrine of *laissez faire* lost its place in political economy. Political economists who adhered to that doctrine are no longer regarded as authority. If that doctrine is to be adhered to, then the individual is to be submerged or become the victim of Collectivism. But the truth is that the general government and the State as well must add their strength

to the weakness of the individual or classes of individuals, especially if unorganized, so that they may become equal to the combination with which they must deal. Otherwise, it seems to me, we lose that of which we have boasted so long, "Equality before the law." This lack of power of the individual or the local community to deal on equal terms with the combined power, and this being deemed a fundamental right, has led to the aphorisms' "Human rights above property rights." "The man above the dollar," "Social and industrial justice."

While I believe present conditions have had their genesis and growth in the way stated, I also believe any thoughtful man will say that, on the whole, conditions of human existence in this country are better than were ever seen in any country at any other time in human history. No man would change this for any other day he has ever seen or read of. We need but realize that we have come upon a new period in the unfolding of the years. Human life is under, or is rapidly passing under, new conditions. It may be said "The former things are passed away, behold I make all things new." There are men yet living who have seen all things made new. We are in a transition period. In the long flight of the years the new day has come upon us suddenly while we were eating and drinking and making merry. We are struggling to adjust ourselves to the new conditions. The overwhelming power of the "big" men, "big" in their relations to the wealth and business of the country, has called our attention to the common, the average man, to the common good. The let-alone political philosophy has become obsolete. There must be regulation and control in the interest of the public welfare. We are beginning to feel that the interest of each man is the interest of every other man. That the destiny of our country is inseparably bound up with the relations of our citizenship to each other. All must go up together or we shall all go down together. A broader, deeper and more humanitarian spirit is taking hold of the world. We are beginning to feel that we are our brother's keeper. "Every fellow for himself and the devil take the hindmost" is a spurned sentiment of a day that has gone. The sentiment of the brotherhood of mankind is beginning to pervade the world, hastened, providentially perhaps, by the events I have referred to. We have reached the point, I think, brought about by present day conditions when we realize that there never can be a contented people where there is inequality of rights or opportunity or where the work or occupation of a man or set of men is beset with hazards that they must bear alone that a common good may be enjoyed. A brief study of events and conditions enables us to understand the philosophy of current political or, rather, economic thought. The necessity for strong collective action becomes apparent. I use the word Collectivism in an entirely different sense from Socialism. The proud independence of the individual is gone. His old relation to Industrialism is gone because he faces a new Industrialism, and his relation must be a new one. The law fitting old conditions is inadequate to the new. All these things naturally suggest, for instance,

A WORKMAN'S COMPENSATION ACT,

which I sincerely hope will be passed at this session. The commission authorized by the last general assembly, after a thorough investigation and study of the subject, has reported a bill for consideration at this session. So far as I have been able to discover wherever the subject has had thorough and dispassionate study the same conclusion has been reached by both employer and employee, and that is that the industrial world today presents such entirely different conditions from that of, say, seventy-five years ago, that the principles of law then and since for the most part applied in Iowa with reference to industrial accidents are entirely inadequate, inapplicable, unjust and wasteful to both parties. In order that we may enjoy the conveniences, comforts, even luxuries, brought to human conditions by the wonderfully rapid development of modern Industrialism there is the annual inevitable sacrifice of human life and the great army of the maimed. And this sacrifice falls upon those least able to bear it from a pecuniary standpoint. The lives of these people are along dangerous, hazardous lines and they are taking the risks for us all, bearing the burdens that a common good may be enjoyed by those who assume no risks. Justice dictates, the commonest feelings of humanity demand and the sentiment of our universal brotherhood cries out, "Bear ye one another's burdens." And so they ought to be laid upon us all as a part of the cost of production. The maimed man and his family now bears it. Often he is poor. He cannot fight his damage suit on its long, long way through the courts. All he can do is to stake a large share of a possible recovery for a lawyer and start on the journey. Whatever the result, it is a great waste both to the plaintiff and defendant, this game of chance, and to the people in the maintenance of courts. And it is all with reference to a matter about which there ought to be no litigation at all. It is simply a business matter that ought to be promptly and as fairly adjusted as the nature of the matter would permit. And that is the result proposed by a workman's compensation act. It must be said that many great manufacturing industries and some public service corporations, recognizing these facts, have evolved plans for avoiding them which often seem just alike to employer and employee. While it is true, I think, that it is almost, if not quite, the settled conviction of the business world and of political economists that there should be an adjustment of industrial accident cases through such an act as proposed, yet it is on all hands admitted to be a problem most difficult indeed of solution—difficult to reach a result just and fair to all concerned. It should not be approached in any spirit of vindictiveness. Prejudice should be dismissed. There should be no striving after advantage on either side. The only question is, what is fair, just and right with reference to this great problem. Our manufacturing industries are growing wonderfully and it must be remembered that they must compete with conditions in other States. If we could have conditions that would invite manufacturing capital it would be of great advantage. But material development must not be at the expense of human rights and justice. Iowa, in line with the most enlightened thought, should make the best solution possible at this time of this question.

The great growth of Collectivism naturally suggests also a

PUBLIC UTILITIES BILL.

The doctrine of *laissez faire* can have application only in the long run at the expense of the public welfare. The state has the power to control all public service corporations, but, it seems to me, that its intervention should only be to supervise and regulate in the interest of the common good. The local municipality should govern and control so far as it can. But there come times when it is not equal to the situation. It is weaker than the corporation. The smaller cities especially often cannot cope with the syndicate. It has not and cannot obtain the experts and legal ability and has no organized power. The State should add her strength to the weakness of the weak and bring about equality. No conditions should ever be allowed to exist that place an individual or group of men at a disadvantage in dealing with a combination of men and money and especially with corporate organization authorized by the State to render a public service. I believe it is the duty of the State to do that which it is impracticable for the local authorities to do and to bring to their aid efficient help in the matter of valuation of plants, reviewing of rates, examination of books, cost of maintenance and such like to the end that the public have good service at fair rates in the matter of public necessities, water, light, heat and transportation. The State ought to exist for the good of its citizenship. I think this legislature can render a great public service by passing a well-considered public utilities bill, and that it ought to do it.

THE GOOD ROADS PROBLEM.

For thirty years the discussion of the good roads problem has been going on in the State. Many of the Governors of the State within that time have called attention to the question and some of them have urged constructive legislation. Some progress has been made both in the way of better laws and in the improvement of the highways, but the most that has been accomplished is an aroused public sentiment in favor of better roads—perhaps in favor of permanent roads. Iowa will have permanent roads whenever she wants them. She will have better rural schools whenever she wants them. She will not have either before. Legislation awaits public sentiment—generally aroused, organized public demand. The next great era in the development of western civilization is going to be called by the historian The Era of Permanent Road Building. We are now at the very threshold of that era. We are face to face with the problem. No State can longer allow herself to be handicapped by mud. The economic waste is enormous. Not in the future can there be such a thing as a really great up-to-date State without good permanent roads. The great cheapening of the cost of transportation to the markets of the country waits on permanent roads. The instant great increase in the value of lands awaits the coming of the permanent road. There can be no complete solution of the country life,

problem in advance of the permanent road. The consolidated rural school will go halting and crippled until the permanent road passes the door. This is an ideal that will be realized in the future. How far distant it is depends upon the people of the State. This General Assembly ought, it seems to me, to take hold of the problem with the end in view to ultimately realize this ideal. Nothing could contribute more to the greatness of the State and the welfare of all of the people. All that is done hereafter in the improvement of our roads ought to be with the view of permanency. Permanent culverts and bridges. Permanent systems of drainage. Permanent establishment of grades—all with the view of eventually receiving the permanent road. With this purpose in view the law should provide for the appointment of a county engineer. He should be thoroughly competent and not necessarily a resident of the county where appointed. There should also be created a permanent highway commission, composed of expert road men and engineers with such powers and duties in the way of the preparation of plans and specifications, estimates of costs, advertising for bids and general supervision and control as may, after careful consideration, be deemed wise. I can see no reason why provision should not be made for a referendum to the people of the question as to whether bonds of the state should be issued for the purpose of raising money for permanent road building. It would not incur a great expense to determine whether or not the people are ready to enter upon this work which would add more than anything else to the greatness of the State, and it would at least be of great value in causing universal discussion of the subject which must always precede any movement involving the change of long established methods and of thought. In the meantime our road laws, which now exist in a disconnected and patchwork form, should be revised, re-written and strengthened for the purpose of securing the best possible temporary roads and for devising methods of administration looking to the coming of the permanent road. Selfish interests clinging to old methods and advantages, may be found in covert opposition. Permit me to suggest that you look carefully to this, as I know you will, to the end that private interests may not prevail as against the common good.

COUNTY MANAGEMENT.

One cannot discuss the road question without the whole question of county management being suggested. It, however, is not intended to do more than make a suggestion. I have not had opportunity to work out any definite plan, although I feel there is much room for improvement. The administration of the affairs of the county ought to be organized with just as much skill and with just as much purpose to secure the highest efficiency as a great business corporation organizes its business. The county and the State as well are entitled to have their business conducted along the lines of up-to-date methods and such as have been demonstrated in the business world as absolutely essential to success. Perhaps it is not an exaggeration to say that thousand of dollars might annually be saved to every county in the State and much more efficiency

in its affairs secured if the money and property were that of a corporation managed by its skilled and expert agents. No man having regard to his success in the management of a large enterprise would be content to give it widely separated scraps of his time, nor would he engage at the same time in other business taxing his energies and abilities to the utmost. An individual or a corporation having so much invested and such varied interests would manage them through a skilled expert giving his entire time. It is not always the fault of the Boards of Supervisors that better results are not obtained, because they have their private business and are paid to give only meager attention to the public business. Any other business conducted in the same way would be an utter failure. It seems to me that it would be well to consider the question of creating the office of business manager of the affairs of the county. After the analogy of the corporation the stockholders—the people—should elect the board of directors—the supervisors—and they should appoint a county business manager who for an adequate salary should devote his whole time to the affairs of the county under the general supervision of the directorate who should be held to the highest responsibility for his competency as a business man and an expert in connection with all matters of county business. He might be clothed with some of the powers now conferred upon the board and the township trustees. He should be the supervisor of and the purchasing agent of all supplies for the county. He should understand the use of concrete and the building of bridges. He should act in an advisory capacity in all drainage district matters so far as the county may be concerned and he might at the same time be the county engineer referred to in the good roads discussion. He should be consulted in all matters of contract requiring expert knowledge. Wherever the interests of the county go his duties should take him. Such a man would save to the county many thousands of dollars annually. No man now studies the county business to master it. No man could master it in less than all of his time. The county business manager or whatever name you might give him, would have the opportunity and every incentive to attain the mastery. Until some such methods are introduced it can hardly be otherwise than that the business of the counties will be done in an uneconomic and unsatisfactory way. The methods of fifty years ago will no longer do.

TRAFFICKING IN OFFICES.

Within the last twelve years the State has made commendable progress in eliminating money and other corrupting influences from our elections. We are insisting all the time that our democracy should become more and more democratic. There is much talk about the opportunity and right of every voter to express his choice among candidates for nomination and election. This choice ought to be the free, unbiased, unpurchased, honest choice of the elector or democracy is making no progress. There are more ways of purchasing votes than with money and some of these are more corrupting. Nothing can be more degrading to public life, nothing can be more demoralizing to the public conscience, nothing can be more

destructive of public virtue than the conception that public offices or positions are something to be traded and trafficed in—used as a political asset to enable one to gain political preferment. The people have the right to demand that a candidacy proceed upon merit whether it be much or little. They have the right to insist that they be not tricked out of a high order of competent, disinterested public service by deals or that if they must accept a low order of incompetent service that they themselves be responsible for it after a fair fight in an open field. It is far more reprehensible to secure influence and preferment by promise of place than by the promise of money. When one uses money he uses that which belongs to him, but when he is trafficking in offices he is bartering with that which does not belong to him but to the people as their agencies in government and depriving them of their right, untrammelled, to select their own agents or to have them appointed for merit and not in redemption of promises to farm out the public service to whomsoever would enter into a deal or conspiracy for place. It is a part of the political creed of the country to insist upon publicity as the panacea for our troubles with “big business” and yet we go into a political contest sometimes with a number of “gentlemen’s agreements” hidden away somewhere in the dark. There are compelling reasons for publicity in both cases, but no more in the one than the other. These practices are corrupt and ought to be forbidden. The law ought to make it a crime for any candidate for any county or state office prior to his nomination or election to promise, either directly or indirectly to support or use his influence in behalf of another for any position, place or office, or to promise either directly or indirectly to name or appoint another to any place, position or office, in consideration of such other supporting him or in any way using his influence to secure his nomination, election or appointment. The law requiring the report of campaign expenses ought to be amended by adding to it, in substance: And I further state that I did not at any time, either before my nomination or after, either directly or indirectly, in consideration of support, promise to support, or use my influence for, or to appoint any person to any place, position or office whatsoever. Such a statute would be as easily enforced as any other of our corrupt practices acts. The mere fact that such practices are condemned by the law would be of great value and this General Assembly ought to enact such a provision as an expression of its high political ideals.

THE SHORT BALLOT.

The results of our primary elections, and general elections as well, show that not many more than half of the voters of the state participate in the primary at all and that in both elections the numbers voting decrease as they pass down the ticket from the more to the less important offices. At the primary elections it has not been unusual to have a difference between the total vote for governor and for lieutenant governor and secretary of state, ranging from ten to nearly twenty-five thousand with the difference growing wider with the offices further down. The

same result is seen in general elections. When the comparison is made with the vote for presidential electors the discrepancies are much greater. This would seem to indicate that the public interest centers around the contest for the most important offices, that the candidates for these come to be known, that these offices are representative offices and stand for or may inaugurate certain definite policies in which the people are interested. The other candidates do not become so well known, they are not seen to so great an extent in the campaign, Their offices are administrative. No public policy is involved in the administration of them. There are so many of them, State and county, that amidst the pressing duties of life it is not possible for many voters to inform themselves as to the merits of the candidates and hence thousands do not vote at all and many more thousands simply vote at a guess and let it go at that. Hence the argument for the short ballot and more appointive offices as conducive to better and much more efficient government. Students of good government are everywhere advocating the principles of the short ballot. To such an extent have they gone as to tersely express the principle in this way: "When you want representation, elect. When you want administration, appoint." Progressive thought for, by far the greater part, advocates this principle. The appointing power being made responsible for results, responsibility is located and concentrated. By electing, responsibility is dissipated, incapable of definite location. By appointment administration by experts and a high order of efficient public service may be secured. I invite your careful consideration of this subject to the end that this reform may take deeper root in this State. We already recognize the principle in that the Board of Control, Board of Education, Board of Parole, Dairy and Food Commissioner, Commissioner of Labor, Commerce Counsel and others are appointive positions. Would anybody think of making them elective or the football of politics? Does not the same or a greater reason obtain for making the office of Railroad Commissioner appointive? Is there any reason why the Supreme Court should not appoint its own clerk and reporter? Should not the Superintendent of Public Instruction be appointed? The list might be extended further as the principal grows and becomes well understood.

SCHOOLS.

When one comes to the consideration of the question of rural schools he finds he is face to face with a problem almost impossible of solution. And yet that affords no reason why we should not grapple with it. We read everywhere of the decline of the rural school and we constantly hear it deplored in public speech. From the district school of forty years ago with its attendance of forty pupils ranging in age from five to twenty-one years, the rural school has declined to the school of ten children and very frequently to less. Formerly there was the enthusiasm of numbers at least. The young men and women were there. They are no longer there. It is said that ninety-five per cent of the boys and girls never reach the high school. They never will under present conditions. This must be said especially of the country boy and girl. There are no high

schools in the country and the necessities of farm life almost preclude the farm boy from the town high school. He cannot start in with the opening of the schools in the towns the first of September and if he could he could not continue after the first of March. The scarcity of farm labor and the absolute necessity of the farms in gathering crops and in preparing for them and planting and cultivating absolutely forbid. Thus deprived of several months of school at both the opening and close of the school year he cannot keep up with the classes, becomes discouraged, if he has commenced at all, and quits. If he cannot come to the high school in town then the high school must go to the country. This suggests almost necessarily the consolidation of the country schools. I see no escape from this as the ultimate result. It seems to me also that it is a "consummation most devoutly to be wished." But it cannot be brought about in a day. Such reforms require a long period of agitation and the patient efforts of men and women of large vision and devoted to the common good. The consolidated school with its work in all the grades it seems to me could be maintained at a less expense than the nine schools of the townships as now organized. In place of the little cheerless school houses, poorly equipped, no modern conveniences, have one three-to-five-room building centrally located, with an up-to-date system of heating, lighting, ventilating and water supply. Here there could be some inspiration for both teacher and pupil. Here would be the stimulus, excitement and interest that come from numbers. Here would come relief from the monotony and loneliness of the teacher with her half dozen little children by the daily association with other teachers. Here could daily come the refining influence of music and song. Here would come the daily supervision, management and inspection by the principal of the school. The grounds should include three or four acres for reasons that your mind will readily suggest. The school building could easily become the social and intellectual center of the community. Here could be public gatherings, lectures and entertainments of all kinds. No one would be far from it in this day of the automobile and in the era of good roads upon which we fervently hope we are entering. Away from the diversions of the town it would be an ideal place to lay the foundations of sturdy character, intellectual and physical strength and useful citizenship in the young men and women of Iowa. In this direction the concensus of opinion of the competent men and women who have given the subject earnest and sympathetic study, lies the solution to a considerable degree of both the country school and rural life problem. This cannot be brought about by compulsion. I fully realize that. I wish, however, that a plan could be devised by which any township could voluntarily consolidate her schools and that such plan could be enacted into law at this session. If the township as a unit, be thought to be too large, then a smaller territory might be taken as a basis, but it seems to me the township is not too large. Of course regard should be had for the course of rivers and streams through townships.

The course of study in the rural school should be related to the life of the country. It should be in terms of the things right next to the boy and girl. Everything should have interesting practical relation to what

the boy and girl see done every day in the life about them and to what they see, hear and do themselves. Not abstractions but concrete applications and illustrations constantly. The training should have intimate relation to what men and women have to do in the world—this as well as cultural. There should be vocational instruction. The township school might have small side buildings for this purpose. The school should be an interesting place. To illustrate: Geography should relate to the country round about, grammar to what the boys and girls are saying, arithmetic to loads of corn, cords of wood, acres of land, tons of hay, bushels of potatoes and loans of money. I should not follow the readers; I should have Joel Chandler Harris' Uncle Remus stories, Earnest Thompson Seton's animal stories, Cooper's The Deerslayer, The Spy, The Pioneer, The Pathfinder. Roosevelt's Winning of the West, Prescott's Conquest of Mexico and of Peru and Biography in profusion as I approached the upper grades. For such schools once planted over this State good, competent teachers could be found but the rural school as it is now never will be any better. Young men and young women simply will not give themselves to teaching under present conditions for more than a few terms as a temporary makeshift. There is little use in training teachers unless we have conditions under which trained men and women will teach. It is my conclusion that the consolidation of rural schools to some extent at least with a course of study applicable to and interesting to the child and boy and girl mind and absolutely inseparable from the life we live is the only hope and must lie at the very foundation of any improvement in our rural schools. I earnestly hope, therefore, that this session will not close without the law being so written as to make such results voluntarily possible. I know that sixteen sections of land may now consolidate, but the law can be greatly improved.

May I not suggest, also, that the best thought of the day seems to have reached the conclusion that provision ought to be made for District Agricultural and Manual Training Schools, including Domestic Science. The distance from the public school to the agricultural college is a long one but if the school referred to were found on the way for a period of training it would be of inestimable value. I invite your serious consideration of this question.

OFFICE OF SCHOOL TREASURER ABOLISHED.

I am advised that we now pay school treasurers \$175,000 annually. This is a needless waste of the people's money. The office ought to be abolished and provision made authorizing the county treasurer to pay all warrants drawn on school funds.

PUBLIC HEALTH.

The preservation of the public health is a matter of the greatest importance. Thirty-two years have passed since the law was enacted creating a State Board of Health. There has been little legislation since and none that makes it possible for the board to be a really efficient instru-

ment for the public good. In the beginning \$5,000.00 was appropriated annually and it has never been increased, but of this the secretary's salary, \$2,400.00, all the contingent expenses of his office, the expenses of the board and all costs of printing are paid. It is manifest that there can be nothing of consequence left to enable the board to meet the demands made upon it by a great State. There have been epidemics of typhoid fever and other scourges in the state but the board when called upon could do nothing in the way of making investigations because it had no funds. I am advised that in one district there are thirteen towns now known to have impure water supply. In view of the progress made by medical science in the last ten years in the ability to detect the cause of disease, in view of the advance that has been made in sanitary engineering with reference to water supply and sewage and garbage disposal and to the end that prompt action may be taken to prevent the spread of communicable diseases and that there may be prevention of the pollution of water supplies and to the end that better sanitary conditions generally may be brought about especially in our towns, I suggest that there ought to be, after careful consideration and consultation with experts in sanitary science, a re-writing of the law relating to the whole subject and an appropriation made commensurate with the importance of it. While talking about the conservation of our soil, forests, mines and water power, we ought not to forget the necessity of conserving the lives and health of the people.

HOG CHOLERA.

Every few recurring years the state is ravaged by hog cholera. Millions of dollars have been lost by this scourge. It is estimated that fifteen millions of dollars have been lost to the farmers of the state during the last year. The hog industry is one of the greatest sources of wealth the state has. It is now claimed that this is a preventable disease. It is of great public interest that the loss of such vast sums be prevented. It is doubtless beyond the power of the individual to protect himself. The matter therefore, becomes one of public concern. I therefore urge upon you to investigate the subject thoroughly and enact such provisions and make such an appropriation as in your judgment will afford relief.

PENITENTIARY REFORM.

The question of a reform in the management of our penal institutions is one which for some time has commanded the attention of our people. Personally, I am ready to say that the contract labor system ought to be abolished. It is a system of slavery. It is an exploitation of men on the part of the State for the benefit of a contractor. It is taking hope out of the lives of men and returning them to society embittered against it. It neither cares for the health, improves the morals nor has any tendency to reform the men, but results quite otherwise. It is an economic absurdity. It is a fine

thing, however, for the manufacturer to have the State furnish him a plant fully equipped with machinery, heat, light, power, clothe and feed the men, and turn them over to him for twenty-five to sixty-four cents per day. When, in addition, is taken into consideration the great cost to the State in the administration of the criminal law, the maintenance of the penal institutions, the hardships and suffering of the families of the imprisoned men the absurdity becomes more glaring. These men ought to work and so should the men committed to our jails for misdemeanors. A plan ought to be devised whereby they could be put to work. Men are saved through work and there absolutely is no other means of salvation for them. Besides, every man owes to society all that he can do whether he is in or out of prison. He ought to have the same wage in prison that he could earn if out at the same work. He ought to pay back to the state out of his wage the expense of his conviction. Then his family, if he has one, should receive a good portion, he receiving the balance. He ought to be rewarded according to his effort. Hope ought to be kept alive in him. He ought not be taught to hate the State. There ought to be classification and segregation of criminals. As many as possible ought to have outdoor work. I favor the penal farm and think this legislature ought to take steps toward the establishing of one. The experience of many States is to my mind conclusive in favor of it. Many of them are conducted at a fine profit to the State as is shown by the very admirable and exhaustive report of the committee not long ago appointed by Governor Carroll to investigate, among other things, the general management of the penitentiary at Ft. Madison. I presume it will be placed on your desks. I make it a part of what I have to say upon this subject and commend it to your thorough study. It seems to me its conclusions are sound and the evidence upon which they are based overwhelming. I commend also to your equal consideration the report and discussion of the subject by Judge Robinson of the Board of Control.

PRESIDENTIAL PREFERENCE PRIMARY.

If the people are competent, and they are, to select their candidates for Governor to be voted for at the general election they certainly are equally competent to express their preference as to presidential candidates and I think they ought to have the opportunity to do so. The people, through the representatives of each of the political parties of the State, assembled in convention, have declared in favor of a presidential preference primary law. There is, therefore, so far as this question is concerned, but one thing to do and that is to enact such a law. Platform pledges should not be simply high-sounding phrases for the purposes of a popular campaign and then to be ignored afterward. I am sure after careful consideration and debate a wise conclusion will be reached as to what form this law in obedience to the demand of the people shall take.

What I have just said with reference to platform declarations applies with equal force to the question looking ultimately to

WOMAN SUFFRAGE

in this State. The last political conventions all declared, two directly, one indirectly, perhaps, in favor of referring to the people the question of so amending the constitution as to confer upon women the equal right with men to vote. The referendum ought to be made. If these conventions have voiced the sentiment of the people there should be no trifling with it. There may be some question as to whether women in general desire the ballot, but in view of these platform declarations that is not the question before this General Assembly. If platform makers have been insincere, (I do not believe at all they have been) but if they have let them be taught the great virtue of sincerity. Go to the voters on the question. Let them speak at the next general election.

REFORM OF COURT PROCEDURE.

The question of reform in the matter of both the civil and criminal procedure of our courts has become a matter of the greatest importance. It is engaging the attention of the best legal minds of the country. The procedure, as it is witnessed every day in our courts, as the trial drags along its weary way before a helpless judge is such as almost to create a feeling of disgust. As to civil procedure it suggests what a relief a conciliatory court, such as they have in Germany, would be. What a saving of time and money. On notice the parties might appear before a judge, or voluntarily submit to his jurisdiction, who without reference to technical procedure or technical rules of evidence, or even lawyers, might in an hour or two or a half day at most elicit the facts, tell the parties what the law applicable to the facts is, what they ought and what they ought not to have done and what the judgment is and, if no settlement accordingly, enter up the judgment. Little expense, little time, no burden to the people. In this way could be done in a few hours what would take the machinery of our courts as the law is now administered, several days to do. Such a court might be established with a proper jurisdiction it seems to me to the great relief of our present courts and I am sure in other ways.

As to the examination of jurors for the trial of a cause: Every lawyer has seen days of time taken, has heard of months being consumed. And yet I doubt if a lawyer of experience could be found who would not say that in nine cases out of ten the jurors finally selected were no better than those first called into the box. The absurdity of examining minutely into the life of a man from childhood must be apparent. It should not be permitted. The court should be given control and as but few questions are pertinent and necessary but few should be allowed. Indeed I incline to the opinion that perhaps it would not be unwise to place the whole matter of examining jurors as to their qualifications in the hands of the court.

The law ought to provide that all exceptions to instructions should be taken before they are read and no others considered or allowed.

I believe the law ought to provide for majority verdicts in civil cases.

It seems to me the time for taking appeals ought to be greatly shortened. I see no reason why the law should make the procedure of a cause through the courts interminable.

On appeal prejudice should not be presumed on slight error. The rule should be that there should be no reversal unless the court could say the jury was probably misled by the error of the trial court. Perfection in the statement of the law, clear, precise technical nicety of statement is sometimes difficult and doubtless never disturbs the mind of the juror. He views the case as a whole, observes the instructions in their general drift and renders his verdict. Close, critical study of instructions seldom, if ever, I presume, takes place. The law should provide that no judgment shall be set aside or reversed or new trial granted on account of error of the court or error in any matter of pleading or procedure unless it shall appear that the error complained of has injuriously affected the substantial rights of the parties.

I have for many years thought that there is no longer any justifiable reason for the existence of the grand jury. It should be abolished.

The law forbidding counsel to comment on the fact that the defendant in a criminal case declines to become a witness in his own behalf and give such explanation as he can of the facts produced tending to establish his guilt should be repealed. It is entirely just to him to suppose that if he could explain he would do so.

TAXATION.

In view of the thorough investigation and exhaustive report made by the commission provided for by the last General Assembly with reference to the subject of taxation which will be before the legislature for careful consideration little need be said. That there is need for a thorough revision and re-writing of our laws on the subject I think is conceded by every one who has given the matter consideration. With what the commission has recommended I am in thorough accord and sincerely hope that this session will not adjourn without accomplishing much along this line of much needed legislation. The deficiency, indeed the practical failure, of our laws on this subject has been the occasion of recommendations by Governors and discussions by state treasurers for very many years. It is time to act. Our system has broken down. There is no such thing as uniformity. There are glaring inequalities everywhere. Equality of sacrifice is the very first demand of a just system of taxation. But there is no equality between individuals, or taxing districts. No equality between counties in payment of State taxes. A farm of equal value to another in the same county will be assessed at two or

three times the value of the other. Horses and cattle, after years of improvement, often are not assessed as much per head as were the "scrubs" of forty years ago and in some counties will be assessed at twice as much as in others. It follows that some are bearing double the burden of taxes borne by others on the same actual values. Property should be assessed at its fair actual value. It is not possible to reach the ideal but so far as possible there should be equality in the bearing of public burdens. That is not even approached in our State. Our method is a failure which might be demonstrated in many other ways. It is not that the burden of taxation shall be increased but that as nearly as is practicable there shall be equality of sacrifice. If property were assessed at actual value and methods were adopted for finding and assessing hundreds of thousands of dollars that now escape, the rate of taxation could be greatly diminished. Our rate of taxation because of our methods is very high. Capital may have been frightened away from our State on this account. Here is matter to be kept in mind in considering the matter of taxation. We must build up our State. It should be an inviting field for capital under just conditions. Conditions in Iowa should not be such as to place our industries and our capitalists at a disadvantage when compared with conditions in other States with which they must compete. If I could say anything that would add to the weight and influence of the report of the commission I would do so. I sincerely commend it for its thoroughness. I commend it for the new methods it proposes for the administration of our tax laws. I commend it because its conclusions have been proved to be wise and workable by the actual experience of other States.

"BLUE SKY LAW."

I said in the beginning that government is for the good of mankind. It would be for the good of thousands of our people if their savings were protected from the fake promoters, the confidence men, who sell to confiding people stocks in airy, worthless, far-distant schemes that have no semblance of real value. Every man knows from his own observation that hundreds of thousands of dollars are lost to the people annually in this way. I have seen estimates placing it at \$10,000,000. Kansas was wise ahead of her sister States in providing in substance that when stocks and bonds are offered for sale the banking department must be satisfied that they are a reasonably good investment and a permit secured before they can be offered to the people. I commend this wise law as a basis for similar legislation here.

THE CAPITOL GROUNDS.

The subject of the extension of the capitol grounds is a matter that should have consideration. The day is now here when these grounds surrounding us should be more spacious and they should be made more beautiful. They do not meet the material demands of the present

and for the future they will be entirely inadequate. The future should ever be in mind. We build for those who are to come after us. We should have a vision of what Iowa is to do and be. In the extension of the grounds regard should be had for a better setting of the capitol. The whole question of the enlargement and location of buildings and monuments should at once be placed in the hands of the best landscape artist that could be found with instructions to prepare a plan commensurate with the needs and ideals of a great, progressive and cultured people. It cannot all be done at once but a beginning can be made. Every day of postponement only makes the realization more expensive and difficult. What is done should be in accordance with a plan to end in both utility and great artistic beauty.

AGRICULTURE AND DAIRY INTERESTS.

It is the land that must sustain all other interests. Iowa is unsurpassed in the fertility of her soil and there lies one of her greatest future possibilities. All that has been done in the past is but a beginning. Anything intended to promote our agricultural interests should command serious attention. Public lands are gone. The population of the country is increasing more than a million annually. The soil must meet the demands of the oncoming millions. Earnest, sincere patriotic men are trying to devise ways and means. If legislation will assist—lend a hand. Here I want to say that I have been requested to call attention to the weed law, I gladly do so. It should be strengthened.

The encouragement given to our dairy interests heretofore by the legislature has wonderfully stimulated that industry. No other single industry has made such rapid progress. Its product in the last few years has doubled over and over to the enrichment of the people in money and productivity of soil. If further legislation is needed to protect it, spare it not. The benefit is to all the people.

MANUFACTURING.

Our manufacturing industries are growing rapidly. Already I am advised by the Secretary of the Manufacturers' Association we have \$225,000,000 invested in 6,000 factories, employing 72,000 wage earners and using 220 million dollars worth of material annually with an annual output worth \$335,000,000. Located in the heart of the American continent between two of the greatest rivers in the world, with a soil not excelled by any other of equal extent on the globe, surrounded by the teeming millions of the not distant years, Iowa as an agricultural and manufacturing State, great also in her citizenship, appears in the vision of the future in inspiring and indescribable splendor. Down yonder at Keokuk where her civilization first began to take root is nearing completion one of the greatest triumphs of engineering which human history has yet recorded. The great Father of Waters which for unmeasured ages has wasted his vast energy as he swept on to the sea has been harnessed and his power captured

for the lighting and heating of cities, for giving power to manufacturing plants, for the whirling of unnumbered spindles, the grinding of the grains of the Great Valley and the rapid transportation of the people. Manufacturing in Iowa will receive a great impetus there.

The 35th General Assembly has before it the opportunity to make for itself a most distinguished place in Iowa history. I doubt if ever before a more inspiring program ever presented itself in this State. The subjects for consideration nearly all go to the matter of the betterment of human conditions. They touch the life of the people. They suggest the passing of the old day and the bright dawning of the new. They suggest the loosening of the grasp of human selfishness and the extension of the hand of sympathy and brotherhood. I think the State should concern itself about the betterment of human beings, about the protection of human welfare. I feel that the State ought to be humane. The state ought to be a great moral force in the world. "Righteousness exalteth a nation." The State must be a positive good. It must have a conscience. Our prosperity must be built upon the happiness, education and welfare of each man. Business and human betterment can increase together if these problems are rightly taken hold of. What an impetus can be given to the State this winter. Why not move Iowa to the head of the column? It can be done if every man will lose himself in his devotion to the common good. He that would be great must be the servant of all. "He that humbleth himself shall be exalted"—exalted in the strength and consciousness of right things done. It is up to the men of this legislature. The people have trusted you. They have believed in you. It is demanded of a servant that he be faithful. The people want these things done. Will the 35th General Assembly rise to its great opportunities? So far as the Executive can properly do so I want to lend a hand. And so dismissing factionalism, forgetting party, remembering only the common good, let us enter upon the work before us.

Selection by Midwestern Male Quartette—Messrs. Louis Gerhardt, Forest Geneva, Otto Jellison, Webb Pelton.

Music by T. Fred Henry's orchestra.

The minutes of the joint session were read and approved.

Senator Clarkson of Monroe moved that the joint convention be dissolved.

Motion prevailed.

The House reconvened, Speaker Cunningham in the chair.

The following report of the board of control was received:

TO THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

We submit herewith a report, as required by Section 2 of Chapter 197 of the Acts of the Thirty-fourth General Assembly, showing the amounts transferred from the sums appropriated by that act and the amount of unexpended balances in the state treasury December 31, 1912, to the credit of the various institutions under our control.

REPORT.

IOWA SOLDIERS' HOME, MARSHALLTOWN, IOWA.

Balances December 31, 1912—	
Support	\$ 39.04
Contingent and Repair	118.46
	<hr/>
Total balances	\$ 157.50
No transfer of funds.	

SOLDIERS' ORPHANS' HOME, DAVENPORT, IOWA.

Balances December 31, 1912—	
Support	\$ 548.85
Dental work	400.00
Hospital, connections and equipment.....	10,000.00
	<hr/>
Total balances	\$ 10,948.85
No transfer of funds.	

SCHOOL FOR THE DEAF, COUNCIL BLUFFS, IOWA.

Balances December 31, 1912—	
Support	\$ 157.43
Books, periodicals and binding.....	13.14
Contingent and repair	82.16
Improving water supplies	612.76
	<hr/>
Total balances	\$ 865.49

Transfer of funds as follows:

From Equipment for Industrial Equipment Fund—	
For electrical material—connection with en-	
silage cutter	170.42
From Improving Water Supplies Fund—	
For cement platform in hog lot.....\$	36.00
For laundry machinery	527.00
	<hr/>
	563.00
	<hr/>
Total funds diverted	\$ 733.42

INSTITUTION FOR FEEBLE-MINDED CHILDREN, GLENWOOD, IOWA.

Balances December 31, 1912—	
Support	\$ 2,700.36
Beginning cottage for girls.....	3,645.50
Contingent and repair.....	181.06
Fire escapes	22.00

Furniture and furnishings	504.03
Laundry building and equipment	476.93
Paints and painting	32.07
Plumbing	783.51
Porches for Administration building.....	1,916.00
	<hr/>
Total balances	\$ 11,261.46

Transfer of funds as follows:

From Laundry Building and Equipment Fund—	
For labor rebuilding industrial building.....	\$ 981.59
Total funds diverted	\$ 981.59

STATE SANATORIUM FOR THE TREATMENT OF TUBERCULOSIS, OAKDALE, IOWA.

Balances December 31, 1912.

Support	\$ 836.33
Books and periodicals	280.22
Bathing and toilet facilities (additional for pavilions)	260.00
Contingent and repair	101.08
Improvement of sewage disposal plant	613.04
Kitchen equipment	146.00
Laboratory apparatus	190.00
Lectures and amusements	80.36
	<hr/>
Total balances	\$ 2,507.03

Transfer of funds as follows:

From Improvement of Sewage Disposal Plant—	
For connecting barn with sewer	\$ 124.34
For platform for well house.....	75.00
For bath and toilet pavilions	75.00
	<hr/>
	274.34
From Laundry and Hose Cart Building Fund—	
For cement tunnel	\$ 1,082.68
For cow barn	300.00
	<hr/>
	1,382.68
From Reservoir—Additional Fund—	
For cement tunnel	\$ 25.00
For cow barn	300.00
	<hr/>
	325.00
From Cow Barn and Silos Fund—	
For cement tunnel	\$ 96.00
	<hr/>
	96.00
	<hr/>
Total funds diverted	\$ 2,078.02

INDUSTRIAL SCHOOL FOR BOYS, ELDORA, IOWA.

Balances December 31, 1912—

Support	\$ 1,686.99
Musical instruments and supplies	198.73
Beds and bedding	916.29
Books and periodicals	44.71
Chaplain	99.00
Contingent and repair	1,225.27
Cow barn	627.87
Dental work	49.50
Extension of water system	30.92
Fencing	300.00
Furniture and furnishings	487.44
Heating, plumbing and equipping hospital.....	558.30
Kitchen equipment	417.31
Lectures and amusements	135.98
Live stock	730.00
Painting	681.53
Railway switch	5,100.19
Root cellar	141.26
Traveling expenses	83.19
Wagons and other vehicles	229.47
Total balances	<u>\$ 13,743.95</u>

Transfer of funds as follows:

From Heating Hospital Fund—	
For steam pump	160.00
From Railway Switch Fund—	
For concrete coal house	1,216.64
From Cow Barn Fund—	
For track hangers, implement shed	20.00
Total funds diverted	<u>\$ 1,396.64</u>

INDUSTRIAL SCHOOL FOR GIRLS, MITCHELLVILLE, IOWA.

Balances December 31, 1912—

Support	\$ 186.43
Chaplain	56.90
Fencing	299.98
Painting	943.85
Tiling land	40.72
Total balances	<u>\$ 1,527.88</u>

Transfer of funds as follows:

From Cistern Fund—	
For chimney at Larrabee cottage	\$ 35.00
For horses	32.24
	<u>67.24</u>

From Concrete Walks Fund—		
For horses	168.00	168.00
From Silo and Cutter Fund—		
For horses	145.36	145.36
From Enlarging Cold Storage Fund—		
For horses	28.68	
For work on Larrabee cottage	53.72	
		82.40
 Total funds diverted		\$ 463.00

MOUNT PLEASANT STATE HOSPITAL, MOUNT PLEASANT, IOWA.

Balances December 31, 1912—

Support		\$ 3,035.93
Contingent and repair		349.53
Greenhouse		167.23
		\$ 3,236.77

Transfer of funds as follows:

From Ventilation of Men's Infirmary—		
For cement and sand	\$ 429.02	
For repairs on spouting	16.00	
		445.02

INDEPENDENCE STATE HOSPITAL, INDEPENDENCE, IOWA.

Balances December 31, 1912—

Support		\$ 48,995.36
Contingent and repair		349.53
Draining land		748.30
Farm implements and machinery		343.14
Fencing		512.69
Homes for attendants		39,477.80
Ventilation of Farmers' Lodge and Grove Hall..		726.96
Wells (two) for drinking and equipment.....		22.84
		\$ 91,176.62

Transfer of funds at follows:

From Tunnels to Farmers' Lodge and Grove Hall—		
For greenhouse		206.04
From Ventilation of Farmers' Lodge and Grove Hall—		
For extension on coal house		759.30
		\$ 965.34

CLARINDA STATE HOSPITAL, CLARINDA, IOWA.

Balances December 31, 1912—

Support	\$ 15,720.92
Contingent and repair	568.35
Electric re-wiring	3,054.90
Fire escapes	500.00
Painting	94.58
<hr/>	
Total balances	\$ 19,938.75
No transfer of funds.	

CHEROKEE STATE HOSPITAL, CHEROKEE, IOWA.

Balances December 31, 1912—

Support	\$ 7,313.09
Addition to mangle room and dry closets for same	389.49
Contingent and repair	800.48
Floors	\$ 250.00
Pavilion for tubercular patients.....	50,000.00
<hr/>	
Total balances	\$ 58,753.06

Transfer of Funds as Follows:

From Farm Implements and Machinery Fund— For screens on porches, psychopathic hospital.	3.90
From Hot Water Heater Fund— For repairs for deep well pump and tubes for boilers	391.02
From Silos and Cutter Fund— For repairing cisterns, fences, boiler tubes, etc.	239.55
<hr/>	
Total funds diverted	\$ 634.47

STATE HOSPITAL FOR INEBRIATES, KNOXVILLE, IOWA.

Balances December 31, 1912.

Support	\$ 11,208.61
Contingent and repair	268.19
<hr/>	
Total balances	\$ 11,476.80

Transfer of Funds as Follows:

From Water Reservoir— For coal house	165.91
<hr/>	
Total funds diverted	\$ 165.91

STATE PENITENTIARY, FORT MADISON.

Balances December 31, 1912.

Support	\$ 15.82
Cell house, cell bank and connections.....	6,462.37
Fencing	392.33
Live stock	389.20
Re-roofing shops	2,192.18
Sanitary toilets	639.42
Warden's support	125.00
Warden's house	72.97
	<hr/>
Total balances	\$ 10,289.29

Transfer of Funds as Follows:

From Sanitary Toilets Fund—	
For material for silo	\$ 316.81
For ensilage cutter, etc.	177.04
	<hr/>
Total funds diverted	493.85

THE REFORMATORY, ANAMOSA, IOWA.

Balances December 31, 1912.

Support	\$ 226.37
Addition to school room	497.61
Derrick supplies	250.55
Increasing industries	1,249.60
Industrial equipment	16.45
Machinery and supplies for printing office.....	192.94
Musical instruments from library fund.....	58.35
Piano from library fund	41.00
Salaries of foreman and instructors	3,689.00
Warden's support	125.00
Transportation discharged inmates	293.24
	<hr/>
Total balances	\$ 6,640.11

Transfer of Funds as Follows:

From Piano Fund—	
For typewriter	\$ 81.00
Total funds diverted	81.00

RECAPITULATION OF BALANCES.

	Support	Special	Total
Soldiers' home	\$ 39.04	\$ 118.46	\$ 157.50
Soldiers' orphans' home	548.85	10,400.00	10,948.85
School for the deaf	157.43	708.06	865.49

Institution for feeble-minded children	2,700.36	7,561.10	10,261.46
State sanatorium for the treatment of tuberculosis	836.33	1,670.70	2,507.03
Industrial school for boys	1,686.99	12,056.96	13,742.95
Industrial school for girls	186.43	1,341.45	1,527.88
Mount Pleasant state hospital	3,035.93	200.84	3,236.77
Independence state hospital	48,995.36	42,181.26	91,176.62
Clarinda state hospital	15,720.92	4,217.83	19,938.75
Cherokee state hospital	7,313.09	51,439.97	58,753.06
State hospital for inebriates.....	11,208.61	268.19	11,476.80
State penitentiary	15.82	10,273.47	10,289.29
The reformatory	226.37	6,413.74	6,640.11
Total	\$ 92,671.53	\$148,852.03	\$241,523.56

RECAPITULATION OF FUNDS TRANSFERRED.

School for the deaf	\$ 733.42
Institution for feeble-minded children	981.59
State sanatorium for the treatment of tuberculosis	2,078.02
Industrial school for boys	1,396.64
Industrial school for girls	463.00
Mount Pleasant state hospital.....	445.02
Independence state hospital	965.34
Cherokee state hospital	634.47
State hospital for inebriates.....	165.91
State penitentiary	493.85
The reformatory	81.00
Total	\$ 8,438.26

Respectfully submitted,

BOARD OF CONTROL OF STATE INSTITUTIONS,

By G. S. Robinson, Chairman.

On motion of Ring of Linn the House adjourned until 10:00 o'clock, A. M., January 21st.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 21, 1913.

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

Prayer was offered by Rev. D. T. Robertson of Cresco, Iowa.

Journal of Thursday, January 16th, corrected and approved.

Hutchins of Kossuth called up Senate Joint Resolution No. 1 and requested unanimous consent to make the following corrections, both in the original and as it appeared in the Journal:

Section 1, line 5, substitute the name "Hensal" for "Henkel."

Section 6, line 1, substitute the name "J. O. Jenkins" for "J. H. Parmeley."

Section 14, line 2, substitute the name "Hackley" for "Hackney."

Section 14, lines 3 and 4, substitute the words "three dollars per day" for the words "sixty dollars per month."

Unanimous consent was granted and the Speaker directed the Chief Clerk to make the corrections specified.

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

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

E. A. Pendleton.
Edward Burke.
George Eggleston.
Henry Johnson.
C. A. Smith.
J. J. Lane.
Edwin Berger.
G. W. Trude.
R. O. Hughes.
Henry McCraven.
F. A. Hackley.
Mary Kegley.
Mary Coolson.

The Speaker announced the following assignment of standing committees:

JUDICIARY.

Klay of Sioux, Chairman.	Craig of Madison.
Jacobs of Calhoun.	Jensen of Pocahontas.
Huff of Hardin.	Buxton of Warren.
Whitney of Woodbury.	LeRoy of Delaware.
Larrabee of Fayette.	Manning of Story.
Stipe of Page.	Crozier of Marion.
Shankland of Polk.	Koontz of Johnson.
Lounsberry of Marshall.	Scholz of Clayton.
Lund of Hamilton.	Kane of Dubuque.
Ring of Linn.	Hamilton of Lee.
Kingland of Winnebago.	Mitchell of Wapello.
Griffin of Woodbury.	Boettger of Scott.
Elwood of Howard.	Workman of Mills.
McHose of Boone.	

WAYS AND MEANS.

Jacobs of Calhoun, Chairman.	Bingham of Emmet.
Dawson of Cherokee.	Cole of Hancock.
Whitney of Woodbury.	Greene of Grundy.
Brady of Dallas.	McHose of Boone.
Huff of Hardin.	Meredith of Jasper.
Hunt of Harrison.	Odendahl of Carroll.
Bruce of Floyd.	Scholz of Clayton.
Ring of Linn.	Kane of Dubuque.
Fraley of Polk.	Cannon of O'Brien.
Grout of Black Hawk.	Hazen of Pottawattamie.
Lounsberry of Marshall.	Crozier of Marion.
Burt of Taylor.	Black of Muscatine.
Stipe of Page.	Bradley of Wapello.
Lund of Hamilton.	Dunlap of Clinton.
Elliott of Monona.	Hansen of Shelby.
Erickson of Lyon.	Thompson of Decatur.
Hadley of Webster.	Clark of Monroe.
Jensen of Pocahontas.	Cronbaugh of Iowa.
Munro of Washington.	Brown of Mahaska.
Anderson of Montgomery.	

APPROPRIATIONS.

Larrabee of Fayette, Chairman.	Heaton of Union.
Brockway of Louisa.	Griffin of Woodbury.
Sherman of Poweshiek.	Carson of Davis.
Dixon of Sac.	Barry of Linn.
Klay of Sioux.	Peterson of Cass.
Anderson of Greene.	Thayer of Franklin.
Power of Jefferson.	Webb of Clay.
Craig of Madison.	Bartle of Mitchell.
Halgrims of Humboldt.	Rohwer of Ida.
Shankland of Polk.	Kelso of Jackson.
Atkinson of Butler.	White of Benton.
Jones of Dickinson.	Steelsmith of Osceola.
Enger of Winneeshiek.	McCullough of Dubuque.
Newcomb of Adams.	Hamilton of Lee.
Bliss of Ringgold.	Miller of Bremer.
Chapman of Guthrie.	Saltzmann of Chickasaw.
Pickford of Cerro Gordo.	Townsend of Tama.
Kulp of Palo Alto.	Sidey of Adair.
Hutchins of Kossuth.	Trumbauer of Keokuk.
Huntley of Lucas.	Bauman of Van Buren.

SCHOOLS AND TEXT BOOKS.

Dawson of Cherokee, Chairman.	Bernbrock of Black Hawk.
Jensen of Pocahontas.	Halgrims of Humboldt.
Power of Jefferson.	Helming of Allamakee.
Dixon of Sac.	Cole of Hancock.
Atkinson of Butler.	Griffin of Woodbury.
Pickford of Cerro Gordo.	Scholz of Clayton.
Barry of Linn.	Miller of Bremer.
Bliss of Ringgold.	Sidey of Adair.
Craig of Madison.	Townsend of Tama.
Buxton of Warren.	Rohwer of Ida.
Bruce of Floyd.	Hamilton of Lee.
Brockway of Louisa.	Milton of Cedar.
Bingham of Emmet.	Steelsmith of Osceola.
Anderson of Montgomery.	Trumbauer of Keokuk.

ROADS AND HIGHWAYS.

Brockway of Louisa, Chairman.	Huntley of Lucas.
Bruce of Floyd.	Jacobson of Audubon.
Pickford of Cerro Gordo.	Webb of Clay.
Newcomb of Adams.	Munro of Washington.
Bliss of Ringgold.	Kulp of Palo Alto.
Stipe of Page.	McVicker of Wright.
Jones of Dickinson.	Cole of Hancock.
Chapman of Guthrie.	Anderson of Montgomery.
Elliott of Monona.	Ring of Linn.
Whitney of Woodbury.	Sidey of Adair.
Fraley of Polk.	Workman of Mills.
Manning of Story.	Steelsmith of Osceola.
Buxton of Warren.	Halstead of Buchanan.
Atkinson of Butler.	Scott of Fremont.
Heaton of Union.	Lenocker of Pottawattamie.
Anderson of Greene.	Dunlap of Clinton.
Peterson of Cass.	Saltzmann of Chickasaw.
Daniels of Appanoose.	Eggleston of Clarke.
Hutchins of Kossuth.	Downey of Crawford.

AGRICULTURE.

Hunt of Harrison, Chairman.	Helming of Allamakee.
Dawson of Cherokee.	Greene of Grundy.
Brockway of Louisa.	Bartle of Mitchell.
Sherman of Poweshiek.	Hadley of Webster.
Brady of Dallas.	Thayer of Franklin.
Chapman of Guthrie.	Rone of Worth.
Craig of Madison.	Hazen of Pottawattamie.
Anderson of Greene.	Odendahl of Carroll.
Pickford of Cerro Gordo.	Bauman of Van Buren.
Bruce of Floyd.	Cronbaugh of Iowa.
Huntley of Lucas.	Stutt of Jones.
Newcomb of Adams.	Scott of Fremont.
Meredith of Jasper.	Townsend of Tama.
Peterson of Cass.	Halstead of Buchanan.
Munro of Washington.	McCullough of Dubuque.
Blackford of Henry.	Black of Muscatine.
Whitney of Woodbury.	Downey of Crawford.
Daniels of Appanoose.	White of Benton.
Burt of Taylor.	Stokes of Plymouth.
Jacobson of Audubon.	

RAILROADS AND TRANSPORTATION.

Huff of Hardin, Chairman.	Bingham of Emmet.
Sherman of Poweshiek.	Lund of Hamilton.
Huntley of Lucas.	Barry of Linn.
Dawson of Cherokee.	LeRoy of Delaware.
Klay of Sioux.	Cannon of O'Brien.
Brady of Dallas.	Bauman of Van Buren.
Bernbrock of Black Hawk.	Thompson of Decatur.
Larrabee of Fayette.	Stokes of Plymouth.
Kingland of Winnebago.	Crozier of Marion.
Elwood of Howard.	Stutt of Jones.
Munro of Washington.	Brown of Mahaska.
Heaton of Union.	Jamison of Des Moines.
Kulp of Palo Alto.	Bradley of Wapello.
Blackford of Henry.	Griggs of Scott.

ELECTIONS.

Sherman of Poweshiek, Chairman.	Fraley of Polk.
Larrabee of Fayette.	Jacobs of Calhoun.
Bruce of Floyd.	Burt of Taylor.
Dixon of Sac.	Hansen of Shelby.
Dawson of Cherokee.	Doze of Wayne.
Griffin of Woodbury.	Greene of Clinton.
Kingland of Winnebago.	Eggleston of Clarke.
Enger of Winneshiek.	Thompson of Decatur.
Lund of Hamilton.	

PUBLIC UTILITIES.

Stipe of Page, Chairman.	Dawson of Cherokee.
Jacobs of Calhoun.	Brockway of Louisa.
Klay of Sioux.	White of Benton.
Buxton of Warren.	Boettger of Scott.
Sherman of Poweshiek.	Miller of Bremer.
Power of Jefferson.	Hamilton of Lee.
Griffin of Woodbury.	Sidey of Adair.
Lund of Hamilton.	Eggleston of Clarke.
Larrabee of Fayette.	

MUNICIPAL CORPORATIONS.

Whitney of Woodbury, Chairman.	Pickford of Cerro Gordo.
Ring of Linn.	Elliott of Monona.
Buxton of Warren.	Koontz of Johnson.
Shankland of Polk.	Black of Muscatine.
Lounsberry of Marshall.	Lenocker of Pottawattamie.
Grout of Black Hawk.	Mitchell of Wapello.
Erickson of Lyon.	Boettger of Scott.
McHose of Boone.	Jamison of Des Moines.
Hadley of Webster.	McCullough of Dubuque.
Power of Jefferson.	

BANKS AND BANKING.

Dixon of Sac, Chairman.	Anderson of Greene.
Manning of Story.	Elwood of Howard.
Erickson of Lyon.	Blackford of Henry.
Grout of Black Hawk.	Rone of Worth.
Carson of Davis.	Kelso of Jackson.
Brady of Dallas.	Koontz of Johnson.
Thayer of Franklin.	Rohwer of Ida.
Jones of Dickinson.	Hazen of Pottawattamie.
Halgrims of Humboldt.	Trumbauer of Keokuk.
Buxton of Warren.	Griggs of Scott.
LeRoy of Delaware.	Workman of Mills.

INSURANCE.

Shankland of Polk, Chairman.	McHose of Boone.
Hunt of Harrison.	Rone of Worth.
Barry of Linn.	Bartle of Mitchell.
Dawson of Cherokee.	Jamison of Des Moines.
Enger of Winneshiek.	Rohwer of Ida.
Lounsberry of Marshall.	Mitchell of Wapello.
Elliott of Monona.	Trumbauer of Keokuk.
Halgrims of Humboldt.	Crozier of Marion.
Grout of Black Hawk.	Doze of Wayne.
Burt of Taylor.	Downey of Crawford.
Greene of Grundy.	Saltzmann of Chickasaw.

FOOD AND DAIRY.

Bruce of Floyd, Chairman.	McVicker of Wright.
Klay of Sioux.	Bernbrock of Black Hawk.
Fraley of Polk.	Miller of Bremer.
Anderson of Greene.	Scholz of Clayton.
Pickford of Cerro Gordo.	Bauman of Van Buren.
Meredith of Jasper.	Odendahl of Carroll.
Heaton of Union.	Greene of Clinton.
Thayer of Franklin.	Clarke of Monroe.
Daniels of Appanoose.	

PUBLIC HEALTH.

Enger of Winneshiek, Chairman.	McVicker of Wright.
Brady of Dallas.	Cole of Hancock.
LeRoy of Delaware.	Miller of Bremer.
Jacobs of Calhoun.	Bauman of Van Buren.
Shankland of Polk.	Rohwer of Ida.
Dixon of Sac.	Steelsmith of Osceola.
Chapman of Guthrie.	Trumbauer of Keokuk.
Kulp of Palo Alto.	Hazen of Pottawattamie.
Atkinson of Butler.	

CONSTITUTIONAL AMENDMENTS.

Kulp of Palo Alto, Chairman.	Anderson of Greene.
Enger of Winneshiek.	Hutchins of Kossuth.
Bruce of Floyd.	Milton of Cedar.
Craig of Madison.	Kelso of Jackson.
Pickford of Cerro Gordo.	Bauman of Van Buren.
Grout of Black Hawk.	White of Benton.
Stipe of Page.	

COMMERCE AND TRADE.

Fralely of Polk, Chairman.	Meredith of Jasper.
Carson of Davis.	Rone of Worth.
Bernbrock of Black Hawk.	Cannon of O'Brien.
Dixon of Sac.	Dunlap of Clinton.
Stipe of Page.	Kelso of Jackson.
Jones of Dickinson.	Black of Muscatine.
Sherman of Poweshiek.	Brown of Mahaska.
Lounsberry of Marshall.	Crozier of Marion.

LABOR.

Power of Jefferson, Chairman.	Daniels of Appanoose.
Jones of Dickinson.	Rone of Worth.
Huff of Hardin.	Cole of Hancock.
Lund of Hamilton.	Boettger of Scott.
Huntley of Lucas.	Jamison of Des Moines.
Jacobson of Audubon.	Hazen of Pottawattamie.
Carson of Davis.	Brown of Mahaska.
McHose of Boone.	Stokes of Plymouth.
McVicker of Wright.	Trumbauer of Keokuk.

DRAINAGE.

Hutchins of Kossuth, Chairman.	Hunt of Harrison.
Jacobs of Calhoun.	McVicker of Wright.
Dixon of Sac.	Kingland of Winnebago.
Bingham of Emmet.	Steelsmith of Osceola.
Hadley of Webster.	Cannon of O'Brien.
Webb of Clay.	Jamison of Des Moines.
Elliott of Monona.	Hazen of Pottawattamie.

MINES AND MINING.

Daniels of Appanoose, Chairman.	Bruce of Floyd.
Shankland of Polk.	Kane of Dubuque.
McHose of Boone.	Clarke of Monroe.
Hadley of Webster.	Boettger of Scott.
Brady of Dallas.	Halstead of Buchanan.
Halgrims of Humboldt.	

BOARD OF CONTROL.

Grout of Black Hawk, Chairman.	Brady of Dallas.
Halgrims of Humboldt.	Helming of Allamakee.
Manning of Story.	Kelso of Jackson.
Heaton of Union.	Kane of Dubuque.
Stipe of Page.	Greene of Clinton.
Larrabee of Fayette.	Milton of Cedar.
Dixon of Sac.	

CONSERVATION OF RESOURCES.

Pickford of Cerro Gordo, Chairman.	Bartle of Mitchell.
Peterson of Cass.	Erickson of Lyon.
Bliss of Ringgold.	McVicker of Wright.
Enger of Winneshiek.	Odendahl of Carroll.
Bernbrock of Black Hawk.	Rohwer of Ida.
Kulp of Palo Alto.	Hamilton of Lee.
Rone of Worth.	Greene of Clinton.
Blackford of Henry.	Stutt of Jones.
Ring of Linn.	

STATE EDUCATIONAL INSTITUTIONS.

Jensen of Pocahontas, Chairman.	Kulp of Palo Alto.
Atkinson of Butler.	Bliss of Ringgold.
Pickford of Cerro Gordo.	Rohwer of Ida.
Whitney of Woodbury.	Cannon of O'Brien.
Enger of Winneshiek.	Milton of Cedar.
Fraley of Polk.	

PENITENTIARIES.

Lounsberry of Marshall, Chairman.	Carson of Davis.
Greene of Grundy.	Whitney of Woodbury.
Klay of Sioux.	Halstead of Buchanan.
Sherman of Poweshiek.	Sidey of Adair.
Jensen of Pocahontas.	Milton of Cedar.
Brockway of Louisa.	Stutt of Jones.
Manning of Story.	

ANIMAL INDUSTRY.

Huntley of Lucas, Chairman.	Helming of Allamakee.
Thayer of Franklin.	Bartle of Mitchell.
Munro of Washington.	Clarke of Monroe.
Daniels of Appanoose.	Eggleston of Clarke.
Anderson of Montgomery.	Scott of Fremont.
Webb of Clay.	Cronbaugh of Iowa.
McVicker of Wright.	

FISH AND GAME.

Koontz of Johnson, Chairman.	Kulp of Palo Alto.
Webb of Clay.	Bliss of Ringgold.
Newcomb of Adams.	Jamison of Des Moines.
Jones of Dickinson.	Steelsmith of Osceola.
Pickford of Cerro Gordo.	Griggs of Scott.
Fraley of Polk.	Kelso of Jackson.
Elwood of Howard.	Hazen of Pottawattamie.
Jensen of Pocahontas.	McCullough of Dubuque.

COMPENSATION OF PUBLIC OFFICERS.

Halgrims of Humboldt, Chairman.	Bliss of Ringgold.
Jones of Dickinson.	Thayer of Franklin.
Hutchins of Kossuth.	Boettger of Scott.
Bartle of Mitchell.	Steelsmith of Osceola.
Chapman of Guthrie.	Cronbaugh of Iowa.
Elwood of Howard.	Stokes of Plymouth.
Power of Jefferson.	

PHARMACY.

Lenocker of Pottawattamie, Chair- man.	Jacobs of Calhoun.
LeRoy of Delaware.	Newcomb of Adams.
Lund of Hamilton.	Huff of Hardin.
Manning of Story.	Burt of Taylor.
Bruce of Floyd.	Mitchell of Wapello.
Erickson of Lyon.	Trumbauer of Keokuk.
	Doze of Wayne.

CLAIMS.

Miller of Bremer, Chairman.	Heaton of Union.
Thayer of Franklin.	Hunt of Harrison.
Lund of Hamilton.	Cronbaugh of Iowa.
Webb of Clay.	Black of Muscatine.

PRINTING.

Barry of Linn, Chairman.	Newcomb of Adams.
Erickson of Lyon.	Hunt of Harrison.
Sherman of Poweshiek.	Miller of Bremer.
Enger of Winneshiek.	Sidey of Adair.
Jacobson of Audubon.	White of Benton.
Chapman of Guthrie.	Lenocker of Pottawattamie.
Huff of Hardin.	

MILITARY.

Lund of Hamilton, Chairman.	Stipe of Page.
Carson of Davis.	LeRoy of Delaware.
Ring of Linn.	Crozier of Marion.
Buxton of Warren.	Boettger of Scott.
Lounsberry of Marshall.	McCullough of Dubuque.

SUPPRESSION OF INTEMPERANCE.

Bliss of Ringgold, Chairman.	Munro of Washington.
Brockway of Louisa.	Chapman of Guthrie.
Shankland of Polk.	Crozier of Marion.
Power of Jefferson.	Koontz of Johnson.
Peterson of Cass.	Brown of Mahaska.
Blackford of Henry.	Eggleston of Clarke.
McVicker of Wright.	

WOMAN SUFFRAGE.

Peterson of Cass, Chairman.	Munro of Washington.
Jacobson of Audubon.	Bauman of Van Buren.
Anderson of Montgomery.	Stutt of Jones.

TELEGRAPH AND EXPRESS.

Burt of Taylor, Chairman.	Greene of Grundy.
Cole of Hancock.	Bradley of Wapello.
Rone of Worth.	Thompson of Decatur.
LeRoy of Delaware.	Doze of Wayne.
Bernbrock of Black Hawk.	Hamilton of Lee.

TELEPHONES.

Craig of Madison, Chairman.	Lounsberry of Marshall.
Bingham of Emmet.	Daniels of Appanoose.
Anderson of Montgomery.	Stutt of Jones.
Kulp of Palo Alto.	Brown of Mahaska.
Hutchins of Kossuth.	Griggs of Scott.
Burt of Taylor.	Lenocker of Pottawattamie.

HORTICULTURE.

Thayer of Franklin, Chairman.	Craig of Madison.
Dawson of Cherokee.	Cronbaugh of Iowa.
Blackford of Henry.	Stokes of Plymouth.
Hadley of Webster.	Clarke of Monroe.
Anderson of Montgomery.	Workman of Mills.

PUBLIC LIBRARIES.

Newcomb of Adams, Chairman.	Ring of Linn.
Bingham of Emmet.	Cannon of O'Brien.
Dixon of Sac.	Clarke of Monroe.
Huff of Hardin.	Koontz of Johnson.
Elliott of Monona.	Townsend of Tama.
Hunt of Harrison.	

BUILDING AND LOAN.

Ring of Linn, Chairman.	Anderson of Montgomery.
Bernbrock of Black Hawk.	Doze of Wayne.
Meredith of Jasper.	Brown of Mahaska.

ENROLLED BILLS.

Anderson of Greene, Chairman.	Elwood of Howard.
Craig of Madison.	Workman of Mills.
Barry of Linn.	Hansen of Shelby.
Atkinson of Butler.	Scholz of Clayton.
Jensen of Pocahontas.	Kane of Dubuque.
Kingland of Winnebago.	

POLICE REGULATIONS.

Jones of Dickinson, Chairman.	Peterson of Cass.
Huntley of Lucas.	Trumbauer of Keokuk.
Anderson of Greene.	Odendahl of Carroll.
Sherman of Poweshiek.	Townsend of Tama.
Manning of Story.	

CONGRESSIONAL DISTRICTS.

Heaton of Union, Chairman.	Brady of Dallas.
Hutchins of Kossuth.	Griggs of Scott.
Kingland of Winnebago.	Greene of Clinton.

ENGROSSED BILLS.

Chapman of Guthrie, Chairman.	Whitney of Woodbury.
Craig of Madison.	Scholz, of Clayton.
Klay of Sioux.	Dunlap of Clinton.

JUDICIAL DISTRICTS.

Bingham of Emmet, Chairman.	Grout of Black Hawk.
Whitney of Woodbury.	Scott of Fremont.
Blackford of Henry.	Saltzmann of Chickasaw.
Shankland of Polk.	

SENATORIAL DISTRICTS.

Elwood of Howard, Chairman.	Huntley of Lucas.
Grout of Black Hawk.	Lenocker of Pottawattamie.
Hutchins of Kossuth.	Hansen of Shelby.
Erickson of Lyon.	Jamison of Des Moines.

REPRESENTATIVE DISTRICTS.

Griffin of Woodbury, Chairman.	Thompson of Decatur.
Newcomb of Adams.	Halstead of Buchanan.
McHose of Boone.	Cannon of O'Brien.
Hunt of Harrison.	

COUNTY AND TOWNSHIP ORGANIZATION.

Rohwer of Ida, Chairman.	Hadley of Webster.
Bartle of Mitchell.	Saltzmann of Chickasaw.
Meredith of Jasper.	Thompson of Decatur.
Cole of Hancock.	

PUBLIC LANDS AND BUILDINGS.

Black of Muscatine, Chairman.	Hunt of Harrison.
Heaton of Union.	Mitchell of Wapello.
Meredith of Jasper.	Milton of Cedar.
Manning of Story.	

PUBLIC CHARITIES.

McHose of Boone, Chairman.	Brockway of Louisa.
Hadley of Webster.	Dunlap of Clinton.
Helming of Allamakee.	Scott of Fremont.
Munro of Washington.	Saltzmann of Chickasaw.

STATE UNIVERSITY.

Kelso of Jackson, Chairman.	Huff of Hardin.
Larrabee of Fayette.	Barry of Linn.
Jacobs of Calhoun.	Halstead of Buchanan.
Mitchell of Wapello.	

NORMAL SCHOOLS.

Carson of Davis, Chairman.	Burt of Taylor.
Atkinson of Butler.	Brady of Dallas.
Webb of Clay.	Workman of Mills.
Greene of Grundy.	Scott of Fremont.
Power of Jefferson.	Hansen of Shelby.
Bernbrock of Black Hawk.	

AGRICULTURAL COLLEGE.

Manning of Story, Chairman.	Stokes of Plymouth.
Bartle of Mitchell.	McCullough of Dubuque.
Jacobson of Audubon.	Thompson of Decatur.
Jensen of Pocahontas.	Eggleston of Clarke.
Meredith of Jasper.	

HOSPITAL FOR INSANE.

White of Benton, Chairman.	Stipe of Page.
Dawson of Cherokee.	Halstead of Buchanan.
Blackford of Henry.	Downey of Crawford.

INSTITUTE FOR FEERLE MINDED.

Anderson of Montgomery, Chairman.	Burt of Taylor.
Jacobson of Audubon.	Downey of Crawford.
Cole of Hancock.	Workman of Mills.

SCHOOL FOR THE DEAF.

Elliott of Monona, Chairman.	Lenocker of Pottawattamie.
Helming of Allamakee.	Scott of Fremont.
Hutchins of Kossuth.	Cannon of O'Brien.
Webb of Clay.	

COLLEGE FOR BLIND.

Atkinson of Butler, Chairman.	Townsend of Tama.
Power of Jefferson.	White of Benton.
Erickson of Lyon.	Doze of Wayne.
Huntley of Lucas.	

SOLDIERS' AND ORPHANS' HOME.

Bauman of Van Buren, Chairman.	Helming of Allamakee.
Lund of Hamilton.	Bradley of Wapello.
Atkinson of Butler.	Odendahl of Carroll.
LeRoy of Delaware.	Downey of Crawford.
Daniels of Appanoose.	

INDUSTRIAL SCHOOLS.

Kingland of Winnebago, Chairman.	Lounsberry of Marshall.
Huff of Hardin.	Hansen of Shelby.
Bingham of Emmet..	Sidey of Adair.
Fraleay of Polk.	Milton of Cedar.

PUBLIC ACCOUNTING.

Greene of Grundy, Chairman.	Bauman of Van Buren.
Halgrims of Humboldt.	Kane of Dubuque.
Kingland of Winnebago.	Bradley of Wapello.
Jensen of Pocahontas.	

DOMESTIC MANUFACTURES.

Bernbrock of Black Hawk, Chairman.	McHose of Boone.
Elliott of Monona.	Hansen of Shelby.
Newcomb of Adams.	Black of Muscatine.
Griffin of Woodbury.	Greene of Clinton.
Jacobson of Audubon.	

FEDERAL RELATIONS.

Buxton of Warren, Chairman.	Helming of Allamakee.
Enger of Winneshiek.	Dunlap of Clinton.
Klay of Sioux.	Griggs of Scott.
Larrabee of Fayette.	Kane of Dubuque.
Elliott of Monona.	Odendahl of Carroll.
Barry of Linn.	

PRIVATE CORPORATIONS.

Boettger of Scott, Chairman.	Elwood of Howard.
Griffin of Woodbury.	Bradley of Wapello.
Rone of Worth.	McCullough of Dubuque.
Greene of Grundy.	

RULES.

Brady of Dallas, Chairman.	Carson of Davis.
Klay of Sioux.	Odendahl of Carroll.
Jacobs of Calhoun.	Scholz of Clayton.
Huff of Hardin.	Hamilton of Lee.
Stipe of Page.	Miller of Bremer.
Ring of Linn.	Mr. Speaker.

RETRENCHMENT AND REFORM.

Klay of Sioux.	Larrabee of Fayette.
Jacobs of Calhoun.	

 REPRESENTATIVES AND THEIR RESPECTIVE COMMITTEES.

ANDERSON OF MONTGOMERY.

Institute for Feeble Minded, man	Building and Loan
Schools and Text Books	Woman Suffrage
Ways and Means	Horticulture
Animal Industry	Telephones
	Roads and Highways

ANDERSON OF GREENE.

Enrolled Bills, Chairman	Police Regulations
Agriculture	Food and Dairy
Appropriations	Banks and Banking
Roads and Highways	Constitutional Amendments

ATKINSON OF BUTLER.

College for the Blind, Chairman	School and Text Books
State Educational Institutions	Enrolled Bills
Normal Schools	Soldiers' and Orphans' Home
Roads and Highways	Appropriations
Public Health	

BARRY OF LINN.

Printing, Chairman	Federal Relations
Appropriations	Enrolled Bills
Schools and Text Books	Railroads and Transportation
Insurance	State University

BARTLE OF MITCHELL.

Compensation of Public Officers	Animal Industry
Agriculture	Conservation of Resources
Appropriations	Insurance
County and Township Organizations	Agricultural College

BAUMAN OF VAN BUREN.

Soldiers' and Orphans' Home Chair-	Woman Suffrage
man	Food and Dairy
Public Accounting	Public Health
Agriculture	Appropriations
Railroads and Transportation	Constitutional Amendments

BERNBROCK OF BLACK HAWK.

Domestic Manufactures, Chairman.	Building and Loan
Schools and Text Books	Telegraph and Express
Commerce and Trade	Railroads and Transportations
Conservation of Resources	Normal Schools
Food and Dairy	

BINGHAM OF EMMETT.

Judicial Districts, Chairman	Telephones
Ways and Means	Public Libraries
Drainage	Schools and Text Books
Railroads and Transportation	Industrial Schools

BLACK OF MUSCATINE.

Public Lands and Buildings, Chair-	Commerce and Trade
man	Agriculture
Municipal Corporations	Domestic Manufacturers
Ways and Means	Claims

BLACKFORD OF HENRY.

Agriculture	Banks and Bankings
Hospital for Insane	Suppression of Intemperance
Horticulture	Conservation of Resources
Railroads and Transportation	Judicial Districts

BLISS OF RINGGOLD.

Suppression of Intemperance, Chair-	Compensation of Public Officers
man	Schools and Text Books
Appropriations	Fish and Game
State Educational Institutions	Roads and Highways
Conservation of Resources	

BOETTBER OF SCOTT.

Private Corporations, Chairman	Judiciary
Labor	Compensation of Public Officers
Municipal Corporations	Public Utilities
Mines and Minings	Military

BRADLEY OF WAPELLO.

Railroads and Transportation	Soldiers' and Orphans' Home
Telegraph and Express	Ways and Means
Private Corporations	Public Accounting

BRADY OF DALLAS.

Rules, Chairman	Normal Schools
Ways and Means	Agriculture
Railroads and Transportation	Public Health
Board of Control	Banks and Bankings
Congressional Districts	Mines and Mining

BROCKWAY OF LOUISA.

Roads and Highways, Chairman	Penitentiaries
Agriculture	Suppression of Intemperance
Appropriations	Schools and Text Books
Public Charities	Public Utilities

BROWN OF MAHASKA.

Ways and Means	Labor
Suppression of Intemperance	Telephones
Railroads and Transportation	Commerce and Trade
Building and Loan	

BRUCE OF FLOYD.

Food and Dairy, Chairman	Agriculture
Ways and Means	Roads and Highways
Schools and Text Books	Elections
Constitutional Amendments	Mines and Mining
Pharmacy	

BURT OF TAYLOR.

Telegraph and Express, Chairman	Insurance
Ways and Means	Normal Schools
Elections	Agriculture
Telephones	Institute for Feeble Minded
Pharmacy	

BUXTON OF WARREN.

Federal Relations, Chairman	Judiciary
Public Utilities	Schools and Text Books
Military	Municipal Corporations
Banks and Banking	Roads and Highways

CANNON OF O'BRIEN.

Commerce and Trade	Ways and Means
Public Libraries	School for Deaf
Railroads and Transportations	Representative Districts
Drainage	State Educational Institutions

CARSON OF DAVIS.

Normal Schools, Chairman	Banks and Banking
Appropriations	Military
Penitentiaries	Labor
Commerce and Trade	Rules

CHAPMAN OF GUTHRIE.

Engrossed Bills, Chairman	Printing
Appropriations	Agriculture
Roads and Highways	Suppression of Intemperance
Public Health	Compensation of Public Officers

CLARKE OF MONROE.

Ways and Means	Food and Dairy
Horticulture	Animal Industry
Mines and Mining	Public Libraries

COLE OF HANCOCK.

Public Health	Telegraph and Express
Ways and Means	Roads and Highways
County and Township Organization	Schools and Text Books
Institute for Feeble Minded	Labor

CRAIG OF MADISON.

Telephone, Chairman	Schools and Text Books
Appropriations	Constitutional Amendments
Enrolled Bills	Engrossed Bills
Agriculture	Judiciary
Horticulture	

CRONBAUGH OF IOWA.

Ways and Means	Animal Industry
Compensations of Public Officer	Horticulture
Claims	Soldiers' and Orphans' Home
Agriculture	

CROZIER OF MARION.

Judiciary	Military
Ways and Means	Commerce and Trade
Insurance	Railroads and Transportation
Suppression of Intemperance	

DANIELS OF APPANOOSE.

Mines and Mining, Chairman	Animal Industry
Food and Dairy	Roads and Highways
Telephones	Agriculture
Soldiers' and Orphans' Home	Labor

DAWSON OF CHEROKEE.

Schools and Text Books, Chairman	Agriculture
Ways and Means	Hospital for Insane
Railroads and Transportation	Elections
Insurance	Public Utilities
Horticulture	

DIXON OF SAC.

Banks and Banking, Chairman	Schools and Text Books
Appropriations	Commerce and Trade
Board of Control	Elections
Drainage	Public Library
Public Health	

DOWNEY OF CRAWFORD.

Roads and Highways	Agriculture
Insurance	Hospital for Insane
Soldiers' and Orphans' Home	Institution for Feeble Minded

DOZE OF WAYNE.

Insurance	Telegraph and Express
Building and Loan	Agricultural College
College for Blind	Elections
Pharmacy	

DUNLAP OF CLINTON.

Roads and Highways	Ways and Means
Public Charities	Federal Relations
Engrossed Bills	Commerce and Trade

EGGLESTON OF CLARKE.

Agricultural College	Roads and Highways
Elections	Suppression of Intemperance
Animal Industry	Public Utilities

ELLIOTT OF MONONA.

School for Deaf, Chairman	Insurance
Roads and Highways	Federal Relations
Domestic Manufactures	Public Libraries
Ways and Means	Municipal Corporations
Drainage	

ELWOOD OF HOWARD.

Senatorial Districts, Chairman	Compensation of Public Officers
Judiciary	Enrolled Bills
Banks and Banking	Private Corporations
Fish and Game	Railroads and Transportation

ENGER OF WINNESHIEK.

Public Health, Chairman	Insurance
Federal Relations	Elections
Appropriations	Printing
Educational Institutions	Constitutional Amendments
Conservation of Resources	

ERICKSON OF LYON.

Banks and Banking	Pharmacy
Ways and Means	Printing
Senatorial Districts	Municipal Corporations
Conservation of Resources	College for Blind

FRALEY OF POLK.

Commerce and Trade, Chairman	Elections
Ways and Means	Roads and Highways
Fish and game	Industrial Schools
Food and Dairy	State Educational Institutions

GREENE OF GRUNDY.

Public Accounting, Chairman	Telegraph and Express
Agriculture	Ways and Means
Insurance	Private Corporations
Penitentiaries	Normal Schools

GREENE OF CLINTON.

Elections	Food and Dairy
Conservation of Resources	Board of Control
Congressional Districts	Domestic Manufactures

GRIFFIN OF WOODBURY.

Representative Districts, Chairman	Appropriations
Judiciary	Schools and Text Books
Elections	Private Corporations
Public Utilities	Domestic Manufactures

GRIGGS OF SCOTT.

Railroads and Transportation	Banks and Banking
Fish and Game	Telephones
Congressional Districts	Federal Relations

GROUT OF BLACK HAWK.

Board of Control, Chairman	Constitutional Amendments
Ways and Means	Judicial Districts
Senatorial Districts	Municipal Corporations
Banks and Banking	Insurance

HADLEY OF WEBSTER.

Mines and Mining	Municipal Corporations
Ways and Means	Agriculture
County and Township Organization	Drainage
Public Charities	Horticulture

HALGRIMS OF HUMBOLDT.

Compensation of Public Officers, Chairman.	Mines and Mining
Schools and Text Books	Board of Control
Appropriations	Insurance
Public Accounting	Banks and Banking

HALSTEAD OF BUCHANAN.

Agriculture	Roads and Highways
State University	Penitentiaries
Mines and Mining	Representative Districts
Hospital for Insane	

HAMILTON OF LEE.

Judiciary	Schools and Text Books
Public Utilities	Conservation of Resources
Appropriations	Telegraph and Express
Rules	

HANSEN OF SHELBY.

Ways and Means	Normal Schools
Enrolled Bills	Domestic Manufactures
Elections	Industrial Schools
Senatorial Districts	

HAZEN OF POTTAWATTAMIE.

Agriculture	Ways and Means
Banks and Banking	Public Health
Labor	Drainage
Fish and Game	

HEATON OF UNION.

Congressional Districts, Chairman	Public Lands and Buildings
Appropriations	Food and Dairy
Claims	Roads and Highways
Railroads and Transportation	Board of Control

HELMING OF ALLAMAKEE.

Schools and Text Books	Agriculture
Board of Control	School for Deaf
Soldiers' and Orphans' Home.	Federal Relations
Public Charities	Animal Industry

HUFF OF HARDIN.

Railroads and Transportation, Chairman	Printing
Judiciary	Public Libraries
Ways and Means	Industrial Schools
Pharmacy	Labor
Rules	State University

HUNT OF HARRISON.

Agriculture, Chairman	Ways and Means
Insurance	Public Lands
Drainage	Printing
Representative Districts	Public Libraries
Claims	

HUNTLEY OF LUCAS.

Animal Industry, Chairman	College for Blind
Appropriations	Railroads and Transportation
Agriculture	Police regulations
Roads and Highways	Labor
Senatorial Districts	

HUTCHINS OF KOSSUTH.

Drainage, Chairman	Congressional Districts
Senatorial Districts	Roads and Highways
Appropriations	Compensation of Public Officers
Constitutional Amendments	School for Deaf
Telephones	

JACOBS OF CALHOUN.

Ways and Means, Chairman	Public Health
Judiciary	Drainage
Public Utilities	Elections
Rules	State University
Pharmacy	

JACOBSON OF AUDUBON.

Roads and Highways	Agriculture
Domestic Manufactures	Labor
Woman Suffrage	Institution for Feeble-Minded
Agricultural College	Printing

JAMISON OF DES MOINES.

Municipal Corporations	Insurance
Labor	Fish and Game
Railroads and Transportations	Senatorial Districts
Drainage	

JENSEN OF POCAHONTAS.

State Educational Institutions, Chairman	Agricultural College
Schools and Text Books	Judiciary
Ways and Means	Enrolled Bills
Penitentiaries	Public Accounting
	Fish and Game

JONES OF DICKINSON.

Police Regulations, Chairman	Compensation of Public Officers
Banks and Banking	Commerce and Trade
Fish and Game	Appropriations
Roads and Highways	Labor

KANE OF DUBUQUE.

Judiciary	Ways and Means
Board of Control	Mines and Mining
Public Accounting	Federal Relations
Enrolled Bills	

KELSO OF JACKSON.

State University, Chairman	Appropriations
Banks and Banking	Commerce and Trade
Fish and Game	Board of Control
Constitutional Amendments	

KINGLAND OF WINNEBAGO.

Industrial Schools, Chairman	Elections
Judiciary	Drainage
Congressional Districts	Enrolled Bills
Rules	Public Accounting
Railroads and Transportation	

KLAY OF SIOUX.

Judiciary, Chairman	Food and Dairy
Public Utilities	Appropriations
Engrossed Bills	Penitentiaries
Federal Relations	Railroads and Transportations

KOONTZ OF JOHNSON.

Fish and Game, Chairman	Municipal Corporations
Judiciary	Suppression of Intemperance
Banks and Banking	Public Libraries

KULP OF PALO ALTO.

Constitutional Amendments, Chairman	Conservation of Resources
Roads and Highways	Public Health
Appropriations	Fish and Game
Railroads and Transportation	State Educational Institutions
	Telephones

LARRABEE OF FAYETTE.

Appropriations, Chairman	Judiciary
Railroads and Transportation	Public Utilities
State University	Federal Relations
Board of Control	Elections

LENOCKER OF POTTAWATTAMIE.

Pharmacy, Chairman	School for Deaf
Roads and Highways	Printing
Municipal Corporations	Telephones
Senatorial Districts	

LE ROY OF DELAWARE.

Judiciary	Banks and Banking
Railroads and Transportation	Public Health
Military	Soldiers' and Orphans' Home
State University	Telegraph and Express
Pharmacy	

LOUNSBERRY OF MARSHALL.

Penitentiaries, Chairman	Ways and Means
Judiciary	Military
Municipal Corporations	Telephones
Industrial Schools	Insurance
Commerce and Trade	

LUND OF HAMILTON.

Military, Chairman	Soldiers' and Orphans' Home
Judiciary	Elections
Railroads and Transportation	Claims
Ways and Means	Pharmacy
Labor	

MANNING OF STORY.

Agricultural College, Chairman	Banks and Banking
Roads and Highways	Board of Control
Penitentiaries	Police Regulations
Public Lands	Judiciary
Pharmacy	

MCCULLOUGH OF DUBUQUE.

Municipal Corporations	Agriculture
Appropriations	Private Corporations
Agricultural College	Military

MCHOSE OF BOONE.

Public Charities, Chairman	Insurance
Judiciary	Ways and Means
Mines and Mining	Domestic Manufactures
Representative Districts	Labor
Municipal Corporations	

MCVICKER OF WRIGHT.

Drainage	Roads and Highways
Suppression of Intemperance	Public Health
Labor	Food and Dairy
Conservation of Resources	Animal Industry

MEREDITH OF JASPER.

Agriculture	Ways and Means
Food and Dairy	Commerce and Trade
Agricultural College	Public Lands and Buildings
Buildings and Loan	County and Township Organizations

MILLER OF BREMER.

Claims, Chairman	Appropriations
Public Health	Schools and Text Books
Public Utilities	Rules
Food and Dairy	Constitutional Amendments
Printing	

MILTON OF CEDAR.

Schools and Text Books	Public Lands and Buildings
State Educational Institutions	Industrial Schools
Penitentiaries	Constitutional Amendments
Board of Control	

MITCHELL OF WAPELLO.

Judiciary	Pharmacy
Public Lands and Buildings	Municipal Corporations
Insurance	State University

MUNRO OF WASHINGTON.

Agriculture	Roads and Highways
Railroads and Transportation	Suppression of Intemperance
Animal Industry	Woman Suffrage
Ways and Means	Public Charities

NEWCOMB OF ADAMS.

Public Libraries, Chairman	Agriculture
Appropriations	Roads and Highways
Domestic Manufactures	Printing
Fish and Game	Representative Districts
Pharmacy	

ODENDAHL OF CARROLL.

Food and Dairy	Ways and Means
Agriculture	Conservation of Resources
Soldiers' and Orphans' Home	Federal Relations
Police Regulations	

PETERSON OF CASS.

Woman Suffrage, Chairman	Appropriations
Suppression of Intemperance	Roads and Highways
Agriculture	Conservation of Resources
Police Regulations	

PICKFORD OF CERRO GORDO.

Conservation of Resources, Chair- man	Roads and Highways
Schools and Text Books	Appropriations
Food and Dairy	Agriculture
Constitutional Amendments	State Educational Institutions
Municipal Corporations	Fish and Game

POWER OF JEFFERSON.

Labor, Chairman	Appropriations
Schools and Text Books	Public Utilities
Compensation of Public Officers	Municipal Corporations
Normal Schools	College for Blind
Suppression of Intemperance	

RING OF LINN.

Building and Loan, Chairman	Public Libraries
Judiciary	Ways and Means
Municipal Corporations	Roads and Highways
Conservation of Resources	Military

ROHWER OF IDA.

County and Township Organiza-	Conservation of Resources
tions, Chairman	Insurance
Appropriations	Banks and Banking
Schools and Text Books	State Educational Institutions
Public Health	

RONE OF WORTH.

Agriculture	Insurance
Telegraph and Express	Commerce and Trade
Private Corporations	Conservation of Resources
Labor	Banks and Banking

SALTZMANN OF CHICKASAW.

Appropriations	Public Charities
Insurance	County and Township Organiza-
Judicial Districts	tions
Roads and Highways	

SCHOLZ OF CLAYTON.

Judiciary	Schools and Text Books
Food and Dairy	Ways and Means
Engrossed Bills	Enrolled Bills
Rules	

SCOTT OF FREMONT.

Normal Schools	Agriculture
Roads and Highways	Animal Industry
Judicial Districts	School for Deaf
Public Charities	

SHANKLAND OF POLK.

Insurance, Chairman	Mines and Mining
Judiciary	Appropriations
Municipal Corporations	Suppression of Intemperance
Public Health	Judicial Districts

SHERMAN OF POWESHIEK.

Elections, Chairman	Public Utilities
Agriculture	Railroads and Transportations
Appropriations	Commerce and Trade
Police Regulations	Penitentiaries
Printing	

SIDEY OF ADAIR.

Schools and Text Books	Roads and Highways
Printing	Public Utilities
Industrial Schools	Penitentiaries
Appropriations	

STEELSMITH OF OSCEOLA.

Public Health	Schools and Text Books
Fish and Game	Roads and Highways
Compensations of Public Officers	Appropriations
Drainage	

STIPE OF PAGE.

Public Utilities, Chairman	Hospital for Insane
Judiciary	Ways and Means
Rules	Roads and Highways
Board of Control	Commerce and Trade
Military	Constitutional Amendments

STOKES OF PLYMOUTH.

Agriculture	Railroads and Transportation
Labor	Compensation of Public Officers
Horticulture	Agricultural College

STUTT OF JONES.

Agriculture	Penitentiaries
Woman Suffrage	Railroads and Transportation
Conservation of Resources	Telephones

THAYER OF FRANKLIN.

Horticulture, Chairman	Banks and Banking
Appropriations	Agriculture
Compensation of Public Officers	Animal Industry
Food and Dairy	Claims

THOMPSON OF DECATUR.

Elections	Telegraph and Express
Agricultural Schools	Ways and Means
Railroads and Transportation	County and Township Organiza-
Representative Districts	tions

TOWNSEND OF TAMA.

Appropriations	Agriculture
Schools and Text Books	Public Libraries
College for Blind	Police Regulations

TRUMBAUER OF KEOKUK.

Insurance	Public Health
Banks and Banking	Pharmacy
Schools and Text Books	Police Regulations
Appropriations	Labor

WEBB OF CLAY.

Normal Schools	Drainage
Roads and Highways	Industrial Schools
Fish and Game	Claims
Animal Industry	Appropriations
School for Deaf	

WHITE OF BENTON.

Hospital for Insane, Chairman	Agriculture
Appropriations	Public Utilities
Constitutional Amendments	School for Blind
Printing	

WHITNEY OF WOODBURY.

Municipal Corporation, Chairman	Penitentiaries
Judiciary	Roads and Highways
Agriculture	State Educational Institutions
Engrossed Bills	Judicial Districts
Ways and Means	

WORKMAN OF MILLS.

Judiciary	Enrolled Bills
Roads and Highways	Banks and Banking
Institute for Feeble Minded	Normal Schools
Police Regulations	Horticulture

The Speaker then announced the following special committees:

To hear the contest in the Thirty-fourth Representative District,
Foley vs. Jacobson:

Halgrims of Humboldt, Hunt of Harrison, Whitney of Wood-
bury, Townsend of Tama, and Bauman of Van Buren.

To hear the contest of the Thirty-eighth Representative District,
Sellman vs. Meredith:

Huff of Hardin, Chapman of Guthrie, Larrabee of Fayette,
Scholz of Clayton, and Boettger of Scott.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Speaker presented petition of citizens of Iowa, relative to
the prohibition of the sale of stocks and bonds.

Referred to committee on judiciary.

Mr. Speaker presented a resolution from the board of supervisors of Buena Vista county, relative to an appropriation for the animal health commission.

Referred to committee on appropriations.

Peterson of Cass presented petition of residents of Iowa, relative to creating an active state highway commission.

Referred to committee on roads and highways.

Whitney of Woodbury, chairman of the committee on the assignment of committee rooms, submitted the following report; and moved its adoption:

MR. SPEAKER—Your committee appointed to recommend the time and place of meeting for the standing committees of the House, beg leave to make the following assignment of rooms:

	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 Transportation		3 p. m.		3 p. m.		
Printing		4 p. m.				4 p. m.
Roads and Highways	4 p. m.		3 p. m.		4 p. m.	
Retrenchment and Reform						
Room 6—						
Public Utilities		4 p. m.		4 p. m.		
Mines and Mining	2 p. m.					2 p. m.
Animal Industry		2 p. m.				
Judicial Districts	3 p. m.			2 p. m.		
Hospital for Insane			2 p. m.		4 p. m.	
Public Charities			3 p. m.		2 p. m.	
Food and Dairy	4 p. m.				3 p. m.	
Sellman-Meredith Contest Committee		3 p. m.		3 p. m.		
Room 8—						
Elections				2 p. m.		2 p. m.
Schools and Text Books		4 p. m.		4 p. m.		
Suppression of Intemperance		2 p. m.			4 p. m.	
Insurance	3 p. m.				3 p. m.	
Public Buildings	2 p. m.				2 p. m.	
Foley-Jacobson Contest Committee			2 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.
Constitutional Amendments		4 p. m.			4 p. m.	
Woman's Suffrage	3 p. m.		3 p. m.			
Room 12—						
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.		

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
College for Blind -----			4 p. m.			2 p. m.
Institute for Deaf -----	2 p. m.					4 p. m.
Commerce and Trade -----		4 p. m.				3 p. m.
Room 13—						
Industrial Schools -----		3 p. m.		3 p. m.		
Senatorial Districts -----	4 p. m.			4 p. m.		
Horticulture -----		2 p. m.			2 p. m.	
Agricultural College -----			2 p. m.			
Room 14—						
Board of Control -----		2 p. m.		2 p. m.		
Soldiers' and Orphans' Home -----	2 p. m.			3 p. m.		
Federal Relations -----		4 p. m.			2 p. m.	
Fish and Game -----		3 p. m.			3 p. m.	
Police Regulations -----	3 p. m.			4 p. m.		
Claims -----			2 p. m.			2 p. m.
Public Accounting -----			3 p. m.			3 p. m.
Committee on Rules -----	4 p. m.				4 p. m.	
Room 7—						
Drainage -----	2 p. m.		3 p. m.			
Representative Districts -----		2 p. m.				2 p. m.
Domestic Manufactures -----				3 p. m.		3 p. m.
County and Township Organization -----				4 p. m.		4 p. m.
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 Educational 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.		
Compensation of Public Officers -----	4 p. m.				4 p. m.	
Private Corporations -----			4 p. m.			4 p. m.
Telephones -----	2 p. m.				2 p. m.	
Military -----	3 p. m.			3 p. m.		
Conservation of Forest and Water Power -----		3 p. m.			3 p. m.	
Telegraph and Express -----			3 p. m.			3 p. m.
Room 5—						
Chief Clerk and Enrolled Bills -----						
Room 4—						
Journal Clerk and Enrolling Clerk -----						
East End Cloak Room—						
File Clerk -----						
Room 27—						
Newspaper Reporters -----						
Rooms 2, 3 and 11—						
Committee Clerks -----						
Rooms 2, 3, 4, 5 and 11 to be under the control and direction of the Chief Clerk.						

All of which is respectfully submitted.

U. G. WHITNEY,
Chairman.

H. H. BOETTGER,
J. B. McHOSE.

Report adopted.

Craig of Madison, chairman of the committee to ascertain the amount of mileage due each member of the House, presented the following report:

MR. SPEAKER—Your committee appointed to fix the amount of mileage due each member, beg leave to submit the following report:

	Mileage.	Amt.
Anderson, Claus L.	262	\$13.10
Anderson, Walter W.	132	6.60
Atkinson, William I.	268	13.40
Barry, Justin	338	16.90
Bartle, Albert	343	17.15
Bauman, Samuel H.	240	12.00
Bernbrock, Henry O.	210	10.50
Bingham, Lewis L.	326	16.30
Black, Benjamin H.	142	7.10
Blackford, John W.	268	13.40
Bliss, John A.	150	7.50
Boettger, Henry H.	350	17.50
Bradley, Edmund J.	204	10.20
Brady, Henry	68	3.40
Brockway, James M.	280	14.00
Brown, John L.	146	7.30
Bruce, John E.	350	17.50
Burt, Myron L.	254	12.70
Buxton, William, Jr.	44	2.20
Cannon, Charles C.	370	18.50
Carson, George F.	216	10.80
Chapman, U. S. Grant	116	5.80
Clark, Charles H.	136	6.80
Cole, Adelbert J.	296	14.80
Craig, Walter F.	84	4.20
Cronbaugh, Christopher C.	190	9.50
Crozier, George W.	70	3.50
Cunningham, Edward H.	260	13.00
Daniels, Warren T.	192	9.60
Dawson, Wilfred P.	306	15.30
Dixon, William J.	250	12.50
Downey, Edward	234	11.70
Doze, Joseph E.	148	7.40
Dunlap, John W.	390	19.50
Eggleston, Cornelius B.	116.	5.80
Elliott, A. B.	412	20.60
Eiwood, Lee W.	365	18.25
Enger, Lauritz M.	416	20.80
Erickson, Chris	472	23.70
Fraleay, Wilbert S. ....	...	.....
Greene, Edmund K.	176	8.80

Greene, William J.	454	22.70
Griffin, Thomas F.	452	22.60
Griggs, Thomas W.	350	17.50
Grout, Henry W.	210	10.50
Hadley, Peter	172	8.60
Halgrims, Col.	210	10.50
Halstead, Thomas F.	360	18.00
Hamilton, Joseph M: C.	374	18.70
Hansen, Albert	230	11.50
Hazen, John T.	214	10.70
Heaton, Ernest J.	140	7.00
Helmig, Otto J.	680	34.00
Huff, Herbert A.	200	10.00
Hunt, Charles W.	344	17.20
Huntley, Clark W.	136	6.80
Hutchins, Clayton B.	240	12.00
Jacobs, John W.	236	11.80
Jacobson, Ole H.	202	10.10
Jamison, James E.	334	16.70
Jensen, Walter P.	210	10.50
Jones, Fred W.	340	17.00
Kane, Allen J.	430	21.50
Kelso, Joseph Jr.	476	23.80
Kingland, Thomas A.	340	17.00
Klay, Gerritt	420	21.00.
Koontz, George W.	242	12.10
Kulp, David E.	260	13.00
Larrabee, William, Jr.	334	16.70
Lenocker, Alfred A.	238	11.90
LeRoy, Millard F.	257	12.85
Lounsberry, Harold C.	116	5.80
Lund, Frank J.	154	7.70
Manning, Milo A.	72	3.60
McCullough,, Michael F.	430	21.50
McHose, James B.	86	4.30
McVicker, Ira D.	174	8.70
Meredith, David	100	5.00
Miller, Charles W.	260	13.00
Milton, Floyd L.	359	17.95
Mitchell, Ernest R.	180	9.00
Monroe, David R.	226	11.30
Newcomb, Walter	224	11.20
Odendahl, Robert	218	10.90
Peterson, John D.	136	6.80
Pickford, Arthur	262	13.10
Power, Scott A.	234	11.70
Ring, Herbert C.	288	14.40
Rohwer, Julius	298	14.90
Rone, Tollef C.	284	14.20
Saltzman, Christian	340	17.00

Scholz, Charles E.	578	28.90
Scott, Isaac G.	360	18.00
Shankland, Frank S. ....	.....	.....
Sherman, Ralph	110	5.50
Sidey, Edwin J.	250	12.50
Steelsmith, Daniel C.	334	16.70
Stipe, William F.	282	14.10
Stokes, Albert T.	392	19.60
Stutt, John J.	378	18.90
Thayer, Frank A.	180	9.00
Thompson, Melbern F.	140	7.00
Townend, William N.	180	9.00
Trumbauer, Charles A.	201	10.05
Webb, William H.	314	15.70
White, Harry C.	286	14.30
Whitney, Ulysses G.	452	22.60
Workman, Alfred S.	314	15.70

WALTER F. CRAIG,
 FRED W. JONES,
 WM. J. GREENE,
Committee.

We recommend that such mileage be duly certified.

WALTER F. CRAIG,
Chairman.

Ordered printed in the Journal.

Jacobs of Calhoun moved that the hour of 11:30 A. M. today be fixed as the time when the House shall vote on Senator in the Congress of the United States.

Motion prevailed.

Dixon of Sac offered the following resolution, and asked unanimous consent that it be considered at this time:

WHEREASS F. A. Hackley and Henry McCraven have performed the duties of assistant janitors during the past eight days, pending the arrival of the regularly elected men, therefore be it

Resolved, That the chief clerk be authorized and directed to issue requisition for warrants for the above named persons at the statutory per diem for the period of eight days, January 13 to January 20, both inclusive.

Consent was granted and the resolution was adopted.

INTRODUCTION OF BILLS.

By Boettger of Scott, House File No. 29, a bill for an act to provide greater safety to life and property from loss by fire and explosion.

Read first and second and referred to committee on municipal corporations.

By Boettger of Scott, House File No. 30, a bill for an act to amend section twenty seven hundred twenty-seven-c (2727-c) of the supplement to the code, 1907, relating to the salary of the chief executive officer of Iowa Soldiers Orphans Home at Davenport.

Read first and second time and referred to committee on compensation of public officers.

By Boettger of Scott, House File No. 31, a bill for an act to amend the law as it appears in section six hundred seventy-four (674) of the supplement to the code, 1907, relating to the compensation of assessors and deputies.

Read first and second time and referred to committee on compensation of public officers.

By Bauman of Van Buren, House File No. 32, a bill for an act to amend chapter one hundred forty-six (146) of the acts of the Thirty-fourth General Assembly, relating to the payment of tuition of pupils residing in school corporations which do not offer instruction equivalent to four year high schools of Iowa.

Read first and second time and referred to committee on schools and text books.

By Miller of Bremer, House File No. 33, a bill for an act to establish legal weights and measures, to provide for the inspection of the same, to punish the keeping or use of false or incorrect weights and measures, to provide for statements of net weight, placing the enforcement in charge of the dairy and food department and to repeal acts in conflict with this act.

Read first and second time and referred to committee on food and dairy.

By Black of Muscatine, House File No. 34, a bill for an act authorizing cities acting under special charters 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 making sections seven hundred forty-one-e (741-e) seven hundred forty-one-f (741-f), seven hundred forty-one-g (741-g) and seven hundred forty-one-h (741-h) of chapter four (4) title five (5) of the supplement of the code of Iowa, applicable to cities acting under special charter.

Read first and second time and referred to committee on municipal corporations.

By McHose of Boone, House File No. 35, a bill for an act to provide for the examination and control of private banks and trust companies and providing penalties for non-compliance therewith.

Read first and second time and referred to committee on banks and banking.

By McHose of Boone, House File No. 36, a bill for an act to amend section eight hundred fifty-a (850-a) of the supplement to the code, 1907, relating to the election of park commissioners.

Read first and second time and referred to committee on municipal corporations.

By Mitchell of Wapello, House File No. 37, a bill for an act to repeal section fifteen hundred fifty-two (1552) of the code, and to enact a substitute therefor relating to courts having jurisdiction to hear matters therein referred to.

Read first and second time and referred to committee on judiciary.

By Mitchell of Wapello, House File No. 38, a bill for an act specifying qualifications for judges of the supreme court of Iowa (additional to chapter one (1), title three (3) of the 1897 code of Iowa) to be known as section one hundred ninety-three (193) A.

Read first and second time and referred to committee on judiciary.

By Mitchell of Wapello, House File No. 39, a bill for an act specifying qualifications for judges of the district court of Iowa (additional to chapter five (5), title three (3) 1897 code of Iowa) to be known as section two hundred twenty-five (225) A.

Read first and second time and referred to committee on judiciary.

By Elwood of Howard, House File No. 40, a bill for an act making it unlawful for a candidate for an office to promise support or influence in behalf of another for any position, place or office in consideration of such other supporting him, and providing a penalty therefor.

Read first and second time and referred to committee on elections.

By Saltzmann of Chickasaw, House File No. 41, 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 board of control.

By Hazen of Pottawattamie, House File No. 42, a bill for an act to amend the law as it appears in section 850-c of the supplement to the code, 1907, as amended by chapters 56 and 57 of the acts of the 33rd General Assembly and chapter 44 of the acts of the 34th General Assembly relating to the tax levy for park purposes.

Read first and second time and referred to committee on municipal corporations.

By Huff of Hardin, House File No. 43, a bill for an act requiring common carriers to settle claims for delay in delivering freight or injury or loss of freight in transit or for excessive freight rates within a specified time, and providing a penalty for failure to comply therewith.

Read first and second time and referred to committee on railroads and transportation.

By Huff of Hardin, House File No. 44, a bill for an act to amend section six hundred sixteen (616) of the code relative to taxation of unplatted lands within the limits of cities and towns.

Read first and second time and referred to committee on ways and means.

By Huff of Hardin, House File No. 45, a bill for an act providing that all common carriers operating trains within the state of Iowa and conveying live stock shall provide a car equipped with sleeping berths or bunks for the persons in charge of such live stock, and providing a penalty for failure to comply therewith.

Read first and second time and referred to committee on railroads and transportation.

By Enger of Winneshiek, House File No. 46, a bill for an act amending section twenty-five hundred fifty-one (2551) of the supplement of 1907, to the code relating to the protection of prairie chickens and quail.

Read first and second time and referred to committee on fish and game.

By Hunt of Harrison, House File No. 47, a bill for an act to authorize the incorporation in each county of the state of an association for the advancement and improvement of agriculture, animal husbandry and horticulture to define the powers and rights of such associations and its members and to provide funds for carrying on the work of the same.

Read first and second time and referred to committee on agriculture.

By Greene of Clinton, House File No. 48, a bill for an act to provide for the publication of certain notices in cities or towns having no newspaper.

Read first and second time and referred to committee on printing.

By Scholz of Clayton, House File No. 49, a bill for an act entitled, "An act relating to cold storage and refrigerating warehouses," the disposition or sale of the food kept or preserved therein, and defining the duties of the state dairy and food commissioner in relation thereto.

Read first and second time and referred to committee on food and dairy.

By Scholz of Clayton, House File No. 50, a bill for an act to amend section five thousand six hundred and fifty-two (5652) of the code, relating to hard labor by persons confined in jails.

Read first and second time and referred to committee on judiciary.

By Bliss of Ringgold, House File No. 51, a bill for an act to provide for the representation of the state of Iowa at the Panama-Pacific International Exposition to be held at San Francisco, California, celebrating the opening and commercial use of the Panama canal and making an appropriation therefor.

Read first and second time and referred to committee on appropriations.

By Stokes of Plymouth, House File No. 52, a bill for an act to legalize the issuance of bonds under chapter, one hundred eighty-four (184) of the acts of the Thirty-third General Assembly as amended by chapter one hundred forty five (145) of the acts of the Thirty-fourth General Assembly and to authorize the levy of a tax sufficient to pay said bonds and interests thereon.

Read first and second time and referred to committee on judiciary.

By Whitney of Woodbury, House File No. 53, a bill for an act to repeal paragraph sixteen (16) of section five hundred eleven (511) of the supplement to the code, 1907, as amended by chapter thirty-six (36) of the acts of the Thirty-third General Assembly relating to the boarding and lodging of prisoners.

Read first and second time and referred to committee on judiciary.

By Whitney of Woodbury, House File No. 54, a bill for an act providing for the sanitation of bakeries, canneries, packing houses, slaughter houses, dairies, creameries, cheese factories, confectioneries, restaurants, hotels, groceries, meat markets, and all other food producing establishments, manufactories, or other places where food is prepared, manufactured, packed, stored, sold, or distributed, and vehicles in which food is placed for transportation; regulating the health of operatives, employes, clerks, drivers and all other persons working on the premises who handle the material from which

food is prepared or the finished product; defining food, regulating the wholesomeness of food manufactured, prepared, packed, stored, sold, distributed or transported; defining the duties of the state food and dairy commissioner in relation thereto; providing penalties for the violation thereof, and repealing acts in conflict therewith.

Read first and second time and referred to committee on food and dairy.

By Anderson of Montgomery, House File No. 55, a bill for an act to amend section one thousand eighty-seven-a-10 (1087-a-10) of the supplement to the code 1907, relating to nomination papers.

Read first and second time and referred to committee on elections.

INTRODUCTION OF BILLS.

By Kulp of Palo Alto, House Joint Resolution No. 5.

HOUSE JOINT RESOLUTION NO. 5.

House Joint Resolution Number 5, Proposing to Amend the Constitution so as to Provide for the Initiative and Referendum Within the State.

Be It Resolved by the General Assembly of the State of Iowa:

That the following amendment to the Constitution of the State of Iowa be, and the same is hereby proposed:

There shall be submitted to the qualified electors of the State of Iowa the following constitutional amendment, which, when ratified by a majority of those voting thereon, shall be valid as a part of the Constitution:

SECTION 1. That section one (1) of article three (III) of the Constitution of the State of Iowa be amended to read as follows: "The legislative authority of the state shall be vested in the General Assembly, consisting of a Senate and House of Representatives, both to be elected by the people, but the people reserve to themselves the power to propose laws and amendments to the Constitution, and to enact or reject the same at the polls, independent of the General Assembly, and also reserve at their own option the right to approve or reject at the polls any act, item, section or part of any act of the General Assembly. The first power hereby reserved by the people is the initiative and such numbers of the qualified voters as may be fixed by the General Assembly, from time to time, to be not less than twelve per cent (12%) or more than twenty-two per cent (22%) of the legal voters of the state, shall be required to propose any measure by petition, and every such petition shall include the full text of the measure so proposed. Initiative petitions for state legislation and amendments to the Constitution shall be addressed to and filed with the Secretary of State at least four months before the election at which they are to be voted upon.

The second power hereby reserved is the referendum, and it may be ordered, except as to laws necessary for the immediate preservation of the public peace, health or safety, and except as to appropriations for the support and maintenance of the department of state and state institutions, which shall be declared an emergency act by a vote of three-fourths of all members elected to each body of the legislature, against any act, section, or part of any act of the General Assembly, either by petition signed by such numbers of the qualified voters as may be fixed by the General Assembly from time to time, such numbers to be not less than ten (10%) per cent nor more than twenty (20%) per cent of such qualified voters of the state, or by the vote of the General Assembly. Referendum petitions shall be addressed to and filed with the Secretary of State not more than ninety days after the final adjournment of the session of the General Assembly that passed the bill on which the referendum is demanded. The filing of a referendum petition against any item, section or part of any act shall not delay the remainder of the act from becoming operative. The veto power of the governor shall not extend to measures initiated by or referred to by the people. All elections on measures referred to the people of the state shall be held at the biennial regular general election, and all such measures shall become a law or part of the Constitution when approved by a majority of the votes cast thereon, and not otherwise, and shall take effect from and after the date of the official declaration of the vote thereon by proclamation of the governor, but not later than thirty days after the vote has been canvassed. This section shall not be construed to deprive the General Assembly of the right to enact any measure. The whole number of votes cast for the Secretary of State at the regular general election last preceding the filing of any petition for the initiative or referendum shall be the basis upon which the number of legal voters necessary to sign such petition shall be counted. The Secretary of State shall submit all measures initiated by or referred to the people for adoption or rejection at the polls in compliance herewith. The petition shall consist of sheets having such general form printed or written at the top thereof, as shall be designated or prescribed by the Secretary of State; such petitions shall be signed by qualified electors in their proper persons only, to which shall be attached the resident address of such person, and the date of signing the same. To each of such petitions, which may consist of one or more sheets, shall be attached an affidavit of some qualified elector that each signature thereon is the signature of the person whose name it purports to be, and that to the best of the knowledge and belief of the affiant each of the persons signing said petition was, at the time of signing, a qualified elector. Such petition, so verified, shall be prima facie evidence that the signatures thereon are genuine and true, and that the persons signing same are qualified electors. The Secretary of State shall print and distribute to each voter in the state entitled to vote on the measures to be submitted, not less than three months previous to the time of voting, a pamphlet containing the titles of the measures to be voted upon as they will appear upon the official ballot, together with the full text of the measures to be submitted; and also arguments for and against

measures submitted, according to details which shall be provided by law. The style of all laws adopted by the people through the initiative shall be, "Be It Enacted by the People of the State of Iowa." The initiative and referendum powers reserved to the people by this section are hereby further reserved to the legal voters of every city, town and municipality as to all local, special and municipal legislation of every character in and for their respective municipalities. The manner of exercising the said powers shall be prescribed by general laws, except that cities, towns and municipalities may provide for the manner of exercising the initiative and referendum powers as to their municipal legislation. Not more than ten per cent of the legal voters may be required to order the referendum, nor more than fifteen per cent to propose any measure by the initiative in any city, town or municipality. This section of the Constitution shall be, in all respects, self-executive.

SECTION 1 (a). Each elector voting at said election and desirous of voting for or against this amendment, shall deposit in the ballot box a ticket, whereon shall be printed or written the words, "For the amendment to section one (1) of article three (III) of the Constitution, providing for the initiative and referendum," and "Against the amendment to section one (1) of article three (III) of the Constitution, providing for the initiative and referendum," and shall indicate his approval or rejection of the proposition by placing a cross (X) after one of such sentences. The vote cast for the adoption or rejection of said amendment shall be canvassed and the result determined in the manner provided by the laws of the State of Iowa for the canvass of votes for representatives in Congress.

If conflicting measures submitted to the voters shall be approved by a majority of the votes severally cast thereon, the measure receiving the highest number of affirmative votes shall become law as to all conflicting provisions.

Read first and second time and referred to committee on constitutional Amendments.

By Bruce, House Joint Resolution No. 6.

HOUSE JOINT RESOLUTION NO. 6.

Joint Resolution Proposing An Amendment to the Constitution of the State of Iowa by Repealing Section One (1) of Article Two (2) of Said Constitution and the Enactment and Adoption of a Substitute Therefor, Relating to the Right of Suffrage.

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

SECTION 1. That the following amendment to the Constitution of the State of Iowa is hereby proposed, to-wit:

"Repeal section one (1) of article two (2) of the Constitution of the State of Iowa and in lieu thereof enact and adopt the following, to-wit:

'SECTION 1. Every citizen of the United States, of the age of twenty-one years, who shall have been a resident of this state six months next preceding the election, and of the county in which he or she claims his or her vote, sixty days, shall be entitled to vote at all elections which are now or hereafter may be authorized by law.'

Read first and second time and referred to committee on constitutional amendments.

By Bruce, House Joint Resolution No. 7.

HOUSE JOINT RESOLUTION NO. 7.

A Joint Resolution and Enactment Ratifying the Amendment to the Constitution of the United States, Proposed by the Congress of the United States Relating to the Selection of Senators in the Congress of the United States.

WHEREAS: Both houses of the Sixty-second Congress of the United States of America, at the second session thereof, by a constitutional majority of two-thirds thereof, did propose an amendment to the Constitution of the United States of America in the following words, to-wit:

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each house concurring therein), That in lieu of the first paragraph of section three of article one of the Constitution of the United States, and in lieu of so much of paragraph two of the same section as relates to the filling of vacancies, the following be proposed as an amendment to the Constitution, which shall be valid to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the states:

"The Senate of the United States shall be composed of two Senators from each state, elected by the people thereof, for six years; and each Senator shall have one vote. The electors in each state shall have the qualifications requisite for electors of the most numerous branch of the state legislatures.

When vacancies happen in the representation of any state in the Senate, the executive authority of such state shall issue writs of election to fill such vacancies: Provided, that the legislature of any state may empower the executive thereof to make temporary appointments until the people fill the vacancies by election as the legislature may direct.

This amendment shall not be so construed as to affect the election or term of any Senator chosen before it becomes valid as part of the Constitution."

Therefore, be it resolved and enacted by the General Assmely of the State of Iowa, That the said proposed amendment to the Constitution of the United States of America as set forth herein be and the same is hereby ratified and consented to by the State of Iowa and by the General Assembly thereof.

Be it further resolved and enacted, That certified copies of this enactment and resolution be forwarded by the Governor of this state to the Secretary of State of the United States at Washington and to the pre-siding officers of each house of the Congress of the United States.

Read first and second time and referred to committee on constitutional amendments.

Speaker Cunningham announced that the time for the special order having arrived, the House would proceed to the election of a Senator in the Congress of the United States, and directed the clerk to call the roll for such election.

Before the roll was called the following communications were received from the secretary of state, and ordered spread upon the Journal of the House.

TO THE THIRTY-FIFTH GENERAL ASSEMBLY OF IOWA—I, W. S. Allen, Secretary of State of the State of Iowa, in compliance with the provisions of subdivision "G" of section one (1) of chapter one (1) of the acts of the extra session of the Thirty-second General Assembly, do hereby certify that at the primary election held on June 3, 1912, for the expression of choice of Republican candidates for Senator in Congress of the United States, there were cast, as shown by certificate on file in my office, executed by the executive council of the State of Iowa, as a board of state canvassers, 189,689 votes, of which number

Wm. S. Kenyon received.....	124,180 votes
Lafayette Young received.....	65,500 votes
Scattering	9 votes

Wherefore, it is declared that Wm. S. Kenyon was duly nominated as the candidate of the Republican party of Iowa for the office of Senator in the Congress of the United States, for the term of six years, beginning on the 4th day of March, A. D. 1913.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of the Secretary of State of the State of Iowa. Done at Des Moines, the capital of the State, this twenty-first day of January, A. D. 1913.

(SEAL.)

W. S. ALLEN,
Secretary of State.

TO THE THIRTY-FIFTH GENERAL ASSEMBLY OF IOWA—I, W. S. Allen, Secretary of State of the State of Iowa, in compliance with the provisions of subdivision "G" of section one (1) of chapter one (1) of the acts of the extra session of the Thirty-second General Assembly, do hereby certify that at the primary election held on June 3, 1912, for the expression of choice of Democratic candidates for Senator in the Congress of the United States, there were cast, as shown by certificate on file in my office, executed by the executive council of the State of Iowa, as a board of State canvassers, 58,011 votes, of which number

D. W. Hamilton received.....	57,893 votes
Scattering	118 votes

Wherefore, it is declared that D. W. Hamilton was duly nominated as the candidate of the Democratic party of Iowa for the office of Senator in the Congress of the United States, for the term of six years, beginning on the 4th day of March, A. D. 1913.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of the Secretary of State of the State of Iowa. Done at Des Moines, the capital of the State, this twenty-first day of January, A. D. 1913.

(SEAL.)
W. S. ALLEN,
Secretary of State.

TO THE THIRTY-FIFTH GENERAL ASSEMBLY OF IOWA—I, W. S. Allen, Secretary of State of the State of Iowa, in compliance with the provisions of subdivision "G" of section one (1) of chapter one (1) of the acts of the extra session of the Thirty-second General Assembly, do hereby certify that at the primary election held on June 3, 1912, for the expression of choice of Prohibition candidates for Senator in the Congress of the United States, there were cast, as shown by certificate on file in my office, executed by the executive council of the State of Iowa as a board of State canvassers, 199 votes, of which number

W. S. Kenyon received.....	43 votes
L. Young received.....	12 votes
Malcom Smith received.....	14 votes
J. B. Hammond received.....	86 votes
Scattering	44 votes

Wherefore, it is declared that J. B. Hammond was duly nominated as the candidate of the Prohibition party of Iowa for the office of Senator in the Congress of the United States, for the term of six years, beginning on the 4th day of March, A. D. 1913.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of the Secretary of State of the State of Iowa. Done at Des Moines, the capital of the State, this twenty-first day of January, A. D. 1913.

(SEAL.)
W. S. ALLEN,
Secretary of State.

TO THE THIRTY-FIFTH GENERAL ASSEMBLY OF IOWA—I, W. S. Allen, Secretary of State of the State of Iowa, in compliance with the provisions of subdivision "G" of section one (1) of chapter one (1) of the acts of the extra session of the Thirty-second General Assembly, do hereby certify that at the primary election held on June 3, 1912, for the expression of choice of Socialist candidates for Senator in the Congress of the United States, there were cast, as shown by certificate on file in my office, executed by the executive council of the State of Iowa as a board of State canvassers, 82 votes, of which number

Perry Engle received.....	6 votes
J. J. Jacobsen received.....	17 votes
Scattering	59 votes

Wherefore, it is declared that no nomination has been made as the candidate of the Socialist party of Iowa for the office of Senator in the Congress of the United States, for the term of six years, beginning on the 4th day of March, A. D. 1913.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of the Secretary of State of the State of Iowa. Done at Des Moines, the capital of the State, this twenty-first day of January, A. D. 1913.

W. S. ALLEN,
Secretary of State.

(SEAL.)

The roll call proceeded with the following results:

Those voting for W. S. Kenyon were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Shankland, Sherman, Stipe, Thayer, Webb, Whitney, Mr. Speaker—63.

Those voting for Dan W. Hamilton were:

Bauman, Black, Boettger, Bradley, Brown, Cannon, Clark, Cronbaugh, Crozier, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Griggs, Halstead, Hansen, Hazen, Jamison, Kane, Kelso, Koontz, Lenoeker, McCullough, Miller, Mitchell, Odendahl, Rohwer, Saltzmann, Scholz, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman—40.

Absent or not voting:

Bernbrock, Hamilton, Kingland, Klay, Milton—5.

Speaker Cunningham announced that Hon. W. S. Kenyon, having received a majority of all the votes cast, was duly elected on the part of the House, as Senator in the Congress of the United States, for the term beginning March 4, 1913, or until his successor is duly elected and qualified.

The following message was received from the Governor, and on motion of Larrabee of Fayette was ordered printed in the Journal.

SPECIAL MESSAGE TO THE MEMBERS OF THE THIRTY-FIFTH
GENERAL ASSEMBLY OF THE STATE OF IOWA.

In view of the fact that our industrial interests are rapidly developing and that as the State grows older our manufacturing and public utilities interests will much more largely enter into and affect the life of the people, and in view of the fact also that the relations of employer and employe in the State are now by far the greater part satisfactory and amicable so that a fair, just and unprejudiced consideration of the subject may be had, I have thought it best to especially call your attention to the necessity and wisdom of enacting at this session what might be termed an industrial disputes act.

It seems to me that only slight reflection is necessary to convince any intelligent person of the necessity and great usefulness of such a law if just and wise in its provisions. Strikes and lockouts inevitably entail loss upon both parties to the controversy and often lead to violence and much suffering. The public, in no wise to blame, is frequently put to great inconvenience and loss. The public, therefore, has an interest in the matter and the subject becomes at once of great public concern. While the right to strike is everywhere recognized as a lawful right, on the other hand it must be recognized that it is the duty of the State to protect the public welfare and that it cannot allow any of its citizens on either side of the controversy to conduct themselves in such a way as will necessarily bring loss and suffering upon the public, which is in no wise to blame for the conditions or fact bringing about the dispute. The wise thing, therefore, to do, in my judgment, is to prepare for the unsatisfactory condition before it arises and thus avoid, if possible, all the loss, the suspension of business and work, the bitterness and hatred engendered and possible violence to property and persons which is incompatible with any just and proper administration of government.

If a law can be enacted by which labor can at once have a full and fair consideration of its grievances by an impartial tribunal, it seems to me that in its own interest and in the interest of the public and good citizen-

ship such a law would meet with its approval. The employers, I think, would regard it as a natural and proper result of modern industrial conditions. There may be some question as to whether submission of disputes should be compulsory but public opinion would be a very powerful compelling force. So it would also in enforcing the judgment of the tribunal. If labor desires to be fair, if employers desire to be just and fair, if neither fears investigation upon the merits of the question at issue, then both ought to unite in helping to secure a law that would first of all proceed to an informal hearing before a disinterested tribunal and thus avoid by an amicable and just settlement the unhappy consequences so often experienced. I invite the support and good will of these classes of our citizenship. I urge upon legislators to give this subject prompt consideration. Consider what are to be future conditions in this State. Let us be wise in time. For its great helpfulness I suggest a close study of the Canadian Industrial Disputes Act. It has proved to be workable and of great value. I urgently recommend that you enact such a law.

Respectfully submitted this 21st day of January, A. D. 1913.

G. W. CLARKE,
Governor.

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 Concurrent Resolution, in which the concurrence of the House is asked:

Senate Concurrent Resolution relative to the printing of 1,000 copies of vest pocket edition of standing committees of House and Senate of the Thirty-fifth General Assembly.

JOS. E. MEYER,
Secretary.

Also:

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

House Concurrent Resolution relative to furnishing codes and supplements to the press gallery.

JOS. E. MEYER,
Secretary.

On motion of Scholz of Clayton, House adjourned until Wednesday morning, January 22, 1913, at 10:00 A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 22, 1913.

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

Prayer was offered by Rev. J. E. Holden of Newell, Iowa.

Journal of Monday, January 21st, corrected and approved.

Kingland of Winnebago asked unanimous consent to have the following explanation of his absence from the roll call on the election of United States Senator on Tuesday, January 21st, placed in the Journal:

MR. SPEAKER—I desire to say that my absence on January 21, 1913, was due to unavoidable delay, caused by the train on which I was to arrive at 7:20 in the morning being nearly eight hours late, and that if I had been present my vote for United States Senator would have been for the Hon. William S. Kenyon.

T. A. KINGLAND.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bauman of Van Buren presented petition of farmers and stockmen of central Iowa in reference to the prevention of hog cholera.

Referred to committee on appropriations.

Anderson of Montgomery presented petition of farmers of Montgomery county in reference to the prevention of hog cholera.

Referred to committee on appropriations.

Scholz of Clayton presented petition of a number of Iowa farmers in reference to the prevention of hog cholera.

Referred to committee on appropriations.

Saltzmann of Chickasaw presented petition of farmers and stock raisers of Chickasaw county in reference to section 2 chapter 100, acts of the 34th General Assembly.

Referred to committee on appropriations.

Rohwer of Ida presented petition of sportsmen of Iowa in reference to change in game law in regard to prairie chickens.

Referred to committee on fish and game.

Downey of Crawford, chairman of the committee appointed to draft resolutions respecting the life, character and public services of the Hon. Henry C. Schroeder, late member of the House of Representatives of the Thirty-second and Thirty-third General Assemblies of Iowa, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed, and resolutions adopted by rising vote.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate Joint Resolution No. 1, relating to the appointment of additional help for the Thirty-fifth General Assembly.

JOS. E. MEYER,
Secretary.

INTRODUCTION OF BILLS.

By Heaton of Union, House File No. 56, a bill for an act to amend section forty-eight thirty-one (4831) of chapter five (5) of the code of Iowa defining larceny.

Read first and second time and referred to committee on judiciary.

By Bruce of Floyd, House File No. 57, a bill for an act to amend the law as it appears in section one thousand eighty-seven-a-ten (1087-a-10) supplement to the code, 1907.

Read first and second time and referred to committee on schools and text books.

By Bartle of Mitchell, House File No. 58, a bill for an act to amend section eleven hundred eighty-two (1182) of the code of 1897 relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors.

Read first and second time and referred to committee on judiciary.

By Bauman of Van Buren, House File No. 59, a bill for an act to repeal sections ten hundred ninety-three (1093), and eleven hundred thirty (1130) of the supplement to the code, and section eleven hundred and thirty-eight (1138) of the code, and to enact substitutes therefor, relating to boards of election and the manner of canvassing the ballots.

Read first and second time and referred to committee on elections.

By Eggleston of Clark, House File No. 60, a bill for an act pertaining to school directors, and their compensation.

Read first and second time and referred to committee on schools and text books.

By Eggleston of Clark, House File No. 61, a bill for an act relative to rural telephone members and stockholders.

Read first and second time and referred to committee on telephones.

By Pickford of Cerro Gordo, House File No. 62, a bill for an act to enlarge the powers of the board of supervisors (additional to sec. 422 chap. 2 of the supplement to the code, 1907).

Read first and second time and referred to committee on roads and highways.

By Grout of Black Hawk, House File No. 63, a bill for an act to amend section two thousand five hundred fifty-one (2551) of the supplement to the code 1907, relating to the protection of game.

Read first and second time and referred to committee on fish and game.

By Crozier of Marion, House File No. 64, a bill for an act repealing section one (1) of chapter sixty-eight (68) of the laws of the Thirty-fourth General Assembly and to enact a substitute therefor and to amend section two (2) thereof all relating to the assessment and collection of taxes on collateral estates, annuities, legacies, gifts, transfers, and inheritances.

Read first and second time and referred to committee on judiciary.

By Jensen of Pocahontas, House File No. 65, a bill for an act to amend the law as it appears in section three (3), chapter one hundred forty-six (146), acts of the Thirty-fourth (34) General Assembly, relating to the payment of tuition of pupils residing in school corporations which do not offer instruction equivalent to four year high schools of Iowa, and fixing the maximum rate of tuition for which such school corporations can be held.

Read first and second time and referred to committee on schools and text books.

By Kulp of Palo Alto, House File No. 66, a bill for an act in relation to assessments for benefits to roads, streets, and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued, being amendatory to the law as it appears in sections 1989-a-19, 1989-a-26, 1989-a-27, and 1989-a-38, of the supplement to the code, 1907, and section 16 of chapter 118 of the acts of the Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third General Assembly.

Read first and second time and referred to committee on drainage.

By Rohwer of Ida, House File No. 67, a bill for an act to repeal section two thousand seven hundred sixty-eight (2768) and section two thousand seven hundred sixty-nine (2769) of the code of 1897 and supplement to the code of 1907, in relation to school treasurers, and enact a substitute therefore, also to amend section five (5) chapter one hundred fifty-two (152) of the Thirty-second General Assembly, and to repeal all acts inconsistent with this act.

Read first and second time and referred to committee on schools and text books.

By Whitney of Woodbury, House File No. 68, a bill for an act to amend section one thousand seven hundred forty-one (sec. 1741) of the code, relating to applications for insurance.

Read first and second time and referred to committee on insurance.

By Whitney of Woodbury, House File No. 69, a bill for an act to authorize the repayment to the estate of W. R. Benton of money paid to the state of Iowa.

Read first and second time and referred to committee on claims.

By Whitney of Woodbury, House File No. 70, a bill for an act authorizing the appointment of two delegates from the state of Iowa as members of a commission which is to investigate European systems of rural credits and report thereon and making an appropriation therefor.

Read first and second time and referred to committee on agriculture.

By Stokes of Plymouth, House File No. 71, a bill for an act to amend section two thousand eight hundred thirteen (2813) of the supplement to the code, 1907, relating to the levy of taxes to pay bonded indebtedness of school corporations.

Read first and second time and referred to committee on judiciary.

By Odendahl of Carroll, by request, House File No. 72, a bill for an act to legalize a special election held in the city of Carroll, Iowa, at which was submitted the question of granting a franchise for the establishment of gas works and the use of the streets, alleys and public grounds of said city in connection therewith, and to legalize an ordinance passed by the city council of said city granting said franchise; and legalizing all acts of said city, and its council, in connection with the grant of the same.

Read first and second time and referred to committee on judiciary.

By Griggs of Scott, House File No. 73, a bill for an act to amend section nine hundred thirty-seven (937) of the code, relating to the filling of vacancies in the office of aldermen in cities under special charters.

Read first and second time and referred to committee on elections.

By Manning of Story, House File No. 74, a bill for an act making an appropriation of five hundred dollars for Henry H. Rood on account of special services rendered to the Iowa Vicksburg Park Monument Commission in the erection of the state memorial on the Vicksburg National Military Park.

Read first and second time and referred to committee on appropriations.

On request of Bauman of Van Buren, leave of absence was granted Doze of Wayne indefinitely.

On request of Griggs of Scott, leave of absence was granted Boettger of Scott until Thursday.

Shankland of Polk called up Senate amendment to concurrent resolution relative to furnishing codes, supplements to the code, session laws and annotations to the representatives of the press.

SENATE AMENDMENT.

Amend House concurrent resolution relative to furnishing the members of the press, codes, supplements to the code, session laws and annotations, by substituting the following therefor:

That the secretary of state be requested to furnish the press gallery in the Senate and House each a copy of the code, supplement, 1907, and subsequent session laws and annotations for the use of the newspapers reporters.

Mr. Shankland moved that the House refuse to concur in Senate amendment.

Motion prevailed and the House refused to concur.

Fraley of Polk called up Senate concurrent resolution, asked unanimous consent for immediate consideration and moved its adoption.

SENATE CONCURRENT RESOLUTION.

Resolved by the Senate, the House concurring, That the Secretary of the Senate and the Chief Clerk of the House be authorized to compile and have printed 1,000 copies of vest pocket edition of standing committees of the Thirty-fifth General Assembly, of which 250 shall be bound in leather, 80 of which shall be for the use of the Senate and 170 for the use of the House, the balance of the edition to be apportioned, 250 for the use of the Senate and 500 for the use of the House.

Mr. Fraley moved that the House concur in Senate resolution.

Motion prevailed and the House concurred in Senate resolution.

L. Snyder took and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States and 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.

L. Snyder.

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

Motion prevailed.

The Speaker named as such committee, Erickson of Lyon, Newcomb of Adams, and Rohwer of Ida.

The committee returned and reported that they had performed their duty.

The sergeant-at-arms announced the arrival of the members of the Senate, who took their seats on the west side of the House chamber.

JOINT CONVENTION.

The joint convention was called to order by Lieutenant Governor Harding, president of the joint convention, at 12 o'clock noon.

The roll being called, the following responded as present:

Allen, Anderson of Montgomery, Anderson of Greene, Ames, Arney, Atkinson, Balkema, Balluff, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boe, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chap-

man, Chase, Clark, Clarkson, Cole, Craig, Crist, Cronbaugh, Crow, Crozier, Daniels, Darrah, Dawson, DeWolf, Dixon, Doran, Downey, Dunlap, Dunnegan, Eggleston, Elliott, Elwood, Enger, Erickson, Farr, Fellows, Fraley, Francis, Garrett, Gates, Gillette, Goodwin, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heald, Heaton, Helming, Hilsinger, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jewell, Jones of Montgomery, Jones of Dickinson, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee of Webster, Larrabee of Fayette, Legel, Lenocker, LeRoy, Lounsberry, Lund, Malmberg, Manning, Mattes, McColl, McCullough, McHose, McManus, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Neal, Newcomb, Nye, Odendahl, Perkins, Peterson, Pickford, Power, Quigley, Ream, Ring, Robinson, Rohwer, Rone, Saltzmann, Savage, Scholz, Schrup, Scott, Shankland, Sheean, Sherman, Sidey, Smith, Spaulding, Steelsmith, Stipe, Stokes, Stutt, Sullivan, Taylor, Thayer, Thomas, Thompson, Townsend, Trumbauer, Webb, Webber, White of Iowa, White of Benton, Whitney, Wilson of Clinton, Workman, Mr. Speaker—153.

Absent:

Boettger, Cowles, Doze, Hamilton, Wilson of Appanoose—5.

President Harding 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 21st, 1913, 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 21st, 1913, pertaining to the vote for United States Senator in Congress.

President Harding then announced that the roll would be called for the purpose of electing a Senator in Congress of the United States and appointed as teller on the part of the Senate, Senator Savage of Adair, and as assistant teller, Senator DeWolf of Black Hawk.

Speaker Cunningham appointed as teller on the part of the House, Representative Huff of Hardin, and as assistant teller, Representative Craig of Madison.

Upon the roll being called, those voting for W. S. Kenyon were:

Allen, Anderson of Montgomery, Anderson of Greene, Ames, Arney, Atkinson, Balkema, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Boe, Brady, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Chase, Cole, Craig, Crist, Cunningham, Daniels, Darrah, Dawson, Dixon, Doran, Elliott, Elwood, Enger, Erickson, Fellows, Fraley, Francis, Gates, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Heald, Heaton, Helming, Hilsinger, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jewell, Jones of Montgomery, Jones of Dickinson, Kingland, Klay, Kulp, Larrabee of Webster, Larrabee of Fayette, LeRoy, Lounsberry, Lund, Malmberg, Manning, Mattes, McColl, McHose, McVicker, Meredith, Munro, Neal, Newcomb, Nye, Perkins, Peterson, Pickford, Power, Ring, Robinson, Rone, Savage, Shankland, Sherman, Smith, Spaulding, Stipe, Sullivan, Taylor, Thayer, Thomas, Webb, Whitney—96.

Those voting for D. W. Hamilton were:

Balluff, Bauman, Black, Bradley, Brown, Cannon, Clark, Clark-son, Cronbaugh, Crow, Crozier, DeWolf, Downey, Dunlap, Dunne-gan, Eggleston, Farr, Garrett, Gillette, Goodwin, Greene of Clin-ton, Griggs, Halstead, Hansen, Hazen, Jamison, Kane, Kelso, Koontz, Legel, Lenoeker, McCullough, McManus, Miller, Milton, Mitchell, Odendahl, Quigley, Ream, Rohwer, Saltzmann, Scholz, Schrup, Scott, Sheean, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webber, White of Iowa, White of Benton, Wilson of Clinton, Workman—57.

Absent or not voting:

Boettger, Cowles, Doze, Hamilton, Wilson of Appanoose—5.

It thus being shown that W. S. Kenyon received a majority of all votes cast in the Senate on Tuesday, January 21, 1913, and a majority of all votes cast in the House, Tuesday, January 21, 1913, and a majority of all the votes cast in the joint convention of Wednesday, January 22, 1913, President Harding declared him duly elected as Senator in the Congress of the United States for the ensuing term of six years, commencing March 4, 1913.

The following certificate of election was signed in the presence of the joint convention:

STATE OF IOWA.

HALL OF THE HOUSE OF REPRESENTATIVES.

IN JOINT CONVENTION.

DES MOINES, IOWA, JANUARY 22, 1913.

This is to certify that at a joint convention of the two houses of the Thirty-fifth General Assembly of the State of Iowa, held in the hall of the House of Representatives on the 22nd day of January, 1913, for the purpose of electing a senator in the Congress of the United States, the Hon. William S. Kenyon, of Webster county, Iowa, having received a majority of all of the votes cast for said office, was declared duly elected for the ensuing term of six years, beginning March 4, 1913.

Signed in the presence of the joint convention this 22nd day of January, A. D., 1913.

W. L. HARDING,

President of the Senate and Joint Convention.

A. C. GUSTAFSON,

Clerk of the House and Joint Convention.

A. C. SAVAGE,

SHERMAN W. DEWOLF,

Tellers on the part of the Senate.

HERBERT A. HUFF,

W. F. CRAIG,

Tellers on the part of the House.

Ames of Tama moved that a committee of five consisting of two from the Senate and three from the House, be appointed to inform Senator Kenyon of his election and to invite him to appear before this joint convention.

Motion prevailed and President Harding appointed as that committee on the part of the Senate, Senators Ames of Tama and Clarkson of Monroe. Speaker Cunningham appointed as members of the committee on the part of the House, Brockway of Louisa, Lund of Hamilton and Koontz of Johnson.

Klay of Sioux offered the following resolution, and asked unanimous consent that it be considered at this time:

Resolved, by the joint convention of the Thirty-fifth General Assembly, that Robert Henderson be and is hereby elected state printer for the term of two years, beginning January 1, 1915, and

that J. M. Jamieson be and is hereby elected state binder for the term of two years, beginning January 1, 1915.

Consent was granted and the clerk called the roll.

On the question, "Shall the resolution be adopted by the joint convention?" those voting aye were:

Allen, Anderson of Montgomery, Anderson of Greene, Arney, Atkinson, Balkema, Barry, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Boe, Bradley, Brady, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Chase, Clark, Cole, Craig, Crist, Cronbaugh, Crow, Crozier, Daniels, Darrah, Dawson, Dixon, Doran, Downey, Dunlap, Dunnegan, Eggleston, Elliott, Elwood, Enger, Erickson, Farr, Fellows, Fraley, Francis, Garrett, Gates, Gillette, Goodwin, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heald, Heaton, Helming, Hilsinger, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jewell, Jones of Montgomery, Jones of Dickinson, Kane, Kelso, Kingland, Klay, Kulp, Larrabee of Webster, Larrabee of Fayette, Legel, LeRoy, Lounsberry, Malmberg, Manning, Mattes, McColl, McHose, McManus, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Perkins, Peterson, Pickford, Power, Quigley, Ream, Ring, Robinson, Rohwer, Rone, Savage, Scholz, Scott, Shankland, Sheean, Sherman, Sidey, Smith, Spaulding, Steelsmith, Stipe, Stokes, Stutt, Sullivan, Taylor, Thayer, Thomas, Thompson, Townsend, Trumbauer, Webb, Weber, White of Iowa, White of Benton, Whitney, Workman, Mr. Speaker—135.

Nays:

None.

Absent or not voting:

Ames, Balluff, Bingham, Boettger, Brockway, Brown, Clarkson, Cowles, DeWolf, Doze, Hamilton, Koontz, Lenoeker, Lund, McCullough Mitchell, Neal, Nye, Odendahl, Saltzmann, Schrup, Wilson of Appanoose, Wilson of Clinton—23.

President Harding announced that the resolution having received all of the votes cast, Robert Henderson was declared duly elected state printer and J. M. Jamieson was declared duly elected

state binder, each for the term of two years, beginning January 1, 1915.

The following certificates of election were then signed in the presence of the joint convention:

STATE OF IOWA.

HALL OF THE HOUSE OF REPRESENTATIVES.

IN JOINT CONVENTION.

DES MOINES, IOWA, JANUARY 22, 1913.

This is to certify that at a joint convention of the two houses of the Thirty-fifth General Assembly of the State of Iowa, held in the hall of the House of Representatives on the 22nd day of January, 1913, for the purpose of electing a State Printer, Robert Henderson, of Pottawattamie county, having received a majority of all of the votes cast for said office, was declared duly elected for the ensuing term of two years, beginning January 1, 1915.

Signed in the presence of the joint convention this 22nd day of January, A. D., 1913.

W. L. HARDING,

President of the Senate and Joint Convention.

A. C. GUSTAFSON,

Clerk of the House and Joint Convention.

A. C. SAVAGE,

SHERMAN W. DEWOLF,

Tellers on the part of the Senate.

HERBERT A. HUFF,

W. F. CRAIG,

Tellers on the part of the House.

STATE OF IOWA.

HALL OF THE HOUSE OF REPRESENTATIVES.

IN JOINT CONVENTION.

DES MOINES, IOWA, JANUARY 22, 1913.

This is to certify that at a joint convention of the two houses of the Thirty-fifth General Assembly of the State of Iowa, held in the hall of the House of Representatives on the 22nd day of January, 1913, for the purpose of electing a State Binder, J. M. Jamieson, of Guthrie county, having received a majority of all of the votes cast for said office, was declared duly elected for the ensuing term of two years, beginning January 1, 1915.

Signed in the presence of the joint convention this 22nd day of January, A. D., 1913.

W. L. HARDING,
President of the Senate and Joint Convention.

A. C. GUSTAFSON,
Clerk of the House and Joint Convention.

A. C. SAVAGE,
SHERMAN W. DEWOLF,
Tellers on the part of the Senate.

HERBERT A. HUFF,
W. F. CRAIG,
Tellers on the part of the House.

The committee appointed to notify Senator Kenyon of his election returned, and Mr. Kenyon was escorted to the Speaker's station, and after being introduced by President Harding, made the following remarks:

MR. PRESIDENT AND GENTLEMEN OF THE JOINT ASSEMBLY—I have not come fifteen hundred miles for the purpose of making a speech, but merely to express to you my deep appreciation of the honor conferred and the confidence reposed in me by this election, and to return my heart-felt thanks to you and through you to the people of the State of Iowa.

Two years ago, upon a similar occasion, which it seems to me was marked by rather more deliberation than this election, I made the only pledge for that campaign on my part; and that was, to serve the people of this state to the best of my ability, regardless of faction, and regardless of politics. And I have tried faithfully to keep that pledge; and the pledge of the past is likewise my promise for the future: To serve the people of this state, regardless of politics, and I may say absolutely regardless of political party.

Partisanly narrow is he who refuses in legislative halls or in the halls of Congress, to vote for good measures, because forsooth they do not originate in his political party, or to vote against good measures because they may originate in the opposing party. Public welfare in this country is vastly more important than party welfare, and in the next four years, speaking for myself alone, I propose to do everything in my power to help make the administration of Mr. Wilson a success. (Applause.) I do not mean by that a partisan success, but a success where he stands for those things that make for human welfare and for human rights; that which brings about the greatest happiness to the greatest number. And when he is right upon those propositions, he is going to have my active support.

You men are engaged in a great work, as we are in Congress, and in the next few years are to be worked out great problems that will challenge the best thought of this nation; fortunate is that man who, even in a humble way, can be a part of this great work that is going forward in this nation for social and industrial justice. It may as well be recognized that there must be, and every thinking man must see it, a broader participation in the prosperity and industrial welfare of the land by the average every-day toiler; a larger share in the wealth which his labor creates; and in the halls of Congress, and in legislative assemblies, human rights and human welfare are to be the chief concern of legislation in the next few years.

Just one thing more: I want to make another pledge to the people of Iowa. It is true oftentimes in national politics and in the halls of Congress, that men spend a part of their time in doing things to bring about their re-election. That is never true in state legislatures, but it is true in Congress; that is one of the baneful facts of our political life, and I want to say that I am going on in a course mapped out in my own mind, to fight a battle in legislative halls for human rights, for moral laws, for decency in our political affairs, against every species of graft and corruption, and for laws that will help the toiler of the nation, absolutely regardless of whatever effect it may have upon me in the future. (Applause.) I take no thought and shall take no thought for any political tomorrow. I had rather be in the Senate six years absolutely thoughtless of my future, than to be there twelve or eighteen years worrying about what may happen in political life.

I did not intend to make a speech. I intended to utter the sentiment of thanks in my heart. Having done that, I will not delay the proceedings longer.

The Journal of the joint convention was then read and approved.

Senator Webber of Wapello moved that the joint convention be dissolved.

Motion prevailed.

House reconvened.

Speaker Cunningham in the chair.

On motion of Grout of Black Hawk, the House adjourned until Thursday morning at 10:00 o'clock.

JOURNAL OF THE HOUSE.

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 23, 1913.

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

Prayer was offered by Rev. H. B. Burns of Sac City, Iowa.

Journal of Wednesday, January 22, corrected and approved.

Boettger of Scott asked unanimous consent to have the following explanation printed in the Journal:

MR. SPEAKER—Had I been present at yesterday's joint convention I would have voted for Dan. W. Hamilton for United States Senator.

H. H. BOETTGER.

Bauman of Van Buren presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

RESOLUTION.

MR. SPEAKER—

WHEREAS: Our fellow member, J. E. Doze, has had the misfortune to lose, by a sad accident, a dear member of his family, a dearly beloved son;

Be it resolved, That this body extend to Representative Doze and his family our sincere sympathy in this sad hour of their bereavement.

Be it further resolved, That a copy of this resolution be made a part of the record of the House, and the clerk be instructed to send a copy of the same to the bereaved family.

Motion prevailed by rising vote, and the resolution was adopted.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Heaton of Union presented remonstrance of citizens of Union county against the proposed bill to bond the state for the purpose of making permanent roads.

Referred to committee on roads and highways.

Bauman of Van Buren presented petition of farmers and stock raisers of Van Buren county in reference to section 2, chapter 100 of the laws of the Thirty-fourth General Assembly.

Referred to committee on animal industry.

Griggs of Scott presented petition of residents of Iowa in reference to creating a state highway commission.

Referred to committee on roads and highways.

Sidey of Adair presented petition of farmers and stock raisers of Adair county in reference to section 2, chapter 100 of the laws of the Thirty-fourth General Assembly.

Referred to committee on animal industry.

Anderson of Montgomery presented copy of resolution adopted by the Swedish Lutheran Mamrelund congregation of Stanton, Iowa, in relation to an act prohibiting dancing in the public schools.

Referred to committee on schools and text books.

Atkinson of Butler presented petition of farmers and stock raisers of Butler county in relation to section 2, chapter 100 of the laws of the Thirty-fourth General Assembly.

Referred to committee on animal industry.

Anderson of Greene presented petition of farmers and stock raisers of Greene county in reference to section 2, chapter 100 of the laws of the Thirty-fourth General Assembly.

Referred to committee on animal industry.

INTRODUCTION OF BILLS.

By Lounsberry of Marshall, House File No. 75, a bill for an act to amend section nine (9) of chapter sixty-four (64) acts of the Thirty-third (33) General Assembly of Iowa, relating to the government of certain cities.

Read first and second time and referred to committee on municipal corporations.

By Lounsberry of Marshall, House File No. 76, a bill for an act to amend section one (1) of chapter ninety-eight (98) acts of the Thirty-fourth General Assembly, relating to the estates of non-resident insane patients in the state hospitals.

Read first and second time and referred to committee on judiciary.

By Stutt of Jones, House File No. 77, a bill for an act appropriating the sum of five thousand (\$5,000) dollars; to indemnify Allan W. Hamaker for personal injuries sustained by him while employed as a guard in the reformatory at Anamosa, Iowa.

Read first and second time and referred to committee on claims.

By Stutt of Jones, House File No. 78, a bill for an act to amend the law as it appears in sections twenty-one hundred and fifty-seven-s (2157-s) and twenty-one hundred and fifty-seven-t (2157-t) supplement to the code, 1907, relating to the transportation of live stock.

Read first and second time and referred to committee on railroads and transportation.

By Jacobs of Calhoun, House File No. 79, a bill for an act to amend section 2540 of the code relating to the propagation of fish and the protection of birds and game.

Read first and second time and referred to committee on fish and game.

By Jacobs of Calhoun, House File No. 80, a bill for an act enlarging the duties of the Iowa State Board of Health, increasing the annual appropriation for the same, providing compensation for the additional work enjoined and repealing section two thousand five hundred and seventy-five (2575) of the code and enacting a substitute therefor, and additional to chapter 16, title 13 of the code relating to the state board of health.

Read first and second time and referred to committee on public health.

By Manning of Story, House File No. 81, a bill for an act to repeal section four hundred ninety (490) of the supplement to the code 1907, and to enact a substitute therefor, providing for the compensation of county treasurers.

Read first and second time and referred to committee on compensation of public officers.

By Peterson of Cass, House File No. 82, a bill for an act to amend section eight hundred fifty-a (850-a) supplement to the code, 1907, relating to the election of park commissioners.

Read first and second time and referred to committee on elections.

By Blackford of Henry, House File No. 83, a bill for an act to amend section ten hundred eighty-seven (1087) of the supplement to the code of 1907, changing the date of holding the primary election.

Read first and second time and referred to committee on elections.

By Fraley of Polk, House File No. 84, a bill for an act to amend section five thousand two hundred fifty-six (5256) of the supplement to the code, 1907, relating to the appointment and compensation of the clerks of the grand jury.

Read first and second time and referred to committee on compensation of public officers.

By Stipe of Page, House File No. 85, a bill for an act to repeal section five thousand twenty-eight-b (5028-b) of the supplement to the code, 1907, and chapter two hundred twenty-two (222), laws of the Thirty-third General Assembly amendatory thereof, and to enact a substitute therefor relating to unfair discrimination in any commodity of commerce between different sections, localities, communities, cities or towns.

Read first and second time and referred to committee on agriculture.

By Griffin of Woodbury, House File No. 86, a bill for an act to amend section two hundred twenty-seven (227) of the code

supplement of 1907, as amended by the Thirty-fourth General Assembly, and to provide for an additional judicial district and an additional judge for said additional district.

Read first and second time and referred to committee on judicial districts.

By Kingland of Winnebago, House File No. 87, a bill for an act to amend section forty-six hundred three (4603) of the code of 1897 by providing for the cross-examination of the adverse party to the record of any civil action or proceeding, or a person for whose benefit action or proceeding is prosecuted or defended, or the directors, officers, superintendent, or managing agents of any corporation which is a party to the record, and providing that the party calling such witness shall not be bound by his testimony and that the testimony of such witness may be rebutted by the party calling such witness by other evidence; all relating to evidence in civil actions and proceedings.

Read first and second time and referred to committee on judiciary.

By Halstead of Buchanan, House File No. 88, a bill for an act to create a text books commission for the purpose of preparing for use in the common schools of the state a uniform system of text books, registers and school apparatus, to regulate the sale of school books and school supplies, to define the duty of bidders and certain officers in carrying out the provisions of this act, and to provide penalties for the violation of same.

Read first and second time and referred to committee on schools and text books.

By Daniels of Appanoose, House File No. 89, a bill for an act to amend the law relating to primary elections as it appears in sections ten hundred eighty-seven-a-four (1087-a-4), ten hundred eighty-seven-a-seven (1087-a-7), ten hundred eighty-seven-a-ten (1087-a-10), ten hundred eighty-seven-a-nineteen (1087-a-19), and ten hundred eighty-seven-a-twenty-two (1087-a-22), as amended by chapter sixty-nine (69) of the acts of the Thirty-third (33) General Assembly, and chapter fifty-eight (58) of the acts of the Thirty-fourth (34) General Assembly.

Read first and second time and referred to committee on elections.

By Boettger of Scott, House File No. 90, a bill for an act to repeal sections one (1) and five (5) of chapter sixty-one (61) of the acts of the Thirty-third General Assembly as amended by chapter fifty (50) of the acts of the Thirty-fourth General Assembly and to enact substitutes therefor, relating to pensions for disabled and retired firemen.

Read first and second time and referred to committee on municipal corporations.

By Boettger of Scott, House File No. 91, a bill for an act relating to the management and operation of paid fire departments providing for the division of all paid fire departments into two platoons limiting the hours of service of such employes and repealing all acts or parts of acts in conflict herewith.

Read first and second time and referred to committee on municipal corporations.

By Kingland of Winnebago, House File No. 92, a bill for an act to amend section nineteen hundred eighty-nine-a-two (1989-a-2) of the 1907 supplement of the code of Iowa as amended by chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly, and chapter eighty-eight (88) of the acts of the Thirty-fourth General Assembly relating to the number of petitioners required for the establishment of drainage districts, and location and establishment of levees, and requiring a majority of the land owners whose lands will be affected by or assessed for the expenses of the proposed improvement to sign such petitions.

Read first and second time and referred to committee on drainage.

By Enger of Winneshiek, House File No. 93, a bill for an act to repeal chapter one hundred and forty-six (146) of the acts of the Thirty-fourth General Assembly, relating to high school tuition, and to enact a substitute therefor.

Read first and second time and referred to committee on schools and text books.

By Jamison of Des Moines, House File No. 94, a bill for an act to amend the law as it appears in section one thousand fifty-six

(1056) a-26 supplement to the code 1907, relating to the number of library trustees in cities under commission form of government.

Read first and second time and referred to committee on municipal corporations.

By Bauman of Van Buren, House File No. 95, a bill for an act to amend section two thousand five hundred fifty-one (2551) supplement to the code, 1907, relating to the killing of any pinnated grouse or prairie chicken for five (5) years.

Read first and second time and referred to committee on fish and game.

By Brady of Dallas, House File No. 96, a bill for an act providing for the manufacture, distribution and administration of anti-hog cholera serum, and creating a field staff for the control and eradication of hog cholera and all other contagious and infectious diseases of domestic animals and providing an appropriation for the same.

Read first and second time and referred to committee on animal industry.

By Sherman of Poweshiek, by request, House File No. 97, a bill for an act to amend the law as it appears in section twenty-seven hundred and fifty-four (2754) of the supplement to the code, 1907, relating to the election of officers in independent school districts in towns and cities.

Read first and second time and referred to committee on schools and text books.

By Bruce of Floyd, House File No. 98, a bill for an act to amend the law as it appears in section two thousand seven hundred thirty-four-b (2734-b) supplement to the code, 1907, relating to the qualifications of county superintendent.

Read first and second time and referred to committee on schools and text books.

By Huntley of Lucas, House File No. 99, a bill for an act to repeal section two thousand two hundred sixty-one (2261) and

section two thousand three hundred nine (2309) of the code relative to commissions of insanity and enact substitutes therefor.

Read first and second time and referred to committee on compensation of public officers.

By Lund of Hamilton, by request, House File No. 100, a bill for an act repealing section 4597 of the code, and enacting a substitute therefor.

Read first and second time and referred to committee on judiciary.

By Lund of Hamilton, by request, House File No. 101, a bill for an act repealing section 4598 of the code, and enacting a substitute therefor, relative to constable fees.

Read first and second time and referred to committee on judiciary.

By Kulp of Palo Alto, House File No. 102, a bill for an act to indemnify Clara Bahls for personal injury sustained by her while at work in the laundry while attending the Institution for the Deaf and Dumb at Council Bluffs, Iowa.

Read first and second time and referred to committee on claims.

By Whitney of Woodbury, House File No. 103, a bill for an act to limit and restrict the jurisdiction and power of the supreme court, in passing upon the constitutionality of acts of the General Assembly.

Read first and second time and referred to committee on judiciary.

By Greene of Grundy, House File No. 104, a bill for an act to provide additional chairs in the College of Homeopathic Medicine of the State University of Iowa, additional to chapter 168 of the acts of the Sixteenth General Assembly.

Read first and second time and referred to committee on state university.

By Newcomb of Adams, House File No. 105, a bill for an act to provide for the payment of bounties for killing crows. (Additional to section twenty-three hundred forty-eight (2348) of the code, relating to bounties.)

Read first and second time and referred to committee on agriculture.

By Halgrims of Humboldt.

JOINT RESOLUTION NO. 8.

Joint Resolution Proposing to Repeal Section One (1) of Article Two (2) of the Constitution of the State of Iowa and to Enact a Substitute Therefor Relating to the Right of Suffrage.

Be It Resolved by the General Assembly of the State of Iowa:

That the following amendment to the constitution of the State of Iowa be and the same is hereby proposed, viz.: To repeal section one (1) of article two (2) of the constitution of the State of Iowa and to adopt in lieu therefor the following, to-wit:

"Every citizen of the United States, of the age of twenty-one years, who shall have been a resident of this state six months next preceding the election, and of the county in which he claims his vote, sixty days, shall be entitled to vote at all elections which are now or hereafter may be authorized by law."

Read first and second time and referred to committee on constitutional amendments.

The following message was received from the Senate:

MESSAGE FROM THE SENATE.

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

Concurrent Resolution relative to attorney's fees and expenses in cases of contests for a seat in the House and Senate.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

On motion of Larrabee of Fayette, unanimous consent having been given, Senate concurrent resolution relative to the fees of attorneys in the cases of contested elections was taken up and considered:

SENATE CONCURRENT RESOLUTION.

Be it resolved by the Senate, the House concurring, That in any case of a contest for a seat in either the Senate or the House, the maximum amount for attorney's fees and expenses of attorneys to be allowed to either the occupant of the seat or the one contesting, shall not exceed the sum of one hundred dollars (\$100.00.)

Larrabee of Fayette moved that the resolution be referred to the committee on appropriations.

Motion prevailed and the resolution was so referred.

Dixon of Sac presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

RESOLUTION.

WHEREAS: The Hon. Philip Schaller, an honored member of the Twenty-first General Assembly, departed this life July 21, 1912; therefore

Be it resolved, That a committee of three members of the House be appointed to prepare suitable resolutions commemorating his life and service to the state and nation.

Motion prevailed and the Speaker appointed as such committee, Dixon of Sac, Hutchins of Kossuth, and Jacobs of Calhoun.

Hazen of Pottawattamie presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

RESOLUTION.

Be it resolved, That the members of the House of the Thirty-fifth General Assembly request the attorney general to enforce the law, chapter two hundred twenty (220), laws of the Thirty-third General Assembly, relating to entrance and exit doors to open outward to the state capital building, it being an assembly hall.

Kingland of Winnebago moved that resolution lay on table.

Motion to lay on table lost by rising vote.

Resolution adopted.

Lounsberry of Marshall presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: William Bremner, an honored member of the House of Representatives in the Eighth General Assembly, died at the home of his daughter in Iowa City, Iowa, on the 29th day of August, A. D. 1911; therefore

Be it resolved, That a committee of three be appointed to present suitable resolutions commemorating his life and services to the state and nation.

Motion prevailed, and the resolution was adopted.

The Speaker appointed as such committee, Lounsberry of Marshall, Ring of Linn, and Koontz of Johnson.

Bruce of Floyd presented the following House concurrent resolution, asked unanimous consent for immediate consideration, and moved its adoption:

HOUSE CONCURRENT RESOLUTION.

Be it resolved by the House of Representatives, the Senate concurring, That copies of the code of Iowa, together with the supplement and session laws, be given the assistant secretaries of the Senate and also to the assistant clerk, the reading clerk and journal clerks of the House.

Motion prevailed and resolution was adopted.

Lund of Hamilton presented the following concurrent resolution:

HOUSE CONCURRENT RESOLUTION.

Resolved by the House, the Senate concurring, WHEREAS: A bill, S. 2006, known as a bill to create in the War Department and the Navy Department, respectively, a roll designated as, "The Civil War Volunteers officers' retired list," to authorize placing thereon with retired pay, certain surviving officers who served in the army, navy or marine corps of the United States in the Civil War and for other purposes, is pending in the Congress of the United States; therefore,

Be it resolved by the General Assembly of the State of Iowa, That we approve the enactment of such a measure and respectfully request our senators and representatives in Congress to vote for the measure and use all honorable means to secure its passage, and that copies of this resolution, duly authenticated, be sent to our senators and representatives in Congress.

Laid over under rule 34.

On request of Griggs of Scott, leave of absence was granted Hamilton of Lee until Saturday.

On motion of Ring of Linn the House adjourned until Friday morning at 10:00 o'clock.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 24, 1913.

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

Prayer was offered by Rev. A. L. Golden of Boone, Iowa.

Journal of Thursday, January 23, corrected and approved.

H. A. King took and subscribed to the following oath:

I do solemnly swear that I will support the constitution of the United States and 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.

H. A. King.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Cole of Hancock presented petition of farmers and stock raisers of Hancock county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on animal industry.

Jensen of Pocahontas presented petition of farmers and stock raisers of Pottawattamie county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on animal industry.

Power of Jefferson presented petition of farmers and stock raisers of Jefferson county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on animal industry.

Bauman of Van Buren presented remonstrance of citizens of Birmingham, Iowa, against the payment of tuition in the high schools.

Referred to committee on schools and text books.

Jacobson of Audubon presented petition of farmers and stock raisers in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on animal industry.

Newcomb of Adams presented remonstrance of the board of directors of Grant township, Adams county, against the law known as chapter 146 of the laws of the Thirty-fourth General Assembly.

Referred to committee on schools and text books.

Scott of Freemont presented petition of farmers and stock raisers of Freemont county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on animal industry.

Dunlap of Clinton presented petition of farmers from Dewitt and Goose Lake townships, Clinton county, urging the passage of concealed weapons except in certain specified cases when a serum.

Referred to committee on animal industry.

Lund of Hamilton called up resolution laid over under rule 34, in reference to S. 2006, known as a bill to create in the war department and the navy department respectively, a roll designated as, "The Civil War Volunteers officers' retired list", and moved its adoption.

Ring of Linn moved that the resolution be referred to the committee on military affairs.

Motion prevailed and the resolution was so referred.

INTRODUCTION OF BILLS.

By Helming of Allamakee, House File No. 106, a bill for an act to amend paragraph four (4) of section one thousand three hundred four (1304) of the supplement to the code, 1907, relative to persons and property exempt from taxation.

Read first and second time and referred to committee on ways and means.

By Enger of Winneshiek, House File No. 107, a bill for an act to amend the law as it appears in sections twenty-five hundred and five (2505) and twenty-five hundred and eight (2508) of the supplement to the code, 1907, in reference to the inspection of petroleum products.

Read first and second time and referred to committee on food and dairy.

By Hazen of Pottawattamie, House File No. 108, a bill for an act to prohibit the sale, keeping for sale, loaning, giving away, or carrying of certain dangerous weapons to prevent the carrying of concealed weapons, except in certain specified cases when a license is issued therefor; to provide punishment for the violation of the provisions hereof.

Read first and second time and referred to committee on commerce and trade.

By Milton of Cedar, House File No. 109, a bill for an act to amend the law as it appears in section twenty-five hundred fifty-one (2551) supplement to the code, 1907, as amended by chapter one hundred fifty-three (153) of the acts of the Thirty-third General Assembly.

Read first and second time and referred to committee on fish and game.

By Shankland of Polk, House File No. 110, a bill for an act to provide for the nomination of district judges in judicial districts composed wholly of one county and having a population of 75,000 or more, at the primary election.

Read first and second time and referred to committee on elections.

By Anderson of Montgomery, House File No. 111, a bill for an act to amend section fifteen hundred and thirty-eight (1538) of the code of Iowa relating to compensation of township clerks.

Read first and second time and referred to committee on compensation of public officers.

By Black of Muscatine, House File No. 112, a bill for an act making an appropriation to repay to Muscatine Building and Loan Association the incorporation fee paid by said association.

Read first and second time and referred to committee on claims.

By Kulp of Palo Alto, House File No. 113, a bill for an act to amend section 2116 of the supplement to the code, 1907, as amended by chapter 128 of the acts of the Thirty-third General Assembly, prescribing the duties of railroad companies to furnish cars to shippers upon application.

Read first and second time and referred to committee on railroads and transportation.

By Kulp of Palo Alto, House File No. 114, a bill for an act to repeal chapter 15, title 13, of the code, 1907, relating to the purchase of school books by the county board of education and place such authority with the executive board and make the superintendent of public instruction an ex officio member of the same for the purpose of the consideration, adoption and purchase of uniform text books for the state of Iowa.

Read first and second time and referred to committee on schools and text books.

By McVicker of Wright, House File No. 115, a bill for an act creating cities of the second class, incorporated towns, and civil townships wholly outside any city or incorporated town, trustees for funds bequeathed or donated for the permanent maintenance of property within cemeteries; and to amend the law as it appears in section two hundred and fifty-four-a-twelve (254-a-12) of the supplement to the code, 1907, relating to appointment of trustees by district court to manage, control and invest cemetery funds; and to amend the law as it appears in section seven hundred and forty (740) of the supplement to the code, 1907, as amended by chapter forty-seven (47) of the acts of the Thirty-third General Assembly, relating to maintenance of certain institutions of benevolence, including hospitals.

Read first and second time and referred to committee on judiciary.

By Hunt of Harrison, House File No. 116, a bill for an act to establish a laboratory for the manufacture of hog cholera serum at the Iowa State College of Agriculture and Mechanic Arts, under the supervision of the president of said college, to regulate the sale of hog cholera serum, to provide penalties for the violation of said regulations, and to make an appropriation therefor.

Read first and second time and referred to Committee on animal industry.

By Ring of Linn, House File No. 117, a bill for an act to create a department for women and children in the bureau of labor and to prescribe the duties thereof. Additional to chapter eight (8) of the code, relating to the bureau of labor statistics.

Read first and second time and referred to committee on labor.

By Rohwer of Ida, House File No. 118, a bill for an act to define the duties of the county treasurer in the payment of school warrants, loaning or depositing of county school funds and the compensation of his services therefor.

Read first and second time and referred to committee on schools and text books.

By Erickson of Lyon, by request, House File No. 119, a bill for an act to amend chapter twenty-five of the laws of the Thirty-fourth General Assembly. Relative to the dependent soldiers' and sailors' tax.

Read first and second time and referred to committee on ways and means.

By Sherman of Poweshiek, House File No. 120, a bill for an act to amend the law as it appears in section two hundred sixty-five (265) of the code relating to the clerk of the superior court.

Read first and second time and referred to committee on judiciary.

By Sherman of Poweshiek, House File No. 121, a bill for an act to amend the law as it appears in section nineteen hundred eighty-nine-a-twelve (1989-a-12) supplement to the code, 1907, as amended by chapter 118, acts of the Thirty-third General Assembly, and

chapter 87, acts of the Thirty-fourth General Assembly, relating to the assessment of costs and damages in the establishment of levees, ditches, drains and water courses.

Read first and second time and referred to committee on drainage.

By Manning of Story, House File No. 122, a bill for an act making it a misdemeanor for any person to wilfully and maliciously make, circulate or transmit any statement derogatory to the financial standing of any banking institution or trust company doing business in this state, or shall counsel or aid in so doing and providing for punishment therefor.

Read first and second time and referred to committee on banks and banking.

By Manning of Story, House File No. 123, a bill for an act to provide for uniformity of accounting of county treasurers and to provide for examination of books and accounts of county treasurers.

Read first and second time and referred to committee on public accounting.

By Blackford of Henry, by request, House File No. 124, a bill for an act to indemnify H. C. Jackson for personal injury sustained by him while employed as head farmer at the state hospital at Mt. Pleasant, Iowa.

Read first and second time and referred to committee on claims.

By Klay of Sioux, House File No. 125, a bill for an act to amend title seven (VII), chapter one (1) of the code relative to the taxation of voters.

Read first and second time and referred to committee on ways and means.

Downey of Crawford presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

RESOLUTION.

WHEREAS: The glad tidings have just come across the sea that the bill granting home rule to the Irish people passed the House of Commons; and,

WHEREAS: The struggle of the Irish people to achieve the right of self-government has enlisted the sympathy of patriots in all lands and particularly those of America, the home of so many millions of Irishmen and their descendants; therefore,

Be it resolved, That the House of Representatives hereby extend to the Irish people and the champions of their cause in the British House of Commons, its sincere and earnest congratulations in their splendid victory for local self-government and triumph of a patriotic cause; and,

Be it further resolved, That the chief clerk of this House transmit a copy of these resolutions to the secretary of the British House of Commons.

Motion prevailed and the resolution was adopted.

Kulp of Palo Alto presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

RESOLUTION.

Be it resolved, That the committee on mileage shall base the amount to which each member is entitled upon the distance from Des Moines to his nearest railroad station.

Motion prevailed and the resolution was adopted.

Huff of Hardin presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

RESOLUTION.

Be it resolved, That seven committee clerks, in addition to the thirty-five heretofore provided for, be selected by the House, and that said additional clerks be expert stenographers and subject to examination by the committee as provided in the original resolution relative to the selection of clerks.

Motion prevailed and the resolution was adopted.

Milton of Cedar presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

RESOLUTION.

MR. SPEAKER—WHEREAS: The Hon. Hiram Dewell, a former member of the Legislature, died at his home near Clarence, Cedar county, Iowa, July 11, 1911; therefore,

Be it resolved, That a committee of three be appointed by the Speaker of the House to prepare resolutions commemorating his life and public services.

Motion prevailed and resolution was adopted.

The Speaker named as such committee, Milton of Cedar, Hansen of Shelby, and Jones of Dickinson.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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.

Joint Resolution relating to the selection of additional employes of the Thirty-fifth General Assembly, fixing their compensation and defining their duties.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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.

Joint Resolution relating to the selection of additional employes of the Thirty-fifth General Assembly, fixing their compensation and defining their duties.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Huff of Hardin, chairman of the committee on committee clerks, presented the following report, and moved its adoption :

Your committee on the selection of committee clerks report that we have examined and recommend the selection of the following named applicants:

Ellen Rourke.
June Lorenz.
Lillian Isacson.
Vera A. Low.
Mae Oxley.
Frances Stevens.
Anna Murphy.
H. L. Refsell.
Harriett E. King.

HERBERT A. HUFF,
W. W. ANDERSON,
JOSEPH KELSO, JR.,
Committee.

Motion prevailed and the report was adopted.

The following communication was received from the state board of health and was ordered printed in the Journal :

JANUARY 23, 1913.

To His Excellency, the Governor of Iowa, and to the Honorable Speaker and Members of the House of Representatives of the Thirty-fifth General Assembly of the State of Iowa, Now Assembled:

GENTLEMEN—As the Secretary of the Iowa State Board of Health, I desire to submit to your honorable body a report made to the Iowa State Board of Health, herewith attached.

It is earnestly requested that it be carefully considered by your honorable body.

Very respectfully,

GUILFORD H. SUMNER,
Secretary.

(SEAL.)

JANUARY 21, 1913.

To the Members of the Iowa State Board of Health:

I wish to submit a report upon the condition of the water supply of the city of Des Moines, examination of which has been made by myself and assisted by Prof. C. N. Kinney, State Chemist of the Board of Health, and Prof. L. S. Ross, Assistant State Bacteriologist.

We find the same to be potable and safe to use for drinking and other purposes. In view of the fact that two years ago the water was reported in a bad condition, I deem it wise that you submit this statement to both branches of the Legislature now in session in order that they may know its true condition.

I deem it also best to state in this connection that there is no meat, milk or food inspection in the city of Des Moines, and consequently great care should be exercised in the use of meats, unless they are thoroughly cooked, and milk which should either be pasteurized or should come from cattle which have been tested and known to be free from tuberculosis.

The above suggestions are most respectfully submitted for the approval of the Board and the careful consideration of the members of the Legislature during the present session of the Thirty-fifth General Assembly.

Very respectfully,

G. A. HUNTOON,

(SEAL.)

Member Seventh Health District.

The following named persons assembled at the desk, took and subscribed to 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.

H. L. Refsell.
Anna Murphy.
June Lorenz.
Frances Stevens.
Harriett E. King.
Vera A. Low.
K. M. Oxley.
Ellen Rourke.

On request of Ring of Linn, leave of absence was granted LeRoy of Delaware until Monday.

On request of White of Benton, leave of absence was granted Milton of Cedar until Tuesday.

On motion of Pickford of Cerro Gordo, House adjourned until Saturday at 10:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 25, 1913.

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

Prayer was offered by Rev. W. J. Hadley of Des Moines, Iowa.

Journal of Friday, January 24, corrected and approved.

On request of Cannon of O'Brien, leave of absence was granted Rohwer of Ida until Tuesday.

On request of White of Benton, leave of absence was granted Trumbauer of Keokuk until Monday.

Mr. Speaker granted leaves of absence to Manning of Story, Heaton of Union, LeRoy of Delaware, and Bernbrock of Black Hawk.

On request of Clark of Monroe, leave of absence was granted Brown of Mahaska until Monday.

On request of Lenoeker of Pottawattamie, leave of absence was granted Black of Muscatine until Monday.

On request of Erickson of Lyon, leave of absence was granted Buxton of Warren until Tuesday.

On request of Erickson of Lyon, leave of absence was granted Anderson of Montgomery until Monday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Townsend of Tama presented petition of farmers and stock raisers of Tama county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on animal industry.

Dunlap of Clinton presented petition of farmers and stock raisers of Clinton county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on animal industry.

Bauman of Van Buren presented remonstrance of citizens of Keosauqua, Iowa, against the policy of the state board of education.

Referred to committee on state educational institutions.

Greene of Clinton presented petition of farmers of Deep Creek and DeWitt townships, Clinton county, urging the passage of a law appropriating money for the manufacture of hog cholera serum.

Referred to committee on animal industry.

Hunt of Harrison presented petition of farmers and stock raisers of Harrison county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on animal industry.

Sidey of Adair presented petition of citizens of Adair county in reference to the repeal of chapter 146, laws of the Thirty-fourth General Assembly.

Referred to committee on schools and text books.

Blackford of Henry presented petition of citizens of Henry county in reference to the passage of a bill making a certain per cent of a laboring man's wages subject to attachment.

Referred to committee on judiciary.

Mr. Speaker presented a resolution from the Farmers' Institute and Short Course Association of Buena Vista county favoring an appropriation to reimburse owners of live stock destroyed on account of disease.

Referred to committee on animal industry.

REPORTS OF COMMITTEES.

Klay of Sioux, chairman of the committee on judiciary, presented the following report and moved its adoption:

MR. SPEAKER—Your committee on judiciary, to whom was referred House File No. 53, a bill for an act to repeal paragraph sixteen (16) of section five hundred eleven (511) of the Supplement to the Code, 1907, as amended by chapter thirty-six (36) of the acts of the Thirty-third General Assembly, relating to the boarding and lodging of prisoners, beg leave to report that they have 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 inserting in the title between the words "Assembly" and "relating," in the fifth line, the words: "and to enact a substitute therefor"; and that when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on judiciary, to whom was referred House File No. 15, a bill for an act to provide for the selection in the district court of additional trial jurors, to provide for the procedure therefor and for the substitution of such additional jurors in place of jurors who may die or be discharged, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that all parts of said bill after the enacting clause be stricken out and that there be substituted in place of said part so stricken out, the following:

"SECTION 1. Upon the trial in the district court of any civil proceeding to a jury and on the trial of all felonies, after the regular and proper number of jurors have been selected and sworn to try the cause, the court shall cause one additional trial juror to be impaneled, under the same procedure which governs the selection of the regular trial jurors, except as herein modified. The court may, in its discretion and at the request of either counsel in the cause, cause more than one additional juror to be selected, but not more than three additional jurors shall be selected.

Each party to the proceeding shall have one peremptory challenge for each additional trial juror selected. Such additional juror or jurors shall be sworn to the effect that such juror or jurors will well and truly try the issues in the cause and a true verdict render should the court substitute the juror or jurors for any regular juror who may die or be discharged. Such additional juror or jurors shall hear said cause

as fully as the members of the regular trial jury, and shall be under the same control of the court. If a juror dies before the final submission of the cause to the jury, or if by reason of any unforeseen contingency happening before the final submission of the cause to the jury, the court should be of the opinion that any juror should no longer be permitted or required to remain upon the jury, it may discharge such juror and substitute one of the additional jurors in the place of the one discharged, and order the cause to proceed.

Any and all additional jurors not substituted by the time the cause is finally submitted to the jury shall be discharged from further duty in the cause;" and that when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Larrabee of Fayette, from the committee on appropriations, submitted the following report:

MR. SPEAKER—Your committee on appropriations, to whom was referred House File No. 74, a bill for an act making an appropriation of five hundred dollars for Henry H. Rood on account of special services rendered to the Iowa Vicksburg Park Monument Commission in the erection of the state memorial on the Vicksburg National Military Park, 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 referred to the committee on claims.

WM. LARRABEE, JR.,
Chairman.

Report adopted, and the bill was so referred.

Huff of Hardin, chairman of the committee on committee clerks, submitted the following report, and moved its adoption:

Your committee on the selection of committee clerks report that we have examined and recommend the selection of the following named applicants:

Helen Saylor.
Irene Casey.
May Kegley.
Eva Tyler.

HERBERT A. HUFF,
W. W. ANDERSON,
JOSEPH KELSO, JR.,

Motion prevailed and the report was adopted.

Craig of Madison called up report of the committee on mileage and moved that the original report be amended as follows:

Change Chas. H. Clark to 156 miles and \$7.80.

Change Edward Downey to 252 miles and \$12.60.

Change Clark W. Huntley to 126 miles and \$6.30.

Change Allen J. Kane to 509 miles and \$25.45.

Change M. F. McCullough to 509 miles and \$25.45.

Motion prevailed, and the chief clerk was instructed to make the designated changes.

Report as amended adopted.

INTRODUCTION OF BILLS.

By Lounsberry of Marshall, House File No. 126, a bill for an act to amend section twenty-six hundred eight (2608) of the supplement to the code of 1907 and establish a minimum monthly allowance for the support of the soldiers' home.

Read first and second time and referred to committee on board of control.

By Lounsberry of Marshall, House File No. 127, a bill for an act to amend the law as it appears in section twenty-six hundred four (2604) of the supplement to the code of 1907 in regard to the qualifications of certain officers of the soldiers' home.

Read first and second time and referred to committee on military.

By Lounsberry of Marshall, House File No. 128, a bill for an act to repeal section twenty-six hundred six (2606) of the supplement to the code and to enact a substitute therefor relating to admission to the soldiers' home.

Read first and second time and referred to committee on board of control.

By Lounsberry of Marshall, House File No. 129, a bill for an act to repeal chapter one hundred sixty-six of the acts of the Thirty-third General Assembly and to enact a substitute therefor relating to payments for their support by members of the soldiers' home.

Read first and second time and referred to committee on board of control.

By Scholz of Clayton, House File No. 130, a bill for an act to amend the law as it appears in sections twenty-seven hundred thirty-nine (2739), twenty-seven hundred fifty-four (2754), twenty-seven hundred sixty-two (2762), twenty-eight hundred and eight (2708), and twenty-eight hundred and twelve-f (2812-f), supplement to the code 1907, and sections twenty-seven hundred fifty-nine (2759), twenty-seven hundred and sixty (2760), twenty-seven hundred sixty-six (2766), twenty-seven hundred and eighty (2780), and twenty-eight hundred and eleven (2811) of the code, and to repeal section twenty-eight hundred and ten (2810) of the code, and sections twenty-seven hundred and fifty-seven (2757), twenty-seven hundred and sixty-eight (2768), and twenty-seven hundred sixty-nine (2769), supplement to the code, 1907, and to enact substitutes therefor and to abolish the office of school treasurer and provide that the county treasurer shall perform the duties of said office.

Read first and second time and referred to committee on schools and text books.

By Sidey of Adair, House File No. 131, a bill for an act to amend the law as it appears in section seven hundred twenty-four (724), supplement to the code 1907, and in section eight hundred ninety-four (894), supplement to the code 1907 relating to the powers of cities and towns.

Read first and second time and referred to committee on municipal corporations.

By Pickford of Cerro Gordo, House File No. 132, a bill for an act to provide state aid to consolidated schools equipped with two or more rooms and making an appropriation therefor.

Read first and second time and referred to committee on schools and text books.

By Townsend of Tama, House File No. 133, a bill for an act to amend the law as it appears in section one thousand eight hundred and sixty-nine (1869) of the supplement to the code 1907, relating to pay of and loan to officers of savings and state banks.

Read first and second time and referred to committee on banks and banking.

By McVicker of Wright, House File No. 134, a bill for an act to amend the law as it appears in paragraph eight (8) of section eight hundred and ninety-four (894) of the supplement to the code, 1907, relating to the levy of special taxes by cities.

Read first and second time and referred to committee on municipal corporations.

By Sherman of Poweshiek, House File No. 135, a bill for an act to amend the law as it appears in chapter sixty-four (64), acts of the Thirty-third General Assembly, relating to the government of certain cities.

Read first and second time and referred to committee on municipal corporations.

By Elliott of Monona, by request, House File No. 136, a bill for an act to amend section three hundred seventy-three (373) of chapter thirteen (13) of the law as to notary public so that the term will hereinafter be for five years (5) instead of three (3).

Read first and second time and referred to committee on judiciary.

By Jensen of Pocahontas, House File No. 137, a bill for an act to repeal sections two (2), four (4), and nine (9), of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth General Assembly and to enact substitutes therefor, relating to the training of teachers for rural schools and making appropriation therefor.

Read first and second time and referred to committee on schools and text books.

By Elliott of Monona, House File No. 138, a bill for an act to legalize certain warrants of the city of Onawa, Iowa.

Read first and second time and referred to committee on judiciary.

By Dawson of Cherokee, House File No. 139, a bill for an act to establish a department of public instruction, and to amend section ten hundred and sixty-five (1065) of the supplement to the code, 1907, and to repeal chapter one (1) of title thirteen (13) of the code, and to repeal chapter one (1) of title thirteen (13) of the supplement to the code, 1907, as amended, relative to the office of superintendent of public instruction, and to enact a substitute therefor, and to make the superintendent of public instruction, ex-officio, a member of the state board of education.

Read first and second time and referred to committee on schools and text books.

Dixon of Sac, chairman of the committee appointed to draft resolutions respecting the life, character and public services of the Hon. Philip Schaller, late member of the Twenty-first General Assembly of Iowa, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed, and resolutions adopted by rising vote.

Bliss of Ringgold offered the following:

CONCURRENT RESOLUTION.

Concurrent Resolution Memorializing Congress to Pass the Kenyon-Shepard Bill Relating to the Interstate Transportation of Intoxicating Liquors.

WHEREAS: For a number of years last past the sale of intoxicating liquors as a beverage has been prohibited by law in a large number of the cities and counties of the State of Iowa; and,

WHEREAS: Under the protection of the commerce clause of the federal constitution a large quantity of liquor is shipped from without the state to points within the state and disposed of in violation of law; and,

WHEREAS: These interstate shipments of liquor and the illegal disposition of the same result in drunkenness, prosecutions, expensive litigation, the commission of crime and the pauperizing of individuals and families; now, therefore,

Be it resolved by the House of Representatives of the State of Iowa, the Senate concurring, That the Congress of the United States be and it is hereby memorialized to pass the Kenyon-Shepard bill now pending before Congress, looking to the correction of these evils, and that the representatives in Congress and the United States senators from Iowa be and they are hereby requested to use all honorable means to secure the passage of said act; and,

Resolved, further, That a copy of this resolution be forwarded by the secretary of the Senate and the clerk of the House to the speaker of the House and the president of the Senate of the United States, and to the representatives in Congress from Iowa, and to the president of the United States.

Laid over under rule 34.

Brady of Dallas offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

RESOLUTION.

WHEREAS: One Dick Knowles, a duly elected page, failed to report and take the oath;

Be it resolved, That Ruben Anderson be substituted in his place.

Motion prevailed, and resolution was adopted.

Newcomb of Adams offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

RESOLUTION.

WHEREAS: The Honorable Geo. C. Calkins, an honored member of the House during the Thirty-second and Thirty-third General Assemblies, departed this life on the twenty-eighth day of June, 1911; therefore,

Be it resolved, That a committee of three be appointed by the speaker to prepare and present suitable resolutions commemorating his life and service to the state.

Motion prevailed.

The Speaker appointed as such committee, Newcomb of Adams, Dixon of Sac, and Koontz of Johnson.

Thompson of Decatur offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

RESOLUTION.

MR. SPEAKER—WHEREAS: The Honorable Zeno H. Gurley, an active and honored member of the Twenty-fifth and Twenty-sixth sessions and the Twenty-sixth extra session of the General Assemblies, departed this life November 22, 1912;

Resolved, That in remembrance thereof a committee be appointed by the speaker of the House to prepare and submit resolutions commemorating his life, character and service to the state.

Motion prevailed.

The Speaker appointed as such committee, Thompson of Decatur, Steelsmith of Osceola, and Brown of Mahaska.

Enger of Winneshiek offered the following resolution and asked unanimous consent that the same be considered at this time:

Resolved, That for the purpose of improving the acoustic properties of this hall of the House of Representatives, the state architect be instructed to stretch canvas across the front of the north gallery back of the pillars from east to west wall and from gallery floor to ceiling, closing the gallery and leaving it thus closed for six days, to ascertain if any acoustic advantage be gained thereby.

Resolved, also, That the state architect be requested to report to this House any further improvement he may know in reference to the acoustic improvement of this hall.

Consent for immediate consideration being granted, Mr. Enger moved the adoption of the resolution.

Motion prevailed, and the resolution was adopted.

The Speaker announced that as Speaker of the House in the presence of the House he had signed Senate Joint Resolution No. 1.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Senate Concurrent Resolution relative to memorializing our representatives in Congress urging them to support the "Civil War Volunteers Officers' Retired List" bill.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Lund of Hamilton called up Senate concurrent resolution relative to memorializing our representatives in congress, urging them to support the Volunteer Officers' Retired List bill, and asked unanimous consent for its consideration at this time.

SENATE CONCURRENT RESOLUTION.

Resolved by the Senate, the House concurring, WHEREAS: A bill, S. 2006, known as a bill to create in the War Department and the Navy Department, respectively, a roll designated as, "The Civil War Volunteers Officers' Retired List," to authorize placing thereon with retired pay, certain surviving officers who served in the army, navy or marine corps of the United States in the Civil War and for other purposes, is pending in the Congress of the United States; therefore,

Be it resolved by the General Assembly of the State of Iowa, That we approve the enactment of such a measure and respectfully request our senators and representatives in Congress to vote for the measure and use all honorable means to secure its passage, and that copies of this resolution, duly authenticated, be sent to our senators and representatives in Congress.

Consent for immediate consideration having been granted, Mr. Lund moved that the resolution be referred to the committee on military.

Motion prevailed, and the resolution was so referred.

Odendahl of Carroll moved that chairmen of the various committees notify the members in writing as to the time of meeting of the different committees.

Motion prevailed.

The following named persons assembled at the desk, took and subscribed to 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.

Ruben Anderson.
Irene Casey.
A. W. Scott.
Eva Tyler.

On motion of Bauman of Van Buren the House adjourned until Monday at 10:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 27, 1913.

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

Prayer was offered by Rev. Henry O. Spelman of Atlantic, Iowa.

Journal of Saturday corrected and approved.

On request of Jacobson of Audubon, leave of absence was granted Greene of Grundy until Tuesday.

REPORT OF COMMITTEE.

Lund of Hamilton, from the committee on Military, submitted the following report:

MR. SPEAKER—Your committee on Military, to whom was referred Senate Concurrent Resolution, relative to memorializing Congress to pass S. F. 2006, now pending in Congress and known as a bill to create in the War Department and the Navy Department, respectively, a roll designated as "The Civil War Volunteers Officers' Retired List," 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 House concur in said resolution.

FRANK J. LUND,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By Jacobs of Calhoun, House File No. 140, a bill for an act creating a commission and to erect a state office building, procuring necessary grounds adjacent to the capitol for the same, and for an appropriation therefor.

Read first and second time and referred to committee on Public Buildings.

By Boettger of Scott, House File No. 141, a bill for an act to repeal section three hundred sixty-four (364) of the code, relating to investment of money and to enact a substitute therefor.

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

By Boettger of Scott, House File No. 142, a bill for an act to provide for the levy of sufficient taxes to pay principal and interest of bonds of political, municipal and school corporations, including cities acting under special charters.

Read first and second time and referred to committee on Municipal Corporations.

By Cole of Hancock, House File No. 143, a bill for an act to repeal the law as it appears in section twenty-five hundred sixty-four (2564) of the supplement to the code, 1907, and to enact a substitute therefor, relative to the state board of health.

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

By Griffin of Woodbury, House File No. 144, a bill for an act to amend the law as contained in chapter thirty-seven (37) of the acts of the Thirty-fourth (34) General Assembly relating to the emission of smoke and declaring the emission of smoke within the corporate limits of certain cities to be a public nuisance and confer upon such cities additional powers for abatement of such nuisance.

Read first and second time and referred to committee on Municipal Corporations.

By Hutchins of Kossuth, House File No. 145, a bill for an act fixing the number of senators in the general assembly, apportioning them among the several counties according to the number of inhabitants in each, and dividing the state into senatorial districts.

Read first and second time and referred to committee on Senatorial Districts.

By Huff of Hardin, House File No. 146, a bill for an act to repeal the law as it appears in section five thousand twenty-eight-b (5028-b), supplement to the code, 1907, and chapter two hundred twenty-two (222), acts of the Thirty-third General Assembly, amendatory thereof, and to enact a substitute therefor relating to unfair discrimination and competition in any commodity or article of commerce between different sections, communities, localities, cities or towns.

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

By Grout of Black Hawk, House File No. 147, a bill for an act to amend the law as it appears in section ten hundred and fifty-six a-twelve (1656-a-12) of the supplement to the code, 1907, relating to municipal accounting of cities and towns.

Read first and second time and referred to committee on Municipal Corporations.

By Grout of Black Hawk, House File No. 148, a bill for an act to amend the law as it appears in section ten hundred and fifty-six-a-eleven (1056-a-11) of the supplement to the code 1907, relating to municipal accounting of cities and towns.

Read first and second time and referred to committee on Municipal Corporations.

By Grout of Black Hawk, House File No. 149, a bill for an act to amend the law as it appears in section ten hundred and fifty-six-a-nine (1056-a-9) of the supplement to the code, 1907, relating to municipal accounting of cities and towns.

Read first and second time and referred to committee on Municipal Corporations.

By McVicker of Wright, House File No. 150, a bill for an act to legalize releases and satisfactions of mortgages and deeds of trust.

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

By Carson of Davis, House File No. 151, a bill for an act to establish and maintain another state normal school for the special instruction and training of teachers for the common schools of the state, and making an appropriation therefor.

Read first and second time and referred to committee on Normal Schools.

By Ring and Barry of Linn, House File No. 152, a bill for an act to amend section two hundred twenty-seven (227) of the supplement to the code, 1907, relating to the division of the state into judicial districts, and increasing the number of district judges in the eighteenth district.

Read first and second time and referred to committee on Judicial Districts.

By Brockway of Louisa, by request, House File No. 153, a bill for an act to amend section one thousand five hundred seventy-two (1572) of the code, relating to bridges.

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

By Fraley of Polk, House File No. 154, a bill for an act to legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1906, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and contracts entered into by the city council of the city of Des Moines for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water.

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

By Lund of Hamilton, House File No. 155, a bill for an act amending sections three thousand one hundred forty-six (3146) and three thousand one hundred forty-seven (3147) of the code, relative to the time for making return of solemnization of marriage.

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

By Brady of Dallas, House File No. 156, a bill for an act to transfer the control and management of the school for the deaf at Council Bluffs from the board of control of state institutions to the state board of education and granting all of the powers held by the board of control of this institution to the state board of education; and amending the law as it appears in section two thousand seven hundred twenty-seven-a-eight (2727-a-8) of the supplement to the code, 1907, and amending chapter one hundred seventy (170) of the law as it appears in the acts of the Thirty-third General Assembly.

Read first and second time and referred to committee on School for Deaf.

By Klay of Sioux, House File No. 157, a bill for an act to repeal section 1, chapter 123, laws of the 34th General Assembly; to repeal section 2, chapter 123, laws of the 34th General Assembly and enact a substitute therefor; to repeal section 3, of chapter 123, acts of the 34th General Assembly; to amend section 2587 of the code; to amend section 2594 of the code; to repeal section 2588 of the code and enact a substitute therefor; to amend section 2593, supplement to the code of 1907; relating to the practice of pharmacy and to the sale of drugs, medicines, poisons and chemicals.

Read first and second time and referred to committee on Pharmacy.

By Klay of Sioux, House File No. 158, a bill for an act to repeal section three thousand seven hundred and five (3705) of the code and to substitute in lieu thereof the following relative to the instructions of the district court:

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

By Klay of Sioux, House File No. 159, a bill for an act to amend section three thousand seven hundred fifty-six (3756) of the code relating to the hearing of motions for a new trial and the decisions thereon.

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

By Klay of Sioux, House File No. 160, a bill for an act to repeal sections one hundred ninety-three (193) and one hundred ninety-four (194) of the code and to enact a substitute therefor providing for an increase in the number of judges in the supreme court of Iowa and providing for a division of said court into sections, and to amend section ten hundred sixty-six (1066) of the supplement to the code, 1907, in reference to the selection of the chief justice of said court.

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

SENATE MESSAGE CONSIDERED.

On motion of Bliss of Ringgold, unanimous consent having been given, Senate concurrent resolution, relative to a lecture on the Panama-Pacific International Exposition, was taken up and considered:

SENATE CONCURRENT RESOLUTION.

Resolved by the Senate, the House concurring, That the use of the House chamber be granted the representative of the Panama-Pacific International Exposition, San Francisco, California, on Monday evening, February 3, 1913, for the purpose of giving a free illustrated lecture on the grounds, buildings, scope and plans of this great international exposition, to which lecture the members of the General Assembly and all other citizens are invited.

Bliss of Ringgold moved that the House concur in resolution.

Motion prevailed and the House concurred in the resolution.

Mitchell of Wapello offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: The Hon. D. A. LaForce, a former member of the Legislature, died at his home in Ottumwa, Iowa, in the year of 1912; therefore,

Be it resolved, That a committee of three be appointed by the Speaker of the House to prepare resolutions, commemorating his life and public service.

Motion prevailed.

The Speaker appointed as such committee, Mitchell of Wapello, Bliss of Ringgold, and Cole of Hancock.

Bradley of Wapello offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: The Hon. Wm. Crow, a former member of the Legislature from Wapello county, has departed this life; therefore,

Be it resolved, That a committee of three be appointed by the Speaker of the House to prepare resolutions commemorating his life and public service.

Motion prevailed.

The Speaker appointed as such committee, Bradley of Wapello, Bauman of Van Buren, and Stipe of Page.

Brady of Dallas offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

RESOLUTION.

WHEREAS: The Honorable David J. Pattee, an honored member of the Twenty-first and Twenty-second General Assemblies, died at his summer home near Okoboji, July 27, 1912; therefore,

Be it resolved, That a committee of three be appointed by the Speaker to prepare and present suitable resolutions commemorating his life and service to the state.

Motion prevailed, and the resolution was adopted.

The Speaker appointed as such committee, Brady of Dallas, Jacobs of Calhoun, and Shankland of Polk.

Bliss of Ringgold called up concurrent resolution, relative to the Kenyon-Shepard bill.

CONCURRENT RESOLUTION.

Concurrent Resolution Memorializing Congress to Pass the Kenyon-Shepard Bill Relating to the Interstate Transportation of Intoxicating Liquors.

WHEREAS: For a number of years last past the sale of intoxicating liquors as a beverage has been prohibited by law in a large number of the cities and counties of the State of Iowa; and,

WHEREAS: Under the protection of the commerce clause of the federal constitution a large quantity of liquor is shipped from without the state to points within the state and disposed of in violation of law; and,

WHEREAS: These interstate shipments of liquor and the illegal disposition of same result in drunkenness, prosecutions, expensive litigation, the commission of crime and the pauperizing of individuals and families; now, therefore,

Be it resolved by the House of Representatives of the State of Iowa, the Senate concurring, That the Congress of the United States be and it is hereby memorialized to pass the Kenyon-Shepard bill now pending before Congress, looking to the correction of these evils, and that the representatives in Congress and the United States senators from Iowa be and they are hereby requested to use all honorable means to secure the passage of said act; and,

Resolved, further, That a copy of this resolution be forwarded by the secretary of the Senate and the clerk of the House to the speaker of the House and the president of the Senate of the United States, and to the representatives in Congress from Iowa, and to the president of the United States.

Mr. Bliss moved the adoption of the resolution.

Boettger of Scott moved that the resolution be referred to committee on Federal Relations.

Stipe of Page moved the previous question, seconded by Sherman of Poweshiek.

Motion prevailed, and the previous question was ordered.

Koontz of Johnson and Black of Muscatine demanded a roll call on the motion to refer.

On the question, "Shall the resolution be referred to the committee on Federal Relations?"

The ayes were:

Black, Boettger, Bradley, Cronbaugh, Downey, Dunlap, Greene of Clinton, Griffin, Halstead, Hansen, Hazen, Kane, Koontz, Lenocker, McCullough, Miller, Mitchell, Odendahl, Saltzmann, Scholz, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White—27.

The nays were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Daniels, Dawson, Dixon, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Grout, Hadley, Halgrims, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Scott, Shankland, Sherman, Sidey, Stipe, Thayer, Webb, Whitney, Mr. Speaker—68.

Absent or not voting :

Bernbrock, Brown, Bruce, Crozier, Fraley, Greene of Grundy, Griggs, Hamilton, Jamison, Kelso, Milton, Rohwer, Workman—13.

So the motion to refer was lost.

Brady of Dallas moved that the resolution be referred to committee on Suppression of Temperance.

The Speaker ruled the motion out of order as the previous question had been ordered.

Roll call was demanded by Downey of Crawford and Kane of Dubuque on the adoption of the resolution.

On the question "Shall the resolution be adopted?"

The ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Daniels, Dawson, Dixon, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Grout, Hadley, Halgrims, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Scott, Shankland, Sherman, Sidey, Stipe, Thayer, Townsend, Webb, Whitney, Workman, Mr. Speaker—71.

The nays were:

Black, Boettger, Bradley, Cronbaugh, Downey, Dunlap, Greene of Clinton, Griffin, Halstead, Hansen, Hazen, Kane, Koontz, Lenoeker, McCullough, Mitchell, Odendahl, Saltzmann, Scholz, Steelsmith, Stutt, Stokes, Thompson, Trumbauer, White—25.

Absent or not voting:

Bernbrock, Brown, Crozier, Fraley, Greene of Grundy, Griggs, Hamilton, Helming, Jamison, Kelso, Milton, Rohwer—12.

So the resolution was adopted.

Lund of Hamilton called up Senate concurrent resolution relative to memorializing congress to pass S. F. No. 2006, now pending in congress and known as a bill to create in the war department and the navy department respectively, a roll designated as "The Civil War Volunteers Officers' retired list."

Mr. Lund moved the adoption of the resolution.

Motion prevailed, and the resolution was 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 Concurrent Resolution, in which the concurrence of the House is asked:

Concurrent Resolution relative to a lecture on the Panama-Pacific International Exposition.

JOS. E. MEYER,
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. 49, a bill for an act making appropriation to defray the expenses of the inaugural ceremonies.

JOS. E. MEYER,
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 holding of a joint convention Tuesday, January 28, at 11:30 a. m.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Senate File No. 49, a bill for an act making appropriation to defray the expenses of the inaugural ceremonies.

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

The following named persons assembled at the desk, took and subscribed to 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.

Mary Kegley.
Helen Saylor.

Halgrims of Humboldt called up concurrent resolution relative to the holding of a joint convention Tuesday, January 28, asked unanimous consent for immediate consideration, and moved that the House concur.

Motion prevailed, and the House concurred.

Brady of Dallas offered the following resolution:

Resolved, That the state printer be authorized to print 2,000 extra copies of House File No. 96.

Laid over under rule 34.

Halgrims of Humboldt from the committee to hear contest between M. Foley and O. H. Jacobson reported the following:

Your committee appointed to hear and report on the election contest filed by M. Foley, contestant, against O. H. Jacobson, incumbent, has directed me to request the issuance of a subpoena for Otto Witthauer, county auditor of Audubon county, Iowa, together with all the ballots cast in said county at the last general election, held November 5, 1912.

COL. HALGRIMS,
Chairman of Committee.

On motion of Jensen of Pocahontas the House adjourned until Tuesday, at 10:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 28, 1913.

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

Prayer was offered by Rev. J. W. Neyman of Bedford, Iowa.

Journal of Monday corrected and approved.

On request of Larrabee of Fayette, leave of absence was granted Shankland of Polk until Wednesday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Milton of Cedar presented petition of farmers and stock raisers of Cedar county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on Animal Industry.

Rone of Worth presented petition of farmers of Worth county in reference to offering a bounty on rabbits.

Referred to committee on Agriculture.

White of Benton presented petition of farmers in reference to the prevention of hog cholera.

Referred to committee on Animal Industry.

Odendahl of Carroll presented petition of farmers in reference to prevention of hog cholera.

Referred to committee on Animal Industry.

Rohwer of Ida presented petition of farmers and stock raisers in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on Animal Industry.

Whitney of Woodbury presented petition of Commercial Travelers' Congress of Iowa urging the adoption of Joint Resolution No. 3.

Referred to committee on Constitutional Amendments.

Stipe of Page presented petition of farmers of Page county in reference to prevention of hog cholera.

Referred to committee on Animal Industry.

Trumbauer of Keokuk presented petition of farmers and stock raisers of Keokuk county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on Animal Industry.

Lund of Hamilton presented memorial of citizens of the tenth district endorsing the public recreation and playground bill.

Referred to committee on Schools and Text Books.

Mr. Speaker presented resolution of the Newell Farmers' Institute favoring an appropriation to reimburse owners for live stock destroyed on account of disease.

Referred to committee on Animal Industry.

The following explanation was received:

MR. SPEAKER—On account of being absent when the vote was taken, I wish to go on record as voting "aye," had I been present when the vote on the concurrent resolution relative to the Kenyon-Shepard bill was taken.

H. O. BERNBROCK.

REPORTS OF COMMITTEES.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 39, a bill for an act specifying qualifications for judges of the district court additional to chapter five (5), title three (3) of the Code, 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 amended by the following substitute amendment:

"A BILL FOR AN ACT Specifying Qualifications for Judges of the District Court (Additional to Chapter Five (5), Title Three (3) of the Code.)

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

SECTION 1. Judges of the district court of Iowa shall be qualified electors of their respective districts, duly admitted to practice as attorneys and counselors in the courts of this state as provided in chapter ten (10), title three (3) of the Code and amendments thereto; provided, however, that no person shall be qualified for such judgeship whose license to practice has been revoked or suspended, while the same remains revoked or suspended," and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 22, a bill for an act to repeal section three thousand one hundred sixty-five (3,165) of the Code and to enact a substitute in lieu thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass, after amending the title by adding thereto, "Relating to liability for family expenses."

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 38, a bill for an act specifying qualifications for judges of the supreme court of Iowa (additional to chapter one (1), title three (3) of the 1897 Code of Iowa), to be known as section one hundred ninety-three-a (193-a), beg leave to report that they have 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:

"A BILL FOR AN ACT Specifying Qualifications for Judges of the Supreme Court of Iowa (Additional to Chapter One (1), Title Three (3) of the Code.)

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

SECTION 1. Each judge of the supreme court of Iowa shall be a qualified elector of the state of Iowa, duly admitted to practice as an attorney

and counselor in the courts of this state as provided in chapter ten (10) of title three (3) of the Code and amendments thereto; provided, however, that no person shall be qualified for such judgeship whose license to practice has been revoked or suspended, while the same remains revoked or suspended;" and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 7, a bill for an act to invest the district courts of the state of Iowa with jurisdiction and authority to restrain violations of any law heretofore or hereafter enacted to protect the public and trade and commerce against unlawful restraints, trusts, conspiracies, combinations and monopolies, or unfair discrimination between different sections, communities or localities; to cause any person within the state of Iowa to be made a party to an action pending in any court in this state, and to require any person, firm, association, or corporation to respond to a subpoena in any court in this state, and to give testimony and produce any books, papers or documents in any hearing, investigation, proceeding or prosecution for the violation of any laws relating to pools, trusts, conspiracies, combinations or monopolies, or prohibiting unfair discrimination between different sections, communities or localities, and to provide immunity to the persons so testifying; and to make an appropriation for the purpose of enforcing the provisions of this act and all laws passed to protect trade and commerce against unlawful restraints, trusts, conspiracies, combinations and monopolies, and all laws relating to the fixing of prices and charges, or designed to prohibit unfair discrimination between different sections, communities or localities, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Larrabee of Fayette moved that the bill be referred to committee on appropriations.

Motion prevailed and the bill was so referred.

Huff of Hardin, chairman of the committee on committee clerks, presented the following report and moved its adoption:

MR. SPEAKER—Your committee on the selection of committee clerks report that we have examined and recommend the selection of Irene Kahle.

HERBERT A. HUFF,
W. W. ANDERSON,
JOSEPH KELSO, JR.

Motion prevailed and resolution was adopted.

Brady of Dallas called up resolution laid over under rule 34, relative to the printing of 2,000 copies of House File No. 96.

Mr. Brady moved to amend the resolution by substituting 1,000 for 2,000.

Motion prevailed, and amendment was adopted.

Mr. Brady moved the adoption of the resolution as amended.

Motion prevailed and the resolution as amended was adopted.

Atkinson of Butler and Kane of Dubuque offered the following concurrent resolution:

CONCURRENT RESOLUTION.

Resolved by the House, the Senate concurring, That the attention of the Iowa State Board of Education is respectfully called to the following:

First. That since the action of the State Board of Education ordering the removal of Domestic Science from the State College at Ames to the State University at Iowa City; the elimination of Engineering from the State University and centering the same at the State College at Ames, and the discontinuance of the last two years of the work of the Teachers College at Cedar Falls, there has arisen much opposition to such action of the State Board on the part of the people of Iowa, and many educators and persons of wide experience and devotion to the educational interests of Iowa have expressed the opinion that the Board erred in its action, and that the effects of such action will be injurious to the several institutions and the cause of education in Iowa;

Second. That grave doubts also have arisen as to the legality and constitutionality of the action of the Board, and many legal authorities of a character to command respect and consideration have expressed opinions holding that such action on the part of the Board is without legal authority and in some particulars is in conflict with the organic law of the State;

Third. That if the General Assembly should adjourn without action and later the courts should hold that the action of the Board was illegal and without constitutional authority, these several colleges and departments affected by the action of the Board would be without financial support for the ensuing two years and on that account would be demoralized and irreparably injured; therefore,

Be it further resolved by the House, the Senate concurring, That the Iowa State Board of Education be advised and is respectfully requested to rescind its action of October 8, 1912, as cited above, relative to such colleges and departments of the three institutions, and to so amend its budgets and recommendations to the governor and to this General Assembly as will give to such colleges and departments such support as they would have received if such action had not been taken.

Laid over under rule 34.

INTRODUCTION OF BILLS.

By Hazen of Pottawattamie, House File No. 161, a bill for an act authorizing the giving of annuities to disabled and retired public school teachers of all rural and urban public schools, creating a fund from which to pay such annuities and providing for the distribution thereof, creating a board of trustees to care for such annuity fund and prescribing their powers and duties, and authorizing the retiring from service of public school teachers under certain conditions.

Read first and second time and referred to committee on Schools and Text Books.

By Enger of Winneshiek, House File No. 162, a bill for an act to legalize the special election held in the town of Calmar, Iowa, on the 16th day of October, 1911, wherein there was submitted to the voters of said town the question of issuing bonds in the sum of five thousand dollars (\$5,000.00) for the purpose of erecting a system of gas-works and to validate and legalize the bonds issued in pursuance of said election.

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

By Cole of Hancock, House File No. 163, a bill for an act amending section twenty-five hundred thirty-eight-b (2538-b) of the supplement to the code, 1907, relating to the practice of veterinary medicine, surgery, and dentistry.

Read first and second time and referred to committee on Animal Industry.

By Stipe of Page, House File No. 164, a bill for an act to establish and maintain an elementary state normal school for the education and preparation of teachers for the common schools of Iowa, and providing for the transfer of certain property to the state of Iowa for the use of said school.

Read first and second time and referred to committee on Normal Schools.

By Stipe of Page, House File No. 165, a bill for an act to amend the law as it appears in chapter seventy-eight (78), acts of the Thirty-third (33) General Assembly, as amended by chapter sixty (60) acts of the Thirty-fourth (34th) General Assembly, relating to the removal of officers for misfeasance malfeasance or nonfeasance in office.

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

By Stipe of Page, House File No. 166, a bill for an act to provide additional qualifications for office. (Additional to chapter 6, title VI, of the code, relating to qualifications for office.)

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

By Hadley of Webster, House File No. 167, a bill for an act to regulate the care and management of sleeping berths by common carriers, and to provide penalties for the violation thereof.

Read first and second time and referred to committee on Railroads and Transportation.

By Pickford of Cerro Gordo, House File No. 168, a bill for an act to amend section twenty-seven hundred and twenty-seven paragraph A 64 (Sec. 2727-A 64) of the supplement to the code, 1907, relating to the removal of insane patients from the state hospital for the insane.

Read first and second time and referred to committee on Board of Control.

By Huntley of Lucas, House File No. 169, a bill for an act to amend division two of section twenty-four hundred forty-eight (2448) of supplement to the code of 1907, relating to the limits within which intoxicating liquors may be sold.

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

By Huntley of Lucas, House File No. 170, a bill for an act to encourage the dairy and beef cattle growing industries of the state of Iowa and to aid in providing instruction in practical and scientific methods and making an appropriation therefore.

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

By Dawson of Cherokee, House File No. 171, a bill for an act to amend section seven hundred seventy-five (775) title five (5), chapter six (6), of the code of Iowa relating to the powers of cities and towns to authorize and regulate electric wires.

Read first and second time and referred to committee on Municipal Corporations.

By Brockway of Louisa, by request, House File No. 172, a bill for an act to amend section one thousand five hundred fifty-six (1556) of the code relating to vegetation obscuring a clear view of the highway.

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

By Brockway of Louisa, House File No. 173, a bill for an act to amend the law authorizing the sale of intoxicating liquors by permit holders as the same appears in sections twenty-three hundred eighty-five (2385), twenty-three hundred eighty-seven (2387), twenty-three hundred eighty-nine (2389), twenty-three hundred ninety-one (2391), twenty-three hundred ninety-four (2394), twenty-three hundred ninety-five (2395), twenty-three hundred ninety-six (2396), twenty-three hundred ninety-seven (2397), twenty-three hundred ninety-eight (2398) and twenty-three hundred ninety-nine (2399) of the code, and sections twenty-three hundred eighty-six (2386), twenty-three hundred eighty-eight

(2388), twenty-three hundred ninety (2390), twenty-three hundred ninety-two (2392), twenty-three hundred ninety-three (2393), twenty-four hundred (2400) and twenty-four hundred one (2401) of the supplement to the code, 1907, as amended by chapter one hundred thirty-nine (139) of the acts of the Thirty-third General Assembly and chapter one hundred and three (103) of the acts of the Thirty-fourth (34th) General Assembly.

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

By Brockway of Louisa, House File No. 174, a bill for an act to amend the law relating to the payment of the mullet tax as the same appears in section twenty-four hundred thirty-two (2432) of the code, and to repeal chapter one hundred forty (140) of the acts of the Thirty-third (33d) General Assembly relating to the apportionment of said tax, and to enact a substitute therefor.

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

By Kulp of Palo Alto, House File No. 175, a bill for an act to amend section 2732 of chapter 12, title XIII, of the supplement to the code, 1907, regulating the conduct of pupils of the county high schools, and forbidding the use of tobacco by such pupils.

Read first and second time and referred to committee on Schools and Text Books.

By Townsend of Tama, House File No. 176, a bill for an act to amend the law as it appears in section five thousand and forty (5040) of the code relating to breaches of the Sabbath day and penalty therefor.

Read first and second time and referred to committee on Police Regulations.

By Lounsberry of Marshall, House File No. 177, a bill for an act to legalize certain warrants of the city of Marshalltown, Iowa.

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

By Newcomb of Adams, House File No. 178, a bill for an act to amend section 792-b of the supplement to the code 1907, in relation to the payment of deficiencies in assessments for street improvements and sewers.

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

By Kane of Dubuque, House File No. 179, a bill for an act authorizing the recording of transcripts from recorder's office of instruments affecting real estate. (Additional to chapter 6, title 14 of the code relating to conveyances of real estate.)

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

By Kane of Dubuque, House File No. 180, a bill for an act to require all railroad companies owning railroads in the state of Iowa, of less than four feet, eight and one-half inches (4' 8½") gauge, to adopt such gauge within such reasonable time as may be fixed by the railroad commissioners.

Read first and second time and referred to committee on Railroads and Transportation.

By Fraley of Polk, House File No. 181, a bill for an act to regulate the occupation of barbering, to create a board of examiners for the licensing of persons to carry on such practice, to provide rules regulating the proper sanitation of barber shops, school and colleges in which the occupation of barbering is taught and to prevent the spreading of contagious and infectious diseases through such occupation.

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

Klay of Sioux in the chair.

By Blackford of Henry, by request, House File No. 182, a bill for an act to amend section one thousand six hundred fifty-seven-d (1657-d), and section one thousand six hundred fifty-seven-e (1657-e), of the supplement of the code of Iowa, 1907, relative to the election of district directors of the state board of agriculture.

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

By Bruce of Floyd, House File No. 183, a bill for an act to repeal section twenty-five hundred fifty-three (2553) of the code and to enact a substitute therefor, relating to trapping, killing or ensnaring certain fur bearing animals.

Read first and second time and referred to committee on Fish and Game.

By Sherman of Poweshiek, House File No. 184, a bill for an act to create a law and legislative reference and bill drafting department of the state library; providing for a director and subordinate officers and employees thereof; prescribing the duties and fixing the salaries thereof, and making an additional appropriation therefor.

Read first and second time and referred to committee on Public Libraries.

By Thompson of Decatur, House File No. 185, a bill for an act to amend section two thousand seven hundred and ninety-seven (2797), of the code, relating to rural independent districts.

Read first and second time and referred to committee on Schools and Text Books.

Lounsberry of Marshall, chairman of the committee appointed to draft resolutions respecting the life and public services of the Hon. Delos Arnold, presented the resolutions prepared, and moved their adoption.

Motion prevailed by rising vote, and the resolutions were adopted.

Milton of Cedar, chairman of the committee appointed to draft resolutions respecting the life and public service of the Hon. Hiram Dewell, presented the resolutions prepared and moved their adoption.

Motion prevailed by rising vote, and the resolutions were adopted.

Dawson of Cherokee offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

Resolved, That the state printer be authorized to print 1,000 copies each of House Files No. 132 and 139.

Motion prevailed and resolution was adopted.

CONSIDERATION OF BILLS.

On motion of Boettger of Scott, House File No. 22, a bill for an act to repeal section three thousand one hundred sixty-five (3165) of the code and to enact a substitute in lieu thereof, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Larrabee, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzman, Scholz, Scott, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—96.

The nays were:

Anderson of Greene, Barry, Burt, Erickson—4.

Absent or not voting:

Bingham, Fraley, Griggs, Kulp, Lenoeker, Shankland, Stipe, Mr. Speaker—8.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Cunningham in the chair.

The following communication was received from the governor:

STATE OF IOWA.

EXECUTIVE DEPARTMENT.

DES MOINES.

January 22, 1913.

Hon. E. H. Cunningham,
Speaker of the House of Representatives.

MY DEAR SIR:—I herewith transmit to you for such action as you may deem proper in bringing the matter before the Thirty-fifth General Assembly a certified copy of a joint resolution of Congress entitled, "Joint resolution proposing an amendment to the constitution, providing that senators shall be elected by the people of the several states."

Very truly yours,

G. W. CLARKE,
Governor.

No. 9590.

UNITED STATES OF AMERICA.

DEPARTMENT OF STATE.

To All to Whom These Presents Shall Come, Greeting:

I certify that the copy hereto attached is a true copy of a resolution of Congress, entitled, "Joint resolution proposing an amendment to the constitution, providing that senators shall be elected by the people of the several states," the original of which is on file in this department.

In testimony whereof, I, P. C. Knox, secretary of state, have hereunto caused the seal of the Department of State to be affixed, and my name subscribed by the chief clerk of the said department, at the city of Washington, this seventeenth day of May, 1912.

P. C. KNOX,
Secretary of State.

BY WM. McNEIR,
Chief Clerk.

(SEAL.)

HOUSE JOINT RESOLUTION NO. 39.

SIXTY-SECOND CONGRESS OF THE UNITED STATES OF AMERICA.

At the second session, begun and held at the city of Washington on Monday, the fourth day of December, one thousand nine hundred and eleven.

JOINT RESOLUTION.

Proposing An Amendment to the Constitution, Providing That Senators Shall Be Elected by the People of the Several States.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each house concurring therein), That in lieu of the first paragraph of section three of article I of the constitution of the United States, and lieu of so much of paragraph two of the same section as relates to the filling of vacancies, the following be proposed as an amendment to the constitution, which shall be valid to all intents and purposes as part of the constitution when ratified by the legislatures of three-fourths of the states:

“The Senate of the United States shall be composed of two senators from each state, elected by the people thereof, for six years; and each senator shall have one vote. The electors in each state shall have the qualifications requisite for electors of the most numerous branch of the state legislatures.

“When vacancies happen in the representation of any state in the senate, the executive authority of such state shall issue writs of election to fill such vacancies; Provided, That the legislature of any state may empower the executive thereof to make temporary appointments until the people fill the vacancies by election as the legislature may direct.

“This amendment shall not be so construed as to affect the election or term of any senator chosen before it becomes valid as part of the constitution.”

CHAMP CLARK,
Speaker of the House of Representatives.

J. S. SHERMAN,
*Vice President of the United States and
President of the Senate.*

I certify that this joint resolution originated in the House of Representatives.

SOUTH TRIMBLE,
Clerk.

Atkinson of Butler 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, Atkinson of Butler, Brockway of Louisa, Hansen of Shelby.

The sergeant-at-arms announced the arrival of the members of the Senate, who took their seats on the west side of the House chamber.

JOINT CONVENTION.

The joint convention was called to order by Lieutenant Governor Harding, president of the Senate, at 11:30 o'clock A. M.

The roll was called and the following responded as present :

Allen, Anderson of Montgomery, Anderson of Greene, Arney, Balkema, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Crist, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doran, Downey, Doze, Dunlap, Dunnegan, Eggleston, Elliott, Elwood, Enger, Erickson, Fellows, Fraley, Gates, Gillette, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones of Montgomery, Jones of Dickinson, Kane, Kelso, Kingland, Klay, Koontz, Larrabee of Webster, Larrabee of Fayette, LeRoy, Lounsberry, Lund, Malmberg, Manning, McCullough, McHose, McManus, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Neal, Newcomb, Nye, Odendahl, Perkins, Peterson, Pickford, Power, Ream, Ring, Robinson, Rohwer, Rone, Savage, Scholz, Schrup, Sherman, Smith, Spaulding, Steel-smith, Stipe, Stokes, Stutt, Sullivan, Thayer, Thomas, Thompson, Townsend, Trumbauer, Webb, White of Iowa, White of Benton, Workman, Mr. Speaker—121.

Those absent were :

Ames, Atkinson, Balluff, Boe, Boettger, Chase, Clarkson, Cowles, Craig, Crow, Darrah, DeWolf, Farr, Francis, Garrett,

Goodwin, Griggs, Hamilton, Heald, Hilsinger, Jewell, Kulp, Legel, Lenocker, Mattes, McColl, Quigley, Saltzmann, Scott, Shankland, Sheean, Sidey, Taylor, Webber, Whitney, Wilson of Appanoose, Wilson of Clinton—37.

President Harding announced the joint convention duly organized, with a quorum of members present.

President Harding introduced Mrs. Trout, president of the Illinois Women Suffrage Association, who addressed the joint convention as follows:

MEMBERS OF THE IOWA LEGISLATURE—You have a great many things in Iowa to be proud of, and you have a splendidly governed city here in Des Moines, but it has always seemed strange that Iowa, so progressive and so intelligent, seemingly—I know because I am a native of Iowa—should have been so slow about granting equal suffrage to its women. The explanation, however, is simple. We are so much like that profound looking gentleman, who when asked the source of his seeming tremendous wisdom, said: "Sometimes I sit and think and think and think, and sometimes I only sit." Alas! too many of us only sit; sit in darkness, surrounded by old prejudices and old ideas, and never brush them aside and let in the light.

Some good natured, thoughtless people say they would be willing to grant equal suffrage to women when all the women asked for it.

As a matter of record, a larger proportion of women have already asked for the ballot than of any class of men who have ever been granted the franchise, but the masses of the people seldom ask for things. We are, as a class, conservative, fearful and perhaps a little lazy, and we would rather drift along old ways than to make the effort to turn aside into new and better ones.

It is often stated that women's place is in the home. No one denies it. And no stronger suffrage argument was ever uttered. There is nothing in the world a woman loves so much as her home, unless, perhaps, it is the man who with her helps to make that home. Then, why in the name of common sense and of justice is she not given the power to help protect that home? And the only weapons that can be used for that purpose in a democratic form of government, is the ballot.

We women in asking for the ballot, do not want to take away any rights from the men, but we know that we could help them and give so much better and more valuable service to our state and to our nation, and to our homes if they would give to us the ballot. It is only a case of reciprocity, after all.

Some people object to equal suffrage because they claim women should not vote because they cannot go to war. It is unnecessary, perhaps, to state what a certain general said not long ago—"If all of the men who are physically unable and who do not or cannot go to war, were disfranchised, our polling places would be as lonesome as a sea-bathing resort in December."

Putting all this aside, if every man in the country could go to war, we women do not want to go to war, but we do not want to be forced to send to war our fathers, our brothers, our husbands, our sons, those who are far dearer to us than our own lives. We do not want to be forced to send them away by government in which we have no voice.

Some people object to equal suffrage because they fear that if women were allowed to handle that dangerous piece of paper called a "ballot," they would grow coarse and masculine. because they would be associated in such a horrible and degrading way with men. Still women ride in our cars and in our autos every day, side by side with men, and seem to enjoy it. They work in our stores, teach in our schools, side by side with men. They go to church, side by side with men. They even live under the same roof with men, and yet this constant association has failed to make them either coarse or masculine. But, voting is, of course, different.

Some people are opposed to equal suffrage because they fear the so-called bad women's vote. As a matter of record in the states and countries where women can vote today, very few of these poor women of the underworld want to register and let their names and places of residence be publicly known. Then they constitute such a small proportion of all the women. They constitute a fractional part of one per cent of the women of Denver. They constitute about that same percentage of the women of Chicago. Some say, however, bad men vote. Then why not bad women? Those who have studied the situation claim that many of these poor women—thirty-three and one-third per cent of whom commit suicide every year—under the privacy and protection of the Australian ballot system, as an atonement, perhaps, and with the hope of saving other women a fate like their own, would vote for good men and good government. Some of us are willing to trust them, for no amount of sin, disease and suffering can ever entirely obliterate a spark of divine in either man or woman.

Some say, however, they object to equal suffrage because they claim that women might grow quarrelsome and inharmonious if they were given the ballot, because they lack the perfect self-control of man. This argument is unanswerable. We all know the perfect harmony that has prevailed in our political world during the recent presidential campaign. Some of our political leaders today emulate the "lion and the lamb" of the prophecy, and "lie down together." At least they accuse each other of doing so. Women might possibly draw their own conclu-

sions from such inspiring examples. Many people condemn the English suffragists for demanding their freedom in a rather forceful way. How much better, instead of condemning, it would be to deplore the conditions that make the present situation in England possible. We must not forget in looking at this English problem that the English women who are today struggling for their liberty, are the daughters of Englishmen who resorted to similar methods, not in the far distant past, in order that English men might be free.

With eighty thousand young girls, thousands upon thousands of them sacrificed every year in a horrible and atrocious white-slave traffic—with industrial conditions in many places that cripple and destroy human life, with human woe and human suffering on every side, shall woman, the mother of the race, remain forever silent? No, a thousand times, no. For she knows that back of all of this misery, all of this disease and suffering, there is a cause, and that cause directly or indirectly is a sin. And what causes a large preponderance of the sin of the world? The double moral standard for men and for women, and no amount of medical science, no religion, no philosophy of any kind, can save the world until men and women stand equal in the sight of man, as they do in the sight of God, and we have common political and common moral standard for women and for men. But old rotten beliefs falling to pieces—thank God—from their own corruption, cry out to us, "this is impossible." Men and women are so different. Men are intellectually stronger than women, but women are morally stronger than men. If men are today intellectually stronger than women, it is not because they are naturally or inherently stronger, but because they have had centuries of opportunity and education denied to women. And, if women today are morally stronger than men—and it is quoted to prove this, that less than five per cent of all the criminals are women—but if this is so, it is not because they are naturally or inherently better, but because the world has for centuries demanded higher moral standards of the women than it has of men. But, what right has the world to establish this double moral standard?

It is absolutely impossible for men and women to be fundamentally different. They must have similar hopes; similar aspirations; similar ideas of purity. For every man is just as nearly related to his mother as to his father, and every woman is just as nearly related to her father as she is to her mother, and we are all children of the one Infinite Father.

Lack of equal suffrage is a menace and a danger to the growth and permanent prosperity of any nation. Granting equal suffrage will not bring the millenium, not all at once. Women are not angels. Think how homesick they would be if they were. But in a government of the people, by the people, for the people, people can be translated only as fair-minded men and women, and many of our greatest men have stood for qual suffrage. Lincoln said, "I go for all the people, sharing the

privileges of this government, to assist in bearing its burdens, by no means excluding women." Good never can come out of evil, and we are never going to be even approaching towards permanent better conditions while we have a fundamental wrong at the core of our government. Equal suffrage is the next step forward.

It does not really matter so far as ultimate results are concerned whether or not I believe in equal suffrage, because it is coming anyway. But it does matter to us individually whether or not the right or wrong side of any great vital moral can be within every suffrage state. With Montana, South Dakota and New York just passing suffrage amendments, with a world-wide interest in this movement everywhere, why should Iowa wait until the very last minute to jump into the "band wagon?" Why does not Iowa make history today that it will be proud to point to in the years that are to come? Why does not Iowa, this great state of Iowa, lead the way, and be the first state bordering the great Father of Waters, to grant equal suffrage to women?

Journal of the joint convention was then read and approved.

On motion of Senator White of Iowa, the joint convention was dissolved.

The House reconvened, Speaker Cunningham in the chair.

Irene Kahle took and subscribed to 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.

Irene Kahle.

On motion of Ring of Linn the House adjourned until Wednesday at 10:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 29, 1913.

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

Prayer was offered by Rev. Robert C. Westenberg of Marshalltown, Iowa.

Journal of Tuesday corrected and approved.

The following resignation was received:

To the Clerk of the House of Representatives:

DEAR SIR—I hereby resign my position as committee clerk, such resignation to be effective January 25, 1913.

Yours truly,

STANLEY FRASER.

Griggs of Scott offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: Hon. John E. Dempster, a member from Scott county of the Twenty-seventh General Assembly, departed this life at Davenport, June 2, 1912; therefore,

Be it resolved, That the speaker of the House appoint a committee of three to prepare a memorial to commemorate his life and public services.

Motion prevailed.

The Speaker appointed as such committee, Griggs of Scott, Sherman of Poweshiek, and Boettger of Scott.

On request of Brockway of Louisa, leave of absence was granted Shankland of Polk for the day.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Rone of Worth presented petition of farmers of Worth county asking for a bounty on crows.

Referred to committee on Agriculture.

Rohwer of Ida presented petition of farmers and stock raisers of Ida county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on Animal Industry.

Jacobson of Audubon presented remonstrance of citizens of Audubon county against the action of the state board of education in removing engineering from the state university.

Referred to committee on State Educational Institutions.

Jacobs of Calhoun presented petition of farmers and stock raisers of Calhoun county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on Animal Industry.

Jacobson of Audubon presented petition of citizens of Audubon county asking for the reinstatement of the surgical chairs in the College of Homeopathic Medicine in the state university.

Referred to committee on State University.

Stipe of Page presented petition of farmers of Page county for the prevention of hog cholera.

Referred to committee on Animal Industry.

Trumbauer of Keokuk presented petition of farmers and stock raisers of Keokuk county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on Animal Industry.

Hunt of Harrison presented petition of farmers and stock raisers of Harrison county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on Animal Industry.

Mitchell of Wapello presented resolution adopted by the Otumwa Commercial Association in favor of the one mill levy for permanent roads.

Referred to committee on Roads and Highways.

Workman of Mills presented resolution adopted by the Mills County Farmers' Institute favoring appropriation for the production of serum for use in combating swine diseases.

Referred to committee on Animal Industry.

REPORTS OF COMMITTEES.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. forty-two (42), a bill for an act to amend the law as it appears in section eight hundred fifty-c (850-c) of the Code, 1907, as amended by chapters 56 and 57 of the acts of the Thirty-third General Assembly and chapter 44 of the acts of the Thirty-fourth General Assembly, relating to the tax levy for park purposes, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. thirty-six (36), a bill for an act to amend section eight hundred fifty-a (850-a) of the Supplement to the Code, 1907, relating to the election of park commissioners, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. thirty-four (34), a bill for an act authorizing cities acting under special charters to erect a city hall, to purchase the

necessary ground therefor, and to levy a special tax for the same, and making sections seven hundred forty-one-e (741-e), seven hundred forty-one-f (741-f), seven hundred forty-one-g (741-g), and seven hundred forty-one-h (741-h) of chapter four (4), title five (5) of the Supplement of the Code of Iowa, applicable to cities acting under special charter, 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 amended by substituting in lieu thereof the following substitute amendment:

A BILL FOR AN ACT to Repeal Section Seven Hundred Forty-one-d (741-d)

of the Supplement to the Code of 1907.

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

SECTION 1. Cities having a population of 50,000 or over, and those acting under special charter, shall have the power to erect a city hall and to purchase the ground therefor.

SEC. 2. This act being deemed of immediate importance shall take effect from and after it is published in the Register and Leader, a newspaper published in the city of Des Moines, Iowa, and in the Muscatine Tribune, a newspaper published in Muscatine, Iowa, without expense to the state; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Bliss of Ringgold, 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. 25, a bill for an act to amend section 2448, paragraph 9, of the Supplement to the Code, regulating the hours of the day during which liquor may be sold in licensed saloons, 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 amended as follows:

By striking out section 2, the publication clause; and when so amended the bill do pass.

J. A. BLISS,
Chairman.

Report adopted.

Kulp of Palo Alto, from the committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your committee on Constitutional Amendments, to whom was referred House Joint Resolution No. 7, joint resolution and enactment ratifying the amendment to the constitution of the United States, proposed by the Congress of the United States, relating to the selection of senators in the Congress of the United States, 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 do pass.

D. E. KULP,
Chairman.

Report adopted.

Jacobs of Calhoun, from the committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 44, a bill for an act to amend section six hundred sixteen (616) of the Code, relative to taxation of unplatted lands within the limits of cities and towns, 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 do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Huntley of Lucas, from the committee on Animal Industry, submitted the following report:

MR. SPEAKER—Your committee on Animal Industry, to whom was referred House File No. 26, a bill for an act to amend sections two and five of chapter one hundred of the laws of the Thirty-fourth General Assembly, regulating the granting of certificates of soundness of stock offered for sale or public service, 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 do pass.

CLARK W. HUNTLEY,
Chairman.

Report adopted.

Huff of Hardin, chairman of the committee on committee clerks, presented the following report, and moved its adoption:

MR. SPEAKER—Your committee on the selection of committee clerks report that they have examined Orissa Veenstra and recommend her selection to fill the vacancy caused by the resignation of Stanley Fraser.

HERBERT A. HUFF,
W. W. ANDERSON,
JOSEPH KELSO, JR.

Motion prevailed, and the report was adopted.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform your honorable body that the Senate insists on its amendments to House Concurrent Resolution relative to furnishing representatives of the press with Codes, Supplements and Session Laws, and asks for a conference committee and the president announced as such committee on the part of the Senate, Senators Crow, Larrabee, Sullivan and Schrup.

JOS. E. MEYER,
Secretary.

INTRODUCTION OF BILLS.

By Atkinson of Butler, House File No. 186, a bill for an act to amend the law as it appears in section twenty-five hundred seventy-eight (2578) supplement to the code, 1907 regulating the practice of medicine.

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

By Bauman of Van Buren, House File No. 187, a bill for an act to establish an industrial reformatory for women, to make appropriation therefor, to provide for the transfer of inmates to and from the industrial school for girls and repealing the law as it appears in chapter eight-a (8-a) of title thirteen (XIII) of the supplement to the code, 1907, relating to an industrial reformatory for females.

Read first and second time and referred to committee on Board of Control.

By Thayer of Franklin, House File No. 188, a bill for an act providing for the appointment of a commission to investigate and report upon the feasibility of altering, straightening and changing the natural water courses of the state in the interest of better drainage of agricultural lands and the protection of adjoining lands from overflow:

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

By Dawson of Cherokee, House File No. 189, a bill for an act legalizing and curing the acts and proceedings of the incorporated town of Aurelia and the town council of the said incorporated town, in the county of Cherokee and state of Iowa, in relation to the establishment, erection, maintenance and operation of a system of water works and a gas plant and the issuance of bonds and warrants of said town in payment thereof, and authorizing the town council of said town to issue bonds for the purpose of taking up its floating indebtedness represented by its bonds and warrants.

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

By Jones of Dickinson, House File No. 190, a bill for an act to amend section twenty-five hundred fifty-one (2551) of the supplement to the code of 1907 relating to the protection of game.

Read first and second time and referred to committee on Fish and Game.

By Jones of Dickinson, House File No. 191, a bill for an act authorizing the commission of pharmacy of the state of Iowa to pay to L. Rasmussen the sum of \$100.00 paid by him for a license as an itinerant vendor of drugs.

Read first and second time and referred to committee on Claims.

By Doze of Wayne, House File No. 192, a bill for an act relating to the time of bringing an action to set aside a will.

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

By Dunlap of Clinton, House File No. 193, a bill for a special act to amend the law as it appears in paragraph 4 of section 1850, supplement to the code of 1907, relating to the investment of funds by savings banks.

Read first and second time and referred to committee on Banks and Banking.

By Trumbauer of Keokuk, House File No. 194, a bill for an act to require assessors to ascertain whether or not a majority of the women of the state of Iowa desire equal suffrage. Whereas there is such division of opinion on the question as to the advisability of at this time submitting the question of equal suffrage to the voters of Iowa.

Read first and second time and referred to committee on Womans Suffrage.

By Ring of Linn, by request, House File No. 195, a bill for an act to amend the law as it appears in chapter one hundred forty-two (142) acts of the Thirty-third (33d) General Assembly relating to the number of persons to whom city or town councils may, by resolution, grant consent to sell intoxicating liquors, and making the same apply to cities acting under special charter.

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

By Erickson of Lyon, House File No. 196, a bill for an act to confer additional powers upon trust companies and to prescribe the conditions under which they may transact business.

Read first and second time and referred to committee on Banks and Banking.

Lounsberry of Marshall, chairman of the committee appointed to draft resolutions respecting the life, character and public services of the Hon. Wm. Bremner, presented the resolutions prepared by that committee, and moved their adoption.

Motion prevailed by rising vote, and the resolutions were adopted.

Hazen of Pottawattamie offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

Resolved, That the state printer be authorized to print 1,000 extra copies of House File No. 161.

Motion prevailed, and resolution was adopted.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, House File No. 53, a bill for an act to repeal paragraph sixteen (16) of section five hundred eleven (511) of the supplement to the code, 1907, as amended by chapter thirty-six (36) of the acts of the Thirty-third General Assembly relating to the boarding and lodging of prisoners, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Whitney moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Sherman, Sidey, Stipe, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—88.

The nays were :

Boettger, Bradley, Dunlap, Greene of Clinton, Hamilton, Hazen, Jamison, McCullough, Mitchell—9.

Absent or not voting :

Anderson of Greene, Black, Bliss, Fraley, Griggs, Kane, Kelso, Koontz, Saltzmann, Shankland, Steelsmith—11.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of McHose of Boone, House File No. 36, a bill for an act to provide for the examination and control of private banks and trust companies and providing penalties for non-compliance therewith, with report of committee recommending passage was taken up and considered.

Mr. McHose moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Bux-

ton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Hluff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Koontz, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Stipe, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—101.

The nays were:

None.

Absent or not voting:

Hamilton, Kane, Klay, Kulp, Odendahl, Shankland, Steelsmith—7.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Bruce of Floyd, House Joint Resolution No. 7, a joint resolution and enactment ratifying the amendment to the constitution of the United States, proposed by the congress of the United States relating to the selection of senators in the congress of the United States, with report of committee recommending passage as amended, was taken up and considered.

Mr. Bruce moved to amend House Joint Resolution No. 7 as follows:

First—Strike out period (.) at end of second paragraph and insert comma (,) in lieu thereof.

Second—Substitute small “s” for capital “S” in the word section in first line of third paragraph.

Third—Substitute small “e” for capital “C” in the word “constitution” in third paragraph.

Fourth—Substitute capital “E” for small “e” in the word “executive” in second and fourth lines of fifth paragraph.

Fifth—Substitute small “e” for capital “C” in the word “constitution” in the last line of the sixth paragraph.

Sixth—Place single quotation mark (') before the double quotation mark at end of sixth paragraph.

Amendments adopted.

Mr. Bruce moved that the rules be suspended, 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.

A Joint Resolution and Enactment ratifying the amendment to the Constitution of the United States, proposed by the Congress of the United States relating to the selection of Senators in the Congress of the United States.

WHEREAS, Both Houses of the Sixty-Second Congress of the United States of America, at the second session thereof, by a constitutional majority of two-thirds thereof, did propose an amendment to the Constitution of the United States of America in the following words, to-wit:

“Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each house concurring therein,)

That in lieu of the first paragraph of Section three of Article I of the Constitution of the United States, and in lieu of so much of paragraph two of the same section as relates to the filling of vacancies, the following be proposed as an amendment to the Constitution, which shall be valid to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the states:

“The Senate of the United States shall be composed of two Senators from each state, elected by the people thereof, for six years; and each Senator shall have one vote. The electors in each state shall have the qualifications requisite for electors of the most numerous branch of the state legislatures.

When vacancies happen in the representation of any state in the Senate, the Executive authority of such state shall issue writs of election to fill such vacancies: Provided, that the legislature of any state may empower the Executive thereof to make temporary appointments until the people fill the vacancies by election as the legislature may direct.

This amendment shall not be so construed as to affect the election or term of any Senator chosen before it becomes valid as part of the Constitution.'

Therefore, Be it Resolved and Enacted by the General Assembly of the State of Iowa: That the said proposed amendment to the Constitution of the United States of America as set forth herein be and the same is hereby ratified and consented to by the State of Iowa and by the General Assembly thereof.

Be it further resolved and enacted, that certified copies of this enactment and resolution be forwarded by the Governor of this State to the Secretary of State of the United States at Washington and to the presiding officers of each house of the Congress of the United States.

On the question, "Shall the joint resolution pass,"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbroek, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Klay, Koontz, Kane, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Stipe, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—105.

The nays were:

None.

Absent or not voting:

Burt, Shankland, Steelsmith—3.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

The Speaker appointed as conference committee on the part of the House on concurrent resolution, relative to the furnishing codes and supplements to representatives of the press, Shankland of Polk, Jacobs of Calhoun, Hamilton of Lee, Huff of Hardin.

Orissa Veenstra took and subscribed to 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.

Orissa Veenstra.

On motion of Boettger of Scott the House adjourned until Thursday, at 10:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 30, 1913.

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

Prayer was offered by Rev. L. B. Carpenter of Osceola, Iowa.

Journal of Wednesday corrected and approved.

The following explanation was received:

MR. SPEAKER—I desire to state that I was unavoidably out of the room when the vote was taken on House Joint Resolution No. 7, and that had I been present I would have voted aye.

M. L. BURT.

On request of Halgrims of Humboldt, leave of absence was granted Greene of Grundy until Friday.

On request of Pickford of Cerro Gordo, leave of absence was granted Cole of Hancock until Monday.

On request of White of Benton, leave of absence was granted Koontz of Johnson until Monday.

On request of Erickson of Lyon, leave of absence was granted Barry of Linn until Monday.

The following communication was received:

DES MOINES, IOWA, JANUARY 30, 1913.

Honorable Edward H. Cunningham and A. C. Gustafson, Speaker and Chief Clerk, respectively, of the House of Representatives of the Thirty-fifth General Assembly:

Your committee appointed to hear and report on the election contest filed by Frank Sellman, contestant, against David Meredith, incumbent, has directed me to request the issuance of a subpoena for H. S. Rayburn, county auditor of Jasper county, Iowa; said subpoena to require the said

witness to produce and bring with him for the trial of this case, all ballots cast and poll books used at the last general election in Jasper county, Iowa, held November 5, 1912.

HERBERT A. HUFF,
Chairman of Committee.

Larrabee of Fayette, chairman of committee on Appropriations, submitted the following report:

THE STATE FINANCES.

The finances of the state are in excellent condition, the revenue fund balance in the state treasury is ample, and the income from sources other than direct taxation is continuously on the increase. The condition of the revenue fund, from which all the general expenses of the state government are paid, may therefore be said to be in a very satisfactory condition.

It has been the constant aim and endeavor of this department to industriously and persistently prosecute the collection of the state's revenue, and it is my pleasure to report a highly satisfactory condition of affairs in respect to this matter.

The great majority of the present county officials collecting state revenue have been exceedingly prompt in adjusting their obligations. No litigation has been necessary to procure settlements with county officials, and there are no prospective losses, so far as these offices are concerned.

The tables in this report for the fiscal years 1911 and 1912, showing the receipts of revenue, make it clear that almost half the revenue, upon which the state and her large institutions are maintained, is derived from license taxes, from corporations, federal aid to Soldiers' Home, payments by counties for the maintenance of their insane or other unfortunates in state institutions, fees accruing in the several state offices, inheritance and insurance taxes, and a few minor items. It is an interesting and perhaps significant fact that the proportion of revenue collected in the form of direct taxes is growing smaller. Thus, during the period ending June 30, 1898, the per cent raised by direct tax was 76.4; in 1908, 56 per cent; in 1910, 53.8 per cent; and in 1912, 50.6 per cent. The reduction of direct taxation is the result of legislation making more general the taxation and fees of corporations, and collateral inheritance and insurance taxes.

The cost of maintaining the state government is now four million, one hundred fifty thousand dollars a year, and of that sum two million, three hundred thousand dollars is raised by direct taxation, and the remainder comes from insurance and other corporation taxes, taxes on inheritance fees, miscellaneous receipts of state institutions, etc.

ESTIMATED RECEIPTS AND EXPENDITURES.

A condensed statement of the receipts and expenditures for the biennial period from July 1, 1913, to July 1, 1915, may not improperly be given in this connection. The detailed estimates will be found in statements No. 4 and No. 5.

ESTIMATED RECEIPTS.

Amount on hand July 1, 1912, less Hunters' License and Automobile Tax	\$ 818,000.00
Less Hunters' License and Automobile Tax to counties...	13,532,000.00
	<hr/>
Total	\$14,350,000.00

ESTIMATED EXPENDITURES.

From July 1, 1912, to July 1, 1915, less Hunters' License and Automobile Tax	\$12,400,000.00
Cash balance in treasury July 1, 1915, necessary.....	650,000.00
Amount available for extraordinary appropriations by the Thirty-fifth General Assembly	1,300,000.00
	<hr/>
Total	\$14,350,000.00

ESTIMATED RECEIPTS.

Statement No. 4 shows my estimate of the general revenue receipts for the period from July 1, 1913, to July 1, 1915, to be \$9,057,000. This, added to receipts from July, 1912, to July, 1913, and balance on hand July 1, 1912, makes a total of \$13,532,000, which estimate is based upon a levy sufficient to produce \$2,500,000 per year from taxations and such receipts from other sources as the past and future seem to justify.

I believe this estimate is conservative, and do not think it safe to anticipate more without an increase in the amount to be raised by direct tax. Adding the above amounts to the cash in the hands of the state treasurer, making no deduction for outstanding warrants on the first day of July, 1912, namely \$818,000, makes the total available resources of the state from July 1, 1912, to July 1, 1915, less Hunters' License and Automobile Tax to counties, \$14,350,000.

ESTIMATED EXPENDITURES.

Statement No. 5 shows my estimate of the ordinary expenditures of the state for the period from July 1, 1913, to July 1, 1915, based upon the present general laws and the expenditures during the last fiscal period, amounts to \$7,765,000. This, added to the expenditures from July, 1912, to July, 1913, makes a total from July, 1912, to July, 1915, of

\$12,400,000. This does not include any special or extraordinary appropriations which may be made by the Thirty-fifth General Assembly. To this, however, should be added \$650,000 as a necessary balance to be left in the treasury on July 1, 1915, to meet state's obligations to second payment of taxes, October 1, 1915, making a total of \$13,050,000, which deducted from the total estimated resources of \$14,350,000, leaves a net prospective surplus for the purposes of extraordinary appropriations by the Thirty-fifth General Assembly of \$1,300,000.

STATEMENT NO. 4.

Showing the Estimated Receipts of General Revenue for Fiscal Period
Beginning July 1, 1913, and ending June 30, 1915.

From state tax 3.4 mills to be collected in last six months of 1913.....	\$ 1,200,000.00
From state tax to be collected in 1914.....	2,500,000.00
From state tax to be collected first six months of 1915.....	1,300,000.00
From interest on delinquent tax.....	20,000.00
From sale of laws.....	4,000.00
From counties for support of county insane patients.....	1,200,000.00
From counties for support of blind, clothing account.....	600.00
From counties for support of deaf, clothing account.....	1,200.00
From counties for support of feeble-minded, clothing account.....	48,000.00
From counties for support of orphans at orphans' home.....	73,000.00
From counties for support of inebriates at Knoxville.....	50,000.00
From insurance companies for taxes.....	730,000.00
From governor for notarial fees.....	5,000.00
From auditor of state fees.....	200,000.00
From clerk of the supreme court fees.....	8,000.00
From dairy commissioner fees.....	45,000.00
From state entomologist fees.....	2,000.00
From pharmacy commission fees.....	72,000.00
From secretary of state fees.....	400,000.00
From superintendent of public instruction fees.....	42,000.00
From board of medical examiners fees.....	10,000.00
From board of health.....	5,000.00
From board of dental examiners.....	3,000.00
From mine inspectors board of examiners.....	300.00
From animal health commission.....	3,000.00
From freight line and transportation companies tax.....	17,000.00
From itinerant physician license.....	5,000.00
From institutions under board of control refunds, sales, etc.....	125,000.00
From contract labor and support of patients state institutions.....	120,000.00
From interest on average daily deposits in banks.....	44,000.00
From collateral inheritance tax.....	500,000.00
From transfers from temporary school fund.....	1,300.00
From federal aid to soldiers' home.....	115,000.00
From miscellaneous sources.....	7,000.00
From fifteen per cent of automobile tax.....	140,000.00
Total	\$ 9,057,000.00

STATEMENT NO. 5.

Estimated expenditures for the fiscal period beginning July 1, 1913, and ending June 30, 1915, being such only as are contemplated by existing laws and exclusive of any extraordinary appropriations that may be made by the Thirty-fifth General Assembly. The estimates are made to pay salaries and expenses up to July 1, 1915. All estimates for clerks' fund, Governor's contingent fund, and Railroad Commissioners' expense fund are made in accordance with Joint Resolution No. 8 passed by the Thirty-fourth General Assembly, together with a few slight additions.

Accounts	Appropriations that expire July 1, 1913	Annual appro- priations now provided for by law
Adjutant General—		
Salary		\$ 4,400.00
Assistants and clerks		6,400.00
Temporary arsenal	\$ 2,000.00	
Attorney General—		
Salary		8,000.00
Assistants and clerks	9,000.00	
Contingent fund	10,000.00	
Traveling expense		2,000.00
Auditor of State—		
Salary		4,400.00
Executive council, member of	2,400.00	
Deputy		3,600.00
Insurance actuary and insurance examiners		10,000.00
Assistant insurance examiners		7,000.00
Clerks' fund	38,980.00	
Extra clerk and contingent fund	2,000.00	
Bank examiners		31,000.00
Municipal examiners		8,000.00
Agricultural College—		
Support		540,000.00
Animal breeding		4,000.00
Library books, etc.		9,800.00
Contingent and repair		46,000.00
Engineering experiment department		20,000.00
Experiment station		110,000.00
Good roads		20,000.00
Experimental work		54,000.00
Extension work		30,000.00
Repairs and minor improvements		26,000.00
Agricultural societies		43,000.00

STATEMENT NO. 5—CONTINUED.

Accounts	Appropriations that expire July 1, 1913	Annual appro- priations now provided for by law
Board of Parole—		
Members per diem.....		10,000.00
Secretary's salary.....		4,000.00
Extra clerk and expense.....		12,000.00
Paroled prisoners.....		500.00
Board of Control—		
Members' and secretary's salaries.....		22,000.00
Architect's salary.....		6,000.00
Architect's draftsman and expense.....		2,000.00
Clerks' fund.....		20,380.00
General expense.....		5,000.00
State agents.....		10,000.00
Inspection of insane institutions.....		4,000.00
Tuberculosis investigations.....		10,000.00
Transportation to state hospital.....		300.00
Quarterly conference.....		500.00
Architect draftsman, special.....	1,600.00	
Board of dental examiners.....		3,000.00
Board of Health—		
General expense.....		10,000.00
Clerks.....	7,200.00	
Embalmer's department.....		3,000.00
Vital statistics.....		4,000.00
Nurses' department.....		2,000.00
Board of medical examiners.....		10,000.00
Board of optometry.....		1,000.00
Antitoxine department.....		4,000.00
Bacteriological laboratory.....		12,000.00
Board of Veterinary Medical Examiners.....		2,000.00
Board of Educational Examiners.....		32,000.00
Clerk of Supreme Court—		
Salary.....		4,400.00
Deputy.....		3,600.00
Clerks.....	6,080.00	
Collateral Inheritance Tax—		
Enforcement.....		26,000.00
Court costs.....		400.00
Commissioner of Labor—		
Salary.....		3,600.00
Deputy.....		3,000.00
Factory inspector.....		4,800.00
Clerk.....	2,000.00	
Expense.....		4,000.00
Custodian of Public Property—		
Salary.....		3,000.00
Extra help.....	1,440.00	
Emploves.....	63,000.00	
Shoveling snow.....	1,000.00	
Department of Agriculture—		
Secretary and assistants' salary.....		4,800.00
Insurance of buildings, etc.....		2,000.00
District court expense.....		1,500.00
Department of G. A. R.....		1,500.00
District Judges' salary—		
Fifty-six judges.....		392,000.00
Engravings, plates and cuts.....		2,500.00
Food and Dairy Department—		
Commissioners' salary.....		5,400.00
Deputy and assistants.....		38,000.00
Pure Food fund.....		42,000.00
Chemist's salary.....		4,800.00
Clerk's fund.....	5,160.00	
Feeding stuffs.....		6,000.00
Freight, express and cartage.....	17,500.00	
Farmers' Institutes.....		13,000.00

STATEMENT NO. 5—CONTINUED.

Accounts	Appropriations that expire July 1, 1913	Annual appro- priations now provided for by law
Executive Council—		
Clerks	16,200.00	
Contingent fund	3,000.00	
Expert accountant		3,650.00
General Assembly—		
Mileage		2,125.00
Employees		53,000.00
Members' salaries		158,000.00
Executive Council—		
Costs' state departments		2,000.00
Governor's Department—		
Salary and house rent		11,200.00
Executive council, member of	2,400.00	
Private secretary		3,600.00
Clerks' fund	8,800.00	
Contingent fund	3,000.00	
To pay counsel	2,600.00	
Return of fugitives		10,000.00
Paroled prisoners	500.00	
Reward arrest of murderers		1,000.00
Geological Survey—		
General expense		16,000.00
Clerk	1,800.00	
Historical Department—		
Support society		30,000.00
Clerks	12,320.00	
Department and library consolidated		12,000.00
Horticultural Society		8,000.00
Inebriates—Return of escaped		700.00
Insane—Return of escaped		800.00
Insane—		
Non-resident		1,600.00
Commission of inquiry		400.00
Transportation of		100.00
Iowa Library Commission—		
Salaries		12,000.00
Expense		10,000.00
Interest on school bonds	1,312.46	
Iowa Weather and Crop		5,400.00
Mine Inspector's Department—		
Salaries		10,800.00
Expense		4,600.00
Board of examiners		5,400.00
Clerks	2,000.00	
Miscellaneous, Code 165	105,000.00	
Miscellaneous, Code 165, fuel	20,000.00	
Miscellaneous, Code 164	20,000.00	
Militia		250,000.00
Motor vehicle expense account		75,000.00
Oil inspectors		53,000.00
Post master	2,800.00	
Pharmacy commission		11,000.00
Public archives	7,000.00	
Relief of Hull		480.00
Relief of Metz		480.00
Railroad Commissioners—		
Commissioners and secretary's salaries		16,800.00
Clerks	12,300.00	
Expense	3,000.00	
Maps	3,200.00	
Commerce counsel		10,000.00
State Librarian Department—		
Assistants' salaries		18,000.00
Cataloguer and janitor		9,380.00
Law department		12,000.00
Miscellaneous department		12,000.00

STATEMENT NO. 5—CONTINUED.

Accounts	Appropriations that expire July 1, 1913	Annual appro- priations now provided for by law
State binder		50,000.00
State printer		100,000.00
State entomologist		2,000.00
Secretary of State's Department—		
Salary		4,400.00
Executive council, member of	2,400.00	
Deputy		3,600.00
Clerks	23,600.00	
Extra clerk	16,000.00	
Superintendent of Public Instruction—		
Salary		4,400.00
Deputy		3,600.00
Clerks	6,660.00	
School journals		200.00
Traveling expense	600.00	
Superintendent of Weights and Measures		200.00
Supreme Court's Department—		
Judges' salaries		72,000.00
Bailiffs and stenographers	12,600.00	
Contingent fund	2,000.00	
Reporter		4,800.00
Reporter's clerk		1,440.00
State University Department—		
Support		771,400.00
Contingent and repair		40,000.00
Library		35,000.00
State Fire Marshal		25,000.00
State Board of Education—		
Finance committee salaries		21,000.00
Clerks and expense		25,000.00
State Teachers' College—		
Support		210,000.00
Summer term		22,000.00
Nurses' hospital support		2,500.00
Contingent and repair		96,000.00
Library and assistants		24,000.00
Treasurer of State's Department—		
Salary		4,400.00
Executive council, member of	2,400.00	
Deputy		3,600.00
Clerk's fund	11,160.00	
Extra clerk and contingent fund	1,200.00	
Bond fund		4,000.00
Teachers' Institutes		11,000.00
Training teachers for rural schools		100,000.00
Veterinary Surgeon's Department—		
Salary		3,600.00
Clerks		4,200.00
Assistant per diem and expense		22,000.00

STATEMENT NO. 5—CONTINUED.

Accounts	Appropriations that expire July 1, 1913	Annual appro- priations now provided for by law
STATE INSTITUTIONS		
Anamosa Reformatory, support and current expense.....		270,000.00
Cherokee Hospital for Insane, support and current expense.....		320,000.00
Clarinda Hospital for Insane, support and current expense.....		360,000.00
Council Bluffs School for Deaf, support and current expense.....		130,000.00
Davenport Orphan's Home, support and current expense.....		185,000.00
Eldora, Boys' Industrial School, support and expense.....		155,000.00
Fort Madison, Penitentiary, support and expense.....		225,000.00
Glenwood, Institution for Feeble Minded, support and expense.....		412,000.00
Independence, Hospital for Insane, support and current expense.....		370,000.00
Knoxville, Inebriate Hospital, support and expense.....		80,000.00
Marshalltown, Soldiers' Home, support and current expense.....		324,000.00
Mitchellville, Girls' Industrial School, support and current ex- pense.....		90,000.00
Mt. Pleasant, Hospital for Insane, support and current expense.....		380,000.00
Oakdale, Tuberculosis Hospital, support and current expense.....		110,000.00
Vinton, School for Blind, support and current expense.....		70,000.00
Total	\$ 470,580.00	\$ 7,765,000.00

STATEMENT NO. 6.

Showing Extraordinary Appropriations of Former General Assemblies
Undrawn at the Close of Business, June 30, 1912.

Account	Amount
Agricultural college, special	\$ 41,264.00
Custodian, shoveling snow	144.00
Dam at Okoboji	1,000.00
Encouragement of dairy industry.....	4,608.00
Encouragement of beef industry.....	6,456.00
Executive Council, new boiler and warehouse.....	2,563.30
Employers' Liability Commission.....	3,240.00
Executive Council, repairs to state house.....	24,082.00
Executive Council, watchman clock.....	486.00
Iowa National Guard, camp grounds.....	4,218.00
Laboratory for hog cholera serum.....	1,720.00
Historical Department, building and completing.....	1,551.00
Gray uniforms	690.00
Monument at Vicksburg	7,214.00
Monument at Shiloh	101.00
Monument, W. B. Allison	10,000.00
Monument, unknown soldiers at Keokuk.....	1,700.00
Providential contingent fund	40,406.00
Publishing acts of the G. A.	442.00
Railroad Commission, investigation of freight rates.....	36,067.00
Railroad Commission, maps	6.00
Secretary of State, indexing vaults.....	150.00
State University, buildings and improvements.....	38,000.00
State University, purchase of land.....	20,000.00
Statue of Jas. Harlan.....	500.00
State Teachers' College, buildings and improvements.....	5,000.00
Temporary Tax Commission	3,889.00
Purchase of lands at state institutions.....	2,780.00
Anamosa, special	4,548.00
Cherokee, special	57,500.00
Clarinda, special	6,500.00
Council Bluffs, special	3,000.00
Davenport, special	10,100.00
Eldora, special	84,000.00
Ft. Madison, special	31,100.00
Glenwood, special	39,500.00
Independence, special	45,000.00
Marshalltown, special	4,000.00
Mitchellville, special	4,000.00
Oakdale, special	3,750.00
Total	\$ 548,273.30

PETITIONS, MEMORIALS AND REMONSTRANCES.

Dixon of Sac presented remonstrance of Sac County Farmers' Institute against the action of the educational board of control in removing home economics from the college at Ames.

Referred to committee on Agriculture.

Cole of Hancock presented petition of farmers and stock raisers of Hancock county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on Animal Industry.

Sherman of Poweshiek presented memorial of druggists of Grinnell in favor of House File No. 173.

Referred to committee on Suppression of Intemperance.

Meredith of Jasper presented petition of farmers and stock raisers of Jasper county in reference to section 2, chapter 100, laws of the Thirty-fourth General Assembly.

Referred to committee on Animal Industry.

Craig of Madison presented remonstrance of citizens of Madison county against the passage of any bill that will place burdensome conditions on any rural wagon salesman of domestic and stock remedies.

Referred to committee on Pharmacy.

White of Benton presented remonstrance of residents of Benton county against the Shankland bill.

Referred to committee on Suppression of Intemperance.

Bruce of Floyd presented resolution of the Unions' Men's Brotherhood of Marble Rock, Iowa, opposing the Shankland bill.

Referred to committee on Suppression of Intemperance.

Mitchell of Wapello presented remonstrance of democrats of Wapello county against the bills that prohibit the intermarriage of races.

Referred to committee on Judiciary.

Scott of Fremont presented petition of farmers of Fremont county in favor of House File No. 96.

Referred to committee on Animal Industry.

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. 18, a bill for an act to amend section nine hundred thirty-seven (937) of the Code, relative to the filling of vacancies in the office of alderman in cities under special charter.

Jos. E. MEYER,
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. 4, a bill for an act relating to bonded indebtedness of school corporations and providing for the payment therefor, repealing section twenty-eight hundred and thirteen (2813) of the Supplement to the Code, 1907, and all other acts or parts of acts in conflict with this act.

Jos. E. MEYER,
Secretary.

Klay of Sioux called up concurrent resolution relative to the state board of educational institutions and moved that it be referred to committee on State Institutions.

Motion prevailed, and the bill was so referred.

REPORTS OF COMMITTEES.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 13, a bill for an act to prohibit the cohabitation or having sexual intercourse between white persons and persons possessing one-eighth or more negro blood, and providing punishment therefor, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 13 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 8, a bill for an act to prohibit the marriage of white persons with those of African descent and prescribing a penalty for the violation thereof, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 8 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 100, a bill for an act repealing section 4597 of the Code, and enacting a substitute therefor, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 100 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 101, a bill for an act repealing section 4598 of the Code, and enacting a substitute therefor, relative to constable fees, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 101 was indefinitely postponed.

Also :

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 103, a bill for an act to limit and restrict the jurisdiction and power of the supreme court in passing upon the constitutionality of acts of the General Assembly, 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 amended as follows:

By striking out the four words, "plainly, palpably and undoubtedly," in line seven; and by inserting after the word "unless" and before the word "the" in the fifth (5th) line of section one (1) of said original bill, the words "at least three-fourths of;" and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 10, a bill for an act in relation to semi-monthly payment of wages and salaries by corporations, and all employers of laborers and servants, and providing a penalty for violation of same, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 18, a bill for an act to repeal section thirty-one hundred eighty-one (3181) of the Supplement to the Code of Iowa, relative to divorce, annulling marriages, and alimony, 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 amended as follows:

By striking out the words "of Iowa" in the second line of the title and inserting in lieu thereof the following: ", 1907, "; and by inserting in the third line of section 4 of the original bill between the words "not" and "be" in said line the following: ", unless otherwise ordered by the court, "; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Barry of Linn, from the committee on Printing, submitted the following report:

MR. SPEAKER—Your committee on Printing, to whom was referred House File No. 48, by Greene of Clinton, amending section six hundred fifteen (615) of the Code Supplement of 1907, relative to the extension of the limits of cities and towns, begs leave to report that it has had same under consideration and directs me to report same back to the House with the recommendation that same be amended by substituting the following therefor:

A BILL FOR AN ACT to Amend Section Six Hundred Fifteen (615) of the Code Supplement, 1907, Relative to the Extension of the Limits of Cities and Towns.

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

SECTION 1. That section six hundred and fifteen (615) of the Code Supplement, 1907, be and the same is hereby amended by striking out the period (.) following the word "consecutively" in the eleventh line thereof, and inserting a semi-colon (;) in lieu thereof, and to insert after said semi-colon (;) the following: "provided, however, that where no newspaper is published in such city or town, such proclamation shall be posted for an equal length of time in five public places within the corporate limits of said city or town, one of which shall be on the door of the mayor's office."

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

And that as so amended the bill do pass.

JUSTIN BARRY,
Chairman.

Report adopted.

Klay of Sioux moved that House File No. 10 be referred to committee on Railroads and Transportation.

Motion prevailed, and the bill was so referred.

Huff of Hardin in the chair.

SENATE MESSAGE CONSIDERED.

Senate File No. 18, a bill for an act to amend section nine thirty-seven (937) of the code, relating to the filling of vacancies in the office of alderman in cities under special charters.

Read first and second time and referred to committee on Municipal Corporations.

INTRODUCTION OF BILLS.

By Heaton of Union, House File No. 197, a bill for an act to establish and maintain another state normal school for the special instruction and training of teachers for the common schools of the state, and making an appropriation therefor.

Read first and second time and referred to committee on Normal Schools.

By Larrabee of Fayette, by request, House File No. 198, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for the Iowa Soldiers' Home, Iowa Soldiers' Orphans' Home, School for the Deaf, Institution for Feeble-minded Children, sanatorium for the treatment of tuberculosis, industrial schools, state hospitals, penitentiary, reformatory, and the purchase of land, and for a state institution for epileptics.

Read first and second time and referred to committee on Board of Control.

By Shankland of Polk, House File No. 199, a bill for an act to provide for municipal courts for certain cities and the adoption thereof by special election; providing for jurisdiction thereof, mode and manner of procedure therein; providing for the election of the judges of such municipal courts and defining their powers and duties; providing for the manner of preparing and who shall constitute the jury list, manner of drawing jury panels and jurors; also defining certain duties of other officials and providing penalties for the violation thereof.

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

By Shankland of Polk, House File No. 200, a bill for an act to amend section one (1) of chapter 161, of the laws of the Thirty-fourth General Assembly of Iowa relating to the foreclosure of real estate mortgages.

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

By Hansen of Shelby, House File No. 201, a bill for an act establishing the state colony for epileptics and making an appropriation for the purchase of land and the erection of buildings for said colony.

Read first and second time and referred to committee on Board of Control.

By Stipe of Page, House File No. 202, a bill for an act to provide for the election of delegates and alternates to the national convention of each political party, to nominate candidates for president and vice-president (additional to section ten hundred eighty-seven (1087), supplement to the code, 1907, relating to primary elections).

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

By Crozier of Marion, House File No. 203, a bill for an act to amend section six hundred and fifteen (615) of chapter one (1), title five (5), of the code relating to the extension of the limits of cities and towns and providing for notice by posting in cities and towns in which no newspaper is printed or published.

Read first and second time and referred to committee on Municipal Corporations.

By Crozier of Marion, House File No. 204, a bill for an act providing for the paroling of patients in the state hospital for inebriates and certain female patients from state hospitals for the insane, and for the return of patients who violate their paroles, and repealing the law as it appears in section twenty-three hundred ten-a-nineteen (2310-a-19) of the supplement to the code, 1907.

Read first and second time and referred to committee on Board of Control.

By Crozier of Marion, House File No. 205, a bill for an act in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, providing a custodial department for habitual inebriates authorizing the board of control of state institutions on the recommendation of the superintendent to remove patients from one department to another and providing for compensation for the labor of patients.

Read first and second time and referred to committee on Board of Control.

By Burt of Taylor, by request, House File No. 206, a bill for an act to legalize the ordinances of the town of New Market, Taylor county, Iowa.

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

CONSIDERATION OF BILLS.

On motion of Boettger of Scott, House File No. 34, a bill for an act authorizing cities acting under special charters 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 making sections seven hundred forty-one-e (741-e), seven hundred forty-one-f (741-f), seven hundred forty-one-g (741-g) and seven hundred forty-one-h (741-h) of chapter four (4) title five (5) of the supplement of the code of Iowa, applicable to cities acting under special charter, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl,

Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—101.

The nays were:

None.

Absent or not voting:

Atkinson, Fraley, Greene of Grundy, Hamilton, Jacobson, Kulp, Mr. Speaker—7.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Power of Jefferson, House File No. 26, a bill for an act to amend chapter one hundred (100) section two (2) and section five (5) of the laws of the Thirty-fourth General Assembly regulating the granting of certificates of soundness of stock offered for sale or public service, with report of committee recommending passage as amended, was taken up and considered.

Mr. Power moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsbury, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone,

Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—102.

The nays were:

Brady, Dixon—2.

Absent or not voting:

Bauman, Greene of Grundy, Hamilton, Mr. Speaker—4.

Jacobs of Calhoun moved to amend the title by transposing the phrases "chapter one hundred (100)" and "section two (2) and section five (5)".

Amendments adopted.

Unanimous consent was granted to make the same corrections in sections 1 and 2 in the body of the bill.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Power of Jefferson offered the following resolution:

WHEREAS: There has been a large number of petitions from citizens of this state presented to this House, demanding amendments to chapter 100 of the laws of the Thirty-fourth General Assembly; therefore,

Be it resolved, That the chief clerk of the House of Representatives be instructed to transfer all such petitions to the Senate of this Thirty-fifth General Assembly.

Laid over under rule 34.

Ring of Linn moved to withdraw from the committee on Judiciary and from the further consideration of the House, House File No. 19.

Motion prevailed.

On motion of Bauman of Van Buren the House adjourned until Friday at 10:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 31, 1913.

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

Prayer was offered by Rev. R. W. Burton of Oakland, Iowa.

Journal of Thursday corrected and approved.

The following motions to reconsider were filed:

MR. SPEAKER—I move to reconsider the vote by which the resolution introduced by Enger of Winneshiek, relative to the inspection of the acoustic properties of the House chamber, passed the House.

HERBERT A. HUFF.

I second the motion.

COL. HALGRIMS.

MR. SPEAKER—I move to reconsider the vote by which House File No. 34 passed the House.

H. H. BOETTGER.

I second the motion.

B. H. BLACK.

MR. SPEAKER—I move to reconsider the vote by which House File No. 34 passed to its third reading.

H. H. BOETTGER.

I second the motion.

B. H. BLACK.

MR. SPEAKER—I move that the motion by which House File No. 8, a bill for an act to prohibit the marriage of white persons with those of African descent and prescribing a penalty for the violation thereof, was indefinitely postponed, be reconsidered.

T. F. GRIFFIN.

I second the motion.

E. J. SIDEX.

On request of Hadley of Webster, leave of absence was granted Rone of Worth until Monday.

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 Concurrent Resolution, in which the concurrence of the Senate was asked:

Concurrent Resolution memorializing Congress to pass the Kenyon-Shepard bill, relating to inter-state transportation of intoxicating liquors.

JOS. E. MEYER,
Secretary.

Also:

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

House Joint Resolution No. 7, a joint resolution and enactment ratifying the amendment to the constitution of the United States, proposed by the Congress of the United States, relating to the selection of senators in the Congress of the United States.

JOS. E. MEYER,
Secretary.

Craig of Madison, of the committee on mileage, submitted the following supplemental report, and moved its adoption:

MR. SPEAKER—Your committee appointed to fix the amount of mileage due each member, beg leave to submit the following amendment to their report:

That the mileage of Benjamin H. Black be changed for 142 to 284 and the amount changed from \$7.10 to \$14.20.

WALTER F. CRAIG,
FRED W. JONES,
WM. J. GREENE,
Committee.

We recommend that such amendment be adopted.

WALTER F. CRAIG,
Chairman.

Motion prevailed, and the report was adopted.

REPORTS OF COMMITTEES.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred Senate File No. 49, a bill for an act making appropriations to defray the expenses of the inaugural ceremonies, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 78, a bill for an act to amend the law as it appears in section twenty-one hundred and fifty-seven-s (2157-s) and twenty-one hundred and fifty-seven-t (2157-t), Supplement to the Code, 1907, relating to the transportation of live stock, 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 amended as follows:

By striking out all of said bill after the word "following" in the fourth line thereof and insert in lieu thereof the following: "the burden of proof that cars of live stock are so moved shall be upon the carrier, and proof that such cars were moved according to schedule or time table shall not be prima facie evidence that they were moved at the highest practicable speed consistent with reasonable safety;" and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Sherman of Poweshiek, from the committee on Elections, submitted the following report:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 1, a bill for an act to amend the law as it appears in sections ten hundred eighty-seven-a ten (1087-a10), ten hundred eighty-seven-a twenty-two (1087-a22), and ten hundred eighty-seven-a twenty-seven (1087-a27), of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third (33d) General

Assembly, and sections eleven hundred fifty (1150), eleven hundred fifty-one (1151), eleven hundred fifty-seven (1157), and eleven hundred sixty-two (1162), of the Code, and repealing chapter one (1) of the special session of the Thirty-second (32d) General Assembly, and enacting a substitute therefor, all relating to the nomination of candidates for the office of senator in the Congress of the United States and of the canvass of the vote for senator in the Congress of the United States, and providing for nominations for such office in case of vacancy, 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 do pass.

R. SHERMAN,
Chairman.

Report adopted.

McHose of Boone, from the committee on Public Charities, submitted the following report:

MR. SPEAKER—Your committee on Public Charities, to whom was referred House File No. 11, a bill for an act to provide for widows who are the mothers of dependent children, 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 do pass.

J. B. McHOSE,
Chairman.

Report adopted.

Lund of Hamilton, from the committee on Military, submitted the following report:

MR. SPEAKER—Your committee on Military, to whom was referred House File No. 127, a bill for an act to amend the law as it appears in section two thousand six hundred four (2604) of the Supplement to the Code, 1907, relating to the qualifications of certain officers of the Soldiers' Home, 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 do pass.

FRANK J. LUND,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Larrabee of Fayette, Senate File No. 49, a bill for an act making appropriations to defray the expenses of the inaugural ceremonies, with report of committee recommending passage, was taken up and considered.

Mr. Larrabee moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbroek, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—94.

The nays were:

None.

Absent or not voting:

Barry, Brady, Clark, Cole, Fraley, Halgrims, Hamilton, Hunt, Jacobson, Kane, Kelso, Koontz, Lenoeker, Miller—14.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has heard with profound sorrow of the death of Hon. Charles Gates, and has passed the following resolution with reference to his death and an appointment of a joint committee to attend the funeral:

RESOLUTION.

Resolved, That the Senate has heard with profound sorrow of the death of Hon. Charles Gates, senator from the Thirty-ninth District of Iowa.

Resolved, That a committee of five members of the Senate, with such members of the House as may be joined, be appointed to attend the funeral.

Resolved, That the sergeant-at-arms of the Senate be authorized and directed to take such steps as may be necessary for carrying out the provisions of these resolutions, and that the necessary expense in connection therewith be paid out of the contingent fund of the state.

Resolved, That the secretary of the Senate communicate these resolutions to the House and transmit a copy thereof to the family of the deceased.

Resolved, That as a further mark of respect this Senate do now adjourn until 10 o'clock Monday morning, February 3rd.

The president has named as such committee on the part of the Senate, Senators Larrabee, Neal, Boe, Legel and White.

JOS. E. MEYER,
Secretary.

MESSAGE FROM THE GOVERNOR.

To the Senate and House of Representatives of the Thirty-fifth General Assembly:

It becomes my very sad duty this morning to convey to you the intelligence which has just reached me of the sudden death of Hon. Charles Gates of the Thirty-ninth Senatorial District. Senator Gates served his district and the state in the Thirty-third and Thirty-fourth General Assemblies, with ability and fidelity and has just entered upon a new term of service, which testifies to the great respect, high esteem and confidence in which he was held by the people of his district.

I recommend such action on the part of the Senate and House as will fittingly express the high regard in which he was held by the General Assembly and deep sense of the loss sustained by the state in his death.

Done at Des Moines, Iowa, this 31st day of Januray, 1913.

G. W. CLARKE,
Governor.

Atkinson of Butler offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

Resolved, That the House has heard with profound sorrow of the death of the Hon. Charles Gates, a Senator from the Thirty-ninth District of the State of Iowa.

Resolved, That a committee of five members be appointed on the part of the House to join the committee appointed on the part of the Senate to attend the funeral.

Resolved, That as a mark of respect the House now adjourn until Saturday at 10 o'clock a. m., February 1, 1913.

Motion prevailed, and the resolution was adopted.

Speaker appointed as such committee on the part of the House, Atkinson of Butler, Miller of Bremner, Bruce of Floyd, Thayer of Franklin, Grout of Black Hawk.

The Speaker then declared the House adjourned.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 1, 1913.

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

Prayer was offered by Representative Peterson of Cass county. Journal of Friday corrected and approved.

On request of Erickson of Lyon, leave of absence was granted Anderson of Greene until Monday.

On request of Sherman of Poweshiek, leave of absence was granted Manning of Story until Monday.

On request of Boettger of Scott, leave of absence was granted Griggs of Scott indefinitely.

On request of Bauman of Van Buren, leave of absence was granted White of Benton until Monday.

On request of White of Benton, leave of absence was granted Trumbauer of Keokuk until Monday.

On request of Peterson of Cass, leave of absence was granted Munro of Washington until Tuesday.

On request of Bauman of Van Buren, leave of absence was granted Blackford of Henry until Monday.

On request of Thompson of Decatur, leave of absence was granted Rohwer of Ida until Monday.

On request of Kingland of Winnebago, leave of absence was granted Hadley of Webster until Monday.

On request of Klay of Sioux, leave of absence was granted Dixon of Sac, Brockway of Louisa, and Helming of Allamakee, until Monday.

On request of Brockway of Louisa, leave of absence was granted Lenoeker of Pottawattamie, Chapman of Guthrie, and Workman of Mills, until Monday.

On request of Bauman of Van Buren, leave of absence was granted Scholz of Clayton until Monday.

On request of Huff of Hardin, leave of absence was granted Hunt of Harrison until Monday.

On request of Enger of Winneshiek, leave of absence was granted Power of Jefferson until Monday.

On request of Jensen of Pocahontas, leave of absence was granted Ring of Linn until Tuesday.

On request of Chapman of Guthrie, leave of absence was granted Bliss of Ringgold until Monday.

On request of Griffin of Woodbury, leave of absence was granted Sherman of Poweshiek until Monday.

The Speaker excused the members of the committee on Roads and Highways until Monday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bartle of Mitchell presented petition of residents of Mitchell in favor of a law to prohibit the intermarriage of the Ethiopian and Caucasian races.

Referred to committee on Judiciary.

McHose of Boone presented petition of citizens of Boone in favor of the bill providing for the division of paid fire departments in two platoons.

Referred to committee on Municipal Corporations.

Grout of Black Hawk presented petition of automobile owners of Black Hawk county for the passage of a law that will permit them to secure insurance against liability for damages on account of personal injuries or damage to property by reason of maintenance or operation of automobiles.

Referred to committee on Insurance.

Hansen of Shelby presented a resolution adopted by the Farmers' Mutual Insurance Association of Shelby county favoring the passage of a law compelling fire insurance companies to charge a uniform rate for all classes of risks of the same kind and under like conditions.

Referred to committee on Insurance.

Huff of Hardin, chairman of the committee on committee clerks, submitted the following report and moved its adoption :

MR. SPEAKER—Your committee on the selection of committee clerks report that we have examined and recommend the selection of Katherine D. Cavanaugh.

HERBERT A. HUFF,
W. W. ANDERSON,
JOSEPH KELSO, JR.,

Motion prevailed, and the report was adopted.

REPORTS OF COMMITTEES.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report :

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 134, a bill for an act to amend the law as it appears in paragraph eight of section eight hundred-ninety-four (894) of the Supplement to the Code, 1907, relating to the levy of special taxes by cities, 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 amended as follows :

First. By striking out the word "ten" in line five (5) of the original bill and substituting in lieu thereof the word "seven."

Second. By striking out the words "Tax For Gas or Electric Light or Power," being the first words of section 1, and by striking out the words "in effect," being the first words of section 2; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 135, a bill for an act to amend the law as it appears in chapter sixty-four (64), acts of the Thirty-third General Assembly, relating to the government of certain cities, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 75, a bill for an act to amend section nine (9) of chapter sixty-four (64), acts of the Thirty-third General Assembly of Iowa, relating to the government of certain cities, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Dawson of Cherokee, 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. 6, a bill for an act to amend section two thousand eight hundred forty-nine (2849) of the Supplement to the Code of 1907, relative to school loans, 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 do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 60, a bill for an act pertaining to school directors and their compensation, 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.

W. P. DAWSON,
Chairman.

Report adopted, and House File No. 60 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 12, a bill for an act to amend the law as it appears in section two thousand six hundred thirty-four-f (2634-f), Supplement to the Code, 1907, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend the Law As It Appears in Section Two Thousand Six Hundred Thirty-four-f (2634-f) of the Supplement to the Code, 1907, Relating to the Acceptance of Graduation From Institutions of Higher Learning As Evidence That a Teacher Possesses the Scholarship and Professional Fitness for a State Certificate.

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

SECTION 1. That section two thousand six hundred thirty-four-f (2634-f) of the Supplement to the Code, 1907, be and the same is hereby amended by inserting after the comma following the words "State University" in the third line the words "State Teachers' College" and adding section 2, so that the section, when so amended, shall read as follows:

"That the state educational board of examiners may accept graduation from the regular and collegiate courses in the state university, state teachers' college, state normal schools, and the state college of agriculture and mechanic arts, and from other institutions of higher learning in the state having regular and collegiate courses of equal rank, as evidence that a teacher possesses the scholarship and professional fitness for a state certificate."

SEC. 2. "Graduates of colleges and schools located in other states than Iowa, having regular and collegiate courses of equal rank with the accredited colleges and schools of Iowa, may be given the same recognition as provided in section one (1) of this act, providing they file with the Board of Educational Examiners evidence of at least two years' successful experience as a teacher, principal or superintendent of schools;" and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 56, a bill for an act to amend section forty-eight hundred thirty-one (4831) of chapter five (5) of the Code of Iowa, defining larceny, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 56 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 64, a bill for an act repealing section one (1) of chapter sixty-eight (68) of the laws of the thirty-fourth General Assembly and to enact a substitute therefor and to amend section two (2) thereof, all relating to the assessment and collection of taxes on collateral estates, annuities, legacies, gifts, transfers and inheritances, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 64 was indefinitely postponed.

Brockway of Louisa, 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 amending section 3 and repealing section 4 and 7 of chapter 96 of the laws of the Thirty-third General Assembly, and enacting substitutes therefor making the land owner rather than the township trustees primarily responsible for mowing the roads, 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.

J. M. BROCKAWAY,
Chairman.

Report adopted, and House File No. 16 was indefinitely postponed.

Sherman of Poweshiek, from the committee on Elections, submitted the following report:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 40, a bill for an act making it unlawful for candidate for an office to promise support or influence in behalf of another for any position, place or office in consideration of such other supporting him, and providing a penalty therefor, 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 amended as follows:

By striking out in the fourth line of section 2, the last four words (Supplement Code of Iowa) and inserting "Supplement to the Code, 1907"; and when so amended the bill do pass.

RALPH SHERMAN,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 55, a bill for an act to amend section one thousand eighty-seven-a-10 (1087-a-10) of the Supplement to the Code, 1907, relating to nomination papers, 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 amended as follows:

By striking out all of section No. 1 of the bill after the word "by" in the third line, and inserting in lieu thereof the following:

By adding after the comma following the word "alone" and before the word "with" in the fifty-fourth line the words, "or there shall be filed a nomination paper signed by ten qualified voters of any sub-division of a county," and by inserting after the word "affidavit" in the fifty-fifth line the words, "or such nomination paper," and when so amended the bill be recommended for passage.

RALPH SHERMAN,
Chairman.

Report adopted.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred Concurrent Resolution fixing the maximum amount of attorneys' fees and expenses to be allowed in contest cases, 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 amended as follows:

By striking out all after the word "allowed" and inserting in lieu thereof the following::

"To either the successful occupant or the successful contestant for any seat, shall not exceed one hundred dollars (\$100.00), and that no other attorneys' fees or expenses of attorneys in such cases, shall be allowed;" and when so amended the Concurrent Resolution do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Lenocker of Pottawattamie, from the committee on Pharmacy, submitted the following report:

MR. SPEAKER—Your committee on Pharmacy, to whom was referred House File No. 157, a bill for an act to repeal sections 1, 2 and 3, chapter 123, laws of the Thirty-fourth General Assembly, and to enact a substitute therefor; to amend sections 2587 and 2594 of the Code; to repeal section 2588 of the Code and enact a substitute therefor; to amend section 2593, Supplement to the Code, 1907, relating to the practice of pharmacy and to the sale of drugs, medicines, poisons and chemicals, 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 amended as follows:

By striking out of the fifth (5th) line of the title in the printed bill the following words: "to amend section 2594 of the Code."

Amend House File No. 157 by striking out section 4 of the printed bill and substituting therefor the following: "That section 2587 of the Code be amended by adding thereto the following: "provided the commissioners of pharmacy shall annually on the first Monday in May, select one member of said commission who shall devote his entire time to the duties of the commission and enforcement of the Pure Drug Act. He shall receive the sum of eighteen hundred dollars (\$1800.00) per annum as full compensation for his services, together with his actual traveling expenses in performing said duties, all of which shall be paid from the fees of the office."

Strike out all of section five (5) of the printed bill.

By adding to House File No. 157 the following: "Section eight." This act being deemed of immediate importance shall take effect and be enforced from and after its publication in the Register and Leader and the Des Moines Capital, newspapers printed at Des Moines, Iowa; and when so amended the bill do pass.

AL. A. LENOCKER,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By Larrabee of Fayette, by request, House File No. 207, a bill for an act making appropriations for the State University, the Iowa State College of Agriculture and Mechanic Arts, the Iowa State Teachers' College, and the College for the Blind:

Read first and second time and referred to committee on State Educational Institutions.

By Bartle of Mitchell, House File No. 208, a bill for an act to require a certificate of mental and physical soundness issued by a legally authorized practitioner of human medicine to be filed with the clerk of courts, as an essential in the issuance of a marriage license.

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

By Peterson of Cass, House File No. 209, a bill for an act to amend section one (1), section two (2), and section seven (7), of chapter one hundred sixty-nine (169) of the acts of the Thirty-third General Assembly relating to diseases among bees and making an appropriation for the expenses of the state inspector of apiaries.

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

By Burt of Taylor, House File No. 210, a bill for an act to provide for the regulation of moving picture films and stereopticon views, fixing the penalties for violating the provisions of this act, establishing the office of state censor, and providing for the appointment, compensation, duties, and term of office of said censor.

Read first and second time and referred to committee on Police Regulations.

By Doze of Wayne, House File No. 211, a bill for an act requiring every company, corporation, lessee, manager, receiver, or superintendent operating a line of railway in the state of Iowa to equip their locomotive engines with a headlight of a certain power of brilliancy and providing a penalty for the violation of this act.

Read first and second time and referred to committee on Railroads and Transportation.

By Sidey of Adair, House File No. 212, a bill for an act to amend the law as it appears in section seven hundred twenty (720) supplement to the code 1907, as amended by chapter forty-four (44) acts of the Thirty-third (33) General Assembly, and chapter thirty-four (34) acts of the Thirty-fourth (34) General

Assembly and to authorize cities and towns to enter into contracts to purchase heat, gas, and electric current, and to sell the same.

Read first and second time and referred to committee on Municipal Corporations.

By Jamison of Des Moines, House File No. 213, a bill for an act to transfer to the city of Burlington, Iowa, the title, use and control of a certain island in the Mississippi river near the city of Burlington, Iowa, known as Otter island.

Read first and second time and referred to committee on Public Lands.

By Hansen of Shelby, House File No. 214, a bill for an act to establish three additional state normal schools, to locate the same, select and secure sites therefor, and making appropriation for the purchase of said sites.

Read first and second time and referred to committee on Normal Schools.

By Hansen of Shelby, House File No. 215, a bill for an act to repeal section ten hundred seventy-two (1072) of the supplement to the code, 1907, and to enact a substitute therefor, providing for four year terms for county officers.

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

By Carson of Davis, House File No. 216, a bill for an act to amend section three thousand eight hundred two (3802) of the code relative to the lien of judgments.

Read first and second time and referred to committee on judiciary.

By McHose of Boone, House File No. 217, a bill for an act to repeal sections eleven (11) and fifteen (15), of chapter seventy-two (72), acts of the Thirty-fourth General Assembly; and to repeal section three (3), fourteen (14) and sixteen (16) of chapter seventy-two (72), acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, all relating to taxation and registration of motor vehicles, and fixing penalties for violation thereof.

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

By Larrabee of Fayette, by request, House File No. 218, a bill for an act to provide additional funds for the soldiers' home, the industrial school for boys, the industrial school for girls, the state penitentiary and the reformatory.

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

By Crozier of Marion, House File No. 219, a bill for an act to amend section four thousand three hundred and nineteen-A (4319-A) of the supplement to the code and making the provisions thereof applicable to state hospitals.

Read first and second time and referred to committee on Board of Control.

By Halgrims of Humboldt, House File No. 220, a bill for an act to amend section three (3), chapter one hundred seventy-four (174), laws of the Thirty-fourth (34th) General Assembly, relating to the misbranding of foods.

Read first and second time and referred to committee on Food and Dairy.

By Grout of Black Hawk, House File No. 221, a bill for an act to provide for the transfer of inmates of the industrial school to the reformatory for the purpose of safe-keeping, training and disciplining.

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

By Grout of Black Hawk, House File No. 222, a bill for an act to prohibit marriages of persons committed to the industrial school and absent therefrom on parole or without authority and to provide punishment for violation of the act.

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

By Hutchins of Kossuth, by request, House File No. 223, a bill for an act to amend section sixteen hundred fifty-seven-n (1657-

n), supplement to the code, 1907, relative to the compensation of the secretary of the department of agriculture.

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

By Greene of Clinton, House File No. 224, a bill for an act to amend section 1989-a-41 of the supplement of the code 1907 and amendments thereto relative to the compensation to be paid appraisers of damages and commissioners of drainage districts.

Read first and second time and referred to committee on Drainage.

Steelsmith of Osceola presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

MR. SPEAKER—WHEREAS: The Hon. Mahlon Harvey, of Osceola county, an honored member of the Thirty-second, Thirty-third and Thirty-fourth General Assemblies, departed this life at a recent date; therefore,

Be it resolved, That a committee of three members of the House be appointed to prepare suitable resolutions commemorating his life and service to the state and nation.

Motion prevailed, and the resolution was adopted.

The Speaker appointed as such committee, Steelsmith of Osceola, Dawson of Cherokee and Bauman of Van Buren.

Boettger of Scott called up his motion to reconsider the vote by which House File No. 34 passed the House.

Motion prevailed.

Boettger of Scott called up his motion to reconsider the vote by which House File No. 34 passed to its third reading.

Motion prevailed.

Mr. Boettger offered the following substitute amendment to House File No. 34:

A BILL FOR AN ACT to Amend Section Seven Hundred Forty-one-d (741-d) of the Supplement to the Code, 1907, Relating to the Power to Erect a City Hall and to Purchase the Ground Therefor in Certain Cities.

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

SECTION 1. Section seven hundred forty-one-d (741-d) of the Supplement to the Code, 1907, is hereby amended by striking out of the first and

second lines thereof the words "fifty (50) thousand," and inserting in lieu thereof the words "thirty-five hundred," and by inserting after the word "over" in the second line the following: ", and those acting under special charter."

SEC. 2. 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 the city of Des Moines, Iowa.

Substitute amendment adopted.

Miller of Bremer called up the motion to reconsider the vote by which the report of the committee on Judiciary recommending indefinite postponement of House File No. 8 was adopted.

Roll call was demanded by Miller of Bremer and Peterson of Cass.

On the question, "Shall the House reconsider?"

The ayes were:

Atkinson, Bartle, Bauman, Bingham, Boettger, Brown, Burt, Cannon, Carson, Chapman, Clark, Craig, Crozier, Daniels, Downey, Doze, Dunlap, Greene of Clinton, Griffin, Grout, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Jacobson, Jamison, Jensen, Kane, Kelso, LeRoy, McCullough, Miller, Milton, Newcomb, Odendahl, Peterson, Scott, Sidey, Stokes, Stutt, Thayer, Thompson, Townsend, Webb, Mr. Speaker—47.

The nays were:

Bradley, Cronbaugh, Dawson, Elliott, Elwood, Erickson, Greene, of Grundy, Hunt, Huntley, Hutchins, Jacobs, Jones, Kingland, Klay, Larrabee, Lounsberry, Lund, McHose, McVicker, Mitchell, Shankland, Steelsmith, Stipe, White—24.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Black, Blackford, Bliss, Brady, Brockway, Bruce, Buxton, Cole, Dixon, Eggleston, Enger, Fraley, Griggs, Hadley, Hamilton, Helming, Koontz, Kulp, Lenoeker, Manning, Meredith, Munro, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Sherman, Trumbauer, Whitney, Workman—37.

So the motion to reconsider prevailed.

On the adoption of the committee report Miller of Bremer and Townsend of Tama demanded a roll call.

On the question, "Shall the committee report be adopted?"

The ayes were:

Bradley, Brady, Cronbaugh, Dawson, Elliott, Elwood, Erickson, Greene of Grundy, Hadley, Hunt, Huntley, Hutchins, Jacobs, Jones, Kingland, Klay, Larrabee, Lounsberry, Lund, McHose, McVicker, Shankland, Stipe, White—24.

The nays were:

Atkinson, Barry, Bartle, Bauman, Bingham, Boettger, Brown, Burt, Cannon, Carson, Chapman, Clark, Craig, Crozier, Daniels, Downey, Doze, Dunlap, Greene of Clinton, Griffin, Grout, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Jensen, Kane, Kelso, LeRoy, McCullough, Miller, Milton, Newcomb, Odendahl, Peterson, Scott, Sidey, Stokes, Stutt, Thayer, Thompson, Townsend, Webb, Mr. Speaker—46.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Bernbrock, Black, Blackford, Bliss, Brockway, Bruce, Buxton, Cole, Dixon, Eggleston, Enger, Fraley, Griggs, Hamilton, Helming, Jacobson, Jamison, Koontz, Kulp, Lenocker, Manning, Meredith, Mitchell, Munro, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Sherman, Steelsmith, Trumbauer, Whitney, Workman—38.

So the motion to adopt the committee report was lost, and House File No. 8 was ordered placed on the calendar.

Katherine D. Cavanaugh took and subscribed to 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 perform the duties of my office to the best of my ability, so help me God.

Katherine D. Cavanaugh.

On motion of Atkinson of Butler the House adjourned until Monday at 10:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 3, 1913.

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

Prayer was offered by Rev. J. E. Lombard of Scranton, Iowa.

Journal of Saturday corrected and approved.

On request of Boettger of Scott, leave of absence was granted Hamilton of Lee until Tuesday.

On request of Huff of Hardin, leave of absence was granted Elliott of Monona until Wednesday.

On request of Trumbauer of Keokuk, leave of absence was granted White of Benton until Tuesday.

On request of Dixon of Sac, leave of absence was granted Helming of Allamakee until Tuesday.

On request of Erickson of Lyon, leave of absence was granted Barry of Linn until Tuesday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Anderson of Montgomery presented petition of citizens of Red Oak relative to passage of House File No. 7.

Referred to committee on Pharmacy.

Power of Jefferson called up resolution laid over under rule 34 relative to sending petitions asking for amendment to chapter 100, laws of the Thirty-fourth General Assembly, to the Senate, and moved its adoption.

Motion prevailed, and the resolution was adopted.

INTRODUCTION OF BILLS.

By Brady of Dallas, House File No. 225, a bill for an act to establish and maintain an elementary state normal school at Perry, Iowa, and donating certian real estate to the state of Iowa for the use of the said school.

Read first and second time and referred to committee on Normal Schools.

By Pickford of Cerro Gordo, House File No. 226, a bill for an act to amend section sixteen hundred and sixty (1660) of the supplement to the code, 1907, to aid county agricultural societies.

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

By Dixon of Sac, House File No. 227, a bill for an act to establish and maintain an elementary state normal school for the education and promotion of teachers for the common schools of Iowa, and providing for the transfer of certain real estate and personal property to the state of Iowa for the use of said normal school.

Read first and second time and referred to committee on Normal Schools.

By Dawson of Cherokee, by request, House File No. 228, a bill for an act to authorize heads of state institutions under the board of control of state institutions to deposit in bank money in their hands belonging to inmates and to provide for the use of the income from such deposits.

Read first and second time and referred to committee on Board of Control.

By Dawson of Cherokee, by request, House File No. 229, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-four (2724) of the supplement to the code of 1907 and to enact a substitute therefor relating to admission to the school for the deaf and to reports by county superintendents of deaf persons.

Read first and second time and referred to committee on Board of Control.

By Dawson of Cherokee, by request, House File No. 230, a bill for an act to establish the industrial school at Eldora and the department at Mitchellville as two separate and distinct institutions, to provide official designation for them, and to repeal acts in conflict with this act.

Read first and second time and referred to committee on Board of Control.

By Scholz of Clayton, House File No. 231, a bill for an act to amend section one (1), chapter one hundred four (104) of the acts of the Thirty-third General Assembly, as amended by chapter seventy-three (73) of the acts of the Thirty-fourth General Assembly, relative to recording of articles of incorporation of incorporations for pecuniary profit.

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

By Scholz of Clayton, House File No. 232, a bill for an act to amend section three thousand three hundred seventy-seven (3377) of the code, relating to the election between the distributive share and occupancy of homestead by surviving spouse and setting off such distributive share.

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

By Scholz of Clayton, House File No. 233, a bill for an act to amend section eight hundred ninety-one (891) of the supplement to the code 1907, relative to labor on highways.

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

By Kane of Dubuque, House File No. 234, a bill for an act to regulate the business of loaning money or credit by persons, firms, and corporations other than national banks, licensed bankers, trust companies, savings banks, building and loan associations, real estate brokers, and pawnbrokers.

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

By Burt of Taylor, by request, House File No. 235.

A BILL FOR AN ACT to Legalize Certain Warrants of the City of Bedford, Iowa.

WHEREAS: The city of Bedford, in the county of Taylor, state of Iowa, did heretofore issue warrants evidencing indebtedness of said city in the aggregate amount of thirty-four thousand one hundred ninety-eight dollars and sixty-seven cents (\$34,198.67); and,

WHEREAS: Said city by contract did heretofore cause divers streets therein to be improved, and levied assessments against the owners of property benefited thereby in proportion to the benefits conferred, which assessments were not equal to the price which the city had contracted should be paid for said improvements; and,

WHEREAS: Said city thereby became liable and indebted to the contractors for the deficiency between the contract price for said street improvements, and the total amount of aforesaid assessments, which deficiencies amounted to the sum of twenty-six thousand nine hundred sixteen dollars and ninety-one cents (\$26,916.91,) and issued warrants in the sum of twenty-six thousand nine hundred sixteen dollars and ninety-one cents (\$26,916.91), to evidence said indebtedness, which warrants are a portion of the warrants in the sum of thirty-four thousand one hundred ninety-eight dollars and sixty-seven cents, (\$34,198.67) above referred to; and,

WHEREAS: Said city did heretofore incur indebtedness for purposes authorized by law, other than street improvements, in the amount of seven thousand two hundred eighty-one dollars and seventy-six cents (\$7,281.76), and issued warrants in the sum of seven thousand two hundred eighty-one dollars and seventy-six cents (\$7,281.76) to evidence said indebtedness, a portion of which warrants, however, represent interest on other warrants which had been presented for payment and remained unpaid for lack of funds, which warrants in the sum of seven thousand two hundred eighty-one dollars and seventy-six cents (\$7,281.76) constitute the balance of the warrants in the sum of thirty-four thousand one hundred ninety-eight dollars and sixty-seven cents (\$34,198.67) above referred to; and,

WHEREAS: The city of Bedford has been, and now is, enjoying the use and benefit of said expenditures for street improvements and other lawful purposes, which were well worth the contract price; and,

WHEREAS: Doubts have arisen concerning the legality of aforesaid warrants in the sum of thirty-four thousand one hundred ninety-eight dollars and sixty-seven cents (\$34,198.67), or a portion thereof, on the ground that the expenditures for the said warrants, or a portion thereof, were contracted in excess of the city's authorized annual revenues; and,

WHEREAS: Doubts have arisen concerning the legality of the aforesaid warrants, or a portion thereof, on the ground that the expenditures for which said warrants were issued, or a portion thereof, were not provided for in the city's annual appropriations; and,

WHEREAS: Doubts have arisen concerning the legality of aforesaid warrants, or a portion thereof, on the ground that the indebtedness which said warrants evidence was contracted in excess of the statutory limitation of indebtedness; and,

WHEREAS: Doubts have arisen concerning the legality of a portion of said warrants on the ground that they were issued in lieu of warrants which had been issued in violation of the rule which limits the amount of any one warrant to the sum of five hundred dollars (\$500.00); now, therefore,

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

SECTION 1. That the acts of the corporate authorities of the city of Bedford, in the county of Taylor, state of Iowa, in making expenditures for said city for street improvements and other lawful purposes, and incurring indebtedness thereby and issuing warrants to evidence said indebtedness, in the sum of thirty-four thousand one hundred ninety-eight dollars and sixty-seven cents (\$34,198.67), be and the same are hereby legalized as though the law had in all respects been complied with.

SEC. 2. That the aforesaid warrants of said city in the sum of thirty-four thousand one hundred ninety-eight dollars and sixty-seven cents (\$34,198.67), issued for street improvements and other lawful purposes, be and the same are hereby legalized and declared to be valid, legal, and subsisting obligations of said city, the same as though the law had in all respects been complied with.

SEC. 3. That nothing in this act shall affect any pending litigation.

SEC. 4. That this act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader, a newspaper published at Des Moines, Iowa, and the Bedford Free Press, a newspaper published at Bedford, Iowa, without expense to the state.

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

By Burt of Taylor, by request, House File No. 236.

A BILL FOR AN ACT Legalizing the Adoption, Signing, Recording and Publication of the Ordinances of the City of Bedford, Iowa.

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

SECTION 1. That the ordinances of the city of Bedford, Taylor county, Iowa, from number one hundred (100) to number one hundred thirty (130), inclusive, published in book form in the year A. D. 1912, under the title of: "New, Revised and Compiled Ordinances of the City of Bedford, Taylor County, Iowa," and which purport to have been in force from the date of such publication, are hereby legalized and made valid in every respect as to their adoption, signing, recording and publication.

SEC. 2. That the ordinances of said city, passed since the publication of said book, to-wit: Number one hundred thirty-one (131) to number one hundred thirty-six (136), inclusive, are hereby legalized and made valid in every respect as to their adoption, signing, recording and publication.

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

By Downey of Crawford, House File No. 237, a bill for an act providing that all common carriers operating trains within the state of Iowa, and conveying live stock, shall provide a car equipped with sleeping berths or bunks, for the persons in charge of such live stock.

Read first and second time and referred to committee on Railroads and Transportations.

By Shankland of Polk, House File No. 238, a bill for an act to amend the law as it appears in section three thousand one hundred ninety-seven (3197) of the code relating to the giving of bonds by guardians and the approval of such bonds by the court.

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

By Shankland of Polk, House File No. 239, a bill for an act to provide for examination and registration of plumbers; providing for the creation of a state board of examiners; providing for the state board to make rules and regulations for the installation of plumbing in certain cities, and the inspection thereof; pro-

viding for the compensation of said board, and providing for penalties for violations and for the enforcement thereof, and to repeal all laws or acts inconsistent with this act.

Read first and second time and referred to committee on Municipal Corporations.

By Lund of Hamilton, by request, House File No. 240, a bill for an act to amend section twenty-five hundred and eighty-two (2582) supplement to the code, 1907, relating to registration of persons practicing medicine and surgery.

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

By Stipe of Page, House File No. 241, a bill for an act to repeal section two thousand five hundred and seventy-five-a-fifty-two (2575-a-52) of the supplement of the code, 1907, and to enact a substitute therefore, making annual appropriations for carrying on the work of the state entomologist.

Read first and second time and referred to committee on Horticulture.

By Klay of Sioux, House Joint Resolution No. 9.

Joint Resolution Authorizing the Joint Committee on Retrenchment and Reform to Employ Expert Accountants and Efficiency Engineers, to Institute Reform, and Appropriating Funds Therefor.

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

SECTION 1. That the joint committee on retrenchment and reform is hereby authorized and empowered to employ expert accountants and efficiency engineers to assist said committee in the inquiry required by the statute.

SEC. 2. Said joint committee on retrenchment and reform is hereby authorized and empowered to institute such changes in the administration of public affairs as will promote the efficiency and economical administration of the affairs of the state in its various departments.

SEC. 3. There is hereby appropriated sufficient funds with which to meet the expenses contemplated by this resolution out of the general funds of the state not otherwise appropriated.

Klay of Sioux asked unanimous consent to place the resolution on its third reading at this time.

Consent was granted, and the rules were suspended permitting the third reading of the joint resolution on the same day as the first and second reading.

Klay of Sioux moved that the rules be suspended, 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 joint resolution pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—93.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bernbrock, Bruce, Crozier, Griggs, Grout, Hamilton, Helming, Hutchins, Meredith, Munro, Ring, Thayer, White—15.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up Senate concurrent resolution relative to attorneys' fees in case of contested elections, and moved the adoption of the committee amendments.

Jacobs of Calhoun moved that the words "defeated or" be inserted before the word "successful" in the first line of the committee amendments.

Amendment to the amendments was adopted.

Committee amendments adopted.

Concurrent resolution as amended adopted.

CONSIDERATION OF BILLS.

On motion of Boettger of Scott, House File No. 34, a bill for an act authorizing cities acting under special charters 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 making sections seven hundred forty-one-e (741-e) seven hundred forty-one-f (741-f), seven hundred forty-one-g (741-g) and seven hundred forty-one-h (741-h) of chapter four (4) title five (5) of the supplement of the code of Iowa, applicable to cities acting under special charter, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—91.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bernbrock, Bruce, Crozier, Griggs, Grout, Hamilton, Helming, Hutchins, Klay, Miller, Munro, Odendahl, Ring, Thayer, White—17.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Halgrims of Humboldt presented the following communication which was referred to the committee on Animal Industry:

February 3, 1913.

To the House of Representatives, Thirty-fifth General Assembly:

An invitation is hereby extended to the members of the House of Representatives to attend the Short Course at Humboldt, Iowa, Wednesday, February 5.

The special interest of this meeting to the members is that of a lecture to be given by Dr. W. B. Niles, of United States Department of Agriculture. Dr. Niles is the discoverer of Hog Cholera Serum treatments, and is therefore recognized as an authority on this subject.

This question being of vital interest to the members of this honorable body at this time, it is hoped that as many as possibly can, will avail themselves of this opportunity and attend the meeting at Humboldt, Iowa, February 5.

T. W. ROGERS,
Secretary Short Course.

COL. HALGRIMS,
Representative Seventy-sixth District.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Senate File No. 84, a bill for an act to legalize a special election held in the city of Carroll, Iowa, at which was submitted the question of

granting a franchise for the establishment of gas works and the use of the streets, alleys and public grounds of said city in connection therewith; and to legalize an ordinance passed by the city council of said city granting said franchise; and legalizing all acts of said city, and its council, in connection with the grant of the same.

Jos. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Senate File No. 84, a bill for an act to legalize a special election held in the city of Carroll, Iowa, at which was submitted the question of granting a franchise for the establishment of gas works and the use of the streets, alleys and public grounds of said city in connection therewith; and to legalize an ordinance passed by the city council of said city granting said franchise; and legalizing all acts of said city, and its council, in connection with the grant of the same.

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

On motion of Bauman of Van Buren, the House adjourned until 10:00 A. M., Tuesday, February 4th.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 4, 1913.

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

Prayer was offered by Rev. Father O'Connor of Des Moines, Iowa.

Journal of Monday corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Stipe of Page presented petition of tax payers of the town of Coin in favor of a bill that will give towns and small cities an opportunity to decide by majority vote on questions of bond issues.

Referred to committee on Municipal Corporations.

Heaton of Union presented petition of Booster club of Afton, Iowa, favoring permanent road legislation.

Referred to committee on Roads and Highways.

Cronbaugh of Iowa presented petition of citizens of Iowa county relative to House File No. 96.

Referred to committee on Animal Industry.

Ring of Linn presented petition of the Cedar Rapids Commercial Club relative to the appointment of a highway commission.

Referred to committee on Roads and Highways.

On request of Larrabee of Fayette, leave of absence was granted Shankland of Polk until Wednesday.

On request of Huff of Hardin, leave of absence was granted Kingland of Winnebago until Wednesday.

REPORTS OF COMMITTEES.

Newcomb of Adams, from the committee on Public Libraries, submitted the following report:

MR. SPEAKER—Your committee on Public Libraries, to whom was referred House File No. three, a bill for an act to amend section 732 of the Supplement to the Code, 1907, in relation to library funds and transfer thereof, beg leave to report the same back to the House with the recommendation that the same be amended as follows:

By inserting the words "seven hundred thirty-two" between the word Section and the figures 732 in the first line of the title.

By inserting the words "seven hundred thirty-two" between the word Section and the figures 732 in the first line of section 1.

By eliminating from the sixth (6th) line in the original bill, to-wit: "in excess of reasonable requirements for repairs.;" and when so amended the bill do pass.

WALTER NEWCOMB,
Chairman.

Report adopted.

Hutchins of Kossuth, from the committee on Drainage, submitted the following report:

MR. SPEAKER—Your committee on Drainage, to whom was referred House File No. 66, a bill for an act in relation to assessments for benefits to roads, streets and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued, being amendatory to the law as it appears in sections 1989-a-26, 1989-a-27, etc., 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 do pass.

C. B. HUTCHINS,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Drainage, to whom was referred House File No. 92, a bill for an act to amend section 1989-a-2 of the 1907 Supplement to the Code of Iowa as amended by chapter 118 of the acts of the Thirty-third General Assembly and chapter 88 of the acts of the

Thirty-fourth General Assembly, relating to the number of petitioners required for the establishment of drainage districts, and the location and establishment of levees, and requiring a majority of the land owners whose lands will be affected by or assessed for the expenses of the proposed improvement to sign such petitions, 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. B. HUTCHINS,
Chairman.

Ordered passed on file.

MINORITY REPORT.

MR. SPEAKER—The minority of your committee on Drainage, to which committee was referred House File No. 92, beg leave to report as follows: They recommend that House File No. 92 be amended by striking out all of section one of said bill and substituting therefor the following:

SECTION 1. That section 1989-a-2 of the Supplement of the Code, 1907, as amended by chapter 118 of the acts of the Thirty-third (33rd) General Assembly and chapters eighty-seven and eighty-eight (87 and 88) of the acts of the Thirty-fourth (34th) General Assembly, be and the same is hereby amended by striking out the first two lines, and the third line up to and including the word "improvement," and inserting in lieu thereof, the following:

"Whenever a petition signed by a majority of the owners of lands within a district proposed to be organized, who shall have arrived at lawful age and who represent one-third (1-3) in area of the land to be reclaimed or benefited, or by one-third (1-3) of the owners of lands within a district proposed to be organized, who shall have arrived at lawful age and who represent a major portion in area of the lands to be reclaimed or benefited."

The undersigned minority of said committee on Drainage further recommend that when so amended, the said House File No. 92 do pass.

T. A. KINGLAND.
W. H. WEBB.

Ordered passed on file.

Craig of Madison, from the committee on Telephones, submitted the following report:

MR. SPEAKER—Your committee on Telephones, to whom was referred House File No. 61, a bill for an act relative to rural telephone members

and stockholders, 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.

WALTER F. CRAIG.
Chairman.

Report adopted, and House File No. 61 was indefinitely postponed.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 150, a bill for an act to legalize releases and satisfactions of mortgages and deeds of trust, 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 amended as follows: :

By striking out all of section 1 and substituting in lieu thereof the following:

SECTION 1. That any release or satisfaction of any mortgage or trust deed or of any instrument in writing creating a lien upon real estate where such release or satisfaction has been recorded in the recorder's office of the county in this state, or upon the margin of the record where such original instrument was recorded and which release or satisfaction was made by any individual, association, co-partnership, assignee, corporation, or by a resident or foreign executor, administrator, referee, receiver, trustee, guardian or commissioner, and which release or satisfaction was executed, filed and recorded prior to January 1, 1902, be and the same is hereby legalized, declared valid, legal and binding and of full force and effect, any defects in the execution, acknowledgment, recording, filing, or otherwise to the contrary notwithstanding; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 9, a bill for an act to amend section five thousand one hundred and sixty-seven (5167) of the Code, relative to bar of the statute of limitations in criminal cases; 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Title Twenty-five (XXV), Chapter Eight (8) of the Code, Relating to the Period of Limitation to Bring Criminal Proceedings.

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

SECTION 1. That title twenty-five (XXV), chapter eight (8) of the Code be and the same is hereby amended by adding thereto the following: "The periods of limitation prescribed in this chapter shall not run while the defendant is out of the state."; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 165, a bill for an act to amend the law as it appears in chapter seventy-eight (78), acts of the Thirty-third (33) General Assembly, as amended by chapter sixty (60), acts of the Thirty-fourth General Assembly, relating to the removal of officers for misfeasance, malfeasance or nonfeasance in office, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 50, a bill for an act to amend section five thousand six hundred and fifty-two (5652) of the Code, relating to hard labor by persons confined in jails, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 37, a bill for an act to repeal section fifteen hundred fifty-two (1552) of the Code, and to enact a substitute therefor, relating to

courts having jurisdiction to hear matters therein referred to, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Section One Thousand five Hundred Fifty-two (1552) of the Code, Relating to Labor on Roads as Poll Tax and to Courts Having Jurisdiction to Hear Matters Therein Referred to.

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

SECTION 1. That section one thousand five hundred fifty-two (1552) of the Code is hereby amended as follows: By inserting the words "and streets" following the word "roads" and preceding the word "as" in line two (2) thereof, and by inserting the words "street commissioner or" after the word "the" and preceding the word "road" in line five (5) thereof, and by striking out the word "his" in line nine (9) and substituting therefor the word "the," and by striking out the words "as supervisor" in said line twelve (12) and inserting in lieu thereof the words "of the city or township"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 84, a bill for an act to legalize a special election held in the city of Carroll, Iowa, at which was submitted the question of granting a franchise for the establishment of gas works and the use of the streets, alleys and public grounds of said city in connection therewith; and to legalize an ordinance passed by the city council granting said franchise; and legalizing all acts of said city, and its council, in connection with the grant of the same, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 4, a bill for an act to amend section twenty-eight hundred thirteen (2813), Supplement to the Code, 1907, relating to certifying estimates and levying taxes therefor in school districts for the payment

of principal and interest of bonded indebtedness, 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 amended as follows:

By striking out all of the provisions of section 1 and inserting in lieu thereof the following:

That section two thousand eight hundred thirteen (2813) of the Supplement to the Code, 1907, be amended by striking out the word "assessed" in the eighth line thereof and inserting in lieu thereof the word "actual"; and by striking out the words in the eighth and ninth lines, "for money borrowed for improvements";

By striking out the whole of sections two (2), three (3) and four (4);

By striking out the figure 5 in section 5 and inserting in lieu thereof the figure 2;

By striking out the title to said bill and inserting in lieu thereof the following:

A BILL FOR AN ACT to Amend Section Two Thousand Eight Hundred Thirteen (2813) of the Supplement to the Code, 1907, Relating to the Levying of Taxes in School Districts for the Payment of Principal and Interest on Bonded Indebtedness; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 76, a bill for an act to amend section one (1) of chapter ninety-eight (98), acts of the Thirty-fourth General Assembly, relating to the estates of non-resident insane patients in the state hospitals, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 76 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 158, a bill for an act to repeal section three thousand seven hundred and five (3705) of the Code and to substitute in lieu thereof the following relative to the instructions of the district court, 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 amended as follows:

By striking out the following sentence in section 3: "The judge shall present the same to counsel on either side, each of whom shall have a reasonable time in which to examine the same," and by inserting in lieu thereof the following: "The judge, before reading his charge to the jury, shall present all instructions to counsel on either side, each of whom shall have a reasonable time in which to examine the same;" and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

On request of Peterson of Cass, House File No. 82 was withdrawn from the committee on Elections and from the further consideration of the House.

On request of Crozier of Marion, House File No. 203 was withdrawn from the committee on Municipal Corporations and from the further consideration of the House.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 154, a bill for an act to legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1906, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and contracts entered into by the city council of the city of Des Moines for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 160, a bill for an act to repeal sections one hundred ninety-three (193) and one hundred ninety-four (194) of the Code and to enact a substitute therefor providing for an increase in the number of judges in the supreme court of Iowa and providing for a division of said court into sections, and to amend section ten hundred sixty-six (1066) of the Supplement to the Code, 1907, in reference to the selection of the chief justice of said court, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 162, a bill for an act to legalize the special election held in the town of Calmar, Iowa, on the 16th day of October, 1911, wherein there was submitted to the voters of said town the question of issuing bonds in the sum of five thousand dollars (\$5,000.00) for the purpose of erecting a system of gas works and to validate and legalize the bonds issued in pursuance of said election, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 206, a bill for an act to legalize the ordinances of the town of New Market, Taylor county, Iowa, beg leave to report 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.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 189, a bill for an act legalizing and curing the acts and proceedings of the incorporated town of Aurelia and the town council of the said incorporated town, in the county of Cherokee and state of Iowa, in relation to the establishment, erection, maintenance and operation of a system of water works and a gas plant and the issuance of bonds and warrants of said town in payment thereof, and authorizing the town council of said town to issue bonds for the purpose of taking up its floating indebtedness represented by its bonds and warrants, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Dawson of Cherokee presented the following resolution and moved its adoption:

WHEREAS, There appears to exist in the minds of the editors of certain publications throughout the state that the Honorable J. M. Brockway, a distinguished member of the House of Representatives of Iowa from Louisa county, as the chairman of the committee on Roads and Highways, is obstructing the cause of good roads legislation before said committee, and

WHEREAS, Certain publications have deemed it their duty to condemn Mr. Brockway for his stand on proposed road legislation and have classed him as a reactionary on matters of road legislation, and

WHEREAS, The evident intention of said publications seems in the minds of the members of this body to be to discredit Mr. Brockway before his co-laborers in the legislature and the citizens of the state, and

WHEREAS, The present status of all legislation pertaining to roads has as yet not reached the stage of being drafted and therefore merely a matter of conjecture, therefore

Be it Resolved, By the House of Representatives of the General Assembly of Iowa,

That we hereby express our utmost confidence in the wisdom, judgment and integrity of the Honorable J. M. Brockway and be it further

Resolved, That we hereby denounce as unjust, unreasonable and wholly unwarranted the attacks that have been made upon him by the press throughout the state, and be it further,

Resolved. That in the opinion of this representative body that such attacks as have been made under the guise of friendliness to the cause of good roads for Iowa, have had a larger tendency to hinder the good roads movement than have all the reactionary sentiments that have as yet been voiced, and be it further

Resolved. That a copy of these resolutions be printed in the Journal of the House and that the chief clerk be hereby ordered to furnish a copy of same to the daily press of the state.

Motion prevailed, and the resolution was unanimously adopted.

INTRODUCTION OF BILLS.

By Halstead of Buchanan, House File No. 242, a bill for an act to amend section ten hundred and seventy-six (1076), of the supplement to the code, 1907, relating to the registration of voters.

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

By Brady of Dallas, House File No. 243, a bill for an act to amend the law relating to the compensation and duties of school treasurers as the same appears in section twenty-seven hundred eighty (2780) of the code and section twenty-seven hundred sixty-eight (2768) of the supplement to the code, 1907.

Read first and second time and referred to committee on Schools and Text Books.

By Scholz of Clayton, House File No. 244, a bill for an act providing for the settlement and determination of the title to real estate of deceased persons.

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

By Helming of Allamakee, House File No. 245, a bill for an act to prohibit public treating to intoxicating liquors and prescribing penalties therefor.

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

By Huntley of Lucas, by request, House File No. 246, a bill for an act to amend paragraph thirteen (13) of section forty-eight (48) of the code, relating to oath by corporations.

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

By Halgrims of Humboldt, House File No. 247, a bill for an act to declare certain diseases contagious and infectious, and to provide rules and regulations for the control of the same, and to fix punishment for violation thereof.

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

Larrabee of Fayette in the chair.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, House File No. 15, a bill for an act to provide for the selection in the district court of additional trial jurors, to provide for the procedure therefor, and for the substitution of such additional jurors in place of jurors who may die or be discharged, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Whitney moved that the record adopting committee amendment be expunged.

Motion prevailed.

Craig of Madison offered the following amendment as a substitute for the committee amendment:

I move to strike out all of House File No. 15 following the enacting clause, together with the amendment proposed thereto by the committee as shown in their report appearing on pages 236 and 237 of the House Journal, and to substitute therefor the following:

SECTION 1. "Upon the trial of any cause in any district court a jury consisting of at least thirteen (13) jurors shall be empaneled and sworn to try said cause under the same procedure which governs the selection of jurors in other cases. And the court may, in its discretion, at the request of counsel on either side order said jury to consist of more than thirteen (13) jurors but not to exceed fifteen (15).

"If at any time prior to the final submission of such cause to the jury any juror dies, or by reason of sickness, or other unforeseen contingency any juror is in the opinion of the court unable or should not be permitted to longer serve as a juror on the trial of such cause, such juror may be excused by the court from further consideration of the case and the case shall be tried to the remaining jurors, provided that no less than twelve men shall remain on the panel. Each party to the proceeding shall have one preemptory challenge for each additional trial juror drawn.

"After the trial of said cause has been completed and the instructions of the court read to the jury thus composed, the clerk of the court shall draw from a box containing the names of all jurors then in the box until twelve (12) names remain in the box, and the twelve (12) jurors whose names are not so drawn shall constitute the jury for the final determination of said cause; and the jurors whose names are so drawn out shall be then excused from further consideration of said cause."

Lund of Hamilton moved that consideration of House File No. 15 be made a special order for Wednesday at 11:00 o'clock.

Motion prevailed.

On motion of Mitchell of Wapello, House File No. 39, a bill for an act specifying qualifications for judges of the district court of Iowa (additional to chapter five (5), title three (3) 1897 code of Iowa) to be known as section two hundred twenty-five (225) A, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Mitchell moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Heaton,

Helmig, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Koontz, Larrabee, Lenoecker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—96.

The nays were:

Cronbaugh—1.

Absent or not voting:

Elliott, Griggs, Halgrims, Hamilton, Kingland, Kulp, Manning, Meredith, Rone, Shankland, Mr. Speaker—11.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Odendahl of Carroll, Senate File No. 84, a bill for an act to legalize a special election held in the city of Carroll, Iowa, at which was submitted the question of granting a franchise for the establishment of gas works and the use of the streets, alleys and public grounds of said city in connection therewith; and to legalize an ordinance passed by the city council of said city granting said franchise; and legalizing all acts of said city, and its council, in connection with the grant of the same, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier,

Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hansen, Halstead, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Koontz, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVieker, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—96.

The nays were:

None.

Absent or not voting:

Bartle, Burt, Cole, Elliott, Griggs, Hamilton, Helming, Kingland, Kulp, Meredith, Shankland, Mr. Speaker—12.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following House Joint Resolution No. 9, in which the concurrence of the Senate was asked:

Joint Resolution authorizing the joint committee on retrenchment and reform to employ expert accountants and efficiency engineers, to institute reform, and appropriating funds therefor.

JOS. E. MEYER,
Secretary.

On request of Odendahl of Carroll, House File No. 72 was withdrawn from the committee and from the further consideration of the House.

On motion of Mitchell of Wapello, House File No. 38, a bill for an act specifying qualifications for judges of the supreme court

of Iowa (additional to chapter one (1), title three (3) of the 1897 code of Iowa) to be known as section one hundred ninety-three (193) A, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Mitchell moved to amend line four by striking out the word "ten" and figure "10" and inserting in lieu thereof the word "one" and figure "1".

Mr. Mitchell moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Koontz, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Miller, Milton, Mitchell, Munro, Newcomb, Oden-dahl, Peterson, Pickford, Power, Ring, Rohwer, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Townsend, Trumbauer, Thompson, Webb, White, Whitney, Workman—
95.

The nays were:

None.

Absent or not voting:

Bartle, Elliott, Enger, Griggs, Hamilton, Kingland, Kulp, McCullough, Meredith, Rone, Shankland, Thayer, Mr. Speaker—13.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Hazen of Pottawattamie, House File No. 42, a bill for an act to amend the law as it appears in section 850-c of the supplement to the code, 1907, as amended by chapters 56 and 57 of the acts of the Thirty-third General Assembly and chapter 44 of the acts of the Thirty-fourth General Assembly relating to the tax levy for park purposes, with report of committee recommending passage, was taken up and considered.

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

Speaker Cunningham in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Garry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Koontz, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, White, Whitney, Workman—97.

The nays were:

None.

Absent or not voting:

Doze, Elliott, Enger, Griggs, Heaton, Kingland, Kulp, Meredith, Shankland, Stipe, Webb—11.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONSIDERATION OF BILLS.

By Clark of Monroe, House Joint Resolution No. 10.

House Joint Resolution Amending Senate Joint Resolution No. 1 of the Thirty-fifth (35th) General Assembly Relating to the Compensation of Addition Employees of the Thirty-fifth General Assembly.

Be It Resolved by the General Assembly of the State of Iowa:

SECTION 1. That section one (1) of said Senate Joint Resolution No. 1, adopted January 16, 1913, be and the same is hereby amended by striking out of lines 6 and 7 thereof the words "seventy dollars per month" and inserting in lieu thereof "three dollars per day from and after February 1, 1913."

SEC. 2. That section ten (10) of said Joint Resolution No. 1, be and the same is hereby amended by striking out of line 3 of said section the words "seventy dollars per month" and inserting in lieu thereof the words "three dollars per day from and after February 1, 1913."

Read first and second time and placed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Concurrent Resolution relative to the appointment of a joint committee to arrange suitable memorial services for the late Governor William Larrabee, and the president announced as such committee on the part of the Senate, Senators Allen and Cowles.

JOS. E. MEYER,
Secretary.

Halgrims of Humboldt called up Senate concurrent resolution relative to the appointment of a joint committee to arrange memorial services for the late Governor William Larrabee, and moved that the House concur in the resolution.

CONCURRENT RESOLUTION.

Be it resolved by the Senate, the House concurring, That a joint convention be held at a time and place to be arranged by the committee hereinafter provided for, for the purpose of holding a suitable memorial service for the late Governor William Larrabee.

That a committee of five, consisting of two from the Senate, to be appointed by the president of the Senate, and three from the House, to be appointed by the Speaker of the House, be appointed to arrange for and have charge of said memorial service.

Motion prevailed.

On motion of Odendahl of Carroll, the House adjourned until 9:00 o'clock A. M., Wednesday, February 5th.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 5, 1913.

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

Prayer was offered by Rev. W. J. Stewart of Redding, Iowa.

Journal of Tuesday corrected and approved.

The Speaker announced as members of the joint committee to arrange suitable memorial services for the late Governor Larrabee on the part of the House, Representatives Halgrims of Humboldt, Jacobs of Calhoun and Koontz of Johnson.

On request of Greene of Grundy, leave of absence was granted Halgrims of Humboldt until Thursday.

Mr. Speaker granted leave of absence to Shankland of Polk until Thursday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Kulp of Palo Alto presented petition of residents of Rodman asking that a law be enacted compelling railroads to furnish cars to shippers when they need them.

Referred to committee on Railroads and Transportation.

Anderson of Montgomery presented petition of residents of Willisca, Iowa, favoring House File No. 157.

Referred to committee on Pharmacy.

Bartle of Mitchell presented remonstrance of the graduates of the State University against the proposed action of the state board of education.

Referred to committee on State Educational Institutions.

McHose of Boone presented petition of the citizens of the tenth district and the Iowa Federation of Women's Clubs relative to public playgrounds.

Referred to committee on Schools and Text Books.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 7, a Joint Resolution and enactment ratifying the amendment to the constitution of the United States, proposed by the Congress of the United States relating to the selection of senators in the Congress of the United States.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 7, a Joint Resolution and enactment ratifying the amendment to the constitution of the United States, proposed by the Congress of the United States, relating to the selection of senators in the Congress of the United States.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORTS OF COMMITTEES.

Jacobs of Calhoun, 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. 14, a bill for an act to amend section two (2) of chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly of Iowa, relative to assessment and collection of collateral inheritance tax, 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.

JOHN W. JACOBS,
Chairman.

Report adopted, and House File No. 14 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 174, a bill for an act to amend the law relating to the payment of the mulct tax as the same appears in section twenty-four hundred thirty-two (2432) of the Code, and to repeal chapter one hundred forty (140) of the acts of the Thirty-third (33d) General Assembly relating to the apportionment of said tax, and to enact a substitute therefor, 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.

JOHN W. JACOBS,
Chairman.

Report adopted, and House File No. 174 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 106, a bill for an act to amend paragraph four (4) of section one thousand three hundred four (1304) of the Supplement to the Code, 1907, relative to persons and property exempt from taxation, 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.

JOHN W. JACOBS,
Chairman.

Report adopted, and House File No. 106 was indefinitely postponed.

Dawson of Cherokee, 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. 98, a bill for an act to amend the law as it appears in section two thousand seven hundred thirty-four-b (2734-b) Supplement to the Code, 1907, relating to the qualifications of county superintendent, 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 amended as follows:

The omission of the colon in the fourth line of section 1, the insertion of the words "Normal or College" before the word "training" in line eight, and of the words "or superintending" before the word "and" in line ten; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 17, a bill for an act giving school boards in certain districts authority to use school grounds as public recreation and playgrounds and providing for the levy of separate tax for the support of same, and authorizing cities within such districts to appropriate money for the same purpose; additional to chapter fourteen (14) title thirteen (XIII) of the Code; 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 amended by the following substitute amendment:

A BILL FOR AN ACT Giving School Boards in Certain Districts Authority to Use School Buildings and Grounds and Other Public Buildings and Grounds for Public Recreation and Play Ground Purposes and Providing for the Levy of Separate Tax for the Support of Same and Authorizing Cities Within or Including Such Districts to Appropriate Money for the Same Purpose; Additional to Chapter Fourteen (14), Title Thirteen (13) of the Code.

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

SECTION 1. Boards of school directors in school districts containing or contained in cities of the first or second class, cities under special charter, or cities under the commission plan of government, are hereby

authorized to establish and maintain for children in the public school buildings and on the public school grounds under the custody and management of such boards, public recreation places and play grounds and necessary accommodations for same, without charge to the residents of said school district; also to co-operate with the commissioners or boards having the custody and management in such cities of public parks and public buildings and grounds of whatever sort, and by making arrangements satisfactorily to such boards controlling public parks and grounds to provide for the supervision, instruction and oversight necessary to carry on public educational and recreational activities, as described in this section in buildings and upon grounds in the custody and under the management of such commissioners or boards having charge of public parks and public buildings on grounds of whatever sort, in such cities of the first or second class, cities under special charter, or cities under commission plan of government.

SEC. 2. The board of directors of any school district containing, or contained in, any city of the first or second class, city under special charter, or city under the commission plan of government, may, and upon petition to that effect signed by legally qualified voters aggregating not less than twenty (20) per cent of the number voting at the last preceding school election, shall, submit to the electors of such school district the question of levying a tax as in this act provided; and if a majority of the votes cast upon such proposition be in favor thereof, then the board of school directors shall proceed to organize the work as authorized in this act and levy a tax therefor at the time and in the manner provided in section three (3) of this act. If at the time of filing said petition it shall be more than three months till the next regular school election, then the board of school directors shall submit said question at a special election within sixty days.

SEC. 3. Boards of school directors in such districts shall fix and certify to the board of supervisors on or before the first Monday of September the amount of money required for the next fiscal year for the support of the aforementioned activities, in the same manner as the amount of necessary taxes for other school purposes is certified and said board of supervisors shall levy and collect a tax upon all the property subject to taxation in said school district at the same time and in the same manner as other taxes are levied and collected by law which shall be equal to the amount of money so required for such purposes by the said board of school directors as provided in this act; provided that the tax so levied upon each dollar of the assessed valuation of all property, real and personal, in said district, subject to taxation, shall not in any one year exceed two (2) mills for the purpose of the activities hereinbefore mentioned in this act; the said tax shall not be used or appropriated directly or indirectly for any other purpose than provided in this act.

Sec. 4. All monies received by, or raised in such city for the aforementioned purpose shall be paid over to the treasurer of the school district, to be disbursed by him on orders of such board of school directors in such district in the same manner as other funds of said school district are disbursed by him, but the tax provided for in this act shall not be levied or collected nor shall the board of school directors, as provided in this act, have authority to certify the amount of taxes necessary for this purpose until after the question of the levy of such tax shall have been authorized by a majority vote at a regular or special election.

Sec. 5. After the question of the levy of such special tax has been submitted to and approved by the voters as provided in this act, the authority shall remain, and such tax shall be levied and collected annually until such time as the voters of the school district of such city shall by majority vote order the discontinuance of the levy and collection of such tax.

Sec. 6. The board of school directors in any district governed by this act, may, and on petition to that effect signed by legally qualified voters aggregating not less than twenty (20) per cent of the number voting at the last preceding school election, shall, submit to the electors of such school district the question of discontinuing the levying of such tax as may have been previously authorized under the provisions of this act, and if a majority of the votes cast upon such proposition be in favor thereof, then the levying of such tax shall be discontinued and shall not be resumed unless again authorized under the provisions of section two (2) of this act.

Sec. 7. The board of school directors in any district governed by this act, is also empowered to receive and expend for the purpose of this act, any sums of money appropriated and turned over to them by the city council or commissioners of such city for such purposes; and the city council or commissioners of such city, shall have authority to appropriate and turn over to the board of school directors of the school district containing or contained in such city, any reasonable sums of money which the said council or commissioners may desire to appropriate out of the general funds of such city and turn over to the said board of school directors for the purposes herein set forth; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Bruce of Floyd moved that House Joint Resolution No. 6 be recalled from the committee on Constitutional Amendments.

Motion lost.

Stipe of Page moved that an extension of one day be granted to the chairman on Constitutional Amendments in which to make a report on House Joint Resolution No. 6.

Motion prevailed.

On request of Rohwer of Ida, House Files Nos. 67 and 118 were withdrawn from the committee and from the further consideration of the House.

INTRODUCTION OF BILLS.

By Bauman of Van Buren, House File No. 248, a bill for an act requiring all evidence of debt be assessed for taxation, and bear the endorsement of the assessor or be void in law.

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

By Hazen of Pottawattamie, by request, House File No. 249, a bill for an act making an appropriation to reimburse certain employes of the Iowa School for the Deaf, for loss of wearing apparel, by fire, at said school, on the 23rd day of April, 1911.

Read first and second time and referred to committee on Claims.

By Atkinson of Butler, House File No. 250, a bill for an act to amend the law as it appears in section twelve hundred seventy-two (1272) supplement to the code, 1907.

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

By Halstead of Buchanan, House File No. 251, a bill for an act to permit a voter to cast his vote at general elections when unavoidably absent from his regular voting precinct outside of the county, to vote for county, district or state officers, members of the legislature, members of congress and electors of president and vice-president of the United States, in any voting precinct where he may present himself for such purposes, on the day of such general election, providing for the counting of such votes, and prescribing penalties for violations thereof.

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

By Pickford of Cerro Gordo, House File No. 252, a bill for an act authorizing cities to enact ordinances regulating the construction, alteration, enlargement or repair of buildings and structures, and to provide for the enforcement thereof.

Read first and second time and referred to committee on Municipal Corporations.

By Pickford of Cerro Gordo, House File No. 253, a bill for an act repealing section seven hundred eleven (711) of the code and enacting a substitute therefor relative to the powers of cities and towns in respect to prevention of fires, accidents from electrical apparatus, fire limits and the erection of structures within fire limits.

Read first and second time and referred to committee on Municipal Corporations.

By Pickford of Cerro Gordo, House File No. 254, a bill for an act repealing sections six hundred forty-seven (647), six hundred forty-eight (648), and six hundred fifty-one (651) of the supplement of the code, 1907 and enacting substitutes therefor, relative to the election and appointment of certain officers in cities and towns.

Read first and second time and referred to committee on Municipal Corporations.

By Brockway of Louisa, by request, House File No. 255, a bill for an act to amend section two thousand seven hundred and seventy-three (2773) of the code of Iowa, relating to legal holidays in common schools.

Read first and second time and referred to committee on Schools and Text Books.

By Brockway of Louisa, by request, House File No. 256, a bill for an act to amend section two thousand seven hundred and eighty (2780) of the code of Iowa relating to compensation for holidays to teachers in public schools.

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

By Brockway of Louisa, by request, House File No. 257, a bill for an act repealing section twenty-three hundred and forty-eight (2348) of the code, 1897, and enacting a substitute therefor providing for a bounty on wild animals, and the proof to secure such bounty.

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

By Kulp of Palo Alto, House File No. 258, a bill for an act to amend chapter 72 of the acts of the Thirty-fourth General Assembly, regulating the registration and control of motor vehicles.

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

Boettger of Scott presented the following resolution and moved its adoption:

WHEREAS: Death on Sunday morning entered the home of Representative Thomas W. Griggs of Davenport and removed from earthly companionship his mother, the parent for whom all of us retain our tenderest, gentlest memories; therefore,

Be it resolved by the House of the Thirty-fifth General Assembly, That we extend to him our sincerest sympathy in this hour of his greatest bereavement.

Motion prevailed, and resolution was unanimously adopted.

CONSIDERATION OF BILLS.

On motion of Power, House File No. 25, a bill for an act to amend section twenty-four hundred forty-eight, paragraph nine (2448-9) to the supplement to the code regulating the hours of the day during which liquor may be sold in licensed saloons, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Dawson of Cherokee moved the previous question.

Motion prevailed.

Power of Jefferson asked unanimous consent to correct the title and section one by inserting the figures "1907" after the word "code".

Unanimous consent was granted and the correction was made.

Mr. Power moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Eggleston, Enger, Erickson, Greene of Grundy, Grout, Hadley, Halstead, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsbury, Lund, Manning, McHose, McVicker, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Scott, Sherman, Sidey, Stipe, Thayer, Thompson Townsend, Webb, Workman, Mr. Speaker—69.

The nays were:

Black, Boettger, Bradley, Brown, Cronbaugh, Downey, Dunlap, Fraley, Greene of Clinton, Griffin, Hansen, Hazen, Helming, Jamison, Kane, Kelso, Koontz, Lenoeker, McCullough, Miller, Milton, Mitchell, Odendahl, Rohwer, Saltzmann, Scholz, Steelsmith, Stutt, Trumbauer, White, Whitney—30.

Absent or not voting:

Barry, Elliott, Elwood, Griggs, Halgrims, Hamilton, Meredith, Shankland, Stokes—9.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Huff of Hardin, House File No. 44, a bill for an act to amend section six hundred sixteen (616) of the code relative to taxation of unplatted lands within the limits of cities and towns, with report of committee recommending passage as amended, was taken up and considered.

Mr. Huff moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Scholz, Sherman, Sidey, Stipe, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—91.

The nays were:

None.

Absent or not voting:

Barry, Bartle, Elliott, Griggs, Halgrims, Hamilton, Hazen, Lenocker, McCullough, Meredith, Miller, Odendahl, Rohwer, Scott, Shankland, Steelsmith, Stokes—17.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Greene of Clinton, House File No. 48, a bill for an act to provide for the publication of certain notices in cities or towns having no newspaper, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Greene moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Sherman, Sidey, Steelsmith, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—96.

The nays were:

None.

Absent or not voting:

Cannon, Elliott, Griggs, Halgrims, Hamilton, Klay, Lenocker, Meredith, Scott, Shankland, Stipe, Stokes—12.

So the bill having received a constitutional majority was declared to have passed the House.

Greene of Clinton asked unanimous consent to amend the title by changing the words "supplement to the code" to "code supplement, 1907".

Consent was granted, and the title as amended was agreed to.

Greene of Clinton asked unanimous consent to amend section one by changing the words "supplement to the code" to "code supplement, 1907".

Consent was granted.

Larrabee of Fayette in the chair.

Time having arrived for Special Order No. 1, House File No. 15, a bill for an act to provide for the selection in the district court of additional trial jurors, to provide for the procedure therefor, and for the substitution of such additional jurors in place of jurors who may die or be discharged, with report of committee recommending passage as amended, and substitute amendment offered by Craig of Madison, was taken up and considered, and the substitute amendments substituted for the committee amendments.

Committee amendments as substituted were adopted.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzman, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—98.

The nays were:

None.

Absent or not voting:

Cannon, Elliott, Griggs, Halgrims, Hamilton, Manning, Meredith, Shankland, Stokes, Mr. Speaker—10.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Whitney of Woodbury, House File No. 103, a bill for an act to limit and restrict the jurisdiction and power of the supreme court, in passing upon the constitutionality of acts of the general assembly, with report of committee recommending passage as amended, was taken up, considered, and the amendments proposed by the committee were rejected.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Downey, Dunlap, Eggleston, Enger, Erickson, Greene of Grundy, Greene of Clinton, Grout, Hadley, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steel-smith, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—85.

The nays were:

Crozier, Doze, Elwood, Halstead, Jamison, Miller, Mr. Speaker—7.

Absent or not voting:

Anderson of Montgomery, Cannon, Dixon, Elliott, Fraley, Griffin, Griggs, Halgrims, Hamilton, Jacobs, Lenoeker, Lund, Meredith, Shankland, Stipe, Stokes—16.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Cunningham in the chair.

The Speaker announced that as Speaker of the House he had signed in the presence of the House, Senate File No. 49.

On motion of Ring of Linn, House File No. 18, a bill for an act to repeal section thirty-one hundred eighty-one (3181) of the supplement to the code of Iowa, relative to divorce, annulling marriages, and alimony, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Larrabee of Fayette moved that the publication clause be stricken out.

Motion prevailed.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kingland, Klay, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Sherman, Sidey, Steelsmith, Stipe, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Mr. Speaker—77.

The nays were:

Brown, Clark, Cronbaugh, Crozier, Halstead, Jamison, Scott, Workman—8.

Absent or not voting :

Anderson of Greene, Atkinson, Bliss, Boettger, Cannon, Doze, Elliott, Fraley, Griggs, Halgrims, Hamilton, Jacobs, Kelso, Koontz, Kulp, McCullough, Meredith, Miller, Mitchell, Saltzmann, Shankland, Stokes—23.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Stutt of Jones, House File No. 78, a bill for an act to amend the law as it appears in sections twenty-one hundred and fifty-seven-s (2157-s) and twenty-one hundred and fifty-seven-t (2157-t) supplement to the code, 1907, relating to the transportation of live stock, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Klay of Sioux moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stutt, Thayer, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—94.

The nays were:

None.

Absent or not voting:

Cannon, Elliott, Griggs, Halgrims, Hamilton, Hazen, Koontz, Kulp, Meredith, Rone, Saltzmann, Shankland, Stokes, Trumbauer—14.

So the bill having received a constitutional majority was declared to have passed the House.

Klay of Sioux moved that the words and figures "twenty-one hundred and fifty-seven-t (2157-t)" be stricken from the title.

Motion prevailed, and the title as amended 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 House is asked:

Senate File No. 35, a bill for an act to legalize a certain election held in the town of Jewell Junction, Iowa.

JOS. E. MEYER,
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. 85, a bill for an act to amend section seven hundred and ninety-three (793) of the Code, relating to street improvements, sewers and special assessments.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 35, a bill for an act to legalize a certain election held in the town of Jewell Junction, Iowa.

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

Substitute for Senate File No. 85, a bill for an act to repeal section seven hundred ninety-three (793) of the code, relating to street improvements, sewers and special assessments and to enact a substitute therefor.

Read first and second time and referred to committee on Municipal Corporations.

On motion of Dawson of Cherokee the House adjourned until Thursday at 9 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 6, 1913.

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

Prayer was offered by Rev. D. W. McQuiston of Stanwood, Iowa.

Journal of Wednesday corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Lounsberry of Marshall presented remonstrance of Marshalltown Club against the double platoon system in paid fire departments.

Referred to committee on Municipal Corporations.

Lounsberry of Marshall presented petition of Marshalltown Club favoring permanent roads.

Referred to committee on Roads and Highways.

Stipe of Page presented remonstrance of citizens of Essex, Iowa, against House File No. 130.

Referred to committee on Schools and Text Books.

Stipe of Page presented petition of citizens of Clarinda, Iowa, favoring House File No. 157.

Referred to committee on Pharmacy.

On request of White of Benton, leave of absence was granted Trumbauer of Keokuk until Friday.

CONSIDERATION OF BILLS.

On motion of Clark of Monroe, House Joint Resolution No. 10.

House Joint Resolution Amending Senate Joint Resolution No. 1 of the Thirty-fifth (35th) General Assembly Relating to the Compensation of Addition Employees of the Thirty-fifth General Assembly.

Be It Resolved by the General Assembly of the State of Iowa:

SECTION 1. That section one (1) of said Senate Joint Resolution No. 1, adopted January 16, 1913, be and the same is hereby amended by striking out of lines 6 and 7 thereof the words "seventy dollars per month" and inserting in lieu thereof "three dollars per day from and after February 1, 1913."

Sec. 2. That section ten (10) of said Joint Resolution No. 1, be and the same is hereby amended by striking out of line 3 of said section the words "seventy dollars per month" and inserting in lieu thereof the words "three dollars per day from and after February 1, 1913."

Was taken up and considered.

Mr. Clark moved that the rules be suspended, the joint resolution be considered engrossed, and read a third time now.

Roll call was demanded by Clark of Monroe and Peterson of Cass.

On the question, "Shall the rules be suspended, the joint resolution be considered engrossed and read a third time?"

The ayes were:

Atkinson Barry, Black, Blackford, Bliss, Boettger, Bradley, Brown, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Dunlap, Eggleston, Elwood, Greene of Clinton, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Lounsberry, Lund, McCullough, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sidey, Stipe, Stokes, Thayer, Thompson, Townsend, Webb, Workman, Mr. Speaker—
65.

The nays were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bernbrock, Bingham, Brady, Brockway, Bruce, Dixon, Erickson, Greene of Grundy, Griffin, Hutchins, Jacobs, Kingland, Klay, Kulp, Larrabee, LeRoy, McHose, Pickford, Sherman, Steelsmith, White, Whitney—25.

Absent or not voting:

Bauman, Buxton, Doze, Elliott, Enger, Fraley, Griggs, Grout, Hamilton, Huntley, Koontz, Lenocker, Manning, McVicker, Meredith, Odendahl, Stutt, Trumbauer—18.

So the motion prevailed, the rules were suspended, and the joint resolution was considered engrossed and read a third time.

On the question, "Shall the joint resolution pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Black, Blackford, Bliss, Boettger, Bradley, Brown, Burt, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Dunlap, Eggleston, Elwood, Enger, Greene of Clinton, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Lenocker, Lounsberry, Lund, Manning, McCullough, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stipe, Stokes, Thayer, Thompson, Townsend, Workman—66.

The nays were:

Barry, Bingham, Brady, Brockway, Cole, Dixon, Erickson, Greene of Grundy, Griffin, Halgrims, Hunt, Hutchins, Jacobs, Kingland, Klay, Kulp, Larrabee, LeRoy, McHose, Pickford, Power, Rone, Steelsmith, Webb, White, Mr. Speaker—26.

Absent or not voting:

Bernbrock, Bruce, Buxton, Doze, Elliott, Fraley, Griggs, Grout, Hamilton, Huntley, Koontz, McVicker, Meredith, Stutt, Trumbauer, Whitney—16.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILLS.

By Dixon of Sac, House File No. 259, a bill for an act creating the office of state examiners for counties, fixing their compensation, duties, terms of office and method of appointment, providing for a system of public accounting and supervision of county officers, establishing a uniform system of accounts, reports and audits for counties, and providing penalties for violations of this act.

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

By White of Benton, House File No. 260, a bill for an act to amend section two thousand seven hundred twenty-seven-c (2727-c) of chapter eleven-a (11-a) supplement to the code of 1907 relating to school for blind.

Read first and second time and referred to committee on College for Blind.

By Atkinson of Butler, House File No. 261, a bill for an act to amend section twenty-eight hundred and fourteen (2814) of the supplement to the code, relative to the acquisition of school sites.

Read first and second time and referred to committee on Schools and Text Books.

By Craig of Madison, House File No. 262, a bill for an act to amend the law as it appears in sections twenty-eight hundred thirty-one (2831) and twenty-eight hundred thirty-two (2832) supplement to the code, 1907. Relating to uniformity of school text books.

Read first and second time and referred to committee on Schools and Text Books.

By Whitney of Woodbury, House File No. 263, a bill for an act to amend section two thousand one hundred fifty-seven-g (2157-g) of the supplement to the code, 1907, relating to free passes.

Read first and second time and referred to committee on Railroads and Transportation.

By Whitney of Woodbury, House File No. 264, a bill for an act to repeal section eight hundred fifty-two (852) of the supplement to the code, 1907, and to repeal chapter fifty-seven (57) of the acts of the Thirty-third (33) General Assembly and to amend chapter fifty-six (56) of the acts of the Thirty-third (33) General Assembly, relating to park and park commissioners and levy for park purposes.

Read first and second time and referred to committee on Municipal Corporations.

By Lund of Hamilton, House File No. 265, a bill for an act to repeal section twenty-one (21) and to amend section twenty-four (24) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly known as "The Military Code of Iowa."

Read first and second time and referred to committee on Military.

By Lund of Hamilton, House File No. 266, a bill for an act to amend sections twenty-six (26) and forty-three (43) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly known as "The Military Code of Iowa."

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

By Bradley of Wapello, House File No. 267, a bill for an act to prohibit persons, partnerships, or corporations, owning or operating street car systems, from using or operating any cars, unless the same shall be provided with a center aisle or passage way of not less than eighteen inches, running the entire length of such car, and fixing a penalty for the violation thereof.

Read first and second time and referred to committee on Municipal Corporations.

By Thompson of Decatur, by request, House File No. 268, a bill for an act to repeal sections two thousand five hundred seventy-four (2574) of the code, and two thousand five hundred

sixty-four (2564), two thousand five hundred seventy-five-a-one (2575-a-1), two thousand five hundred seventy-six (2576), chapter sixteen (16) title twelve (12) of the code 1907, relating to the state board of health; section two thousand five hundred eighty (2580) of the code, and two thousand five hundred seventy-six (2576), two thousand five hundred seventy-eight (2578), two thousand five hundred eighty-three (2583), chapter seventeen (17) title twelve (12) of the code 1907, relative to the practice of medicine and providing a substitute therefor.

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

By Carson of Davis, House File No. 269, a bill for an act repealing section four thousand nine hundred ninety-nine-a-thirty-eight (4999-a-38) of chapter ten-b (10-b) of title twenty-four (24) of the supplement to the code, 1907, and enacting a substitute therefor relating to the enforcement of the pure drug laws.

Read first and second time and referred to committee on Pharmacy.

By Shankland of Polk, House File No. 270, a bill for an act to amend section four hundred ninety-five (495) of chapter five (5) title four (4) of the code 1907 relating to the compensation of county recorders.

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

By Shankland of Polk, House File No. 271, a bill for an act relating to the protection of employes on street railways, enclosing platforms and vestibules, and providing for the heating of same, and providing for seats for certain employees and providing for toilet facilities for employees, amendatory of section seven hundred sixty-eight (768) of the supplement to the code.

Read first and second time and referred to committee on Municipal Corporations.

By Lund of Hamilton, House File No. 272, a bill for an act to pension the survivors of the Spirit Lake relief exposition of 1857.

Read first and second time and referred to committee on Military.

Jensen of Pocahontas offered the following concurrent resolution, asked unanimous consent for immediate consideration, and moved its adoption:

CONCURRENT RESOLUTION.

Be it resolved by the House, the Senate concurring, That: First. WHEREAS: The people of Iowa are confronted with a great problem touching the future policy of higher education in the state; and,

Second. WHEREAS: The interests of our three great state educational institutions demand a wise and prompt solution of this problem; and,

Third. WHEREAS: The membership of the House and Senate should be fully conversant with the actions of the Board of Education in dealing with the same, and with the reasons that may be urged, for and against such action; therefore,

Be it resolved, That the House and Senate meet in joint executive session at one p. m. February thirteen, for the purpose of a joint hearing on the question of the future policy of higher education in Iowa.

Motion prevailed, and the concurrent resolution was adopted.

CONSIDERATION OF BILLS.

On motion of Shankland of Polk, House File No. 11, a bill for an act to provide for widows who are the mothers of dependent children, with report of committee recommending passage, was taken up and considered.

Mr. Shankland moved that the consideration of House File No. 11 be made a special order for Tuesday, February 11, at 10:30 o'clock A. M.

Motion prevailed, and House File No. 11 was made a special order for Tuesday at 10:30 o'clock A. M.

On motion of Lounsberry of Marshall, House File No. 127, a bill for an act to amend the law as it appears in section twenty-six hundred four (2604) of the supplement to the code of 1907 in regard to the qualifications of certain officers of the soldiers' home, with report of committee recommending passage, was taken up and considered.

Larrabee of Fayette moved that the publication clause be stricken from the bill.

Motion prevailed.

Mr. Lounsberry moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Milton, Mitchell, Newcomb, Oden Dahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzman, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thayer, Thompson, Townsend, White, Whitney, Workman, Mr. Speaker—93.

The nays were:

Bradley, Downey—2.

Absent or not voting:

Black, Doze, Elliott, Griggs, Hamilton, Klay, Kulp, Meredith, Miller, Munro, Stutt, Trumbauer, Webb—13.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Kingland of Winnebago, House File No. 1, a bill for an act to amend the law as it appears in sections ten hundred eighty-seven-a-ten (1087-a-10), ten hundred eighty-seven-a-twenty-two (1087-a-22), and ten hundred eighty-seven-a-twenty-

seven (1087-a-27), of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third (33d) General Assembly, and sections eleven hundred fifty (1150), eleven hundred fifty-one (1151), eleven hundred fifty-seven (1157), and eleven hundred sixty-two (1162) of the code, and repealing chapter one (1) of the special session of the Thirty-second (32d) General Assembly, and enacting a substitute therefor, all relating to the nomination of candidates for the office of senator in the congress of the United States and of the canvass of the vote for senator in the congress of the United States, and providing for nominations for such office in case of vacancy, with report of committee recommending passage, was taken up and considered.

Mr. Kingland proposed the following amendment:

MR. SPEAKER—I move that House File No. 1 be amended as follows:

First. That there be inserted after the first comma and before the word "and" in the sixth line of the title to said bill the following words and figures: "Section eleven hundred six (1106) of the Supplement to the Code, 1907,".

Second. That there be inserted between the words "the" and "special" in the ninth line of the title of said bill the following words: "acts of the".

Third. That the words and figures "Thirty-second (32)" in the third line of section 1 of said bill be stricken out and that the following words and figures be inserted in lieu thereof: "Thirty-third (33d)".

Fourth. That the final "s" of the word "Representatives" in the sixth line of section 1 of said bill be stricken out.

Fifth. That after the word "Congress", being the last word in the fifth line of Statement No. 1 in section 1 of said bill, there be inserted the following words: "of the United States".

Sixth. That the word "by" between the word "Assembly" and the word "and" in the fourth line of section 3 of said bill be stricken out and that the word "be" be inserted in lieu thereof.

Seventh. That the word "inseting" between the words "by" and "after" in the fourth line of section 3 of said bill be stricken out and that there be inserted in lieu thereof the word "inserting".

Eighth. That a small "i" be substituted for the capital "I" in the word "including", being the last word in the sixth line of section 3 of said bill.

Ninth. That the word "second" in the third line of section 6 of said bill be stricken out and the word "first" be substituted therefor.

Tenth. That the word "the" between the words "of" and "State" in line five of section 8 of said bill be stricken out.

Stipe of Page moved that House File No. 1 be made a special order for Monday, February 10, at 10:00 o'clock A. M.

Motion prevailed, and House File No. 1 was made a special order for Monday at 10:00 o'clock A. M.

On motion of McVicker of Wright, House File No. 134, a bill for an act to amend the law as it appears in paragraph eight (8) of section eight hundred and ninety-four (894) of the supplement to the code, 1907, relating to the levy of special taxes by cities, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Hansen of Shelby moved that the publication clause be stricken out.

Motion prevailed.

Mr. McVicker moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Milton, Mitchell, Munro, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith,

Stokes, Thompson, Townsend, Webb, White, Whitney, Workman,
Mr. Speaker—88.

The nays were:

Clark, Crozier, Halgrims, Miller, Newcomb—5.

Absent or not voting:

Doze, Elliott, Griffin, Griggs, Hamilton, Jacobs, Jones, Klay,
Koontz, Meredith, Odendahl, Stipe, Stutt, Thayer, Trumbauer—
15.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Sherman of Poweshiek, House File No. 135, a bill for an act to amend the law as it appears in chapter sixty-four (64), acts of the Thirty-third General Assembly, relating to the government of certain cities, with report of committee recommending passage, was taken up and considered.

Stipe of Page offered the following amendment:

Mr. Speaker:—I move to amend House File No. 135 by striking out the word "five" in line five of section one and inserting in lieu thereof the word "two" also by striking out the figures "5,000" in line seven of section one, and inserting in lieu thereof the figures "2,000".

Motion prevailed, and the amendment was adopted.

Mr. Sherman moved that the rules be suspended, the bill be considered engrossed, and read a third time now.

Motion prevailed.

Stipe of Page moved that the vote by which the bill passed to its third reading be reconsidered.

Seconded by Rohwer of Ida.

Motion prevailed.

Sherman of Poweshiek moved further consideration of House File No. 135 be made a special order for Friday, February 7th, at 10:00 o'clock A. M.

Motion prevailed.

On motion of Lounsberry of Marshall, House File No. 75, a bill for an act to amend section nine (9) of chapter sixty-four (64) acts of the Thirty-third (33) General Assembly of Iowa, relating to the government of certain cities, with report of committee recommending passage, was taken up and considered.

Larrabee of Fayette moved that the publication clause be stricken from the bill.

Motion prevailed.

Mr. Lounsberry moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Peterson, Pickford, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman—87.

The nays were:

Halstead, Kingland, Mr. Speaker—3.

Absent or not voting:

Brady, Brockway, Dixon, Elliott, Fraley, Griggs, Hamilton, Hansen, Jacobs, Klay, Meredith, Munro, Odendahl, Power, Rone, Stutt, Thayer, Trumbauer—18.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Lund of Hamilton, House File No. 6, a bill for an act to amend section twenty-eight hundred forty-nine (2849) of the supplement to the code 1907, relative to school loans, with report of committee recommending passage, was taken up and considered.

Mr. Lund moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Webb, White, Workman—88.

The nays were:

Hansen—1.

Absent or not voting:

Brockway, Craig, Cronbaugh, Elliott, Fraley, Greene of Grundy, Griggs, Hamilton, Klay, Lenocker, Manning, Meredith, Munro, Power, Stipe, Stutt, Thayer, Trumbauer, Whitney—19.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Elwood of Howard, House File No. 40, a bill for an act making it unlawful for a candidate for an office to promise support or influence in behalf of another for any position,

place or office in consideration of such other supporting him, and providing a penalty therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Dixon of Sac in the chair.

Elwood of Howard moved that the words "of the" be inserted before the word "supplement" in the last line of the bill.

Motion prevailed.

Mr. Elwood moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thayer, Thompson, Townsend, Webb, Whitney, Workman—87.

The nays were:

Kane, McCullough, Saltzmann, Scott—4.

Absent or not voting:

Black, Boettger, Brockway, Cronbaugh, Crozier, Elliott, Griggs, Hamilton, Jacobs, Koontz, Kulp, Meredith, Power, Stutt, Trumbauer, White, Mr. Speaker—17.

So the bill having received a constitutional majority was declared to have passed the House.

Elwood of Howard proposed the following amendment to the title:

Amend by striking out the word "such" in the fourth line of the original bill and inserting in lieu thereof the word "any".

Amendment adopted.

Bingham of Emmet proposed the following amendment to the title:

Amend by striking out the word "a" before the word "candidate" and inserting in lieu thereof the word "any". By striking out the word "and" before the word "office" and inserting in lieu thereof the word "any". By inserting the word "person" immediately before the word "supported".

Amendment adopted.

Title as amended 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 Concurrent Resolution, in which the concurrence of the House is asked:

Concurrent Resolution relative to requesting the joint committee on Retrenchment and Reform by virtue of Joint Resolution No. 9 to investigate the finances of the Iowa State Fair Association.

JOS. E. MEYER,
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. 120, a bill for an act to legalize certain warrants of the city of Marshalltown, Iowa.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Lund of Hamilton called up Senate concurrent resolution relative to the joint committee on Retrenchment and Reform investigating the finances of the Iowa State Fair Association.

SENATE CONCURRENT RESOLUTION.

Be it resolved by the Senate, the House concurring, That the joint committee on Retrenchment and Reform under and by virtue of Joint Resolution No. 9, is respectfully requested to examine the receipts and the expenditures of the Iowa State Fair for the past two years and submit a special report to this General Assembly with any recommendations that may seem proper, looking toward retrenchment and the reduction of expenses in the conduct of the State Fair and to suggest any changes that will promote the economical administration of its affairs.

Lund of Hamilton moved that the House concur.

Motion prevailed, and the House concurred in the Senate resolution.

Senate File No. 120, a bill for an act to legalize certain warrants of the city of Marshalltown, Iowa.

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

REPORTS OF COMMITTEES.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 179, a bill for an act authorizing the recording of transcripts from recorder's office of instruments affecting real estate (additional to chapter 6, title 14 of the Code, relating to conveyances of real estate), 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 4, a bill for an act to provide for the regulation and supervision of investment companies, and providing penalties for the violation thereof, 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 amended as follows:

By inserting after the word "state" in the second line of section 1 a comma and the words "savings, private", and by inserting after the comma following the word "banks" in the second line of section 1 the words "loan and"; and by striking out the words beginning in the third line of section 1, "real estate mortgage companies dealing exclusively in real estate mortgage notes", and by inserting after the word "or" in the sixth line of section 1 the word "which"; by striking out the word "unincorporated" in the seventh line of section 1 and insert "otherwise"; also by striking out the following words in the tenth line of section 1, "or some municipality of the state of Iowa", and inserting in lieu thereof the words, "or municipal, county, school or drainage bonds or certificates issued by authority of the laws of the state of Iowa".

By striking out all of the provisions of section 4 and inserting in lieu thereof the following:

"Every foreign investment company shall, before receiving a certificate as provided in section 5 hereof, file in the office of the auditor of state an agreement in writing (authenticated by the seal of said foreign investment company and by the signature of a member of the co-partnership or company if it be a co-partnership or company, or by the signatures of the president and secretary of the incorporated or unincorporated association, and shall be accompanied by a duly certified copy of the order or resolution of the board of directors, trustees or managers of the corporation, authorizing the said president and secretary to execute the same) that thereafter service of notice of any action or process of any kind against such foreign investment company may be made on the auditor of state, and when so made, such service of notice or process of any kind shall be valid, binding and effective for all purposes as if served upon the foreign investment company according to the laws of this or any other state, and waiving all claim or right of error by reason of such acknowledgment of service. Such notice or process, with a copy thereof, may be mailed to the auditor of state at Des Moines, Iowa, in a registered letter addressed to him by his official title, and he shall immediately upon its receipt acknowledge service thereof on behalf of the defendant foreign investment company by writing thereon, giving the date thereof, and shall immediately return such notice or process in a registered letter to the clerk of the court in which the suit is pending, addressed to him by his official title, and shall also forthwith mail such copy, with a copy of his acknowledgment of service written thereon, in

a registered letter addressed to the person or corporation who shall be named or designated as such foreign investment company in such written instrument.

The above provisions for the service of notice or process of any kind are merely additions to the general provisions of law relating to the service of notice or process, and are not to be construed to be exclusive."

By striking out the word "statement" in the fourteenth line of section 5 and inserting in lieu thereof the word "certificate"; and by striking out the word "statements" in the nineteenth line of section 5 and inserting in lieu thereof the word "certificate"; and by striking out the word "security" in the twenty-first line of said section 5 and inserting in lieu thereof the word "investment"; and by adding after the period at the end of the twenty-first line the following:

"And if such investment company in any of its literature, letters or advertising matter of any kind shall refer in any way to said certificate issued by the auditor of state it shall always recite in bold type that the auditor of state in no wise recommends the securities for sale by such company".

By striking out the word "contained" in the twenty-fourth line of section 5 and inserting in lieu thereof the word "contains"; and by striking out the words "full report and" in the fifty-first and fifty-second lines of section 5; and by striking out the words "in detail" in line fifty-two of section 5.

By striking out of section 5 all of lines thirty-eight, thirty-nine, forty and forty-one and the following part of line forty-two, "auditor of state that it is solvent,".

By striking out of section 7 all that part thereof after "dollar." in the eighth line of said section, and inserting in lieu thereof the following:

"No person shall, directly or indirectly, act within this state as agent, or otherwise, for any investment company described in this act, unless such investment company for which he is acting has received a certificate from the auditor of state authorizing it to transact business in this state, nor until he shall have received from the auditor of state a certificate showing that such investment company has complied with the provisions of the law and that such person is authorized to act for it. All agents' certificates, unless sooner revoked, shall expire July 1 of each year after the taking effect of this act. A fee of one dollar (\$1.00) shall be charged for each certificate so issued.

There shall be printed in bold type on each of such certificates the following words: "The auditor of state in no wise recommends the securities offered for sale by said company."

By inserting between the word "state" and the word "by" in the third line of section 17 the words "or whose certificate shall be revoked"; and by inserting between the words "appeal" and "written" in the fourth line of said section 17 the words "to the executive council"; and by inserting between the comma and the word "and" in the fifth line of section 17 the following: "and any citizen of the state of Iowa shall have a right to appeal to the executive council within twenty (20) days from the granting of a certificate by the auditor of state to any investment company"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 120, a bill for an act to amend the law as it appears in section two hundred sixty-five (265) of the Code relating to the clerk of the superior court, 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 amended as follows:

By striking out the publication clause found in section 2; by striking out the period following the word "principal" in the fourth line of the printed bill, the same being found in the seventh line of the original bill, and adding thereto the following words: "as clerk of said court"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 155, a bill for an act amending sections three thousand one hundred forty-six (3146) and three thousand one hundred forty-seven (3147) of the Code, relative to the time for making return of solemnization of marriage, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 200, a bill for an act to amend section one (1) of chapter 161 of the laws of the Thirty-fourth General Assembly of Iowa, relating to the foreclosures of real estate mortgages, 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 amended as follows:

By writing out in full the figures "161" in the first line of said title; and by striking out the words "of Iowa" in the second line thereof; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 136, a bill for an act to amend section three hundred seventy-three (373) of chapter thirteen (13) of the law as to notary publics so that the term will hereafter be for five years (5) instead of three (3), 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 36 was indefinitely postponed.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 105, a bill for an act to provide for the payment of bounties for killing crows (additional to section twenty-three hundred forty-eight (2348) of the Code, relating to bounties), 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 amended by the following substitute amendment:

SECTION 1. The board of supervisors of any county may allow a bounty not to exceed ten cents for each crow killed within the county, to be paid out of the general county fund, to the person killing the same, on the terms and conditions hereinafter provided.

SEC. 2. The person killing any such crow within the county, shall remove and present to the county auditor, the head and feet of each crow for which he claims the bounty and shall also furnish written proof, under oath, that each crow for which he claims the bounty was caught and killed within the county, and not more than one hundred days previous to the time when such proof of claim is filed.

SEC. 3. The head and feet of each crow, upon which said bounty shall have been paid, shall be destroyed by the auditor of the county wherein such crow was taken and killed, as soon as proof has been accepted, by him, and when so amended the bill do pass.

C. W. HUNT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 70, a bill for an act authorizing the appointment of two delegates from the state of Iowa as members of a commission which is to investigate European systems of rural credits and report thereon and making an appropriation therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

C. W. HUNT,
Chairman.

Report adopted.

Enger of Winneshiek, from the committee on Public Health, submitted the following report:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 181, a bill for an act to regulate the occupation of barbering, to create a board of examiners for the licensing of persons to carry on such practice, to provide rules regulating the proper sanitation of barber shops, schools and colleges in which the occupation of barbering is taught and to prevent the spreading of contagious and infectious diseases through such occupation, 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.

L. M. ENGER,
Chairman.

Report adopted, and House File No. 181 was indefinitely postponed.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 9, authorizing the joint committee on Retrenchment and Reform to employ expert accountants and efficiency engineers, to institute reform, and appropriating funds therefor.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson of Greene, from the joint committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report they have examined, and find correctly enrolled, Joint Resolution No. 9, authorizing the joint committee on Retrenchment and Reform to employ expert accountants and efficiency engineers, to institute reform, and appropriating funds therefor.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Also:

MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 84, a bill for an act to legalize a special election held in the city of Carroll, Iowa, at which was submitted the question of granting a franchise for the establishment of gas works and the use of the streets, alleys and public grounds of said city in connection therewith; and to legalize an ordinance passed by the city council of said city granting said franchise; and legalizing all acts of said city, and its council, in connection with the grant of the same.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Also:

MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate File No. 49, a bill for an act making appropriation to defray the expenses of the inaugural ceremonies.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

The Speaker announced that as Speaker of the House he had signed in the presence of the House, Senate Files Nos. 84 and 49 and House Joint Resolutions Nos. 7 and 9.

On request of Power of Jefferson, House File No. 24 was withdrawn from the committee on Agriculture and from the further consideration of the House.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled bills respectfully report that they have this day sent to the governor for his approval, Joint Resolution No. 9, authorizing the joint committee on Retrenchment and Reform to employ expert accountants and efficiency engineers, to institute reform, and appropriating funds therefor.

W. W. ANDERSON,
Chairman.

Report adopted.

Also:

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. 7, a joint resolution and enactment ratifying the amendment to the constitution of the United States, proposed by the Congress of the United States, relating to the selection of senators in the Congress of the United States.

W. W. ANDERSON,
Chairman.

Report adopted.

Klay of Sioux proposed the following amendment and asked that it be printed in Journal:

I move to amend the title of House File No. 157 by striking out all of said title above the enacting clause and substituting therefor the following:

A BILL FOR AN ACT to Amend Section Twenty-five Hundred and Eighty-four (2584) of the Code; to Repeal Section Twenty-five Hundred and Eighty-nine-a (2589-a), Supplement to the Code, 1907, As Amended by Section Two (2) of Chapter One Hundred Twenty-three (123), Laws of the Thirty-fourth General Assembly, and to Enact a Substitute Therefor; to Repeal Section Twenty-five Hundred and Eighty-five (2585) of the Supplement to the Code, 1907, as Amended by Chapter One Hundred Twenty-three (123) of the Acts of the Thirty-fourth General Assembly, and Enact a Substitute Therefor; to Amend Section Twenty-five Hundred and Eighty-seven (2587) of the Code, As Amended by Chapter One Hundred and Twenty-three (123) of the Acts of the Thirty-fourth General Assembly; to Repeal Section Twenty-five Hundred and Eighty-eight (2588) of the Code, as Amended by Chapter One Hundred and Sixty (160) of the Acts of the Thirty-third General Assembly and Chapter One Hundred and Twenty-four (124) of the Acts of the Thirty-fourth General Assembly and Enact a Substitute Therefor; Relating to Practice of Pharmacy and to Sale of Drugs, Medicines, Poisons and Chemicals.

SUBSTITUTE AMENDMENT TO HOUSE FILE NO. 157.

I move to amend House File No. 157 by striking out all of said bill below the enacting clause and substituting therefor the following:

SECTION 1. Amend section twenty-five hundred and eighty-four (2584) of the Code by striking out the words, "and engaged in practicing pharmacy," as they occur in the third and fourth lines of said section.

SEC. 2. That section twenty-five hundred and eighty-nine-a (2589-a), Supplement to the Code, 1907, as amended by section two (2) of chapter one hundred and twenty-three (123), laws of the Thirty-fourth General Assembly, be repealed and the following enacted in lieu thereof:

"To enable persons to engage in, and conduct business as registered pharmacists within the meaning of section twenty-five hundred and eighty-eight (2588) of the Code, the commission shall hold not more than six (6) examinations each year, one (1) of which may be held at Iowa City, one (1) of which may be held at the place of the annual meeting of the Iowa Pharmaceutical Association, and the others at Des Moines. Not more than three (3) days previous to the holding of each such exam-

ination, the commission shall meet at its office in Des Moines and prepare lists of questions for such examination. When the examination is completed the commission shall remain in session until all of the papers have been graded and passed upon and the record of the grades turned over to the secretary of the commission. Following an examination held at Iowa City, or at the place of the annual meeting of the Iowa Pharmaceutical Association, the commission shall repair to its office in Des Moines and complete work of the examination as above provided."

SEC. 3. Section twenty-five hundred and eighty-five (2585) of the Supplement to the Code, 1907, as amended by chapter one hundred and twenty-three (123) of the acts of the Thirty-fourth General Assembly is hereby repealed and the following enacted in lieu thereof:

"The commissioners of pharmacy shall annually, on the first Monday in May, elect a suitable person, who shall not be a member of said board, and who shall be known as secretary and treasurer; said secretary and treasurer shall enter upon the discharge of his duties as soon as he shall have filed with the secretary of state a good and sufficient bond in the penal sum of three thousand dollars, signed by at least two sureties, who shall justify in the aggregate to double the amount of said bond, and which shall bear upon its face the approval of the governor. The salary of said secretary and treasurer shall not exceed eighteen hundred dollars per annum."

SEC. 4. That section twenty-five hundred and eighty-seven (2587) of the Code as amended by chapter one hundred twenty-three (123) of the acts of the Thirty-fourth General Assembly, be amended by adding thereto the following:

"Provided, the governor shall annually, on or before the second Monday in July, select one member of said commission who shall devote his entire time to the duties of the commission and enforcement of the Pure Drug Act. He shall receive the sum of eighteen hundred dollars per annum as full compensation for his services, together with his actual traveling expenses, in performing said duties, all of which shall be paid from the fees of the office."

SEC. 5. That section twenty-five hundred and eighty-eight (2588) of the Code as amended by chapter one hundred and sixty (160) of the acts of the Thirty-third General Assembly and by chapter one hundred and twenty-four (124) of the acts of the Thirty-fourth General Assembly, be repealed and the following enacted in lieu thereof:

"But no person not a registered pharmacist shall conduct a place of business for selling at retail, compounding, dispensing or keeping exposed for sale, drugs, medicines, poisons or chemicals for medical use, or compounding or dispensing physicians' prescriptions, as owner, manager or clerk without having regularly employed therein one or more registered pharmacists, nor shall he allow any one else who is employed

in his place of business and who is not a registered pharmacist, to sell, compound or dispense such drugs, medicines, poisons, or chemicals, or physicians' prescriptions except as are assistant to and under direct supervision of one who is a registered pharmacist, providing that nothing contained in this section shall prohibit physicians from dispensing their own prescriptions only to their bona fida patients, nor shall anything contained in this section prohibit any one from keeping and selling patent or proprietary medicines which do not contain poisons; denatured alcohol; poison fly paper; concentrated lye; or potash, having written or printed on the package or parcel its true name and the word "poison," sales of which need not be registered. Whoever violates any provision of this section shall pay five (5) dollars for each day of its violation, to be recovered in an action in the name of the state, brought by the county attorney under the direction of the commission. In actions or prosecutions under this chapter it need not be proven that the defendant has not a pharmacist's certificate, but such fact shall be a matter of defense. No one shall be prohibited by the provisions of this chapter relating to the practice of pharmacy from selling insecticides or fungicides, consisting of hellebore, paris green, nicotine preparations, arsenical preparations, copper sulphate, formaldehyde and crude carbolic acid in original packages, provided the package or parcel containing same has plainly written or printed thereon its true name and if posonous it shall be conspicuously marked with the word "poison" and its poisonous contents correctly and conspicuously stated in conformity with the national insectitude act of June 1, 1910.

Said insecticides and fungicides shall comply with the law of the state as to strength and purity and the sales of such preparations when marked as specified above need not be registered."

On motion of Miller of Bremer the House adjourned.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 7, 1913.

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

Prayer was offered by Rev. J. E. Cummings of Council Bluffs, Iowa.

Journal of Thursday corrected and approved.

Mr. Speaker granted leave of absence to Atkinson of Butler for an indefinite length of time.

Mr. Speaker granted leave of absence to Elliott of Monona for the rest of the week.

On request of Ring of Linn, leave of absence was granted Lounsberry of Marshall until Monday.

On request of Huff of Hardin, leave of absence was granted Lund of Hamilton until Monday.

On request of Huntley of Lucas, leave of absence was granted Hunt of Harrison until Saturday.

On request of Buxton of Warren, leave of absence was granted Enger of Winneshiek until Saturday.

On request of White of Benton, leave of absence was granted Saltzmann of Chickasaw until Monday.

On request of Boettger of Scott, leave of absence was granted Stutt of Jones until Tuesday.

On request of Black of Muscatine, leave of absence was granted Koontz of Johnson until Monday.

Huff of Hardin submitted the following report, and moved its adoption:

MR. SPEAKER—Your committee on Selection and Assignment of Committee Clerks report the following assignments:

Emma Swartzendruber—Ways and Means.
Emma Swartzendruber—Industrial Schools.
Orissa Veenstra—Appropriations.
Lillian Leffert—Judiciary.
Inez Canfield—Agriculture.
Inez Canfield—School for the Deaf.
Agnes Brennan—Municipal Corporations.
Agnes Brennan—Conservation of Resources.
Imogene Morningstar—Banks and Banking.
Imogene Morningstar—Public Libraries.
Ida Flinn—Private Corporations.
Leona Bellar—Roads and Highways.
Leona Bellar—Congressional Districts.
Lura E. Chapman—Railroads and Transportation.
Lura E. Chapman—Horticulture.
Gertrude Rest—Commerce and Trade.
Jennie A. Gregg—Soldiers' and Orphans' Home.
Minnie L. Truax—Schools and Text Books.
Minnie L. Truax—Engrossed Bills.
Maude Sterrett—Elections.
Maude Sterrett—Agricultural College.
June Lorenz—Food and Dairy.
June Lorenz—County and Township Organizations.
Marguerite French—Labor.
Marguerite French—Domestic Manufactures.
Ellen Rourke—Mines and Mining.
Ellen Rourke—Woman Suffrage.
L. L. Refsell—Constitutional Amendments.
H. L. Refsell—Public Health.
Katherine D. Cavanaugh—Representative Districts.
Katherine D. Cavanaugh—Police Regulations.
Isle Denny—Compensation of Public Officers.
Isle Denny—Institute for Feeble Minded.
Leona Piquignot—Insurance.

Leona Piquignot—Federal Relations.
Frances Stevens—Pharmacy.
Frances Stevens—Military.
Harriet E. King—Board of Control.
Harriet E. King—Building and Loans.
May Oxley—Drainage.
May Oxley—Judicial Districts.
Ada Stevens—Telegraph and Express.
Ada Stevens—Senatorial Districts.
Irene Casey—Fish and Game.
Irene Casey—State University of Iowa.
Lou P. Woodruff—Animal Industry.
Lou P. Woodruff—College for the Blind.
Vera A. Low—Printing.
Vera A. Low—State Educational Institutions.
Anna Murphy—Telephone.
Anna Murphy—Normal Schools.
Helen Saylor—Claims.
Helen Saylor—Public Accounting.
Maud M. Mills—Suppression of Intemperance.
Maud M. Mills—Penitentiaries.
Gertrude Callison—Rules.
Gertrude Callison—Retrenchment and Reform.
Hattie Naylor—Enrolled Bills.
Lillian Isaacson—Public Utilities.
Lillian Isaacson—Hospital for the Insane.
Frank McCullough—Public Buildings and Lands.
Frank McCullough—Public Charities.
Helen Saylor—Contest: Foley vs. Jacobson.
Lura E. Chapman—Contest: Sellman vs. Meredith.
Jennje A. Gregg—Contest: Sellman vs. Meredith.

GENERALLY ASSIGNED.

Elizabeth Stutt.

Will Sheehan

Emily Homan

Nelle Donahoe

Franc Moon

Mary Kegley

Eva Tyler

Irene Kahle

HERBERT A. HUFF,

JOSEPH KELSO, JR.,

W. W. ANDERSON.

Motion prevailed, and the report was adopted.

REPORTS OF COMMITTEES.

Kulp of Palo Alto, from the committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your committee on Constitutional Amendments, to whom was referred House Joint Resolution No. 1, a Joint Resolution proposing to amend the Constitution of the state of Iowa so as to provide for the taxing of incomes, privileges and occupations, and providing that such taxés may be graduated and progressive, and providing for reasonable exemptions, 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.

D. E. KULP,
Chairman.

On the adoption of the committee report, roll call was demanded by Kingland of Winnebago and Huff of Hardin.

On the question, "Shall the committee report be adopted?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Brockway, Bruce, Carson, Cole, Dixon, Doze, Dunlap, Elwood, Grout, Halgrims, Heaton, Hunt, Hutchins, Jamison, Jones, Kulp, Meredith, Milton, Munro, Scholz, Sidey, White—26.

The nays were:

Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Burt, Buxton, Cannon, Chapman, Clark, Cronbaugh, Crozier, Daniels, Dawson, Downey, Eggleston, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hansen, Hazen, Huff, Huntley, Jensen, Kane, Kingland, Klay, Larrabee, LeRoy, Manning, McHose, McVicker, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Scott, Shankland, Sherman, Steelsmith, Stokes, Thayer, Thompson, Townsend, Trumbauer, Webb, Whitney, Mr. Speaker—59.

Absent or not voting:

Atkinson, Black, Craig, Elliott, Enger, Fraley, Griggs, Hamilton, Helming, Jacobs, Jacobson, Kelso, Koontz, Lenoeker, Lounsberry, Lund, McCullough, Miller, Rone, Saltzmann, Stipe, Stutt, Workman—23.

So the report of the committee was rejected.

Hutchins of Kossuth, from the committee on Drainage, submitted the following report:

MR. SPEAKER—Your committee on Drainage, to whom was referred House File No. 224, a bill for an act to amend section 1989-a-41 of the Supplement to the Code, 1907, and amendments thereto relative to the compensation to be paid to appraisers of damages and commissioners of drainage assessments, 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 amended as follows:

Strike out the word "four" in the last line of bill, and insert in lieu thereof the following: "Such compensation as the board of supervisors may allow, not to exceed four"; and when so amended the bill do pass.

C. B. HUTCHINS,
Chairman.

Report adopted.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred Senate File No. 18, a bill for an act to amend section 937 of the Code, relating to the filling of vacancies in the office of alderman in

cities under special charter, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Sherman of Poweshiek, from the committee on Elections, submitted the following report:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 166, a bill for an act to provide additional qualifications for office (additional to chapter 6, title VI, of the Code, relating to qualifications for office), 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 amended as follows:

By striking out the words "following filing removal proceedings, he" in the third and fourth lines of section 1 of the bill, and substitute therefor, the words, "while removal proceedings are pending, such person"; and when so amended the bill do pass.

RALPH SHERMAN,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 23, a bill for an act to repeal section one thousand sixty-eight (1068) of the Supplement to the Code, 1907, and to repeal section one thousand sixty-seven (1067) of the Code and to amend section one thousand sixty-five (1065) of the Supplement to the Code, 1907, and to provide for the appointment of railroad commissioners, superintendent of public instruction, clerk of the supreme court and reporter of the supreme court and to fix their term of office, 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 amended by substituting the following substitute amendment therefor:

A BILL FOR AN ACT to Provide for the Appointment of Superintendent of Public Instruction, Clerk of the Supreme Court, and Reporter of the Supreme Court, to Fix the Term of Office of Such Officials, and to Amend Section One Thousand Sixty-five (1065) of the Supplement to the Code, 1907, and to Repeal Section One Thousand Sixty-seven (1067) of the Code.

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

SECTION 1. That section one thousand sixty-five (1065) of the Supplement to the Code, 1907, be and the same is hereby amended by striking from said section the words, to-wit: "Superintendent of Public Instruction."

SEC. 2. The present incumbent of the office of superintendent of public instruction shall hold office until the expiration of the time for which he was elected and until his successor has been appointed and had qualified. Immediately upon the expiration of the term of office of the said present incumbent and every four years thereafter, the newly elected governor shall appoint a superintendent of public instruction who shall hold office for a period of four years and until his successor has been appointed and has qualified. Vacancies shall be filled by the governor for the unexpired portion of the term.

SEC. 3. That section one thousand sixty-seven (1067) of the Code be and the same is hereby repealed.

SEC. 4. The present incumbents of the offices of clerk of the supreme court and reporter of the supreme court shall hold office until the expiration of the time for which they were respectively elected, and until their successors have been appointed and have qualified. Immediately upon the expiration of the term of office of the present clerk of the supreme court and of the present reporter of the supreme court, and every four years thereafter, the members of the supreme court shall appoint a clerk of the supreme court and a reporter of the supreme court who shall hold office for a period of four years and until their successors have been appointed and have qualified. Vacancies shall be filled in the same manner for the unexpired portion of the term.

SEC. 5. Chapter fourteen-b (14-b) of title five (V) of the Supplement to the Code, 1907, shall not apply to any appointment under this act; and when so amended the bill do pass.

RALPH SHERMAN,
Chairman.

Report adopted.

Halgrims of Humboldt, 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. 31, a bill for an act to amend the law as it appears in section six hundred seventy-four (674) of the Supplement to the Code, 1907, relating to the compensation of assessor and deputies, 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 amended as follows:

By striking from the ninth and tenth (9th and 10th) lines of section No. 1 the words and figures "twenty-five hundred dollars (\$2,500)" and inserting in lieu thereof the words and figures "eighteen hundred dollars (\$1,800)."

By striking from the eleventh and twelfth (11th and 12th) lines the words and figures "four dollars (\$4.00)" and inserting in lieu thereof the words and figures "three dollars and fifty cents (\$3.50)"; and when so amended the bill do pass.

COL. HALGRIMS,
Chairman.

Report adopted.

Sherman of Poweshiek, from the committee on Elections, submitted the following report:

MR. SPEAKER—Your committee on Elections, to whom was referred House File Nos. 2 and 202, a bill for an act to repeal section ten hundred eighty-seven-a-one (1087-a-1) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to repeal section ten hundred eighty-seven-a-ten (1087-a-10) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to amend section ten hundred eighty-seven-a-fourteen (1087-a-14) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly; and to amend section ten hundred eighty-seven-a-twenty (1087-a-20) of the Supplement to the Code, 1907, relating to the nomination of candidates for president and vice president of the United States and of the election of party national committeemen, 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 bill drafted and introduced by the committee be substituted therefor.

RALPH SHERMAN,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By committee on Elections, House File No. 273, a bill for an act to repeal section ten hundred eighty-seven-a-one (1087-a-1) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to repeal section ten hundred

eighty-seven-a-ten (1087-a-10) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to amend section ten hundred eighty-seven-a-fourteen (1087-a-14) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly; and to amend section ten hundred eighty-seven-a-twenty (1087-a-20) of the supplement to the code, 1907, relating to the nomination of candidates for president and vice-president of the United States and of the election of party national committeemen.

House File No. 273, by committee on Elections.

A BILL FOR AN ACT to Repeal Section Ten Hundred Eighty-seven-a-one (1087-a-1) of the Supplement to the Code, 1907, as Amended by Chapter Sixty-nine (69) of the Acts of the Thirty-third General Assembly, and to Enact a Substitute Therefor; to Repeal Section Ten Hundred Eighty-seven-a-ten (1087-a-10) of the Supplement to the Code, 1907, as Amended by Chapter Sixty-nine (69) of the Acts of the Thirty-third General Assembly, and to Enact a Substitute Therefor; to Amend Section Ten Hundred Eighty-seven-a-fourteen (1087-a-14) of the Supplement to the Code, 1907, as Amended by Chapter Sixty-nine (69) of the Acts of the Thirty-third General Assembly; and to Amend Section Ten Hundred Eighty-seven-a-twenty (1087-a-20) of the Supplement to the Code, 1907, Relating to the Nomination of Candidates for President and Vice President of the United States and of the Election of Party National Committeemen.

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

SECTION 1. That section ten hundred eighty-seven-a-one (1087-a-1) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, be and the same is hereby repealed and the following enacted in lieu thereof:

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 (except candidates for the office of judge of the supreme, district and superior courts and electors of the president and vice president of the United States), for the office of president and vice president of the United States, for the office of senator in the Congress of the United States, shall be nominated by a primary election, and delegates to the county conventions of said political parties or organizations and party national and county committeemen shall be elected at said primary elections at the times and in the manner hereinafter provided. The party national committeemen elected at such primary election shall take office at once and participate in the next national convention of their respective parties.

The provisions of chapter three (3) and chapter four (4) of title six (VI) and chapter eight (8) of title twenty-four (XXIV) of the Code shall apply so far as applicable to all such primary elections the same as general elections, except as herein provided.

SEC. 2. That section ten hundred eighty-seven-a-ten (1087-a-10) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, be and the same is hereby repealed and the following enacted in lieu thereof:

No candidate for an elective county office shall have his name printed upon the official primary ballot of his party unless at least thirty (30) 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 (40) days prior to such 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 president of the United States, or vice president of the United States, or party national committeeman, or senator in the Congress 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 (40) 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 subdivision of a county, or a candidate for party county committeeman 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 ofcounty, 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 13 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 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 or 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, except candidates for president and vice president of the United States, 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 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, or there shall be filed a nomination paper signed by ten qualified voters of his district, with the county auditor, at least fifteen (15) days prior to such primary election, and the filing of such affidavit, or such nomination paper, 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) of.....county of.....in the state of Iowa; that I am eligible to the office for which I am candidate, and that the political party with which I affiliate is the.....party; that I am 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, president of the United States, vice president of the United States, party national committeeman, or United States senator, 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, 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. 3. That section ten hundred eighty-seven-a-fourteen (1087-a-14) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, be and the same is hereby amended as follows:

By inserting after "June, 19...." in the eighth line of said section the following:

FOR PRESIDENT OF THE UNITED STATES.

(Vote for one.)

- Theodore Smith.
- William Jennings Jones.
-

FOR VICE PRESIDENT OF THE UNITED STATES.

(Vote for one.)

- Thomas R. Doe.
- C. C. Clark.
-

By inserting after "" in the thirteenth line of said section the following:

FOR PARTY NATIONAL COMMITTEEMAN.

(Vote for one.)

- William R. Heath.
- Wilson W. Brown.
-

SEC. 4. That section ten hundred eighty-seven-a-twenty (1087-a-20) of the Supplement to the Code, 1907, be and the same is hereby amended by inserting after "viz.:" in the fourth line of said section the following:

President of the United States,
Senator of the United States,
Party national committeeman.

By striking out all of line six of said section.

Read first and second time and placed on file.

Sherman of Poweshiek moved that consideration of House File No. 273 be made a special order for Tuesday, February 11th, at 10:00 o'clock A. M.

By committee on Congressional Districts, House File No. 274, a bill for an act to divide the state into eleven congressional districts and to provide for the election of congressmen thereunder.

Read first and second time and placed on file.

By Cole of Hancock, House File No. 275, a bill for an act to amend the law as it appears in section twenty-seven hundred seventy-eight (2778), supplement to the code, 1907, and to provide for the employment of school superintendents for a term of years.

Read first and second time and referred to committee on Schools and Text Books.

By Bernbrock of Black Hawk, House File No. 276, a bill for an act providing for the sanitation of laundries; regulating the health of operatives, employees, clerks, and all other persons working on the premises who handle clothing intended for laundering purposes; defining a laundry, regulating the ventilation and sanitary conditions thereof; defining the duties of the state dairy and food commission in relation thereto; providing penalties for the violation thereof, and repealing acts in conflict therewith.

Read first and second time and referred to committee on Food and Dairy.

By Griffin of Woodbury, House File No. 277, a bill for an act to amend the law as it appears in section four hundred ninety-

six (496) of the supplement, 1907, to the code, relating to the qualifications and compensation of the deputy county recorder and other assistants to the county recorder.

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

By Grout of Black Hawk, House File No. 278, a bill for an act to amend the law as it appears in section twenty-four hundred twenty-eight (2428), of the code, relating to the duties of peace officers.

Read first and second time and referred to committee on Police Regulation.

By Bliss of Ringgold, House File No. 279, a bill for an act to establish three additional state normal schools and for the location of same and procure sites therefor, and making an appropriation therefor.

Read first and second time and referred to committee on Normal Schools.

By Shankland of Polk, by request, House File No. 280, a bill for an act to appropriate the sum of fifty thousand (\$50,000) dollars to be used for the purpose of promoting an exposition to be held in the city of Des Moines, Iowa, during the summer or fall of 1913 for the display of evidences of the progress of the negro race in the state of Iowa during the fifty years (50) since emancipation.

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

By Shankland of Polk, House File No. 281, a bill for an act to provide, secure and pay compensation for employes who sustain personal injury while in line of duty.

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

Time having arrived for Special Order No. 2, the House resumed consideration of House File No. 135, a bill for an act to amend the law as it appears in chapter sixty-four (64), acts of the Thirty-third General Assembly, relating to the government of certain cities.

Stipe of Page proposed the following amendment; amend by adding section 3 to the original bill:

“Section 3. That the law as it appears in section 9, chapter 64, acts of the Thirty-third General Assembly, be and the same is hereby amended by inserting after the colon ‘:’ and before the word ‘in’ in the ninth line, the following words: ‘In cities having by the last preceding state or national census a population of 2,000 and less than 3,500, the mayor’s annual salary shall be \$150.00, and each councilman’s \$100.00. In cities having by such census a population of 3,500 and less than 5,000, the mayor’s annual salary shall be \$250.00, and each councilman’s \$200.00. In cities having by such census a population of 5,000 and less than 7,000, the mayor’s annual salary shall be \$500.00 and each councilman’s \$400.00.’ ”

Amendment adopted.

Sherman of Poweshiek moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Bingham, Bliss, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Eggleston, Elwood, Erickson, Greene of Clinton, Griffin, Grout, Hansen, Hazen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Klay, LeRoy, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Thayer, Thompson, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—65.

The nays were:

Bartle, Blackford, Bradley, Brown, Clark, Cronbaugh, Dunlap, Halgrims, Halstead, Kane, Kingland, Miller, Mitchell, Odendahl, Scott, Stokes, Townsend—17.

Absent or not voting:

Atkinson, Bernbrock, Black, Boettger, Bruce, Downey, Elliott, Enger, Fraley, Greene of Grundy, Griggs, Hadley, Hamilton, Hunt, Jacobson, Kelso, Koontz, Kulp, Larrabee, Lenocker, Lounsberry, Lund, McCullough, Milton, Saltzmann, Stutt—26.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Burt of Taylor moved that House File No. 4, known as the "Blue Sky" bill, be made a special order for Monday, February 10th, at 11:00 o'clock A. M.

Motion prevailed.

INTRODUCTION OF BILLS.

By Mitchell of Wapello, House File No. 282, a bill for an act to amend section two, chapter thirty-eight of the acts of the Thirty-fourth General Assembly relating to length of cars to be equipped with power brakes.

Read first and second time and referred to committee on Municipal Corporations.

By Jones of Dickinson, House File No. 283, a bill for an act to amend section forty-seven hundred ninety-nine-a (4799-a) of the supplement to the code of 1907 relative to the crime of burglary with explosives.

Read first and second time and referred to committee on Banks and Banking.

By Daniels of Appanoose, House File No. 284, a bill for an act to provide for the assessment and taxation of osage, willow and other hedge fences adjacent to public highways.

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

Klay of Sioux offered the following concurrent resolution:

Resolved by the House, the Senate concurring, That this assembly adjourn Wednesday, February 26, 1913, to re-convene Wednesday, March 5, 1913, at 10 o'clock a. m.

Laid over under rule 34.

CONSIDERATION OF BILLS.

On motion of Jensen of Pocahontas, House File No. 12, a bill for an act to amend the law as it appears in section two thousand six hundred thirty-four-f (2634-f), of the supplement to the code, 1907, relating to the acceptance of graduation from institutions of higher learning as evidence that a teacher possesses the scholarship and professional fitness for a state certificate, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment was adopted.

Mr. Jensen moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lenoeker, LeRoy, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Stipe, Stokes, Thayer, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—90.

The nays were:

Doze, Steelsmith—2.

Absent or not voting:

Atkinson, Brady, Elliott, Enger, Griggs, Halgrims, Hamilton, Hansen, Jamison, Koontz, Lounsbeery, Lund, Odendahl, Saltzmann, Stutt, White—16.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Klay of Sioux, House File No. 157, a bill for an act to repeal section 1, chapter 123, laws of the Thirty-fourth General Assembly; to repeal section 2, chapter 123, laws of the Thirty-fourth General Assembly, and enact a substitute therefor; to repeal section 3, of chapter 123, acts of the Thirty-fourth General Assembly; to amend section 2587 of the code; to amend section 2594 of the code; to repeal section 2588 of the code and enact a substitute therefor; to amend section 2593, supplement to the code of 1907, relating to the practice of pharmacy and to the sale of drugs, medicines, poisons and chemicals, with report of committee recommending passage as amended, and substitute amendment proposed by Klay of Sioux, was taken up and considered.

Mr. Klay moved the adoption of the substitute amendment.

Motion prevailed.

Mr. Klay then proposed the following amendments:

I move to amend the substitute amendment for House File No. 157 by striking out after the word "shall" in the eleventh line of section 5 of said substitute amendment as it appears in the printed Journal, the following, "he allow any one else who is employed in his place of business and" insert in lieu thereof, "any person"; further by inserting after the word "pharmacist" in line 12 of section 5 the following, "be allowed"; further by striking out all of section 4; further by striking out the figure "1" after the word "June" in line 36 of section 5.

Amendments adopted.

Mr. Klay moved that section 5 of said bill be renumbered as section 4.

Motion prevailed.

Scholz of Clayton in the chair.

Whitney of Woodbury moved that further consideration of House File No. 157 be made a special order for Saturday, February 9th, at 10:00 o'clock A. M.

Motion prevailed.

Speaker Cunningham in the chair.

REPORTS OF COMMITTEES.

Dawson of Cherokee, 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. 65 by Jensen, a bill for an act to amend the law as it appears in section three (3), chapter one hundred forty-six, acts of the Thirty-fourth General Assembly, 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.

W. P. DAWSON,
Chairman.

Report adopted, and House File No. 65 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 32, a bill for an act to amend chapter one hundred forty-six (146) of the acts of the Thirty-fourth General Assembly, relating to the payment of tuition of pupils residing in school corporations which do not offer instruction equivalent to four year high schools of Iowa, 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.

W. P. DAWSON,
Chairman.

Report adopted, and House File No. 32 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 130 by Scholz, a bill for an act to abolish the office of school treasurer and provide that the county treasurer shall

perform the duties of said officer, 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 amended as follows:

That the figures 2708 in line 4 of the title be amended so as to read 2808 and that the figures, 2712-f in line 5 of the title be amended so as to read 2812-f.

Also amend section 7 by striking out of line 4 thereof all that part following the word "banks" and in line 5 all that part preceding the word "at" and inserting in lieu thereof the following: "that have given the required bonds, if any there be, in the locality from which the taxes have been collected"; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 97, a bill for an act to amend the law as it appears in section twenty-seven hundred and fifty-four (2754) of the Supplement to the Code, 1907, relating to the election of officers in independent school districts in towns and cities, 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 amended as follows:

By inserting after "city or town districts" in line five (5) the following words, "containing a population of 500 or more".

And by striking out in line eighteen (18) the words, "a number of said" and inserting therefor the word "sufficient", and by inserting in the same line after the word "ballots" the words "at least".

Also strike out "period" following "whatever" in line sixteen (16) and insert in lieu thereof a "comma" followed by the words "and shall contain in addition to and following the names of candidates nominated for each office as herein provided, as many blank lines with squares opposite thereto, as there are officers to be elected".

And that the publication clause be stricken out; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report 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 Concurrent Resolution, in which the concurrence of the House is asked:

Concurrent Resolution relative to an immediate investigation and report of the committee having in charge the investigation of the Iowa State Fair, by virtue of Concurrent Resolution of yesterday.

Jos. E. MEYER,
Secretary.

Brockway of Louisa called up Senate concurrent resolution relative to immediate investigation and report of the committee having in charge the investigation of the Iowa State Fair.

SENATE CONCURRENT RESOLUTION.

Be it resolved by the Senate, the House concurring, That an immediate investigation be had and a prompt report made to the Senate and House of the findings of the committee having in charge the investigation of the Iowa State Fair, by virtue of a concurrent resolution offered by Senator Chase in this chamber yesterday; and House Joint Resolution No. 9 to the end that the General Assembly may have the necessary information for prompt and intelligent action.

Mr. Brockway moved that the House concur.

Motion prevailed, and the House concurred in the Senate concurrent resolution.

On motion of Cronbaugh of Iowa, the House adjourned until Saturday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES.
DES MOINES, IOWA, FEBRUARY 8, 1913.

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

Prayer was offered by Rev. T. M. Brumfield of Des Moines, Iowa.

Journal of Friday corrected and approved.

On request of Bauman of Van Buren, leave of absence was granted Crozier of Marion until Tuesday.

On request of Bruce of Floyd, leave of absence was granted Bernbrock of Black Hawk until Monday.

On request of Halgrims of Humboldt, leave of absence was granted Greene of Grundy until Monday.

On request of Downey of Crawford, leave of absence was granted Kane of Dubuque until Monday.

On request of Anderson of Montgomery, leave of absence was granted Buxton of Warren until Monday.

On request of Munro of Washington, leave of absence was granted Brockway of Louisa until Monday.

On request of Jones of Dickinson, leave of absence was granted Black of Muscatine until Monday.

On request of Dawson of Cherokee, leave of absence was granted Huntley of Lucas until Tuesday.

On request of Scholz of Clayton, leave of absence was granted Trumbauer of Keokuk until Monday.

On request of Griffin of Woodbury, leave of absence was granted Manning of Story until Tuesday.

On request of Jones of Dickinson, leave of absence was granted Bliss of Ringgold until Monday.

On request of Stipe of Page, leave of absence was granted Klay of Sioux until Tuesday.

On request of Bradley of Wapello, leave of absence was granted Brown of Mahaska until Monday.

On request of Anderson of Montgomery, leave of absence was granted Heaton of Union until Tuesday.

On request of Dawson of Cherokee, leave of absence was granted Chapman of Guthrie until Monday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Greene of Clinton presented petition of voters of the state of Iowa relative to the use of the Australian ballot in school elections.

Referred to committee on Elections.

Jones of Dickinson presented remonstrance of the citizens of Dickinson county against the passage of House File No. 79 relative to amendment of the fish and game laws of Iowa.

Referred to committee on Fish and Game.

Cole of Hancock presented petition of the electors of Hancock county relative to good roads.

Referred to committee on Roads and Highways.

Brady of Dallas presented petition of the trustees of Dallas county relative to good roads laws.

Referred to committee on Roads and Highways.

Townsend of Tama presented petition of citizens of Tama county relative to defeat of House File No. 130, being a measure to abolish the office of school treasurer.

Referred to committee on Schools and Text Books.

Jamison of Des Moines presented petition of citizens of the state of Iowa relative to repeal of the fish and game law.

Referred to committee on Fish and Game.

Kulp of Palo Alto presented remonstrance of citizens of Palo Alto county against the abolishment of the office of school treasurer.

Referred to committee on Schools and Text Books.

Lenocker of Pottawattamie presented remonstrance of citizens of Pottawattamie county against the abolishment of the office of school treasurer.

Referred to committee on Schools and Text Books.

Dunlap of Clinton presented remonstrance of agricultural committee of the Clinton Commercial Club against the discontinuance of the course in domestic science at the Iowa State College.

Referred to committee on State Educational Institutions.

Scott of Fremont presented petition of automobile owners of Fremont county relative to automobile insurance.

Referred to committee on Insurance.

Scott of Fremont presented remonstrance of citizens of Tabor, Iowa, against passage of a law forbidding spring hunting.

Referred to committee on Fish and Game.

On request of Doze of Wayne, House File No. 211 was withdrawn from the committee on Railroads and Transportation and from the further consideration of the House.

On request of Blackford of Henry, House File No. 83 was withdrawn from the committee on Elections and from the further consideration of the House.

On request of Thompson of Decatur, House File No. 185 was withdrawn from the committee on Schools and Text Books and from the further consideration of the House.

On request of Klay of Sioux, House File No. 125 was withdrawn from the committee on Ways and Means and the further consideration of the House.

Larrabee of Fayette moved that House File No. 70 be re-referred to the committee on Appropriations.

Motion prevailed, and House File No. 70 was so referred.

REPORTS OF COMMITTEES.

Lenoeker of Pottawattamie, from the committee on Pharmacy, submitted the following report:

MR. SPEAKER—Your committee on Pharmacy, to whom was referred House File No. 269, a bill for an act repealing section 4999-a-38, chapter 10-b of title 24 of the Supplement to the Code, 1907, and enacting a substitute therefor, relating to the enforcement of the Pure Drug Laws, 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 referred to the committee on Appropriations.

AL. A. LENOCKER,
Chairman.

Report adopted, and House File No. 269 was so referred.

Brady of Dallas, from the committee on Rules, submitted the following report and requested that it be printed in the Journal:

MR. SPEAKER—Your committee on Rules respectfully report they have adopted the rules of the Thirty-fourth General Assembly, with the following amendments:

Sections 1 to 9 inclusive were re-adopted.

Section 10, amended to read as follows:

- “1. Business pending at last previous adjournment.
2. Petitions or remonstrances to be offered.
3. Reports of committees.
4. Resolutions laid over under rule 34.
5. Bills to be introduced.
6. Resolutions.
7. Messages and communications on the speaker's table.
8. Bills and resolutions read a second time.
9. Bills on their passage.
10. Reports in the possession of the House shall be taken up in their order.”

Sections 11 to 25, inclusive, were re-adopted.

Section 26, stricken out and the following inserted in lieu thereof:

“The previous question shall always be put in this form: ‘Shall the main question be now put?’ When a member moves a previous question he shall specifically state in his motion whether it shall apply to the main question and the amendments, or to the amendment or amendments,

only. It shall only be admitted when demanded by a majority of the members present, and when the motion prevails its effect shall be to put an end to all debate and to bring the House to a direct vote upon the questions to which the motion applies, except when the motion applies to the main question, the member in charge of the measure under consideration, shall have ten (10) minutes in which to close the discussion before the vote is taken. On a motion for the previous question, and prior to submitting the same, a call of the House shall be in order; but after such motion shall have been adopted no call shall be in order prior to the decision of the main question. If the previous question is decided in the negative the House shall proceed with the matter before it the same as though the previous question had not been moved."

Sections 27 to 43, inclusive, were re-adopted.

Section 44, repealed and the following inserted in lieu thereof:

"Bills calling for appropriations for the state educational institutions and the institutions in charge of the Board of Control shall not be introduced later than February 15, 1913; no bill carrying any appropriation for any purpose after March 1, and no other bill of any kind later than March 10, 1913, except by standing committees as a committee bill."

Sections 45 to 56, inclusive, were re-adopted.

Section 57. Amended to read as follows:

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

Section 58. Re-adopted.

Section 59. Stricken out and the following inserted in lieu thereof:

"The rules of parliamentary practice comprised in Roberts' Rules of Order shall govern the House in all cases where they are not inconsistent with the standing rules of this House and joint rules of both houses.

Section 60. Re-adopted.

Section 61. Amended by adding thereto the following:

"When a motion which works a final disposition of a bill in the committee is up for adoption the roll of the committee shall be called and the yeas and nays entered in the minutes of the meeting; this last provision, however, shall not apply to the committee on Appropriations."

Section 62. Re-adopted.

Sections 63 and 64. Stricken from the rules.

Section 65. Re-adopted.

Section 66. Amended by adding thereto the following:

“Lobbying shall not be permitted on the floor of the House while the House is in session.”

Sections 67 to 75, inclusive, were re-adopted.

HENRY BRADY,
Chairman.

Black of Muscatine, 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. 213, a bill for an act to transfer to the city of Burlington, Iowa, the title, use and control of a certain island in the Mississippi river near the city of Burlington, Iowa, known as Otter island, 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 do pass.

B. H. BLACK,
Chairman.

Report adopted.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 144, a bill for an act to amend the law as contained in chapter thirty-seven (37) of the acts of the Thirty-fourth General Assembly, relating to the emission of smoke and declaring the emission of smoke within the corporate limits of certain cities to be a public nuisance and confer upon such cities additional powers for abatement of such nuisance, 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 amended as follows:

1. That the word “confer” in the fifth line of the original bill be stricken out and that the word “conferring” be inserted in lieu thereof.
2. That section 2 of the original bill be stricken out and that said bill when so amended do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Kulp of Palo Alto, from the committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your committee on Constitutional Amendments, to whom was referred House Joint Resolution No. 6, a Joint Resolution proposing an amendment to the constitution of the state of Iowa by repealing section one (1) of article two (II) of said constitution and the enactment and adoption of a substitute therefor, relating to the right of suffrage, 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 amended as follows:

By striking from the enacting clause thereof the word "enacted" and substituting in lieu thereof the word "resolved"; and when so amended the bill do pass.

D. E. KULP,
Chairman.

Report adopted.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 146, a bill for an act to repeal the law as it appears in section five thousand twenty-eight-b (5028-b), Supplement to the Code, 1907, and chapter two hundred twenty-two (222), acts of the Thirty-third General Assembly, amendatory thereof, and to enact a substitute therefor, relating to unfair discrimination and competition in any commodity or article of commerce between different sections, communities, localities, cities or towns, 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 referred to the committee on Agriculture.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 146 was so referred.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 236, a bill for an act legalizing the adoption, signing, recording and publication of the ordinances of the city of Bedford, Iowa, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 159, a bill for an act to amend section three thousand seven hundred fifty-six (3756) of the Code, relating to the hearing of motions for a new trial and the decisions thereon, 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 amended as follows:

By inserting between the words "party" and "all" in the first line of section 2 the words "in writing"; and by striking out the word "motions" in the fourth line of said section 2 and inserting in lieu thereof the word "request"; and also by inserting between the words "judge" and "within" in the last line of section 2 the following: "and filed in the office of the clerk of the district court in which said cause was tried"; and by adding to said section the following: "Such request may be filed and the ruling thereon made either during the term at which said cause was tried, or subsequent term, or in vacation, and the ruling thereon may be entered in vacation with the same force and effect as though entered during the term of court."; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 58, a bill for an act to amend section eleven hundred eighty-two (1182) of the Code of 1897, relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors, 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 amended as follows:

By striking out the following: "of 1897" after the word "code" in the second line of the title; by striking out after the word "code" in the second line of section 2 the following: "of 1897";; also amend section 2 by adding to the section as follows: "and shall be approved by and left in the custody of the clerk of the district court."; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 232, a bill for an act to amend section three thousand three hundred seventy-seven (3377) of the Code, relating to the election between the distributive share and occupancy of homestead by surviving spouse and setting off such distributive share, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 87, a bill for an act to amend section forty-six hundred three (4603) of the Code of 1897 by providing for the cross-examination of the adverse party to the record of any civil action or proceeding, or a person for whose benefit action or proceeding is prosecuted or defended, or the directors, officers, superintendent, or managing agents of any corporation which is a party to the record, and providing that the party calling such witness shall not be bound by his testimony and that the testimony of such witness may be rebutted by the party calling such witness by other evidence; all relating to evidence in civil actions and proceedings, 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 amended as follows:

By striking out of line two of the title the following: "of 1897"; by inserting after the word "witnesses" the following: "except as herein modified."; by striking out all of section 2; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 231, a bill for an act to amend section one (1), chapter one hundred four (104) of the acts of the Thirty-third General Assembly, as amended by chapter seventy-three (73) of the acts of the Thirty-fourth General Assembly, relative to recording of articles of incorporation of incorporations for pecuniary profit, 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 amended as follows:

By striking out the word "incorporations" in the fifth line of the title and inserting in lieu thereof the word "corporations"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Dawson of Cherokee, 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. 93, a bill for an act to repeal chapter one hundred and forty-six (146) of the acts of the Thirty-fourth General Assembly, relating to high school tuition and to enact a substitute therefor, 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 amended as follows:

At the close of the fourth section following the words "per month", add "And additional cost to the high school shall be paid by the individual pupil".

Also strike out all of section No. 6; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Kulp of Palo Alto, from the committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your committee on Constitutional Amendments, to whom was referred House Joint Resolution No. 4, a Joint Resolution proposing an amendment to the constitution of the state of Iowa, authorizing the General Assembly to provide for the exclusive taxation of classes of property for state revenue purposes, 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 do pass.

D. E. KULP,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By Greene of Clinton, House File No. 285, a bill for an act establishing city athletic commissions and regulating boxing and sparring exhibitions in cities of twenty thousand population, or over, and cities acting under special charter or commission form of government.

Read first and second time and referred to committee on Municipal Corporations.

By Hadley of Webster, by request, House File No. 286, a bill for an act empowering boards of supervisors to appropriate money for educational purposes in relation to preventable diseases.

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

By Bruce of Floyd, House File No. 287, a bill for an act for the prevention of accidents, providing indemnity to employees, creating a fund for the purpose, securing contributions thereto, creating a board and fixing their powers and duties relating to the subject matters of this act.

Read first and second time and referred to committee on Labor.

By Sherman of Poweshiek, House File No. 288, a bill for an act to make an appropriation for the payment of the expenses of printing of briefs and the traveling expenses of one of the railroad commissioners, Clifford Thorne, while in attendance at the final hearing in the case before the Interstate Commerce Commission involving general advancement in rates.

Read first and second time and referred to committee on Claims.

By Elliott of Monona, House File No. 289, a bill for an act authorizing cities and towns, including cities under special charter, to regulate or prohibit by ordinance the maintenance or use of cess-pools, privy vaults, pits, excavations, or receptacles for the deposit of offal, filth, night soil, or sewage, and to provide punishment for the violation of such ordinance.

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

By Elliott of Monona, House File No. 290, a bill for an act to amend section six hundred ninety-six (696) of the supplement to the code, 1907, relating to the prevention of nuisances and the regulation of slaughter houses and other such places by cities and towns.

Read first and second time and referred to committee on Municipal Corporations.

By Stipe of Page, House File No. 291, a bill for an act to repeal section five thousand and forty (5040-a) of the supplement to the code, 1907, and to enact a substitute therefore, relating to the prohibition of ball games and other sports on Decoration day.

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

By Doze of Wayne, House File No. 292, a bill for an act additional to chapter five (5) title ten (10) of the code to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same.

Read first and second time and referred to committee on Railroads and Transportation.

By Halgrims of Humboldt, House File No. 293.

A BILL FOR AN ACT to Legalize the Incorporation of Humboldt State Bank, Humboldt, Iowa.

WHEREAS: The Humboldt County Banking Association was duly incorporated October 7, A. D. 1872, (name duly changed to Humboldt County Bank, October 5, A. D. 1876, and to Humboldt State Bank, April 7, 1892,) and its charter renewed October 7, A. D. 1892, and on the 19th day of December, A. D. 1912, its Articles of Incorporation were amended and adopted by the requisite vote of the stockholders and not recorded in Humboldt county until January 25, A. D. 1913, and forwarded to the secretary of state January 31, A. D. 1913, being more than three months after the expiration of the original Articles of Incorporation, that the filing and recording fees have been paid and in all other matters the law complies with; therefore,

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

SECTION 1. That the incorporation of Humboldt State Bank and renewal thereof be and the same are hereby legalized the same as though the law had been fully complied with.

SEC. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Register and Leader, a newspaper published in Des Moines, Iowa, without expense to the state.

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

SPECIAL ORDER NO. 3.

Time having arrived for Special Order No. 3, House resumed consideration of House File No. 157, a bill for an act to repeal section 1, chapter 123, laws of the Thirty-fourth General Assembly; to repeal section 2, chapter 123, laws of the Thirty-fourth General Assembly, and enact a substitute therefor; to repeal section 3, of chapter 123, acts of the Thirty-fourth General Assembly; to amend section 2587 of the code; to amend section 2594 of the code; to repeal section 2588 of the code and enact a substitute therefor; to amend section 2593, supplement to the code of 1907, relating to the practice of pharmacy and to the sale of drugs, medicines, poisons and chemicals.

Klay of Sioux proposed the following amendment: amend by striking out "section No. 4".

Amendment adopted.

Mr. Klay moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Blackford, Brady, Brown, Bruce, Burt, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hutchins, Jacobs, Jacobson, Jami-

son, Jensen, Jones, Kelso, Kingland, Klay, Kulp, Larrabee, Lenocker, LeRoy, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thayer, Thompson, Townsend, Webb, White, Workman, Mr. Speaker—81.

The nays were:

Bradley, Cronbaugh, Halgrims, Whitney—4.

Absent or not voting:

Atkinson, Bernbrock, Bliss, Boettger, Brockway, Buxton, Clark, Crozier, Enger, Fraley, Greene of Grundy, Griggs, Hamilton, Hunt, Huntley, Kane, Koontz, Lounsberry, Lund, Manning, Saltzmann, Stutt, Trumbauer—23.

So the bill having received a constitutional majority was declared to have passed the House.

Klay of Sioux proposed the following amendment to the title:

Strike out all of line 15 and all of line 16 up to the word "regulating".

Motion prevailed and the title as amended was agreed to.

INTRODUCTION OF BILLS.

By Ring of Linn, House File No. 294, a bill for an act to amend the law as found in section two hundred fifty-four-a-eighteen (254-a-18) supplement to the code 1907 relating to the compensation of probation officers of juvenile courts:

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

By Helming of Allamakee, House File No. 295, a bill for an act to provide for the care and treatment of indigent children under the direction of the state board of control, and to make an appropriation therefor.

Read first and second time and referred to committee on Board of Control.

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 refuses to concur in House amendments to Senate Concurrent Resolution, in which the concurrence of the Senate was asked:

Concurrent Resolution relative to attorney's fees in case of a contest for a seat in either the Senate or House.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Larrabee of Fayette called up Senate concurrent resolution relative to attorneys' fees in case of contest in either the House or the Senate and the House amendment thereto.

HOUSE AMENDMENT.

Amend concurrent resolution relative to attorney fees in the case of contested elections by striking out all after the word "allowed" at the end of the eighth line, and substituting therefor the following: "to either the defeated or successful occupant or the successful contestant for any seat, shall not exceed one hundred dollars (\$100.00), and that no other attorneys' fees or expenses of attorneys in such cases, shall be allowed".

Larrabee of Fayette moved that the House insist on its amendment.

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 passed the following bill, in which the concurrence of the House is asked:

Senate File No. 153, a bill for an act to authorize senators holding over, and members of the House and Senate holding certificates of election, to file with the secretary of state and have printed before the meeting of the General Assembly, any bill for a law that he may intend to present for the consideration of that body.

JOS. E. MEYER,
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. 32, a bill for an act to amend the law as it appears in section two hundred sixty-five (265) of the Code, relating to clerk of the superior court.

JOS. E. MEYER,
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. 127, a bill for an act to amend the law as it appears in section twenty-six hundred four (2604) of the Supplement to the Code of 1907, in regard to the qualification of certain officers of the Soldiers' Home.

JOS. E. MEYER,
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. 135, a bill for an act to amend section 3377 of the Code, relating to the election between the distributive share and occupancy of homestead by surviving spouse and setting off such distributive share.

JOS. E. MEYER,
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. 29, a bill for an act to transfer to the city of Burlington, Iowa the title, use and control of a certain island in the Mississippi river near the city of Burlington, Iowa, known as Otter Island.

JOS. E. MEYER,
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 a joint session at one P. M. February 13, for the purpose of a joint hearing on the question of the future policy of higher education in Iowa.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 135, a bill for an act to amend section 3377 of the code, relating to the election between the distributive share and occupancy of homestead by surviving spouse and setting off such distributive share.

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

Senate File No. 29, a bill for an act to transfer to the city of Burlington, Iowa, the title, use and control of a certain island in the Mississippi river near the city of Burlington, Iowa, known as Otter Island.

Read first and second time and placed on file.

Senate File No. 32, a bill for an act to amend the law as it appears in section two hundred sixty-five (265) of the code relating to the clerk of the superior court.

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

Senate File No. 153, a bill for an act to authorize senators holding over and members of the House and Senate holding certificates of election, to file with the secretary of state and have printed before the meeting of the general assembly, any bill for a law that he may intend to present to the consideration of that body.

Read first and second time and referred to committee on Rules.

Jensen of Pocahontas called up Senate amendment to House concurrent resolution relative to a joint session to be held at one p. m., February 13th, for the purpose of a joint hearing on the question of the future policy of higher education.

SENATE AMENDMENT.

Strike out the word "executive" wherever it appears in the resolution.

Jensen of Pocahontas moved that the House concur in the Senate amendment.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Miller of Bremer, House File No. 8, a bill for an act to prohibit the marriage of white persons with those of African descent and prescribing a penalty for the violation thereof, was taken up and considered.

Miller of Bremer proposed the following amendment:

Amend by striking out the word "eighth" from line two of section one of the printed bill and inserting in lieu thereof the word "fourth".

Amendment adopted.

LeRoy of Delaware moved the previous question.

Ring of Linn seconded the motion.

Motion prevailed.

Mr. Miller moved that the rules be suspended, 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 ayes were:

Bartle, Bauman, Bingham, Bradley, Cannon, Chapman, Clark, Craig, Cronbaugh, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Greene of Clinton, Griffin, Grout, Halgrims, Halstead, Hansen, Hazen, Huff, Jamison, Jensen, Kelso, LeRoy, McCullough, Miller, Milton, Mitchell, Munro, Odendahl, Peterson, Rohwer, Scott, Sidey, Steelsmith, Stokes, Thayer, Thompson, Townsend, Webb—44.

The nays were:

Anderson of Montgomery, Anderson of Greene, Barry, Blackford, Brady, Bruce, Burt, Carson, Cole, Dixon, Elwood, Erickson, Fraley, Helming, Hutchins, Jacobs, Jacobson, Jones, Kingland, Klay, Kulp, Larrabee, McHose, McVicker, Meredith, Newcomb, Pickford, Power, Ring, Rone, Scholz, Shankland, Sherman, Stipe, White, Whitney, Workman, Mr. Speaker—38.

Absent or not voting:

Atkinson, Bernbrock, Black, Bliss, Boettger, Brockway, Brown, Buxton, Crozier, Enger, Greene of Grundy, Griggs, Hadley, Hamilton, Heaton, Hunt, Huntley, Kane, Koontz, Lenoeker, Lounsberry, Lund, Manning, Saltzmann, Stutt, Trumbauer—26.

So the bill having failed to receive a constitutional majority was declared to have been lost.

Dawson of Cherokee presented the following resolution:

Resolved by the House, the Senate concurring, That a committee of three from the House and two from the Senate be appointed to extend an invitation to Edwin G. Cooley, of Chicago, to address a joint session of the Senate and House in the near future, on vocational training and continuation schools.

Laid over under rule 34.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 8 failed to pass the House.

CHAS. E. SCHOLZ.

I second the motion.

J. W. BLACKFORD.

Klay of Sioux moved that House Joint Resolution No. 4 be made a special order for Thursday, February 13th, at 10:00 o'clock A. M.

Motion prevailed.

The Speaker announced as House members of the conference committee relative to attorneys' fees in contest cases, Larrabee of Fayette, Jones of Dickinson, Halgrims of Humboldt and Hazen of Pottawattamie.

On motion of White of Benton, the House adjourned until Monday, February 10th, at 10:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 10, 1913.

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

Prayer was offered by Rev. C. A. Randolph of Boone, Iowa.

On request of Koontz of Johnson, leave of absence was granted Rohwer of Ida indefinitely.

On request of Ring of Linn, leave of absence was granted LeRoy of Delaware until Thursday.

On request of Lenoeker of Pottawattamie, leave of absence was granted Hazen of Pottawattamie until Wednesday.

On request of Boettger of Scott, leave of absence was granted Kelso of Jackson until Tuesday.

SPECIAL ORDER NO. 4.

Time having arrived for Special Order No. 4, House resumed consideration of House File No. 1, a bill for an act to amend the law as it appears in sections ten hundred eighty-seven-a-ten (1087-a-10), ten hundred eighty-seven-a-twenty-two (1087-a-22), and ten hundred eighty-seven-a-twenty-seven (1087-a-27), of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third (33d) General Assembly, and sections eleven hundred fifty (1150), eleven hundred fifty-one (1151), eleven hundred fifty-seven (1157), and eleven hundred sixty-two (1162) of the code, and repealing chapter one (1) of the special session of the Thirty-second (32d) General Assembly, and enacting a substitute therefor, all relating to the nomination of candidates for the office of senator in the congress of the United States and of the canvass of the vote for senator in the congress of the United States, and providing for nominations for such office in case of vacancy.

Kingland of Winnebago moved that the following amendments proposed by him on February 6th be adopted:

MR. SPEAKER—I move that House File No. 1 be amended as follows:

First. That there be inserted after the first comma and before the word “and” in the sixth line of the title to said bill the following words and figures: “Section eleven hundred six (1106) of the Supplement to the Code, 1907.”.

Second. That there be inserted between the words “the” and “special” in the ninth line of the title of said bill the following words: “acts of the”.

Third. That the words and figures “Thirty-second (32)” in the third line of section 1 of said bill be stricken out and that the following words and figures be inserted in lieu thereof: “Thirty-third (33d)”.

Fourth. That the final “s” of the word “Representatives” in the sixth line of section 1 of said bill be stricken out.

Fifth. That after the word “Congress”, being the last word in the fifth line of Statement No. 1 in section 1 of said bill, there be inserted the following words: “of the United States”.

Sixth. That the word “by” between the word “Assembly” and the word “and” in the fourth line of section 3 of said bill be stricken out and that the word “be” be inserted in lieu thereof.

Seventh. That the word “inseting” between the words “by” and “after” in the fourth line of section 3 of said bill be stricken out and that there be inserted in lieu thereof the word “inserting”.

Eighth. That a small “i” be substituted for the capital “I” in the word “including”, being the last word in the sixth line of section 3 of said bill.

Ninth. That the word “second” in the third line of section 6 of said bill be stricken out and the word “first” be substituted therefor.

Tenth. That the word “the” between the words “of” and “State” in line 5 of section 8 of said bill be stricken out.

Motion prevailed and the amendments were adopted.

Mr. Kingland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jensen, Jones, Kingland, Koontz, Kulp, Larrabee, Lenoeker, Lounsberry, Lund, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thayer, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—82.

The nays were:

Barry, Downey, Halstead—3.

Absent or not voting:

Atkinson, Bernbrock, Brown, Chapman, Crozier, Doze, Enger, Griggs, Hamilton, Hazen, Huntley, Jacobs, Kane, Kelso, Klay, LeRoy, Manning, Meredith, Rohwer, Scholz, Scott, Stutt, Trumbauer—23.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Kane of Dubuque presented remonstrance of citizens of Dubuque county against the abolishment of the office of school treasurer.

Referred to committee on Schools and Text Books.

Burt of Taylor presented petition of the Monday Club of Fort Madison favoring passage of law referring to state censorship of moving picture theaters.

Referred to committee on Police Regulation.

Pickford of Cerro Gordo presented petition of the Gun Club of Mason City relative to fish and game laws.

Referred to committee on Fish and Game.

REPORTS OF COMMITTEES.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 209, a bill for an act to amend sections one (1), two (2) and seven (7) of chapter one hundred sixty-nine (169) of the acts of the Thirty-third General Assembly relating to diseases among bees and making an appropriation for the expenses of the state inspector of apiaries, 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. W. HUNT,
Chairman.

Report adopted, and House File No. 209 was indefinitely postponed.

Sherman of Poweshiek, from the committee on Elections, submitted the following report:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 110, a bill for an act to provide for the nomination of district judges in judicial districts composed wholly of one county and having a population of 75,000 or more, at the primary election, 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 do pass.

RALPH SHERMAN,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 89, a bill for an act to amend the law relating to primary elections at it appears in sections ten hundred eighty-seven-a-four (1087-a-4), ten hundred eighty-seven-a-seven (1087-a-7), ten hundred eighty-seven-a-ten (1087-a-10), ten hundred eighty-seven-a-nineteen (1087-a-19), and ten hundred eighty-seven-a-twenty-two (1087-a-22), as amended by

chapter sixty-nine (69) of the acts of the Thirty-third (33) General Assembly, and chapter fifty-eight (58) of the acts of the Thirty-fourth (34) General Assembly, 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.

RALPH SHERMAN,
Chairman.

Report adopted, and House File No. 89 was indefinitely postponed.

Bliss of Ringgold, 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. 195, a bill for an act to amend the law as it appears in chapter one hundred forty-two (142), acts of the Thirty-third (33) General Assembly, relating to the number of persons to whom city or town councils may, by resolution, grant consent to sell intoxicating liquors, and making the same apply to cities acting under special charter, 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 do pass.

J. A. BLISS,
Chairman.

Report adopted.

Huff of Hardin in the chair.

INTRODUCTION OF BILLS.

By Dixon of Sac, House File No. 296, a bill for an act to amend the law as it appears in sections ten hundred fifty-six-a-twenty-five and ten hundred fifty-six-a-twenty-six (1056-a-25 and 1056-a-26) of the supplement to the code, 1907, as amended, and to provide for the appointment and powers of library trustees in certain cities.

Read first and second time and referred to committee on Public Libraries.

SPECIAL ORDER NO. 5.

Time having arrived for Special Order No. 5, on motion of Burt of Taylor, House File No. 4, a bill for an act to provide for

the regulation and supervision of investment companies, and providing penalties for the violation thereof, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Burt moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Clark, Cole, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Kulp, Larrabee, Lenocker, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Ring, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—85.

The nays were:

Eggleston, Townsend—2.

Absent or not voting:

Atkinson, Bernbrock, Brown, Chapman, Craig, Crozier, Enger, Hamilton, Hazen, Huntley, Kelso, Klay, Koontz, LeRoy, Manning, Newcomb, Rohwer, Saltzmann, Steelsmith, Thayer, Trumbauer—21.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILLS.

By Ring of Linn, House File No. 297, a bill for an act to enable the state of Iowa to assist in the celebration of the fiftieth anniversary of the battle of Gettysburg, and to appropriate money therefor and provide for the distribution thereof.

Read first and second time and referred to committee on Military.

By Kulp of Palo Alto, House File No. 298, a bill for an act relating to elevators and warehouses on railroad land and prescribing methods and conditions of procuring and holding sites therefor, and liability for loss or destruction thereof.

Read first and second time and referred to committee on Railroads and Transportation.

By Whitney of Woodbury, House File No. 299, a bill for an act to repeal section three thousand eight hundred seventy-two (3872) of the code and to enact a substitute therefor relating to the taxation of jury fees as costs.

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

By Griffin of Woodbury, House File No. 300, a bill for an act to amend the law as it appears in section four thousand seven hundred ninety-nine-a (4799-a) of the supplement to the code, 1907, relating to burglary with explosives.

Read first and second time and referred to committee on Police Regulations.

By Jacobs of Calhoun, House File No. 301, a bill for an act prescribing the liability of employers for accidental bodily injuries or death sustained by their employes; providing for compensation for accidental bodily injuries to or death of employes and methods of payment of same; restricting the right of recovery to the compensation as provided; providing for a review of awards thereof; providing for the creation of the bureau of industries and fixing its powers; providing for safety devices and safeguards; providing duties of employers and employes and fixing penalties for violation thereof; providing for hearings be-

fore such bureau and for actions against it; fixing the bureau's powers in respect to industrial accidents and making appropriations for carrying out of this act.

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

By Lund of Hamilton, House File No. 302, a bill for an act to amend the law relating to the sale of concentrated feeding stuffs, as it appears in section five thousand seventy-seven-a-eight (5077-a-8) of the supplement to the code, 1907.

Read first and second time and referred to committee on Food and Dairy.

By Huff of Hardin, House File No. 303, a bill for an act to require all persons, partnerships, companies or corporations owning or operating a railway in this state, to equip the cab of all locomotive engines with frost glass in front of the seat of the engineer and fireman of said engine, and providing a penalty for the violating thereof.

Read first and second time and referred to committee on Railroads and Transportation.

By Huff of Hardin, House File No. 304, a bill for an act to amend chapter one hundred eighty-four (184), of the acts of the Thirty-fourth (34th) General Assembly relative to the suspension of the execution of the sentence of certain convicts on first conviction.

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

By Fraley of Polk, House File No. 305, a bill for an act to provide for the transfer to the city or town treasurer of unclaimed funds in the treasury of the county where such unclaimed funds are the proceeds of an invalid tax levied to pay for the construction of an electric light plant for such city or town, and making the same a part of the general fund of such city or town.

Read first and second time and referred to committee on Municipal Corporations.

By Newcomb of Adams, House File No. 306, a bill for an act to amend sections seven hundred thirty-two (732) and eight hundred ninety-four (894) of the supplement to the code, 1907, relative to the levying of taxes for public libraries.

Read first and second time and referred to committee on Public Libraries.

By Kingland of Winnebago, House File No. 307, a bill for an act to repeal chapter one hundred forty-six (146) of the acts of the Thirty-fourth General Assembly relating to the payment of tuition of pupils attending high schools located in other districts.

Read first and second time and referred to committee on Schools and Text Books.

By Elwood of Howard, House File No. 308, a bill for an act relating to the transfer of messages by telegraph companies and providing penalties for the violation thereof, and conferring power on the board of railroad commissioners in connection therewith.

Read first and second time and referred to committee on Telegraph and Express.

By Daniels of Appanoose, House File No. 309, a bill for an act to amend section 3656 of the code relative to trial terms.

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

By Daniels of Appanoose, House File No. 310, a bill for an act to amend section 3172 of the code of 1897, providing for the postponement of the hearing of an application for divorce.

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

By Hunt of Harrison, House File No. 311, a bill for an act relating to fire or other casualty insurance and preventing discrimination therein and rebates of premiums received therefor.

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

By Koontz of Johnson, House File No. 312, a bill for an act to confer certain powers on cities organized under chapter forty-eight (48) of the acts of the Thirty-second (32) General Assembly of Iowa as the same appears in chapter fourteen-c (14-c) of title five (V) of the 1907 supplement to the code of 1897, and on cities having a population of five thousand (5,000) or more organized under chapter two (2) of title five (V) of the code of 1897, and including cities under special charters, relating to the organization, equipment and operation of fire departments in addition to all the other powers now granted to such cities by law, and providing for the levy and collection of a special tax for the use and benefit of such fire departments.

Read first and second time and referred to committee on Municipal Corporations.

House File No. 313.

A BILL FOR AN ACT to Legalize Certain Warrants of the City of Iowa City, Iowa.

WHEREAS: The city of Iowa City, county of Johnson, state of Iowa, did hitherto make expenditures in the amount of \$66,437.55; and,

WHEREAS: Said city of Iowa City issued warrants in the sum of \$66,437.55, to evidence the indebtedness incurred in making said expenditures; and,

WHEREAS: Said warrants did not when issued and do not now exceed the constitutional limitation on indebtedness; and,

WHEREAS: Said expenditures were all made for purposes authorized by law; and,

WHEREAS: The city of Iowa City has been and now is enjoying the use and benefit of said expenditures; and,

WHEREAS: The result of said expenditures were and are well worth the price which the city of Iowa City contracted should be paid therefor; and,

WHEREAS: Doubts have arisen concerning the legality of the aforesaid warrants, or a portion thereof, on the ground that the aforesaid expenditures, or a portion thereof, were contracted in excess of the city's authorized annual revenue; and,

WHEREAS: Doubts have arisen concerning the legality of the aforesaid warrants, or a portion thereof, on the ground that aforesaid expenditures, or a portion thereof, were not provided for in the city's annual appropriation; and,

WHEREAS: Doubts have arisen concerning the legality of aforesaid warrants, or a portion thereof, on the ground that the indebtedness, which said warrants evidence, was contracted in excess of the statutory limitations on indebtedness; now, therefore,

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

SECTION 1. That the acts of the city council of the city of Iowa City, in the county of Johnson, state of Iowa, in making expenditures for the city of Iowa City and issuing warrants therefor in the sum of \$66,437.55, be and the same are hereby legalized, as though the law had in all respects been complied with.

SEC. 2. The aforesaid warrants of the city of Iowa City, in the sum of \$66,437.55 be and the same are hereby legalized and declared to be valid, legal and subsisting obligations, the same as though the law had in all respects been complied with.

SEC. 3. Nothing in this act shall affect any pending litigation.

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, a newspaper published at Des Moines, Iowa, and the Iowa City Republican, a newspaper published at Iowa City, Iowa, without expense to the state.

By Koontz of Johnson, House File No. 314, a bill for an act appropriating the sum of five thousand dollars (\$5,000) to indemnify Charles David Sentman for having contracted tuberculosis of the lungs while engaged as a scavenger and farm hand at the Iowa State Sanatorium at Oakdale, Iowa.

Read first and second time and referred to committee on Claims.

By Koontz of Johnson, House File No. 315, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-seven-a eighty-five (2727-a85) of the supplement to the code of 1907 and to enact a substitute therefor relating to the support of the state sanatorium for the treatment of tuberculosis.

Read first and second time and referred to committee on Board of Control.

By Koontz of Johnson, House File No. 316, a bill for an act to amend the law relating to the granting of franchises by cities and towns, as it appears in section seven hundred seventy-six (776) of the supplement to the code, 1907, as amended by chapter forty-four (44) of the acts of the Thirty-third General Assembly.

Read first and second time and referred to committee on Municipal Corporations.

By Brady of Dallas, House File No. 317, a bill for an act defining the number of employes necessary to constitute a full crew of railroad trains and yard service, providing a limit for the number of cars constituting a train and providing penalties for the violation thereof.

Read first and second time and referred to committee on Railroads and Transportation.

By Stipe of Page, House File No. 318, a bill for an act to repeal chapter seventy (70), acts of the Thirty-fourth (34th) General Assembly, and to enact a substitute therefore, relating to the dragging of public highways, providing a separate dragging fund to pay a part of the cost thereof, and providing for the taxation of certain portions of the cost of the dragging to the owners of land in each township.

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

By Dawson of Cherokee, House File No. 319, a bill for an act requiring the teaching of elementary agriculture, domestic science, and manual training in the public schools, after a specified time.

Read first and second time and referred to committee on Schools and Text Books.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 8 passed to its third reading.

HENRY BRADY.

I second the motion.

J. E. BRUCE.

Halgrims of Humboldt moved that the House adjourn until Tuesday at 9:00 o'clock A. M.

Dixon of Sac moved to amend by making the hour 10:00 o'clock instead of 9:00 o'clock.

Amendment adopted.

Motion as amended prevailed and the House adjourned until 10:00 o'clock A. M., Tuesday.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 11, 1913.

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

Prayer was offered by Miss Mary Swanson from the Rescue Home of Des Moines, Iowa.

SPECIAL ORDER NO. 6.

Time having arrived for Special Order No. 6, on motion of Sherman of Poweshiek, House File No. 273, a bill for an act to repeal section ten hundred eighty-seven-a-one (1087-a-1) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to repeal section ten hundred eighty-seven-a-ten (1087-a-10) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to amend section ten hundred eighty-seven-a-fourteen (1087-a-14) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly; and to amend section ten hundred eighty-seven-a-twenty (1087-a-20) of the supplement to the code, 1907, relating to the nomination of candidates for president and vice-president of the United States and of the election of party national committeemen, was taken up and considered.

Stipe of Page proposed the following amendment:

MR. SPEAKER—I move to amend House File No. 273 by adding thereto the following:

“SEC. 5. It is the spirit and intention of this act that the total number of votes of the state for each candidate for president and vice president, respectively, as herein provided, shall be taken and regarded as preferential instructions to the respective persons who are elected delegates at

large, to each party national convention; and the total number of votes for each candidate for president and vice president, respectively, in each Congressional District, shall be taken and regarded as preferential instructions to the respective persons who are elected district delegates to each party national convention."

SPECIAL ORDER NO. 7.

Time having arrived for Special Order No. 7, on motion of Shankland of Polk, House File No. 11, a bill for an act to provide for widows who are the mothers of dependent children, with report of committee recommending passage, was taken up and considered.

Mr. Shankland proposed the following amendment:

I move that House File No. 11 be amended by inserting after the word "dollars" and preceding the word "per" in line three (3), section five (5) of the printed bill, the words "or less".

Amendment adopted.

Dixon of Sac moved that the bill be referred to the committee on Appropriations.

Motion prevailed, and House File No. 11 was so referred.

SPECIAL ORDER NO. 6.

House resumed consideration of House File No. 273.

Jacobs of Calhoun proposed the following amendments:

Sec. 5. That section ten hundred eighty-seven-a-25 (1087-a-25) of the Supplement to the Code, 1907, as amended by section fourteen (14) of chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, be amended by striking out the word "fourth" in the fifth line of said section fourteen (14) and inserting in lieu thereof the word "second".

Sec. 6. That section ten hundred eighty-seven-a-27 (1087-a-27) of the Supplement to the Code, 1907, as amended by section sixteen (16) of chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, be and the same is hereby repealed and the following enacted in lieu thereof:

"A state convention of each political party composed of delegates chosen in the manner herein provided shall be held on the third Thursday following the primary election in the year 1914 and biennially thereafter,

convening at such place as may be determined by the party organization. The convention shall be called to order by the chairman of the state central committee, who shall thereupon present a 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 to be filled by the voters of the entire state when no candidate for such office has been nominated at the preceding primary election by reason of the failure of any candidate for any such office to receive thirty-five (35) per centum of all votes cast by such party therefor, as shown by the canvass of the returns provided for in section 22 hereof; and shall nominate candidates for the office of judge of the supreme court, unless otherwise by law provided, but in no case shall a state convention of a party make a nomination for an office to be so filled for which no person was voted for in the primary election of such party. It shall also elect a state central committee consisting of not less than one member from each congressional district and shall select delegates to the national convention in the number designated by the call of the national committee, and nominate electors for president and vice president of the United States 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.

Miller of Bremer moved that further consideration of House File No. 273 be made a special order for 10:00 o'clock A. M., February 18th.

Motion prevailed.

Journal of Monday corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Larrabee of Fayette presented remonstrance of citizens of Fayette county against House File No. 130.

Referred to committee on Schools and Text Books.

Buxton of Warren presented remonstrance of citizens of Warren county against House File No. 280.

Referred to committee on Appropriations.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against House File No. 130.

Referred to committee on Schools and Text Books.

Crozier of Marion presented remonstrance of farmers of Marion county against House File No. 130.

Referred to committee on Schools and Text Books.

Kane of Dubuque presented petition of citizens of Dubuque favoring legislation that would tend to drive loan sharks out of business.

Referred to committee on Judiciary.

Huntley of Lucas presented petition of farmers and stock raisers of Lucas county favoring House File No. 96.

Referred to committee on Animal Industry.

Lund of Hamilton presented petition of the trustees of Hamilton county relative to good roads.

Referred to committee on Roads and Highways.

Black of Muscatine presented remonstrance of voters of independent school district of Goshen, No. 3, against the abolishment of the office of school treasurer.

Referred to committee on Schools and Text Books.

Miller of Bremer presented remonstrance of directors and officers of Warren township, Bremer county, against the abolishment of the office of school treasurer.

Referred to committee on Schools and Text Books.

Mitchell of Wapello presented petition of Commercial Association of Ottumwa, Ia., favoring a state highway commission.

Referred to committee on Roads and Highways.

Griffin of Woodbury presented remonstrance of board of education of Anthon, Iowa, against House File No. 130.

Referred to committee on Schools and Text Books.

Doze of Wayne presented remonstrance of tax payers of Richman township, Wayne county, against House File No. 130.

Referred to committee on Schools and Text Books.

Manning of Story presented remonstrance of residents of Huxley relative to abolishment of the office of school treasurer.

Referred to committee on Schools and Text Books.

Kane of Dubuque presented remonstrance of citizens and tax payers of Dubuque county relative to abolishment of the office of school treasurer.

Referred to committee on Schools and Text Books.

Whitney of Woodbury presented petition of citizens of Sioux City, Iowa, relative to providing for the division of all paid fire departments in two platoons.

Referred to committee on Municipal Corporations.

Stokes of Plymouth presented petition of citizens of Plymouth county relative to practice of veterinary medicine.

Referred to committee on Animal Industry.

REPORTS OF COMMITTEES.

Halgrims of Humboldt, 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. 111, a bill for an act to amend section fifteen hundred and thirty-eight (1538) of the Code of Iowa, relating to compensation of township clerks, 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.

COL. HALGRIMS,
Chairman.

Report adopted, and House File No. 111 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Compensation of Public Officers, to whom was referred House File No. 81, a bill for an act to repeal section four hundred ninety (490) of the Supplement to the Code, 1907, and to enact a substitute therefor, providing for the compensation of county treas-

urers, 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.

COL. HALGRIMS,
Chairman.

Report adopted, and House File No. 81 was indefinitely postponed.

Miller of Bremer, from the committee on Claims, submitted the following report:

MR. SPEAKER—Your committee on Claims, to whom was referred House File No. 102, a bill for an act to indemnify Clara Bahls for personal injury sustained by her while at work in the laundry while attending the Institution for the Deaf and Dumb at Council Bluffs, Iowa, 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 amended by the following substitute amendment:

SUBSTITUTE FOR HOUSE FILE NO. 102.

A BILL FOR AN ACT to Appropriate Money for the Indemnity by Way of Compensation to Clara Bahls for Personal Injury Sustained While Working in the Laundry Department in the State Institution for the Deaf and Dumb at Council Bluffs, Iowa.

WHEREAS: One Clara Bahls, an inmate of the State Institution for the Deaf and Dumb located at Council Bluffs, Iowa, while working in the laundry department operating a mangle, sustained personal injury which caused the loss and amputation of her right hand, and who was at the time about seventeen (17) years of age, the injury referred to occurring on or about theday of....., 1911, and who was at the time deaf and dumb but otherwise a strong, healthy person, but which injury has disabled her to such extent that she will not be able to do or perform any labor suitable to her station in life and thereby be self-supporting. That said injury occurred and was sustained by said person in an attempt upon her part to remove a cloth, or part thereof, while the mangle was in operation which caught her hand, producing the injury as aforesaid; now, therefore,

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

SECTION 1. There is hereby appropriated out of the moneys of this state not otherwise appropriated an amount equal to the payments per month by this act provided for the payment of compensation to Clara Bahls for injury sustained while working in the laundry department of the State Institution for the Deaf and Dumb at Council Bluffs, Iowa.

SEC. 2. The Board of Control of the State of Iowa is hereby authorized and directed to certify monthly to the auditor of state a bill in favor of Clara Bahls for the sum of twenty-five (\$25.00) dollars per month for a period of forty (40) months; and the auditor of state be and he is hereby authorized and directed to draw a warrant on the treasurer of state for said amounts when certified as herein contemplated; and when so said amounts when certified as herein contemplated; and further recommend that the bill with proposed amendment be referred to committee on Appropriations for its favorable consideration.

C. W. MILLER,
Chairman.

Report adopted.

Shankland of Polk, from the committee on Insurance, submitted the following report:

MR. SPEAKER—Your committee on Insurance, to whom was referred House File No. 68, a bill for an act to amend section one thousand seven hundred forty-one (Sec. 1741) of the Code, relating to applications for insurance, 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.

FRANK S. SHANKLAND,
Chairman.

Lounsberry of Marshall moved that House File No. 68, with report of committee recommending indefinite postponement, be placed on the calendar.

Motion prevailed, and House File No. 68 was ordered placed on calendar.

Bruce of Floyd, from the committee on Food and Dairy, submitted the following report:

MR. SPEAKER—Your committee on Food and Dairy, to whom was referred House File No. 49, a bill for an act relating to cold storage and refrigerating warehouses, the disposition or sale of the food kept or presented therein and defining the duties of the state dairy and food commissioner in relation thereto, 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 amended as follows:

In line 7 of section 1, substitute the word "fruit" for the word "food" and by adding the following: "and other articles intended for human consumption" following the word "butter" in the last line of section 1.

Also add the following: "All licenses to expire December 31st" to the last part of section 2, and that the word "public" be stricken from the second line of section 2; and when so amended the bill do pass.

J. E. BUUCE,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Food and Dairy, to whom was referred House File No. 54, a bill for an act providing for the sanitation of bakeries, canneries, packing houses, dairies, creameries, confectioneries, restaurants, hotels, groceries, meat markets, and other places where food is prepared, providing penalties for the violation thereof, 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 amended as follows:

That paragraph "d" of section 9 be stricken out; and when so amended the bill do pass.

J. E. BUUCE,
Chairman.

Report adopted.

Elwood of Howard, from the committee on Senatorial Districts, submitted the following report:

MR. SPEAKER—Your committee on Senatorial Districts, to whom was referred House File No. 145, a bill for an act fixing the number of senators in the General Assembly, apportioning them among the several counties according to the number of inhabitants in each and dividing the state into Senatorial 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 be amended as follows:

By striking out of said bill all of section 4 and inserting in lieu thereof the following:

"SEC. 4. If by the operation of this act a county would otherwise be without senatorial representation, it shall continue to be a part of the district to which it now belongs until by the provisions of section three (3) of this act it becomes a part of the new district of which it is to form a part."; and when so amended the same do pass.

LEE W. ELWOOD,
Chairman.

Report adopted.

Dawson of Cherokee called up concurrent resolution relative to extending an invitation to Edwin G. Cooley of Chicago to address a joint session.

Resolved by the House, the Senate concurring, That a committee of three from the House and two from the Senate be appointed to extend an invitation to Edwin G. Cooley, of Chicago, to address a joint session of the Senate and House in the near future, on vocational training and continuation schools.

Dawson of Cherokee moved the adoption of the resolution.

Motion prevailed.

Carson of Davis offered the following concurrent resolution:

Be it resolved by the House of Representatives of the State of Iowa, the Senate concurring, That the Thirty-fifth General Assembly of the State of Iowa hereby recommend the establishing of three auxiliary elementary Normal Schools, one to be located in the northwest quarter, one in the southwest quarter and one in the southeast quarter of the state.

Resolved, further, That a sub-committee of three from the committee on Normal Schools and two members from the Senate committee on Educational Institutions be instructed to visit the various cities that are considered as possible locations for these schools and after a thorough investigation recommend to the House and Senate the cities which in their opinion are best adapted for the location of such schools.

Mr. Carson moved that the consideration of the concurrent resolution be made a special order for Thursday, February 13th, at 11:00 o'clock A. M.

Motion prevailed.

Scholz of Clayton offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

Resolved, That this House, in honor of our martyred president, and in order to observe the law of this state, as it appears in chapter 193 of the acts of the Thirty-third General Assembly, adjourn until Thursday morning, February 13, 1913, at 9:00 o'clock A. M.

Resolution lost.

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. 152, a bill for an act to fix the date of the counting of the votes for governor and lieutenant governor and fixing the date of the inauguration of, governor and lieutenant governor.

JOS. E. MEYER,
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. 47, a bill for an act to legalize the incorporation of the city of Camanche, Clinton county, Iowa, the election of its officers and acts done and ordinances passed by the city council of said city.

JOS. E. MEYER,
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. 100, a bill for an act to legalize the election of the city of Des Moines, held March 26, 1906, in favor of providing flood protection.

JOS. E. MEYER,
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. 103, a bill for an act declaring the emission of smoke within the corporate limits of certain cities, including cities acting under special charter, to be a public nuisance and conferring upon such cities additional powers for the abatement of such nuisance.

JOS. E. MEYER,
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. 81, a bill for an act to legalize releases and satisfactions of mortgages and trust deeds.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the president has appointed as conference committee on part of the Senate on Concurrent Resolution relative to attorney's fees and expenses in contests for seats in the House and Senate, Senators Chase, Larrabee, Balluff, Schrup.

JOS. E. MEYER,
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. 48, a bill for an act to amend section 615 of the Supplement to the Code, 1907, relative to the extension of the limits of cities and towns.

JOS. E. MEYER,
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. 139, a bill for an act to amend the law as it appears in section 5707 of the Supplement to the Code, 1907, relating to the breaking of stone.

JOS. E. MEYER,
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. 124, a bill for an act to amend section 3802 of the Code relative to the lien of judgments.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 100, a bill for an act to legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1896, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and contracts entered into by the city council of the city of Des Moines for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water.

Read first and second time and placed on file.

Substitute Senate File No. 81, a bill for an act to legalize releases and satisfactions of mortgages and trust deeds.

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

Senate File No. 124, a bill for an act to amend section three thousand eight hundred two (3802) of the code relative to the lien of judgments.

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

Senate File No. 152, a bill for an act to fix the date of the counting of the votes for governor and lieutenant governor and fixing the date of the inauguration of governor and lieutenant governor.

Read first and second time and referred to committee on Rules.

Substitute for Senate File No. 103, a bill for an act declaring the emission of smoke within the corporate limits of certain cities,

including cities acting under special charter, to be a public nuisance and conferring upon such cities additional powers for the abatement of such nuisances (additional to chapters four (4) and fourteen (14) of title five (V) of the code).

Read first and second time and referred to committee on Municipal Corporations.

Senate File No. 47, a bill for an act to legalize the incorporation of the city of Camanche, Clinton county, Iowa, the election of its officers and certain acts done and ordinances passed by the city council of said city.

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

Senate File No. 139, a bill for an act to amend the law as it appears in section fifty-seven hundred seven (5707) of the supplement to the code 1907 relative to the breaking of stone.

Read first and second time and referred to committee on Penitentiaries.

On motion of Brockway of Louisa, the House adjourned until Wednesday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 12, 1913.

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

Prayer was offered by J. H. Fellingham, general secretary of the Y. M. C. A. of Des Moines, Iowa.

Journal of Tuesday corrected and approved.

On request of Bruce of Floyd, leave of absence was granted McVicker of Wright until Thursday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Speaker presented petition of churches of Buena Vista county in favor of the act to prohibit dancing in the public schools.

Referred to committee on Schools and Text Books.

Lenocker of Pottawattamie presented petition of farmers of Pottawattamie county favoring House File No. 96.

Referred to committee on Animal Industry.

Lenocker of Pottawattamie presented remonstrance of citizens of Macedonia township, Pottawattamie county, against House File No. 130.

Referred to committee on Schools and Text Books.

Dunlap of Clinton presented petition of citizens of Clinton county favoring House File No. 280.

Referred to committee on Appropriations.

Daniels of Appanoose presented petition of citizens of Appanoose county favoring House File No. 280.

Referred to committee on Appropriations.

Larrabee of Fayette presented remonstrance of citizens of Fayette county against House File No. 130.

Referred to committee on Schools and Text Books.

REPORTS OF COMMITTEES.

Kulp of Palo Alto, from the committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your committee on Constitutional Amendments, to whom was referred House Joint Resolution No. 5, a joint resolution proposing to amend the constitution so as to provide for the initiative and referendum within the state, 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 amended by the following substitute amendment:

Joint Resolution No. 5, to Amend the Constitution Relating to Legislative Authority; Providing for the Initiative and Referendum with Reference to the Enactment of Laws, or Laws Enacted by the General Assembly and Amendments to the Constitution.

Be It Resolved by the General Assembly of the State of Iowa:

That the following, designated as section one, be, and the same is hereby proposed as an amendment to section one (1), of article three (III)—Legislative Department—of the constitution of the state of Iowa, which, when agreed to by this, the Thirty-fifth General Assembly, shall be referred to the Thirty-sixth General Assembly and, if by it agreed to, shall be referred to the qualified electors of the state of Iowa and, if approved and ratified by a majority of the qualified electors voting thereon, it shall be valid as a part of the constitution of the state of Iowa, as amended, and, when said section one (1), of article three (III), is so amended, to read as follows:

“SECTION 1. The legislative authority of this state shall be vested in a General Assembly, which shall consist of a Senate and House of Representatives, and the style of every law shall be, ‘Be it enacted by the General Assembly of the state of Iowa,’ but the people reserve unto themselves the right and power to propose laws and amendments to the constitution, to enact, approve or reject the same at the polls, independent of the General Assembly, and reserve the right and power to approve or reject any item, section or part of an act enacted by the General As-

sembly, except otherwise provided by this section. The General Assembly shall fix the number of qualified electors required to propose the enactment of any proposed law or amendment to the constitution, which shall be not less than twelve (12%) per cent nor more than twenty-two (22%) per cent of the qualified electors of the state. Every proposed law or amendment to the constitution by the people shall be presented by petition signed by the required number of qualified electors, addressed to and filed with the secretary of state not less than one hundred fifty (150) days before the general election at which the measure shall be submitted. The proposed enactment shall contain a full text thereof, with title and enacting clause.

If the proposed measure be to enact a law, the enacting clause shall be as follows: 'Be it enacted by the people of the state of Iowa.'

If the measure proposed be an amendment to the constitution, the enacting clause shall be as follows: 'Be it resolved by the people of the state of Iowa.'

The right and power to initiate and enact laws shall be restricted within the same constitutional limitations as apply to the General Assembly. The required number of qualified electors required to exercise the right and power to require an act passed by the General Assembly to be referred for approval or rejection shall be fixed by the General Assembly, but shall not be less than ten (10%) per cent nor more than twenty (20%) per cent. Petitions therefor shall be addressed to and filed with the secretary of state within ninety (90) days from the final adjournment of the General Assembly which passed the act to which the petition is addressed, and shall contain a full text of that part of the act to be referred; but such right and power shall not extend or apply to an act passed by the General Assembly relating to the preservation of the public peace, public health or appropriations for the support and maintenance of the Department of State and state institutions. A petition addressed to a part of any act shall not delay the remainder from becoming operative, but shall only suspend such portion of the act to which the petition is addressed.

Until the General Assembly enacts a law fixing the per cent of qualified electors required for petition, the required per cent shall be as follows:

For the initiative proposing a law, fifteen (15) per cent;

For the initiative proposing an amendment to the constitution, fifteen (15) per cent.

The whole number of votes cast for secretary of state at the regular general election past preceding the filing of petition shall be the basis for the number of legal voters required to sign such petition.

The veto power of the governor shall not apply or extend to any measure initiated and enacted by the people, nor so much of any act enacted by the General Assembly and approved by the people.

All measures for proposed laws or amendments to the constitution under the initiative, or referred under the referendum, shall be submitted to the people for adoption or rejection at the regular biennial election, and shall become a law or a part of the constitution, as the case may be, when approved by a majority of the voters whose votes are cast thereon, and not otherwise; and shall take effect from and after the date of official declaration of the vote thereon by proclamation issued by the governor, which shall be not later than thirty days after the vote has been canvassed by the state canvassing board for that purpose, composed of the governor, secretary of state and attorney general, and certificate thereof made not later than December first following the election.

The petition contemplated by this section shall consist of sheets having such general form, printed or written, as shall be prescribed by the secretary of state, and shall be signed by the required number of qualified electors, in their proper persons only, to which shall be attached the resident addresses of such persons signing the petition and the date of signing. To each of such petitions, which may consist of one or more sheets, shall be attached and made a part thereof an affidavit of some qualified elector that each signature thereon is the signature of the person whose name it purports to be, and that, to the best of the knowledge and belief of the affiant, each of the persons signing said petition was, at the time of signing, a qualified elector. Such petition, so verified, shall be prima facie evidence that the signatures thereon are genuine and true, and that the persons signing the same are qualified electors of the state of Iowa.

Immediately upon the filing of a petition for the submission of a proposed bill to the voters, the secretary of state shall submit the bill to the supreme court for its opinion upon the constitutionality thereof, which shall be rendered within twenty (20) days, and if the court finds that the proposed measure conflicts with the constitution of the United States or the state of Iowa, the proposed measure shall not be submitted until corrected to conform with the court's opinion.

Until the General Assembly shall provide by law a method of procedure of printing, distributing and submitting proposed measures, the secretary of state shall, ninety (90) days preceding the general election at which the measure will be voted upon, cause to be printed any and all measures for or to which petition has been filed, in pamphlet form, containing the full text thereof, with the title and enacting clause, together with arguments for and against the same, within the limits prescribed by the secretary of state. The number printed shall be not less than one for each voter voting at the last general election preceding the filing of the petition, which shall be delivered to the county auditor of each county.

For each voter in each voting precinct of each political party, voting at the last general election, the auditor of each county shall deliver one copy to each precinct committeeman of each political party in the county.

The secretary of state shall submit all measures petitioned therefor to the people for adoption or rejection at the polls in compliance herewith; but the right and power reserved to the people shall not operate to deprive or limit the power of the General Assembly to enact laws.

The initiative and referendum powers reserved to the people by this section are hereby further reserved to the legal voters of every city, town and municipality as to all local, special and municipal legislation of every character in and for their respective municipalities, in so far as applicable and within the powers of the municipal government to enact. The manner of exercising the said powers shall be prescribed by general laws, except that cities, towns and municipalities may provide for the manner of exercising the initiative and referendum powers as to their municipal legislation within the power of the municipal government to enact; but in such cases not more than ten (10%) per cent of the legal voters may be required to order the referendum, nor more than fifteen (15%) per cent to propose any measure by the initiative in any city, town or municipality.

If conflicting measures submitted to the voters of the state or municipality shall be approved by a majority of the votes severally cast thereon, the measure receiving the highest number of affirmative votes shall become law as to all conflicting provisions.

This section of the constitution shall be, in all respects, self-executive.

SEC. 1-2. Each elector voting at the election when the foregoing constitutional amendment is submitted, and desirous of voting for or against said amendment, shall deposit in the ballot box a ticket, whereon shall be printed or written the words, 'For the amendment to section one (1), of article three (III) of the constitution, providing for the initiative and referendum,' and 'Against the amendment to section one (1), of article three (III) of the constitution, providing for the initiative and referendum,' and shall indicate his approval or rejection of the proposition by placing a cross (X) after one of such sentences. The vote cast for the adoption or rejection of said amendment shall be canvassed and the result determined in the manner provided by the laws of the state of Iowa for the canvass of votes for representatives in Congress." and when so amended the bill do pass.

D. E. KULP,
Chairman.

Report adopted.

Jacobs of Calhoun, 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. 217, a bill for an act to repeal sections 11 and 15 of chapter 72, acts of the Thirty-fourth General Assembly, and to repeal sections 3, 14 and 16 of chapter 72, acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, all relating to taxation and registration of motor vehicles, and fixing penalties for violation thereof, 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 referred to the committee on Roads and Highways.

J. W. JACOBS,
Chairman.

Report adopted, and House File No. 217 was so referred.

Dixon of Sac, 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. 133, a bill for an act to amend the law as it appears in section eighteen hundred sixty-nine (1869), of the Supplement to the Code, 1907, relating to pay of, and loan to officers of savings and state banks, 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 amended as follows:

By striking out the period (.) and quotation mark (") at the end of the last line, in section number one (1), and insert in lieu thereof, the following: "and when approved by the auditor of state."; and when so amended the bill do pass.

W. J. DIXON,
Chairman.

Report adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 127, an act to amend the law as it appears in section twenty-six hundred four (2604) of the Supplement to the Code, 1907, in regard to the qualifications of certain officers of the Soldiers' Home.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 127, an act to amend the law as it appears in section twenty-six hundred four (2604) of the Supplement to the Code, 1907, in regard to the qualifications of certain officers of the Soldiers' Home.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 94, a bill for an act to amend the law as it appears in section one thousand fifty-six-a-26 (1056-a-26), Supplement to the Code, 1907, relating to the number of library trustees in cities under commission form of government, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 148, a bill for an act to amend the law as it appears in section ten hundred and fifty-six-a-eleven (1056-a-11) of the Supplement to the Code, 1907, relating to municipal accounting in cities and towns, 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.

U. G. WHITNEY,
Chairman.

Report adopted, and House File No. 148 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 147, a bill for an act to amend the law as it appears in section ten hundred fifty-six-a-twelve (1056-a-12) of the Supplement to the Code, 1907, relating to municipal accounting of cities and towns, 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.

U. G. WHITNEY,
Chairman.

Report adopted, and House File No. 147 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 149, a bill for an act to amend the law as it appears in section ten hundred and fifty-six-a-nine (1056-a-9) of the Supplement to the Code, 1907, relating to municipal accounting of cities and towns, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 306, a bill for an act to amend sections seven hundred thirty-two (732) and eight hundred ninety-four (894) of the Supplement to the Code, 1907, relative to the levying of taxes for public libraries, 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 referred to the committee on Public Libraries.

U. G. WHITNEY,
Chairman.

Report adopted, and House File No. 306 was so referred.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 29, a bill for an act to provide greater safety to life and property from loss by fire and explosion, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Provide for the Installation of Stop Cocks and Stop Valves in Pipes Supplying Gas to Buildings by Any Firm, Corporation, or Association Supplying Same, and Authorizing City and Town Councils, Including Cities Under Special Charter and Those Acting Under Commission Form of Government to Prescribe the Kind, Character and Location of Same by Ordinance, and Providing a Penalty for Failure to Comply With the Provisions of This Act.

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

SECTION 1. From and after the time this act takes effect no person, firm, company, corporation or association supplying gas for use in any building or other structure shall furnish or supply gas for use in such building or other structure until such firm, corporation or association shall have provided a means by stop cock or shut off valve or otherwise to shut off the supply of gas to such building or other structure from the outside thereof.

SEC. 2. The style, kind and character of stop cocks or stop valves and the place of locating same shall be such as may be prescribed by ordinance of the council of cities and towns, including cities acting under special charter and cities acting under the commission form of government.

SEC. 3. On or before September 1, 1913, the council of the cities and towns aforesaid shall by ordinance prescribe the style and kind of stop cock or stop valve to be used and the location of same.

SEC. 4. It shall be the duty of every firm, corporation or association supplying gas to any building or structure connected with the gas mains or supply mains of any firm, corporation or association prior to the date when this act becomes effective, which connection does not have a stop valve or stop cock of the kind and character hereinbefore provided to be installed, to install and equip such connection with the kind and character of stop cock or stop valve as hereinbefore provided on or before January 1, 1915.

SEC. 5. Every firm, corporation or association supplying gas to any building or structure without equipping the supply pipe with a stop cock or stop valve as provided in this act shall be deemed guilty of a misdemeanor and punished accordingly; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

On request of Jamison of Des Moines, House File No. 94 was withdrawn from the further consideration of the House.

On request of Bruce of Floyd, House File No. 287 was withdrawn from the committee on Labor and referred to the committee on Judiciary.

Klay of Sioux called up concurrent resolution relative to adjournment:

CONCURRENT RESOLUTION.

Resolved by the House, the Senate concurring, That this Assembly adjourn Wednesday, February 26, 1913, to re-convene Wednesday, March 5, 1913, at 10 o'clock A. M.

Mr. Klay moved that the resolution be adopted.

Brockway of Louisa moved to amend by striking out the words "Wednesday, March 5" and inserting the words "Tuesday, March 4" in lieu thereof.

Amendment adopted.

Resolution as amended adopted.

INTRODUCTION OF BILLS.

By MeVicker of Wright, House File No. 320, a bill for an act to provide for the incorporation of co-operative companies or associations and to give to such companies certain powers in addition to those provided by the general incorporation laws (additional to chapter one (1) title nine (IX) of the code, 1897).

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

By Boettger of Scott, House File No. 321, a bill for an act to amend sub-division five (5), section one thousand seven hundred and nine (1709), supplement to the code, 1907 relating to indemnity insurance for owners of automobiles and other motor vehicles.

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

By Boettger of Scott, House File No. 322, a bill for an act to repeal section four hundred seventy-nine (479) of the supplement to the code of 1907 and to enact a substitute therefor relating to the compensation of county auditors.

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

By Grout of Black Hawk, House File No. 323, a bill for an act to repeal section five thousand twenty-eight-a (5028-a) of the supplement to the code, 1907, and to enact a substitute therefor, relative to the prevention and punishment of the desecration, mutilation or improper use of the flag of the United States of America and the flag of the state of Iowa.

Read first and second time and referred to committee on Military.

By Grout of Black Hawk, House File No. 324, a bill for an act to appropriate the sum of five hundred dollars as a refund to the Perpetual Building and Loan Association of Waterloo, Iowa, of incorporation fee paid by said association.

Read first and second time and referred to committee on Claims.

By Bartle of Mitchell, House File No. 325, a bill for an act to amend the law relating to the penalty for failure to pay taxes when due as the same appears in code section fourteen hundred thirteen (1413); and to amend the law relating to the redemption of real estate from tax sale as the same appears in code section fourteen hundred thirty-six (1436); and to amend the law relating to tax sales of real estate by giving to counties the right to purchase real estate at tax sales and to own and dispose of the same.

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

By Brockway of Louisa, House File No. 326, a bill for an act making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission.

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

By Brockway of Louisa, House File No. 327, a bill for an act making an appropriation to enable the state railroad commission to investigate and prepare cases affecting Iowa interstate rates and services.

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

By Dixon of Sac, by request, House File No. 328, a bill for an act creating a department of health, abolishing the state board of health, and repealing section twenty-five hundred sixty-four (2564), chapter sixteen (16), of the supplement to the code, 1907; section twenty-five hundred seventy-five (2575), chapter sixteen (16), supplement to the code 1897, and chapter one hundred twenty (120), laws of the Thirty-fourth General Assembly.

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

Dixon of Sac in the chair.

By Hazen of Pottawattamie, by request, House File No. 329, a bill for an act to encourage corn and small grain growing in the state of Iowa and to aid in conducting an exposition and convention of the grain growers of the state and to make an appropriation therefor.

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

By McHose of Boone, House File No. 330, a bill for an act to amend section eleven-hundred six (1106) of the supplement to the code, 1907, relating to the form of ballots at elections.

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

By Griffin of Woodbury, House File No. 331, a bill for an act to amend sections two (2) and three (3) and to repeal section thirty-three (33) and enact a substitute therefor, of chapter seventy-two (72), acts of the Thirty-fourth General Assembly, re-

lating to the registration of motor vehicles, and providing for the apportionment, expenditure and anticipation of registration fees.

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

By Crozier of Marion, by request, House File No. 332, a bill for an act in relation to the construction and repair of county bridges, authorizing boards of supervisors to make yearly contracts for the construction and repair thereof and providing the manner in which contracts shall be made.

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

By Jones of Dickinson, House File No. 333, a bill for an act to repeal section five hundred and ten-a (510-a) of the supplement to the code, 1907, and to enact a substitute therefor and to amend section five hundred and ten-b (510-b) of the supplement to the code, 1907, and to repeal paragraph twenty-three (23) of section five hundred and eleven (511) of the supplement to the code, 1907, relating to the compensation of sheriffs.

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

By Bernbrock of Black Hawk, House File No. 334, a bill for an act to provide for the planting, care and protection of ornamental and shade trees on all residence streets of cities of the first and second classes, towns, special charter cities and cities under the commission form of government; and penalties for violation, etc.

Read first and second time and referred to committee on Municipal Corporations.

By Bernbrock of Black Hawk, House File No. 335, a bill for an act to amend the law as it appears in sub-division five (5) section one thousand seven hundred and nine (1709) of the supplement to the code 1907, relating to health, accident and liability insurance.

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

By Doze of Wayne, House File No. 336, a bill for an act authorizing the issue of a patent to the southeast quarter (S.E. $\frac{1}{4}$) of the southeast quarter (S.E. $\frac{1}{4}$) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.

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

By Doze of Wayne, House File No. 337, a bill for an act authorizing the issue of a patent to the northeast quarter (N.E. $\frac{1}{4}$) of the southeast quarter (S.E. $\frac{1}{4}$) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.

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

By Newcomb of Adams, House File No. 338, a bill for an act to amend section five thousand one hundred and nineteen (5119) of the code, defining vagrancy.

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

By Stipe of Page, House File No. 339, a bill for an act to amend section one thousand eight hundred and forty-five (1845) of the code, relating to the number of directors of savings banks.

Read first and second time and referred to committee on Banks and Banking.

By Barry of Linn, House File No. 340, a bill for an act to amend the law as it appears in sections ten hundred seventy-two (1072), twenty-seven hundred forty-two (2742), and twelve hundred seventy-two (1272), supplement to the code, 1907, relating to the office of county superintendent of schools; to repeal section twenty-seven hundred thirty-four-b (2734-b), supplement to the code, 1907, relating to the office of county superintendent of schools and to provide for the election, qualifications, duties and compensation of a county superintendent of schools.

Read first and second time and referred to committee on Schools and Text Books.

By Barry of Linn, House File No. 341, a bill for an act creating the office of state document editor, prescribing the method of electing a state document editor, fixing his salary and defining his duties.

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

By Brady of Dallas, House File No. 342, a bill for an act to provide for the erection of a women's and children's building on the Iowa State Fair and Exposition grounds, and to make an appropriation therefor.

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

By Hunt of Harrison, House File No. 343.

A BILL FOR AN ACT to Legalize An Election Held in the Town of Modale, Iowa, March 25th, 1912, in Electing Councilmen; and to Legalize the Acts of the Council of Said Town in Filling Vacancies in Said Council.

WHEREAS: The town of Modale, Iowa, did on the 25th day of March, 1912, hold an election for the election of city officers; and,

WHEREAS: The notice of said election as published by the clerk of said town provided for the election of only two councilmen; and,

WHEREAS: The two members of said council, following their said election, appointed three other members of said council; and,

WHEREAS: Doubt has arisen as to the legality of said appointments and as to the legality of the acts of said council; therefore,
Be It Enacted by the General Assembly of the State of Iowa:

SECTION 1. That the election of the two members of the town council of the town of Modale, Iowa, at the election held in said town on the 25th day of March, 1912, and the subsequent acts of said two members in filling the vacancies in said council are hereby declared to be legal and valid as though all the members of said council had been elected as provided by law.

SEC. 2. Nothing in this act shall in any way affect pending litigation.

SEC. 3. 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, a newspaper published in Des Moines, Iowa, and the Logan Observer, a newspaper published in Logan, Iowa, both of which publications shall be without expense to the state of Iowa.

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

By Bruce of Floyd, House File No. 344, a bill for an act to repeal the law as it appears in sections twenty-seven hundred forty-three (2743), twenty-seven hundred forty-five (2745), twenty-seven hundred fifty-one (2751), twenty-seven hundred fifty-three (2753), twenty-seven hundred ninety (2790), twenty-seven hundred ninety-seven (2797), and twenty-seven hundred ninety-eight (2798) of the code, and sections twenty-seven hundred forty-four (2744), twenty-seven hundred fifty-two (2752), twenty-eight hundred (2800), and twenty-eight hundred one (2801) of the supplement to the code, 1907, and to enact substitutes therefor; and to amend the law as it appears in sections twenty-seven hundred fifty-four (2754), twenty-seven hundred ninety-four (2794), supplement to the code, 1907, and twenty-seven hundred ninety-four-a (2794-a), supplement to the code, 1907, as amended by the acts of the Thirty-fourth General Assembly, relative to the units of school organization.

Read first and second time and referred to committee on Schools and Text Books.

By Bruce of Floyd, House File No. 345, a bill for an act to amend section five (5) of chapter one hundred fifty-four (154) of the session laws of the Thirty-third (33) General Assembly. Relative to fees received for hunting licenses.

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

By Bruce of Floyd, House File No. 346, a bill for an act to repeal sections thirty-five hundred forty-three (3543) and thirty-five hundred forty-four (3544) of the code of Iowa, 1897, and to enact a substitute in lieu thereof relative to the filing of a *lis pendens*.

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

By Bruce of Floyd, House File No. 347, a bill for an act to amend section thirty-five hundred thirty-four (3534) of the code

of Iowa, 1897, relating to service by publication when an affidavit is filed that personal service cannot be made on defendant within this state.

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

By Burt of Taylor, by request, House File No. 348, a bill for an act to amend section four thousand six hundred and four (4604) of the code, with respect to the competency of witnesses.

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

By Peterson of Cass, House File No. 349, a bill for an act to amend the law as it appears in section seven (7) of chapter one hundred sixty-nine (169) of the acts of the Thirty-third (33d) General Assembly relating to the compensation of the state bee inspector, and to make an appropriation therefor.

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

By Halgrims of Humboldt, House File No. 350, a bill for an act to amend section twenty-seven hundred thirty-four-p (2734-p) supplement to the code, 1907, relating to qualification of teachers.

Read first and second time and referred to committee on Schools and Text Books.

By Shankland of Polk, House File No. 351, a bill for an act to confer additional powers upon certain cities organized under chapter forty-eight (48) of the Thirty-second General Assembly of Iowa as the same appears in chapter fourteen-c (14-c) of title five of the supplement to the code 1907, providing for the levy and collection of a special tax for the benefit of the police division or department of the department of public safety.

Read first and second time and referred to committee on Municipal Corporations.

By Shankland of Polk, House File No. 352, a bill for an act to amend section one thousand one hundred eighty-seven (1187) of the code, in relation to sureties upon official bonds.

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

By Kulp of Palo Alto, House File No. 353, a bill for an act to amend section seven (7) of chapter one hundred fifty-four (154) of the acts of the Thirty-third General Assembly of Iowa, relating to the expenditure of the state fish and game protection fund.

Read first and second time and referred to committee on Fish and Game.

By Hutchins of Kossuth, House File No. 354, a bill for an act to amend section ten hundred eighty-seven-a-six (1087-a-6) of the supplement to the code 1907 as amended by section three (3) chapter sixty-nine (69) of the acts of the Thirty-third (33) General Assembly, relating to the hour at which the polls shall be opened on primary election day.

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

By Hutchins of Kossuth, House File No. 355, a bill for an act to repeal section one thousand five hundred and sixty-nine (1569) of the code, and to enact a substitute therefor relating to the meeting and passing of vehicles, including automobiles, on the public highway.

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

The chief clerk assigned the following seat in the press gallery: Berthe J. Bowers, Daily Plain Dealer, Creston, Iowa, No. 8.

Crozier of Marion moved that the chief clerk of the House now read the Gettysburg address of Abraham Lincoln as a tribute to the memory of the martyred president, after which the House stand adjourned.

Ring of Linn moved to amend by extending to Judge Crozier the invitation to read the address from the speaker's station.

Motion prevailed, and the amendment was adopted.

Motion as amended adopted.

The speaker appointed Ring of Linn and Miller of Bremer to escort Judge Crozier to the speaker's chair.

The speaker then presented Judge Crozier to the members of the House, who rose to their feet during the reading of the Gettysburg address.

After which the House adjourned, as a tribute of respect to the memory of the martyred president, Abraham Lincoln.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 13, 1913.

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

Prayer was offered by Rev. L. E. Ripley of Allerton, Iowa.

Journal of Wednesday corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Speaker presented petition of negro citizens of Polk county relative to House File No. 280.

Referred to committee on Appropriations.

Hutchins of Kossuth presented remonstrance of citizens of Kossuth county relative to amending the fish and game laws.

Referred to committee on Fish and Game.

Lounsberry of Marshall presented petition of citizens of Marshall county relative to passage of House File No. 280.

Referred to committee on Appropriations.

Atkinson of Butler presented petition of farmers of Greene relative to appropriation for a hog cholera serum plant.

Referred to committee on Animal Industry.

Whitney of Woodbury presented petition of negro citizens of Woodbury county relative to House File No. 280.

Referred to committee on Appropriations.

Kane of Dubuque presented petition of residents of Dyersville relative to passage of bill making an appropriation for a hog cholera serum plant.

Referred to committee on Animal Industry.

REPORTS OF COMMITTEES.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 45, a bill for an act providing that all common carriers operating trains within the state of Iowa and conveying live stock shall provide a car equipped with sleeping berths or bunks for the persons in charge of such live stock, and providing a penalty for failure to comply therewith, 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 amended as follows:

By striking out the words "a car equipped with" in the third line of the title.

By striking out the words "a car or cars equipped with" in the fourth line of section one.

By striking out section 2 of said bill.

By striking out the word "such" in the first line of section 3, and by adding after the word "cars" in the first line of section 3 the words "containing such sleeping berths or bunks"; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 43, a bill for an act requiring common carriers to settle claims for delay in delivering freight or injury or loss of freight in transit or for excessive freight rates within a specified time, and providing a penalty for failure to comply therewith, 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 amended as follows:

By striking out the word "forty" in the fifth line of section 1, and inserting in lieu thereof the word "ninety".

By striking out the word "ninety" in the sixth line of section 1, and inserting in lieu thereof the words "one hundred and twenty".

By striking out the word "and" which appears between the words "from" and "without" in the seventh line of section 1.

By inserting after the word "dollars" in the fourth line of section 8 the following: A comma (,) and the words "in addition to actual damages", comma (,).

By striking out the period at the end of section 2 and inserting in lieu thereof a semi-colon (;) and after said semi-colon (;) the following words: "provided that unless such claimant or claimants recover in such action the full amount claimed no penalty shall be recovered but only the actual amount of the loss or damage."; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 91, a bill for an act relating to the management and operation of paid fire departments, providing for the division of all paid fire departments into two platoons, limiting the hours of service of such employees, and repealing all acts or parts of acts in conflict herewith, 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.

U. G. WHITNEY,
Chairman.

Report adopted, and House File No. 91 was indefinitely postponed.

Dawson of Cherokee, 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. 132, a bill for an act to provide state aid to consolidated schools equipped with two or more rooms and making an appropriation therefor, 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 amended as follows:

That the title to the bill be amended by adding, after the words "two or more rooms", in second line of the title, the following: "and which include in their course of study, industrial and vocational subjects", and when so amended that the bill do pass, and the committee further recommends that the bill be referred to the committee on Appropriations.

W. P. DAWSON,
Chairman.

Pickford of Cerro Gordo moved to amend by referring the bill to the committee on Compensation of Public Officers.

Amendment lost.

Report adopted, and House File No. 132 was referred to committee on Appropriations.

Bingham of Emmet, from the committee on Judicial Districts, submitted the following report:

MR. SPEAKER—Your committee on Judicial Districts, to whom was referred House File No. 86, a bill for an act to amend section two hundred twenty-seven (227) of the Code Supplement of 1907, as amended by the Thirty-fourth General Assembly, and to provide for an additional Judicial District and an additional judge for said additional district, 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 do pass.

L. L. BINGHAM,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judicial Districts, to whom was referred House File No. 152, a bill for an act to amend section two hundred twenty-seven (227) of the Supplement to the Code, 1907, relating to the division of the state into judicial districts, and increasing the number of district judges in the eighteenth district, 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.

L. L. BINGHAM,
Chairman.

Report adopted, and House File No. 152 was indefinitely postponed.

Newcomb of Adams, from the committee on Public Libraries, submitted the following report:

MR. SPEAKER—Your committee on Public Libraries, to whom was referred House File No. 184, a bill for an act to create a law and legislative reference and bill drafting department of the State Library; providing for a director and subordinate officers and employes thereof; prescribing

the duties and fixing the salaries thereof, and making an additional appropriation therefor, 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 referred to the Appropriations committee, with a recommendation that they report the same for passage.

WALTER NEWCOMB,
Chairman.

Report adopted, and House File No. 184 was so referred.

Huntley of Lucas, from the committee on Animal Industry, submitted the following report:

MR. SPEAKER—Your committee on Animal Industry, to whom was referred House File No. 163, a bill for an act amending section twenty-five hundred thirty-eight-b (2538-b) of the Supplement to the Code, 1907, relating to the practice of veterinary medicine, surgery and dentistry, beg leave to report they have had the same under consideration and have instructed me to report same back to the House with the recommendation that the same do pass.

C. W. HUNTLEY,
Chairman.

Report adopted.

Brady of Dallas, from the committee on Rules, submitted the following report:

MR. SPEAKER—Your committee on Rules, to whom was referred Senate File No. 153, a bill for an act authorizing senators holding over and members of the House and Senate holding certificates of election, to file with the secretary of state and have printed before the meeting of the General Assembly, any bill for a law that he may intend to present to the consideration of that body, 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.

HENRY BRADY,
Chairman.

Report adopted, and Senate File No. 153 was indefinitely postponed.

Bliss of Ringgold, 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. 169, a bill for an act to amend division two of section twenty-four hundred forty-eight (2448) of the Code of 1907, relating to the limits within which intoxicating liquors may be sold, 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 amended as follows:

That title be amended by striking out the word "of" between the word "Code" and the figures "1907" in second line, and substituting therefor a comma.

Section one be amended by striking the word "of" from the second line between the word "Code" and figures "1907," and inserting therefor a comma.

And further amended by inserting in the fifth line of the printed bill between the words "any" and "college" the words "Normal School" and a comma.

That section two be re-written to read: This act shall be in full force and effect from and after the first day of September, 1913; and when so amended the bill do pass.

J. A. BLISS,
Chairman.

Report adopted.

Brady of Dallas called up the report of the committee on Rules.

Mr. Brady moved the re-adoption of sections 1 to 9 inclusive.

Motion prevailed and sections 1 and 9 inclusive were re-adopted.

Rohwer of Ida moved that the amendment proposed by the committee to section 10 be adopted.

Motion prevailed and amendment was adopted.

Section 10 as amended was adopted.

Milton of Cedar moved the re-adoption of sections 11 to 25 inclusive.

Motion prevailed and sections 11 to 25 inclusive were re-adopted.

Ring of Linn moved that the substitute proposed by the committee for section 26 be adopted.

Motion prevailed and the substitute was adopted.

Lounsberry of Marshall moved that sections 27 to 43 inclusive be re-adopted.

Motion prevailed and sections 27 to 43 inclusive were re-adopted.

Brady of Dallas moved that substitute proposed by the committee for section 44 be adopted.

Lund of Hamilton moved to amend the committee substitute for section 44 by striking out the figures "10" following the word "March" in the last line of section 44 as found in the House Journal of February 8th, and inserting in lieu thereof the figures "30".

Amendment lost.

Committee substitute for section 44 adopted.

Brady of Dallas moved that sections 45 to 56 inclusive be re-adopted.

Motion prevailed and sections 45 to 56 were re-adopted.

Peterson of Cass moved that the amendment proposed by the committee to section 57 be adopted.

Motion prevailed and amendment was adopted.

Section 57 as amended was adopted.

Brady of Dallas moved that Section 58 be re-adopted.

Motion prevailed and section 58 was re-adopted.

Mr. Brady moved that the substitute proposed by the committee for section 59 be adopted.

Motion prevailed and the substitute was adopted.

Mr. Brady moved that section 60 be re-adopted.

Motion prevailed and section 60 was re-adopted.

Mr. Brady moved that the amendment proposed by the committee to section 61 be adopted.

Motion prevailed and amendment was adopted.

Section 61 as amended was adopted.

Mr. Brady moved that section 62 be re-adopted.

Motion prevailed and section 62 was re-adopted.

Ring of Linn moved that sections 63 and 64 be stricken out.

Motion prevailed and sections 63 and 64 were stricken from the rules.

Mr. Brady moved that section 65 be re-adopted.

Motion prevailed and section 65 was re-adopted.

Mr. Brady moved that the amendment proposed by the committee to section 66 be adopted.

Motion prevailed and amendment was adopted.

Section 66 as amended was adopted.

Mr. Brady moved that sections 67 to 75 be re-adopted.

Motion prevailed and sections 67 to 75 were re-adopted.

Miller of Bremer offered the following addition to the rules and moved its adoption:

No bill shall be considered as a special order which has not been in the bill file at least five days.

Referred to committee on Rules.

REPORTS OF COMMITTEES.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 259, a bill for an act creating the office of state examiners for counties, fixing their compensation, duties, terms of office and method of appointment, providing for a system of public accounting and super-

vising of county officers, establishing a uniform system of accounts, reports and audits for counties, and providing penalties for violations of this act, 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 amended as follows:

That section 1 be amended by striking out the following words in line three of section 1, "not less than two (2), nor more than six (6)"; and by changing the period (.) following the word "state" in the tenth line of section 1 to a comma (,), and striking out the following words in said line: "they shall hold office for a term of four (4) years," with the further recommendation that the bill be referred to the committee on Appropriations, and also that the bill when so amended do pass.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 258 was referred to the committee on Appropriations.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 120, a bill for an act to legalize certain warrants of the city of Marshalltown, Iowa, 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.

GERRIT KLAY,
Chairman.

Report adopted, and Senate File No. 120 was indefinitely postponed.

Speaker Pro Tempore in the chair.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 35, a bill for an act to legalize a certain election held in the town of Jewell Junction, Iowa, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 115, a bill for an act creating cities of the second class, incorporated towns, and civil townships wholly outside any city or incorporated town, trustees for funds bequeathed or donated for the permanent maintenance of property within cemeteries; and to amend the law as it appears in section two hundred and fifty-four-a-twelve (254-a-12) of the Supplement to the Code, 1907, relating to appointment of trustees by district court to manage, control and invest cemetery funds; and to amend the law as it appears in section seven hundred and forty (740) of the Supplement to the Code, 1907, as amended by chapter forty-seven (47) of the acts of the Thirty-third General Assembly, relating to maintenance of certain institutions of benevolence, including hospitals, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Section Seven Hundred Forty (740) of the Supplement to the Code, 1907, as Amended by Chapter Forty-seven (47) of the Acts of the Thirty-third General Assembly, Relating to Powers of Counties, Cities, Towns, Civil Townships Wholly Outside Any City or Incorporated Town and School Corporation to Take Property by Gift or Bequest.

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

SECTION 1. That section seven hundred forty (740) of the Supplement to the Code, 1907, as amended by chapter forty-seven (47) of the acts of the Thirty-third General Assembly, be amended by inserting after the word "towns" in the first line of said section the words "civil townships wholly outside any city or incorporated town"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 309, a bill for an act to amend section 3656 of the Code relative to trial terms, 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 amended as follows:

By inserting after the word "section" in the title the following: "three thousand six hundred fifty-six";

By inserting in the first line of section 1 after the word "section" the following: "three thousand six hundred fifty-six";

By adding to the title the following words: "in equitable actions in the district court";

By striking out of the second line of section 1 the following words: "those brought";

By striking out all of section 2; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Miller of Bremer, from the committee on Claims, submitted the following report:

MR. SPEAKER—Your committee on Claims, to whom was referred House File No. 77, a bill for an act appropriating the sum of five thousand dollars (\$5,000) to indemnify Allan W. Hamaker for personal injury sustained by him while employed as a guard in the reformatory at Anamosa, Iowa, 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 amended as follows:

Wherever the words and figures five thousand dollars appear same shall be stricken out and the words twenty-seven hundred dollars (\$2700) be inserted in lieu thereof; and when so amended the bill be referred to the Appropriations committee.

C. W. MILLER,
Chairman.

Report adopted, and House File No. 77 was referred to the committee on Appropriations.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 177, a bill for an act to legalize certain warrants of the city of Marshalltown, Iowa, 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 all that part of said bill preceding the enacting clause be amended to read as follows:

A BILL FOR AN ACT to Legalize Certain Acts of the Mayor and City Council of the City of Marshalltown, and to Legalize Certain Warrants of the Said City of Marshalltown, Iowa.

WHEREAS: The city of Marshalltown, county of Marshall and state of Iowa, did hitherto make expenditures in the amount of thirty thousand dollars (\$30,000.00); and,

WHEREAS: The said city of Marshalltown did issue warrants in said sum of thirty thousand dollars (\$30,000.00) to evidence the indebtedness incurred in making said expenditures; and,

WHEREAS: Said warrants so issued were issued by the city clerk of Marshalltown, Iowa, upon order and authority by resolution of the mayor and city council, as follows:

On November 1, 1912, one thousand six hundred and fifty dollars (\$1650.00) to the Marshalltown Sewer Pipe & Tile Company for sewer pipe used in the construction of a storm sewer.

On January 4, 1913, two thousand three hundred sixty-two dollars and fifty cents (\$2362.50) to the Marshalltown Sewer Pipe & Tile Company for sewer pipe used in the construction of a storm sewer.

And between November 1, 1912, and January 1, 1913, in sundry amounts, amounting to eight hundred four dollars and fifty cents (\$804.50) for labor expended in the year 1912 for the laying of a storm sewer.

On January 23, 1913, the sum of twenty-five thousand one hundred eighty-three dollars (\$25,183.00) to Elzy & Carlson, paving contractors, for street intersections and deficiencies not taxable against abutting property owners under paving contracts in the year 1912 of the city of Marshalltown, Iowa; and,

WHEREAS: Said warrants did not when issued and do not now in fact exceed the constitutional limitation of indebtedness of said city; and,

WHEREAS: Said expenditures were all made for purposes necessary for the welfare of said city and its inhabitants and were authorized by law; and,

WHEREAS: The city of Marshalltown and its inhabitants have been and are now enjoying the use and benefits of said expenditures so made; and,

WHEREAS: The results of said expenditures were well worth the price and sum which the city of Marshalltown contracted should be paid therefor; and,

WHEREAS: Doubts have arisen concerning the legality of the aforesaid warrants or a portion thereof on the ground that the aforesaid expenditures or a portion thereof were contracted in excess of the city's authorized annual revenues; and,

WHEREAS: Doubts have arisen concerning the legality of the aforesaid warrants or a portion thereof on the ground that the aforesaid ex-

penditures or a portion thereof were not provided for in the city's annual appropriations and could not have been reasonably anticipated; and,

WHEREAS: Doubts have arisen concerning the legality of the aforesaid warrants or a portion thereof on the ground that the indebtedness which said warrants evidence was contracted in excess of the statutory limitation of indebtedness; now, therefore,

That the following be substituted for section 1 of said act:

SECTION 1. That the acts of the mayor and city council of the city of Marshalltown, in the county of Marshall and state of Iowa, in making the expenditures for the city of Marshalltown, Iowa, and issuing warrants therefor in the sum of thirty thousand dollars (\$30,000.00), consisting of warrants issued to the Marshalltown Sewer Pipe & Tile Company in the sum of four thousand twelve dollars and fifty cents (\$4012.50); to Elzy & Carlson, paving contractors, in the sum of twenty-five thousand one hundred eighty-three dollars (\$25,183.00), and for labor expended in placing storm sewer, in the sum of eight hundred four dollars and fifty cents (\$804.50), and amounting to the sum total of thirty thousand dollars (\$30,000.00), be and the same are hereby legalized as though the law had in all respects been complied with.

That the following be substituted for section 2 of said act:

SEC. 2. The aforesaid warrants of the city of Marshalltown, Iowa, in the aggregate sum of thirty thousand dollars (\$30,000.00) be and the same are hereby legalized and declared to be valid, legal and subsisting obligations the same as though the law had in all respects been complied with in the issuing thereof by said city and its officers.

That section 3 be amended by striking out the words "pending litigation" and the period (.) following the same in the first line.

That section 4 of said bill be amended by striking out the words "in effect" and the period (.) following the same in the first line of said section 4; and that when so amended the bill do pass.

GERBIT KLAY,
Chairman.

Report 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 Senate was asked:

House File No. 22, a bill for an act to repeal section 3160, relating to liability for family expenses.

JOS. E. MEYER,
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. 42, a bill for an act to amend the law as it appears in section 850-c, of the Supplement to the Code, 1907, as amended by chapters 56 and 57, acts of the Thirty-third General Assembly, and chapter 44, acts of the Thirty-fourth General Assembly, relating to the tax levy for park purposes.

JOS. E. MEYER,
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. 53, a bill for an act to repeal paragraph 16 of section 511 of the Supplement to the Code, 1907, as amended by chapter 36 of the acts of the Thirty-third General Assembly, and to enact a substitute therefor relating to the boarding and lodging of prisoners.

JOS. E. MEYER,
Secretary.

SPECIAL ORDER NO. 8.

Time having arrived for Special Order No. 8, House Joint Resolution No. 4, joint resolution proposing an amendment to the constitution of the state of Iowa, authorizing the general assembly to provide for the exclusive taxation of classes of property for state revenue purposes.

Klay of Sioux proposed the following amendment:

Strike out of the last line the figures "1914." and insert in lieu thereof the figures "1916".

Amendment adopted.

HOUSE JOINT RESOLUTION NO. 4.

Joint Resolution Proposing an Amendment to the Constitution of the State of Iowa, Authorizing the General Assembly to Provide for the Exclusive Taxation of Classes of Property for State Revenue Purposes.

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

SECTION 1. That the following amendment to the Constitution of the State of Iowa be, and the same is hereby proposed: To add, as section thirty-nine (39) to article three (3) of said constitution, the following, to-wit:

"SEC. 39. For the purpose of providing revenue for state purposes, the General Assembly may provide for the exclusive taxation of such classes of property as it may deem proper. When any class of property is exclusively taxed for state revenue purposes, such class shall not be otherwise taxed for general county, township or municipal purposes."

SEC. 2. That the foregoing proposed amendment to the constitution of the state of Iowa be, and the same is hereby referred to the Legislature to be chosen at the next general election for members of the General Assembly, and that the secretary of state cause the same to be published for three months previous to the day of such election, as provided by law.

Resolved further, That should said proposed amendment be agreed to by a majority of the members of the said succeeding General Assembly, the said proposed amendment shall be submitted to the electors of the state of Iowa at the general election in the year 1916.

Mr. Klay moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Blackford, Bliss, Brockway, Bruce, Burt, Buxton, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Halgrims, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Manning, McHose, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Rohwer, Rone, Sherman, Stipe, Thayer, Webb, White, Mr. Speaker—58.

The nays were :

Bartle, Bauman, Black, Boettger, Bradley, Brady, Brown, Cannon, Clark, Cronbaugh, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hazen, Jamison, Kane, Kelso, Koontz, Lenoeker, Lund, McCullough, Miller, Mitchell, Odendahl, Ring, Saltzmann, Scholz, Scott, Shankland, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Workman—43.

Absent or not voting :

Carson, Fraley, Grout, Hamilton, Hansen, McVicker, Whitney—7.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

Dixon of Sac moved to reconsider the vote by which House joint resolution passed the House.

Jacobs of Calhoun seconded the motion.

Klay of Sioux moved to lay the motion to reconsider on the table.

Stipe of Page seconded the motion.

Roll call was demanded by Miller of Bremer and Thompson of Decatur.

Speaker Cunningham in the chair.

On the question, "Shall the motion to reconsider be laid on the table?" the ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Blackford, Bliss, Bruce, Burt, Buxton, Carson, Cole, Craig, Daniels, Dawson, Dixon, Elwood, Enger, Erickson, Fraley, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kelso, Kingland, Klay, Kulp, Larrabee, LeRoy, Lund, Manning, McHose, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Ring, Rohwer, Rone, Sherman, Stipe, Thayer, Webb, White, Mr. Speaker—55.

The nays were:

Bartle, Black, Boettger, Bradley, Brady, Brown, Cannon, Chapman, Clark, Cronbaugh, Crozier, Downey, Doze, Dunlap, Eggleston, Elliott, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hamilton, Hazen, Jamison, Kane, Koontz, Lenoeker, Lounsberry, McCullough, Miller, Mitchell, Odendahl, Saltzmann, Scholz, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Workman—43.

Absent or not voting:

Bauman, Brockway, Greene of Grundy, Grout, Halgrims, Hansen, McVicker, Power, Shankland, Whitney—10.

Motion prevailed, and the motion to reconsider was laid on the table.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 48, a bill for an act to amend section six hundred fifteen (615) of the Supplement to the Code, 1907, relative to the extension of the limits of cities and towns.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 48, a bill for an act to amend section six hundred fifteen (615) of the Supplement to the Code, 1907, relative to the extension of the limits of cities and towns.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

The speaker announced that as speaker of the House, he had signed in the presence of the House, House Files Nos. 48 and 127.

Dawson of Cherokee offered the following resolution:

RESOLUTION.

WHEREAS: The following persons, to-wit:

May Kegley claims 7 days—from January 20th to 27th, inclusive.
Amount due according to claim, at \$3.00 per diem, \$21.00. O. K.....

Helen Saylor claims 7 days—from January 20th to 27th, inclusive.
Amount due, according to claim, at \$3.00 per diem, \$21.00. O. K.....

Vera A. Low claims 7 days—from January 16th to 23d, inclusive.
Amount due, according to claim, at \$3.00 per diem, \$21.00. O. K.....

K. M. Oxley claims 5 days—from January 18th to 23d, inclusive.
Amount due, according to claim, at \$3.00 per diem, \$15.00. O. K.....

June Lorenz claims 3 days—from January 20th to 23d, inclusive.
Amount due, according to claim, at \$3.00 per diem, \$9.00. O. K.....

Harriet E. King claims 3 days—from January 20th to 23d, inclusive.
Amount due, according to claim, at \$3.00 per diem, \$9.00. O. K.....

Ellen Rourke claims 9 days—from January 14th to 23d, inclusive.
Amount due, according to claim, at \$3.00 per diem, \$27.00. O. K.....

H. L. Refsell claims 9 days—from January 14th to 23d, inclusive.
Amount due, according to claim, at \$3.00 per diem, \$27.00. O. K.....

Eva Tyler claims 6 days—from January 18th to 24th, inclusive.
Amount due, according to claim, at \$3.00 per diem, \$18.00. O. K.....

Gertrude Callison claims 1 day—January 14th. Amount due, according to claim, at \$3.00 per diem, \$3.00. O. K.....

Minnie L. Truax claims 1 day—January 15th. Amount due, according to claim, at \$3.00 per diem, \$3.00. O. K.....

Irene Casey claims 3 days—from January 22d to 25th, inclusive.
Amount due, according to claim, at \$3.00 per diem, \$9.00. O. K.....

Leona Pequegnot claims 1 day—January 13th. Amount due, according to claim, at \$3.00 per diem, \$3.00. O. K.....

Lura Chapman claims 1 day—January 13th. Amount due, according to claim, at \$3.00 per diem, \$3.00. O. K.....

Frances Stevens claims 10 days—from January 14th to 24th, inclusive.
Amount due, according to claim, at \$3.00 per diem, \$30.00. O. K.....

Inez Canfield claims 2 days—from January 14th to 16th, inclusive. Amount due, according to claim, at \$3.00 per diem, \$6.00. O. K.....

Gertrude Rest claims 3 days—from January 13th to 16th, inclusive. Amount due, according to claim, at \$3.00 per diem, \$9.00. O. K.....

performed the duties of committee clerks for the various terms and periods prior to their actual enrollment as such committee clerks set forth in the verified statements accompanying their several names; now, therefore,

Be it resolved, That the chief clerk be authorized and directed to issue requisition for warrants for the above-named persons, at the statutory per diem, for the terms and periods so set forth in the said verified statements.

Laid over under rule 34.

Erickson of Lyon offered the following concurrent resolution, asked unanimous consent for immediate consideration, and moved its adoption:

CONCURRENT RESOLUTION.

WHEREAS: We highly appreciate the honor that has come to our commonwealth in having within its borders the eminent and distinguished explorer and discoverer of the south pole, Captain Ronald Amundsen;

Be it resolved by the House of Representatives of the State of Iowa, the Senate concurring, That we congratulate him upon his daring and wonderful achievements, whereby he has brought fame to his native land, glory to himself, and enlightenment to the entire world; that we welcome Captain Amundsen to our state as an honored guest, extending to him the freedom of our legislative halls, and invite him to address us on his wonderful exploits.

Motion prevailed, and the concurrent resolution was adopted.

INTRODUCTION OF BILLS.

By Jones of Dickinson, House File No. 356, a bill for an act to amend section four thousand eight hundred twenty-three (4823) of the code pertaining to malicious mischief and trespass.

Read first and second time and referred to committee on Police Regulation.

By Larrabee of Fayette, by request, House File No. 357, a bill for an act authorizing the executive council of Iowa to incur ex-

penses and make expenditures to procure data, make investigations and provide things not otherwise provided to enable said executive council to perform the duties imposed by law, and making an appropriation therefor.

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

By Bernbroek of Black Hawk, House File No. 358, a bill for an act to amend section four hundred ninety-five (495) of the supplement to the code, 1907, relating to duties and compensation of county recorders.

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

By Jamison of Des Moines, House File No. 359, a bill for an act to authorize certain loans at a greater rate of interest than eight per cent (8%) per annum, to provide for license to the makers of such loans, to require records thereof to be kept and to provide a penalty for the violation thereof.

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

By Ring of Linn, House File No. 360, a bill for an act to amend section two hundred and sixty-one of the supplement to the code of Iowa, 1907, relating to the removal of causes from the superior courts of the state of Iowa.

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

By Ring of Linn, House File No. 361, a bill for an act to amend section two thousand twenty-two (2022) of the supplement to the code, 1907, providing for private crossings over railroads, giving the board of railroad commissioners power to make orders when the land owner and railroad company are unable to agree.

Read first and second time and referred to committee on Railroads and Transportation.

By Townsend of Tama, House File No. 362, a bill for an act to amend the law as it appears in section twenty-six hundred twenty-two (2622), supplement to the code, 1907, and to repeal the law as it appears in section twenty-seven hundred thirty-eight (2738), supplement to the code, 1907, as amended by chapter one hundred thirty (130), acts of the Thirty-fourth General Assembly, relating to normal institutes.

Read first and second time and referred to committee on Schools and Text Books.

By Dunlap of Clinton, by request, House File No. 363, a bill for an act amending section two thousand one hundred fifty-seven-g (2157-g) of the supplement to the code of 1907, relating to the issuing of free transportation by common carriers of passengers in certain cases.

Read first and second time and referred to committee on Railroads and Transportation.

By Brockway of Louisa, House File No. 364, a bill for an act to regulate the compounding, manufacture and sale of certain habit-forming and other drugs or medicines, and preparations containing same.

Read first and second time and referred to committee on Pharmacy.

SPECIAL ORDER.

Time having arrived for special order, House took up consideration of concurrent resolution relative to the establishment of additional normal schools.

Carson of Davis moved that further consideration of concurrent resolution be deferred and made a special order for Wednesday, February 19th, at 10:00 o'clock A. M.

Motion prevailed, and concurrent resolution was made a special order for Wednesday, February 19th, at 10:00 o'clock A. M.

INTRODUCTION OF BILLS.

By Workman of Mills, House File No. 365, a bill for an act to amend section two thousand five hundred fifty-one (2551) of chapter fifteen (15) of the code relative to the closed season on wild duck, goose and brant.

Read first and second time and referred to committee on Fish and Game.

By Workman of Mills, House File No. 366, a bill for an act to amend section four thousand two hundred ninety-five (4295) of the code relative to satisfaction of mortgages.

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

By Peterson of Cass, House File No. 367, a bill for an act to establish and maintain an elementary state normal school at Atlantic, Iowa; and for the acquirement by the state of Iowa of certain real estate to be donated by the citizens of Atlantic, Iowa, for said state normal school uses.

Read first and second time and referred to committee on Normal Schools.

Scott of Fremont offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: An all wise Providence has called unto Himself on October 7, 1912, Francis M. Estes, of Sidney, Fremont county, Iowa, and a former member of the Twenty-second and Twenty-third General Assemblies;

Resolved, That in the death of Hon. Francis M. Estes we are called upon to mourn the loss of a devoted citizen and statesman, that in remembrance thereof, a committee of three should be appointed to extol his many virtues and commemorate his useful life.

Motion prevailed, and the speaker appointed as such committee, Scott of Fremont, Workman of Mills and Bartle of Mitchell.

Jacobs of Calhoun moved that the state architect be instructed to remove the canvas from the front of the north gallery during the noon hour today.

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 amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 44, a bill for an act to amend section 616 of the Code relative to taxation of unplatted lands within the limits of cities and towns.

JOS. E. MEYER,
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. 36, a bill for an act to amend section 850-a of the Supplement to the Code, 1907, relating to the election of park commissioners.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

On request of Huff of Hardin, unanimous consent having been given, House File No. 44, a bill for an act to amend section six hundred sixteen (616) of the code relative to taxation of unplatted lands within the limits of cities and towns, with Senate amendments, was taken up and the amendments read and considered.

I move to amend the bill by striking out the word "of" preceding the figures "1907" in the fifth line thereof, and by inserting a comma (,) following the word "code" and following the figures "1907" in the same line.

Mr. Huff moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hazen, Heaton, Huff, Huntley, Hutchinss, Jacobs, Jacobson, Jamison, Jones, Kane, Kingland, Klay, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Bliss, Brockway, Burt, Downey, Greene of Grundy, Grout, Hansen, Helming, Hunt, Jensen, Kelso, Koontz, Kulp, McVicker, Miller, Rohwer, Sidey, Stipe, Thayer—19.

So the House concurred in Senate amendments.

On request of McHose of Boone, unanimous consent having been given, House File No. 36, a bill for an act to amend section eight hundred fifty-a (850-a) of the supplement to the code, 1907, relating to the election of park commissioners, with Senate amendments, was taken up and the amendments read and considered.

Substitute the word "appoint" for the word "elect" in the fifth (5th) line of section 1 and amending the title by striking out the period following the word "commissioners" and inserting a comma and adding the words "and providing for the appointment of park commissioners until the next regular municipal election".

Mr. McHose moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—96.

The nays were:

None.

Absent or not voting:

Bliss, Burt, Grout, Hansen, McCullough, McVicker, Miller, Scott, Shankland, Steelsmith, Stipe, Thayer—12.

So the House concurred in Senate amendments.

CONSIDERATION OF BILLS.

On motion of Boettger of Scott, Senate File No. 18, a bill for an act to amend section nine hundred thirty-seven (937) of the code, relating to the filling of vacancies in the office of alderman in cities under special charters, with report of committee recommending passage, was taken up and considered.

Mr. Boettger moved that the rules be suspended, and read a third time now, which motion prevailed, and the bill was read a third time.

Halgrims of Humboldt in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scott, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—97.

The nays were:

None.

Absent or not voting:

Burt, Grout, Hansen, Kulp, McVicker, Miller, Scholz, Shankland, Stipe, Thayer, Mr. Speaker—11.

So the bill having received a constitutional majority was declared to have passed the House 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 Concurrent Resolution, in which the concurrence of the House is asked:

Concurrent Resolution relative to extending an invitation to Captain Roald Amundsen to address the General Assembly.

JOS. E. MEYER,
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 Senate was asked:

Concurrent Resolution relative to supplying copies of the Code, Code Supplement and Session Laws to assistant secretaries of the Senate, and assistant clerk, reading clerk and journal clerks of the House.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, substitute for Senate File No. 4, a bill for an act relating to bonded indebtedness of school corporations and providing for the payment therefor, repealing section twenty-eight hundred and thirteen (2813) of the supplement to the code, 1907, and all other acts or parts of acts in conflict with this act, with report of committee recommending passage as amended, was taken up and considered, and the committee amendments were adopted.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Halgrims, Halstead, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Koontz, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, Meredith, Milton, Mitchell, Munro, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—96.

The nays were:

Kingland, Hadley—2.

Absent or not voting:

Crozier, Fraley, Grout, Hansen, Klay, McVicker, Miller, Newcomb, Odendahl, Mr. Speaker—10.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Kulp of Palo Alto, House File No. 66, a bill for an act in relation to assessments for benefits to roads, streets, and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued, being amendatory to the law as it appears in sections 1989-a-19, 1989-a-26, 1989-a-27, and 1989-a-38, of the supplement to the code, 1907, and section 16 of chapter 118 of the acts of the Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third General Assembly, with report of committee recommending passage, was taken up and considered.

Mr. Kulp moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, McCul-

lough, McHose, Meredith, Milton, Mitchell, Munro, Peterson, Pickford, Power, Ring, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thayer, Thompson, Townsend, Webb, Whitney, Workman, Mr. Speaker—88.

The nays were:

Hadley, Odendahl, Scott—3.

Absent or not voting:

Anderson of Montgomery, Atkinson, Cronbaugh, Enger, Fraley, Grout, Jacobson, Klay, Lenocker, Manning, McVicker, Miller, Newcomb, Rone, Sidey, Trumbauer, White—17.

So the bill having received a constitutional majority was declared to have passed the House.

Jacobs of Calhoun proposed the following amendment to the title:

I move to amend the title to House File No. 66 so as to read, "A bill for an act to amend the law as it appears in sections 1989-a-19, 1989-a-26, 1989-a-27, and 1989-a-38, of the supplement to the code, 1907, and section 16 of chapter 118 of the acts of the Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third General Assembly relating to assessments for benefits to roads, streets, and highways in levee or drainage districts to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued."

Amendment adopted and title as amended was agreed to.

On request of Lenocker of Pottawattamie, leave of absence was granted Mitchell of Wapello until Tuesday.

On request of Mr. Speaker, leave of absence was granted Grout of Black Hawk until Friday.

On motion of Jensen of Pocahontas, House adjourned until 12:50 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

Elliott of Monona moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

Motion prevailed.

The speaker named as such committee, Elliott of Monona, Power of Jefferson, Rohwer of Ida.

The sergeant-at-arms announced the arrival of the members of the Senate, who took their seats on the west side of the House chamber.

JOINT CONVENTION.

The joint convention was called to order by President Pro Tempore Savage of the Senate, president of the joint convention, at one o'clock P. M.

The roll was called and the following responded as present:

Ames, Anderson of Greene, Anderson of Montgomery, Arney, Atkinson, Balkema, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Bliss, Boe, Boettger, Bradley, Brady, Brockway, Brown, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crist, Crozier, Cunningham, Daniels, Darrah, Dawson, DeWolf, Dixon, Doran, Doze, Dunlap, Dunnegan, Eggleston, Elliott, Elwood, Enger, Erickson, Farr, Fellows, Fraley, Garrett, Gillette, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heald, Heaton, Helming, Hilsinger, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones of Montgomery, Jones of Dickinson, Kane, Kelso, Kingland, Klay, Koontz, Larrabee of Webster, Legel, Lenocker, LeRoy, Lounsberry, Manning, Mattes, McColl, McCullough, McHose, McManus, Meredith, Milton, Munro, Neal, Newcomb, Nye, Odendahl, Peterson, Pickford, Power, Ream, Ring, Robinson, Rohwer, Savage, Scholz, Schrup, Shankland, Sherman, Smith, Stipe, Stokes, Stutt, Sullivan, Taylor, Thomas, Thompson, Townsend, Webb, Webber, White of Iowa, White of Benton, Whitney, Wilson of Clinton, Workman—123.

Those absent were :

Allen, Balluff, Blackford, Bruce, Chase, Clarkson, Cowles, Cronbaugh, Crow, Downey, Francis, Goodwin, Grout, Jacobson, Jewell, Kulp, Larrabee of Fayette, Lund, Malmberg, McVicker, Miller, Mitchell, Perkins, Quigley, Rone, Saltzmann, Scott, Sheean, Sidey, Spaulding, Steelsmith, Thayer, Trumbauer, Wilson of Appanoose—34.

President Savage announced the joint convention duly organized with a quorum of the members present.

The following gentlemen addressed the joint convention on the subject of the future policy of higher education in Iowa: D. D. Murphy, J. B. Weaver, Senator Trewin, Judge C. G. Lee, H. L. Adams, Robert Reno and W. O. Payne.

Journal of joint convention read and approved.

Senator DeWolf moved that the joint convention be dissolved.

Motion prevailed.

House reconvened, Speaker Cunningham in the chair.

On motion of Jensen of Pocahontas, the House adjourned until 9:00 o'clock A. M., February 14th.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 14, 1913.

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

Prayer was offered by Representative Bartle of Osage, Iowa.

Journal of Thursday, February 13th, corrected and approved.

On request of Jamison of Des Moines, leave of absence was granted Black of Muscatine until Monday.

On request of Koontz of Johnson, leave of absence was granted Miller of Bremer until Monday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Burt of Taylor presented petition of citizens of Taylor county in favor of House File No. 280.

Referred to committee on Appropriations.

White of Benton presented remonstrance of citizens of Shellsburg, Iowa, against House File No. 130.

Referred to committee on Appropriations.

Brockway of Louisa presented remonstrance of citizens of Louisa county against House File No. 130.

Referred to committee on Schools and Text Books.

Bauman of Van Buren presented petition of citizens of Van Buren county favoring House File No. 280.

Referred to committee on Appropriations.

Larrabee of Fayette presented remonstrance of citizens of Fayette county against House File No. 130.

Referred to committee on Schools and Text Books.

Burt of Taylor presented petition of members of Monday Afternoon Club of Fort Madison, favoring the establishment of state censorship for picture films.

Referred to committee on Judiciary.

Enger of Winneshiek presented petition of Commercial Club of Decorah relative to good roads.

Referred to committee on Roads and Highways.

Larrabee of Fayette presented the following statement of state finances and asked that it be printed in the Journal:

STATE UNIVERSITY

YEAR	Mileage tax	Appropriations for buildings and improvements	Purchase of land	Total for buildings and improvements	Annual support funds
1896	\$ 55,219	\$ 44,435		\$ 99,654	\$ 49,500
1897	54,820			54,820	49,500
1898	54,823	10,000		64,823	60,500
1899	52,579			52,579	60,500
1900	54,032	10,000		64,032	110,500
1901	55,868			55,868	110,500
1902	114,703	95,000	\$ 50,000	259,703	145,500
1903	127,811			127,811	145,500
1904	127,972	118,000	25,000	270,972	178,000
1905	124,564			124,564	178,000
1906	126,953	85,000	24,000	230,953	198,000
1907	131,819	64,000	25,000	225,819	248,000
1908	133,394			133,394	248,000
1909	138,296	55,000	35,000	226,296	317,500
1910	188,642			188,642	317,500
1911	151,662	76,000	40,000	267,662	423,200
1912	150,000			150,000	423,200
Total	\$ 1,790,657	\$ 557,435	\$ 199,000	\$ 2,547,092	\$ 3,263,400

Total present annual appropriation for support and current expense.....\$423,200.00

AGRICULTURAL COLLEGE—AMES

YEAR	Mileage tax	Appropriations for buildings and improvements	Purchase of land	Total for buildings and improvements	Annual support funds
1900	\$ 54,082	\$ 107,000		\$ 161,082	\$ 9,300
1901	55,868			55,868	44,300
1902	114,703	40,000		154,703	89,300
1903	127,811			127,811	89,300
1904	127,972	234,000	\$ 22,000	383,972	171,800
1905	124,564			124,564	171,800
1906	126,953	15,000	11,000	152,953	201,900
1907	131,819	118,000		249,819	248,900
1908	133,395			133,395	248,900
1909	136,299	102,500		238,799	325,900
1910	138,643			138,643	325,900
1911	151,602	131,500		283,102	435,900
1912	150,000			150,000	435,900
Total	\$ 1,573,718	\$ 749,000	\$ 33,000	\$ 2,354,718	\$ 2,843,400

Total permanent annual appropriation for support and current expense of Agricultural College -----\$ 435,900.00

STATE TEACHERS COLLEGE

YEAR	Mileage tax	Appropriations for buildings and improvements	Purchase of land	Total for buildings and improvements	Annual support funds
1902	\$ 67,354	\$ 31,600		\$ 88,954	\$ 35,400
1903	63,905			63,905	35,000
1904	63,965	3,000		66,965	30,000
1905	62,281			62,281	30,000
1906	63,476	1,500		64,976	90,500
1907	65,910	5,000		70,910	108,500
1908	66,697			66,697	108,500
1909	68,147	5,000		73,147	135,500
1910	69,321			69,321	135,500
1911	76,831	5,000		80,831	181,750
1912	75,000			75,000	181,750
Total	\$ 731,907	\$ 51,100		\$ 783,007	\$ 1,180,400

Total permanent annual appropriations for support and current expense of State Teachers College -----\$ 181,750.00

Total receipts, general state revenue, year ending June 30, 1912.....	\$	4,983,448.10
Derived from the following sources,—		
From counties, state tax.....	\$	2,397,163.51
From counties, support of insane.....		662,520.12
From counties, support of inebriates.....		28,060.88
From counties, clothing for blind.....		245.12
From counties, clothing for deaf.....		623.19
From counties, clothing for feeble minded.....		23,387.50
From counties, support of Orphans' Home.....		39,743.86
From insurance tax.....		365,419.04
From fees from state offices.....		387,067.57
From equipment car companies' tax.....		8,243.25
From sales from state institutions.....		61,496.40
From contract labor and support of patients in state institutions.....		56,424.69
From interest on bank deposits.....		21,663.93
Collateral inheritance tax.....		249,845.20
Interest on school bonds.....		633.06
Federal aid to Soldiers' Home.....		55,050.00
Hunters' license.....		89,584.03
Automobile tax.....		506,571.62
Miscellaneous.....		3,764.81
	\$	4,983,448.10

Total state tax from counties for year ending June 30, 1912.....	\$	2,396,308.51
Collected from the several classes of property as follows—		
Lands, 58.2 per cent.....	\$	1,394,651.55
Town lots, 18.7 per cent.....		448,109.69
Personal property, 13.1 per cent.....		318,916.42
Railroads, 9.4 per cent.....		225,253.00
Telegraph, telephone and express, .6 per cent.....		14,377.85
Totals, 100 per cent.....	\$	2,396,308.51
For amounts contributed by each county, see Treasurer of State's report, pages 118 to 129, inclusive.		
General state revenue tax paid by railroads.....	\$	225,253.00
Special state colleges tax paid by railroads.....		33,125.00
County, city and local tax paid by railroads.....		2,463,013.95
Total tax paid by railroads, for all purposes in Iowa.....	\$	2,721,391.95

DOMESTIC ANIMAL FUND.

YEAR	DOG TAX	Paid out for damage to stock killed by dogs and wolves	Balance above expense	Bounties on wolves
1909.....	\$ 166,084.60	\$ 40,375.08	\$ 125,719.62	\$ 9,506.00
1910.....	171,642.58	64,424.26	107,288.05	9,769.00
1911.....	177,497.42	66,098.29	113,660.38	9,465.00

STATE TAXES PAID BY PRINCIPAL CITIES OF IOWA IN 1911.

CITY	Taxable valuation	State tax
Des Moines	\$ 22,684,473	\$ 74,858.76
Sioux City	9,088,877	30,025.68
Dubuque	6,349,800	20,954.34
Cedar Rapids	6,852,585	22,612.70
Council Bluffs	4,434,995	14,635.48
Waterloo	3,805,666	12,558.70
Clinton	3,344,610	11,037.21
Burlington	4,759,728	15,707.10
Fort Dodge	2,509,050	8,279.86
Keokuk	2,691,335	8,881.40
Mason City	2,048,194	6,759.04
Iowa City	2,037,574	6,714.00

TAXABLE VALUE OF ALL PROPERTY, 1912.

	Value	Per Cent
Land	\$ 413,875,422	58.2
Lots	133,669,481	18.7
Personal	93,782,629	13.1
Railroad	67,593,235	9.4
Telegraph and telephone	4,207,254	.6
Express	369,704	
Totals	\$ 713,480,725	100.0

Actual value moneys and credits.....\$ 188,700,000
 Taxable value moneys and credits..... 47,175,000 .62%

Bauman of Van Buren offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

MR. SPEAKER—WHEREAS: The Hon. Jos. A. Keck, an honored member of the Twenty-eighth General Assembly departed this life February 6, 1913; therefore,

Be it resolved, That a committee of three be appointed to prepare suitable resolutions commemorating his life and service to the state and union.

Motion prevailed, and the speaker appointed as such committee, Bauman of Van Buren, Blackford of Henry and Cannon of O'Brien.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

REPORTS OF COMMITTEES.

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred substitute for Senate File No. 85, a bill for an act to amend section seven hundred and ninety-three (7993) of the Code, relating to street improvements, sewers and special assessments, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Peterson of Cass, from the committee on Women's Suffrage, submitted the following report:

MR. SPEAKER—Your committee on Woman's Suffrage, to whom was referred House File No. 194, a bill for an act to require assessors to ascertain whether or not a majority of the women of the state of Iowa desire equal suffrage, 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.

J. D. PETERSON,
Chairman.

Report adopted, and House File No. 194 was indefinitely postponed.

Shankland of Polk, from the committee appointed to adjust the differences of the Senate and House on House concurrent resolution relative to furnishing codes for representatives of the press, made the following report and moved its adoption:

MR. SPEAKER—Your Conference committee appointed to adjust the differences of the Senate and the House, on House Concurrent Resolution relating to furnishing Codes for representatives of the press, after fully and freely conferring, beg leave to report and recommend the following:

First. That the Senate reconsider the vote by which it adopted the Senate amendment.

Second. That the House reconsider the vote by which it adopted the Concurrent Resolution.

Third. That the House and Senate adopt the Substitute Concurrent Resolution hereby recommended.

FRANK S. SHANKLAND,
HERBERT A. HUFF,
JOHN W. JACOBS,
J. M. C. HAMILTON,

Conferees on the part of the House.

E. L. CROW,
FREDERIC LABRABEE,
N. J. SCHRUP,
JOHN B. SULLIVAN,

Conferees on the part of the Senate.

Motion prevailed, and the report was adopted.

SUBSTITUTE CONCURRENT RESOLUTION.

Be it resolved by the House, the Senate concurring, That the secretary of state be requested to furnish each representative of the press who have assignments of seats in the House and Senate of the Thirty-fifth General Assembly a copy of the Code and Supplement thereto and subsequent session laws and annotations, and House and Senate Journal of the Thirty-fourth General Assembly for use during the session of the Thirty-fifth General Assembly.

Dawson of Cherokee called up resolution relative to claims of committee clerks and moved its adoption.

Motion prevailed and the resolution was adopted.

INTRODUCTION OF BILLS.

By Bliss of Ringgold, House File No. 368, a bill for an act repealing the law as it appears in section twenty-four hundred fifty (2450) supplement to the code, 1907, and providing a substitute therefor relating to statements of consent to keep for sale and sell intoxicating liquors under the mullet law.

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

By Jacobson of Audubon, House File No. 369, a bill for an act to provide for teaching in the public schools the modes by which the dangerous communicable diseases are spread, and the best methods for the restriction and prevention of such diseases.

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

By Blackford of Henry, by request, House File No. 370, a bill for an act to repeal section four thousand and eleven (4011) of the code and to enact a substitute therefor, relating to personal income.

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

By Brockway of Louisa, House File No. 371, a bill for an act making appropriations for additional improvements and land at the Iowa State Fair and Exposition grounds.

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

By Klay of Sioux, House File No. 372, a bill for an act to define the functions of the state teachers college at Cedar Falls, the State University at Iowa City, and the State College of Agriculture and Mechanic Arts at Ames.

Read first and second time and referred to committee on Schools and Text Books.

By Scott of Fremont, House File No. 373, a bill for an act to amend the law as it appears in chapter eighty-three (83) acts of the Thirty-third (33) General Assembly relating to the issuance of bonds in cities and towns.

Read first and second time and referred to committee on Municipal Corporations.

By Newcomb of Adams, House File No. 374, a bill for an act to amend section two thousand five hundred sixty-three-u (2563-u) of the supplement to the code, 1907, relative to the prohibition of trapping, shooting or killing or pheasants.

Read first and second time and referred to committee on Fish and Game.

By Boettger of Scott, House File No. 375, a bill for an act to authorize the sale and conveyance of that part of the west half (w. 1/2) of the southwest quarter (s.w. 1/4) of section numbered

nineteen (19) in township numbered seventy-eight (78) north of range numbered four (4) east of the fifth principal meridian bounded by lines described as follows: Commencing at a point in the east boundary line of said west half (w. $\frac{1}{2}$) of the southwest quarter (s.w. $\frac{1}{4}$) section twenty-three 12-100 (23.12) chains north of the southeast corner of said west half (w. $\frac{1}{2}$) of the southwest quarter (s.w. $\frac{1}{4}$), thence running west five (5) chains, thence north nine (9) chains, thence east five (5) chains to said east boundary line, thence south along said boundary line to the place of beginning, subject to recorded highway reservations.

Read first and second time and referred to committee on Board of Control.

By Greene of Clinton, House File No. 376, a bill for an act to amend the law as it appears in section two thousand one hundred sixteen (2116) of the supplement to the code of Iowa 1907 relating to the duty of railways to transport freight and provide suitable facilities for the receiving and handling thereof.

Read first and second time and referred to committee on Railroads and Transportation.

By Dawson of Cherokee, by request, House File No. 377, a bill for an act to prohibit dances in the public high and grade schools or under the auspices of such schools or any organization or society thereof.

Read first and second time and referred to committee on Schools and Text Books.

By Lund of Hamilton, House File No. 378, a bill for an act relating to elections and to permit any qualified elector to cast his ballot in any precinct within the state at general and primary elections, under certain conditions and restrictions.

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

By Dawson of Cherokee, by request, House File No. 379, a bill for an act to repeal the law as it appears in section forty-two (42), acts of the Thirty-third General Assembly and to enact a substitute therefor providing for the selection of an official newspaper in cities and towns, and for the publication of the proceedings of city and town councils and providing compensation therefor.

Read first and second time and referred to committee on Printing.

By Whitney of Woodbury, House File No. 380, a bill for an act to fix and declare the liability of persons, firms or private corporations, entering into contracts with the state of Iowa, or with any county, city, town, city organized under special charter, school corporation or with any municipal corporation now existing or hereafter created and to provide for immunity to witnesses in proceedings to establish such liability.

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

Scholz of Clayton offered the following concurrent resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: Our fellow citizen, the Hon. Jas. Wilson, who for sixteen years has so ably filled the important position as secretary of agriculture for the United States, is about to retire from public life;

Be it resolved by the House, the Senate concurring, That an invitation be extended to Secretary James Wilson to address a joint convention of the Thirty-fifth General Assembly and that a committee of two from the House and one from the Senate be appointed to extend such invitation to Secretary Wilson and arrange the date for such joint convention.

Motion prevailed, and the resolution was adopted.

The speaker appointed as such committee on the part of the House, Scholz of Clayton and Townsend of Tama.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Concurrent Resolution relative to printing and binding 1250 copies of pocket size edition of rules of the Thirty-fifth General Assembly for distribution.

Jos. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Ring of Linn called up Senate concurrent resolution relative to printing and binding the rules of the Thirty-fifth General Assembly:

SENATE CONCURRENT RESOLUTION.

Resolved by the Senate, the House concurring, That the secretary of the Senate and the clerk of the House be instructed to compile and order printed for the use of the Senate and the House, and the officers amended by chapter one hundred eighteen (118) of the acts

thereof, and for general distribution, twelve hundred and fifty (1250) copies of pocket size edition of the rules of the Thirty-fifth General Assembly, and that two hundred and fifty (250) copies be sewed and bound in flexible leather, eighty (80) for the Senate, which shall be delivered to the secretary thereof for distribution, and one hundred seventy (170) for the House, which shall be delivered to the chief clerk thereof for distribution; that each member of the General Assembly be supplied with one copy in leather cover with his name printed thereon; and one thousand (1,000) be stitched and bound in paper covers for general distribution.

Mr. Ring moved that the House concur in the Senate concurrent resolution.

Motion prevailed and the House concurred.

CONSIDERATION OF BILLS.

On motion of Kingland of Winnebago, House File No. 92, a bill for an act to amend section nineteen hundred eighty-nine-a-two (1989-a-2) of the 1907 supplement of the code of Iowa as of the Thirty-third General Assembly, and chapter eighty-eight (88) of the acts of the Thirty-fourth General Assembly relating to the number of petitioners required for the establishment of drainage districts, and location and establishment of levees, and requiring a majority of the land owners whose lands will be affected by or assessed for the expenses of the proposed improvement to sign such petitions, with report of committee recommending indefinite postponement and minority report recommending amendment and passage, was taken up and considered.

Mr. Kingland moved that the minority report be substituted for the majority report.

Power of Jefferson moved the previous question.

Ring of Linn seconded the motion.

Motion prevailed.

Roll call was demanded by Kingland of Winnebago and Hadley of Webster.

Enger of Winneshiek requested to be excused from voting.

Request granted.

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

The ayes were:

Clark, Daniels, Downey, Hadley, Halstead, Hamilton, Hansen, Huntley, Kingland, Odendahl, Rone, Stipe, Stutt, Thayer, Thompson, Webb—16.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Halgrims, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Townsend, White, Whitney, Workman, Mr. Speaker—81.

Absent or not voting:

Black, Brown, Bruce, Cronbaugh, Enger, Griggs, Grout, Miller, Mitchell, Power, Trumbauer—11.

So the House refused to substitute the minority report for the majority report of the committee.

On the question to adopt the report of the committee, the motion prevailed, and House File No. 92 was indefinitely postponed.

On motion of Bingham of Emmet, House File No. 3, a bill for an act to amend section 732 of the supplement to the code, 1907, in relation to library funds and transfer thereof, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Bingham moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Bliss, Bradley, Brady, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Black, Blackford, Boettger, Brockway, Brown, Cronbaugh, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Jacobs, Klay, Koontz, Miller, Mitchell, Power, Shankland, Stutt, Thayer, Trumbauer—21.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of McVicker of Wright, House File No. 150, a bill for an act to legalize releases and satisfactions of mortgages and deeds of trust, with report of committee recommending passage as amended, was taken up and considered.

Mr. McVicker moved that Senate File No. 81 be recalled from the committee on Judiciary.

Motion prevailed.

Mr. McVicker moved that Senate File No. 81, a bill for an act to legalize releases and satisfactions of mortgages and trust deeds, be substituted for House File No. 150.

Motion prevailed, and Senate File No. 81 was substituted for House File No. 150.

Mr. McVicker moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Koontz, Kulp, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Oden-dahl, Peterson, Pickford, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Bernbrock, Black, Brown, Cronbaugh, Fraley, Griggs, Grout, Heaton, Jensen, Klay, Larrabee, Lenocker, Manning, McCullough, Miller, Mitchell, Power, Shankland, Stipe, Thayer, Trumbauer—
21.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Bliss of Ringgold, leave of absence was granted Power of Jefferson until Monday.

On request of Huff of Hardin, leave of absence was granted Atkinson of Butler until Tuesday.

On request of Pickford of Cerro Gordo, leave of absence was granted Cole of Hancock until Monday.

On request of Cole of Hancock, leave of absence was granted Pickford of Cerro Gordo until Monday.

On request of Townsend of Tama, leave of absence was granted Cannon of O'Brien until Tuesday.

On request of Sherman of Poweshiek, leave of absence was granted Bernbrock of Black Hawk until Monday.

On request of Bernbrock of Black Hawk, leave of absence was granted Manning of Story until Monday.

On request of Crozier of Marion, leave of absence was granted Brown of Mahaska until Monday.

On request of Downey of Crawford, House File No. 237 was withdrawn from the committee on Railroads and Transportation, and from the further consideration of the House.

On motion of Buxton of Warren, the House adjourned until Saturday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 15, 1913.

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

Prayer was offered by Rev. C. H. Kamphoefner of Webster City, Iowa.

Journal of Friday, February 14th, corrected and approved.

Enger of Winneshiek offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

Resolved, That whereas the Hon. H. W. Wiley, late of the United States pure food department in Washington, D. C., is today present in Des Moines, a committee of two be appointed to invite him to address the House of Representatives at the hour of 9:45 o'clock this forenoon, and that a committee of two be appointed to invite the senators to be present during the address.

Motion prevailed, and the resolution was adopted.

The speaker named as such committee, Enger of Winneshiek and Bruce of Floyd.

On request of White of Benton, leave of absence was granted Milton of Cedar until Monday.

On request of Clark of Monroe, leave of absence was granted Brown of Mahaska until Tuesday.

On request of Chapman of Guthrie, leave of absence was granted Peterson of Cass until Monday.

On request of Hansen of Shelby, leave of absence was granted Steelsmith of Osceola until Monday.

On request of McCullough of Dubuque, leave of absence was granted Koontz of Johnson until Monday.

Mr. Speaker granted leave of absence to Buxton of Warren until Monday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bauman of Van Buren presented remonstrance of voters of Cedar township relative to House File No. 130.

Referred to committee on Schools and Text Books.

Huff of Hardin presented remonstrance of residents of Hardin county relative to House File No. 130.

Referred to committee on Schools and Text Books.

Blackford of Henry presented remonstrance of citizens of Mount Union relative to House File No. 130.

Referred to committee on Schools and Text Books.

Blackford of Henry presented petition of citizens of Henry county relative to House File No. 280.

Referred to committee on Appropriations.

Lounsberry of Marshall presented petition of citizens of Marshall county relative to House File No. 280.

Referred to committee on Appropriations.

Lounsberry of Marshall presented petition of citizens of Albion, Iowa, relative to amendment of divorce laws of the state of Iowa.

Referred to committee on Judiciary.

Workman of Mills presented remonstrance of voters and residents of Lyons and Plattville townships, Mills county relative to House File No. 130.

Referred to committee on Schools and Text Books.

Burt of Taylor presented petition of citizens of Taylor county favoring appropriation for the manufacture of hog cholera serum.

Referred to committee on Animal Industry.

Lenocker of Pottawattamie presented petition of citizens of Pottawattamie county favoring appropriation for the manufacture of hog cholera serum.

Referred to committee on Animal Industry.

Trumbauer of Keokuk presented petition of teachers of What Cheer, Iowa, in reference to "teachers' annuities bill."

Referred to committee on Schools and Text Books.

Trumbauer of Keokuk presented remonstrance of tax payers of Liberty township, Keokuk county, against House File No. 130.

Referred to committee on Schools and Text Books.

Jacobson of Audubon presented petition of automobile owners of Audubon county asking for the passage of laws that will permit them to obtain insurance against liability for damages on account of personal injuries or damage to property, by reason of the maintainance or operation of automobiles.

Referred to committee on Insurance.

Greene of Grundy presented remonstrance of citizens of Grundy county against House File No. 130.

Referred to committee on Schools and Text Books.

Hadley of Webster presented remonstrance of citizens of Webster county against House File No. 130.

Referred to committee on Schools and Text Books.

Lounsberry of Marshall presented the following communication:

Minneapolis, Minn., Feb. 14, 1913.

Mr. H. C. Lounsberry,
Care, House of Representatives,
Des Moines, Iowa.
My Dear Lounsberry:

On behalf of the children of William Bremner I desire to acknowledge receipt of a duly signed and certified copy of the memorial resolution

passed by the House of Representatives of the Thirty-fifth General Assembly of Iowa, commemorating the life and services of William Bremner, a former member of that body.

For myself personally, and for my brother and sister, I desire to extend to you and to your committee, and to the members of the House our thanks and our appreciation of this kindly act.

Very sincerely yours,

W. H. BREMNER.

REPORTS OF COMMITTEES.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 246, a bill for an act to amend paragraph thirteen (13) of section forty-eight (48) of the Code, relating to oath by corporations, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 246 was indefinitely postponed.

Speaker pro tempore in the chair.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 124, a bill for an act to amend section three thousand eight hundred two (3802) of the Code, relative to the lien of judgments, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 135, a bill for an act to amend section 3377 of the Code, relating to the election between the distributive share and occupancy

of homestead by surviving spouse and setting off such distributive share, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 250, a bill for an act to amend the law as it appears in section twelve hundred seventy-two (1272), Supplement to the Code, 1907, 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 amended as follows:

By striking out the last eight words of section 1;

By adding after the figures "1907" in the second line of the title the following: "relating to the filling of vacancies in offices"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 70, a bill for an act authorizing the appointment of two delegates from the state of Iowa as members of a commission which is to investigate European systems of rural credits and report thereon and making an appropriation therefor, 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.

W. LARRABEE, JR.,
Chairman.

Report adopted, and House File No. 70 was indefinitely postponed.

Kulp of Palo Alto, from the committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your committee on Constitutional Amendments, to whom was referred House Joint Resolution No. 3, a joint resolution proposing an amendment to the constitution of the state of Iowa, repealing section seven (7) of article two (II) of said constitution, and proposing a substitute therefor relating to and providing for the time of holding general elections, 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 do pass.

D. E. KULP,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Constitutional Amendments to whom was referred House Joint Resolution No. 2, a joint resolution proposing an amendment to the constitution of the state of Iowa, authorizing and empowering the General Assembly to provide for the rendition of verdicts in proceedings other than criminal proceedings, by a less number than the entire jury, 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 do pass.

D. E. KULP,
Chairman.

Report adopted.

Huntley of Lucas, from the committee on Animal Industry, submitted the following report:

MR. SPEAKER—Your committee on Animal Industry, to whom was referred House File No. 96, a bill for an act providing for the manufacture, distribution and administration of anti-hog cholera serum, and creating a field staff for the control and eradication of hog cholera and all other contagious and infectious diseases of domestic animals and providing an appropriation for the same, 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.

CLARKE W. HUNTLEY,
Chairman.

Placed on file.

MINORITY REPORT.

We, the minority members of your committee on Animal Industry, to whom was referred House File No. 96, beg leave to dissent from the view of the majority and respectfully recommend that the same be recommended out for passage.

ISAAC G. SCOTT,
C. B. EGGLESTON.

Placed on file.

Huntley of Lucas, from the committee on Animal Industry, submitted the following report:

MR. SPEAKER—Your committee on Animal Industry, to whom was referred House File No. 28, a bill for an act providing for the production and distribution of vaccines, toxins and biological products necessary for the diagnosis, prevention or cure of animal diseases within the state, and repealing chapter one hundred fifty-one (151), act of the Thirty-third General Assembly, and chapter one hundred fourteen (114), act of the Thirty-fourth General Assembly, 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.

CLARKE W. HUNTLEY,
Chairman.

Report adopted, and House File No. 28 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Animal Industry, to whom was referred House File No. 116, a bill for an act to establish a laboratory for the manufacture of hog cholera serum at the Iowa State College of Agriculture and Mechanic Arts, under the supervision of the president of said college, to regulate the sale of hog cholera serum, to provide penalties for the violation of said regulations, and to make an appropriation therefor, 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.

CLARKE W. HUNTLEY,
Chairman.

Report adopted, and House File No. 116 was indefinitely postponed.

Bliss of Ringgold, 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. 245, a bill for an act to prohibit public treating to intoxicating liquors and prescribing penalties therefor, 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 amended as follows:

First. Amend section one (1) by inserting after the word "sold" in line two (2) thereof, the words "or elsewhere except in the home of one of the parties".

Second. Amend section two (2) by inserting after the word "sold" in line three (3), the words "or elsewhere except in the home of one of the parties".

Third. Amend section three (3) by striking from the last line thereof the word "public"; and when so amended the bill do pass.

J. A. BLISS,
Chairman.

Report adopted.

Sherman of Poweshiek, from the committee on Elections, submitted the following report:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 242, a bill for an act to amend section ten hundred and seventy-six (1076) of the Supplement to the Code, 1907, relating to the registration of voters, 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 do pass.

RALPH SHEBMAN,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 5, a bill for an act providing for the nonpartisan nomination and election of judges of the supreme, district and superior courts of Iowa, 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 amended as follows:

By striking out the word "votes" in line twelve (12) of section three (3) and inserting the word "judges" in lieu thereof; and when so amended the bill do pass.

RALPH SHERMAN,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 215, a bill for an act to repeal section ten hundred seventy-two (1072) of the Supplement to the Code, 1907, and to enact a substitute therefor, providing for four year terms for county officers, 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.

RALPH SHERMAN,
Chairman.

Placed on file.

MINORITY REPORT.

MR. SPEAKER—The minority of your committee on Elections, to which committee was referred House File number two hundred fifteen (215), beg leave to report as follows:

They recommend that House File number two hundred fifteen (215) be amended by striking out all of said bill following the enacting clause, and that the following be substituted therefor:

SECTION 1. That section ten hundred seventy-two (1072) of the Supplement to the Code, 1907, is hereby repealed and the following enacted in lieu thereof:

There shall be elected in each county, at the general election in 1914, and every four years thereafter, an auditor, a clerk of the district court, and a county superintendent of schools, who shall hold office for the term of four years or until their successors are elected and qualified.

SEC. 2. There shall be elected in each county, at the general election in 1914, a treasurer, a sheriff, a recorder of deeds, and a coroner, who shall hold office for the term of two years or until their successors are elected and qualified.

SEC. 3. There shall be elected in each county, at the general election in 1914, and in each even numbered year thereafter a county attorney, who shall hold office for the term of two years or until his successor is elected and qualified.

SEC. 4. There shall be elected in each county, at the general election in 1916, and every four years thereafter, a treasurer, a sheriff, a recorder of deeds and a coroner, who shall hold office for the term of four years or until their successors are elected and qualified.

The undersigned minority of said committee on Elections further recommend that when so amended the said House File No. two hundred fifteen (215) do pass.

ALBERT HANSEN,
JOHN W. JACORS,
F. J. LUND.

Placed on file.

INTRODUCTION OF BILLS.

By committee on Animal Industry, House File No. 381, a bill for an act to establish a laboratory for the manufacture and distribution of hog cholera serum, toxines, vaccines and biological products at the Iowa State College of Agriculture and Mechanic Arts under the supervision of the president of said college, to abandon the institution for manufacturing of hog cholera serum now being operated by the state of Iowa, to regulate the sale of hog cholera serum, to provide penalties for the violation of said regulations, and to make an appropriation therefor.

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

By Huff of Hardin, by request, House File No. 382, a bill for an act providing for alternative forms of government for cities having a population of seven thousand or less and for towns, and providing a method of determining which form of government shall be adopted, and providing for the election of the city officials therein, and prescribing the duties thereof.

Read first and second time and referred to committee on Municipal Corporations.

The speaker pro tempore announced that the time had arrived to hear the address of Dr. Wiley of Washington, D. C.

Dr. Wiley was presented by Bruce of Floyd, and then addressed the general assembly.

INTRODUCTION OF BILLS.

By Anderson of Montgomery, House File No. 383, a bill for an act to repeal section six hundred ninety-one (691) of the code of Iowa, relating to the jurisdiction in actions for the violation of city ordinances and to enact a substitute therefor.

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

By Chapman of Guthrie, House File No. 384, a bill for an act to amend the law as it appears in section six hundred thirty-nine (639) of the code relating to the classes of cities and towns.

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

By McHose of Boone, House File No. 385.

A BILL FOR AN ACT to Legalize an Ordinance of the Incorporated Town of Sheldahl, Iowa, Granting a Franchise to Boone Electric Company, to Erect, Maintain, and Operate an Electric Power Plant in Said Town.

WHEREAS: On the 9th day of September, 1912, the town council of the incorporated town of Sheldahl, Iowa, passed an ordinance, entitled, "An ordinance authorizing the acquirement, erection, maintenance and operation of an electric light and power plant in the incorporated town of Sheldahl, Iowa, by Boone Electric Company, its successors or assigns, and establishing rules and regulations governing the same;" and,

WHEREAS: The question of the adoption and passage of said ordinance was submitted to the legal electors of said town at a special election therein held on the 15th day of October, 1912; and,

WHEREAS: Upon the passage of said ordinance by the town council of said town, all of the members of the town council voted in favor of the passage of the same; and,

WHEREAS: At said special election a majority of all of the legal electors of said town voted in favor of the adoption and passage of said ordinance; and,

WHEREAS: The Boone Electric Company, and its successor, has established electric service in said town, all as required by said ordinance; and,

WHEREAS: Doubts have arisen as to the regularity and sufficiency of the records and proceedings of the town council and town officers of said town, and the manner of advertising and conducting said election, as to the time, manner and form thereof;

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

SECTION 1. That an ordinance of the incorporated town of Sheldahl, Iowa, passed September 9, 1912, entitled, "An ordinance authorizing the acquirement, erection, maintenance and operation of an electric light and power plant in the incorporated town of Sheldahl, Iowa, by Boone Electric Company, its successors or assigns, and establishing rules and regulations governing the same," be and the same is hereby legalized and declared legal and valid.

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

By Rohwer of Ida, by request, House File No. 386, a bill for an act to legalize deeds and instruments of conveyance, tax deeds, sheriff's deeds, deeds of administrators, executors, and guardians, and all other conveyances made and recorded prior to the first day of January, A. D. 1890, additional to the chapter six (6), title fourteen (14) of the code, relating to the conveyance of real estate.

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

By McVicker of Wright, House File No. 387, a bill for an act to provide for the establishment of a state farm for the detention, treatment and employment of defectives and persons convicted of crime; to make provision for the control and management thereof; to provide what persons shall be kept thereon, and to make an appropriation therefor.

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

By Jacobson of Audubon, House File No. 388, a bill for an act to protect and conserve the health and lives of school children and promote their efficiency by providing for their medical inspection and subsequent necessary treatment.

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

By Lund of Hamilton, House File No. 389, a bill for an act to repeal the law as it appears in section nineteen hundred forty-eight (1948) of the supplement to the code, 1907, and to repeal the law as it appears in section nineteen hundred eighty-nine-a

fifteen (1989-a-15) of the supplement to the code, 1907, and to enact a substitute therefor, defining nuisances in construction of drainage ditches, and making the obstruction of such ditches and levees a misdemeanor.

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

By Jamison of Des Moines, House File No. 390, a bill for an act making provisions for a sinking fund for all public, interest bearing debts hereafter incurred.

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

By Grout of Black Hawk, House File No. 391, a bill for an act to amend the law as it appears in section two hundred and twenty-seven (227) of the 1897 code of Iowa relative to judicial districts and the number of judges therein and to provide for three judges in the tenth judicial district, the appointment and election of the extra judge herein provided for.

Read first and second time and referred to committee on Judicial Districts.

By Kingland of Winnebago, House File No. 392, a bill for an act to amend sections two (2), five (5), ten (10), eleven (11), twenty (20), twenty-six (26), twenty-eight (28), thirty (30), thirty-five (35), forty-one (41), forty-two (42), forty-four (44), and forty-six (46) of chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly, relating to assessment and collection of a tax upon estates, legacies, bequests, gifts, transfers and inheritances made to or descending to husband or wife, direct and collateral heirs and other persons by or from decedents.

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

By Enger of Winneshiek, House File No. 393, a bill for an act to provide for the immediate registration of all births and deaths throughout the state of Iowa by means of certificates of births and deaths, and burial or removal permits; to require prompt returns to the bureau of vital statistics at the capital of the state, as required to be established by the state registrar of vital

statistics; to insure the thorough organization and efficiency of the registration of vital statistics throughout the state; to provide certain penalties; to repeal all acts and parts of acts in conflict herewith, and to appropriate fifteen thousand dollars (\$15,000) therefor.

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

By Ring of Linn, House File No. 394, a bill for an act to amend section two (2) of chapter sixty-nine (LXIX) of the acts of the Thirty-third General Assembly relating to the expenses and compensation of judges and clerks of primary elections.

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

By Ring of Linn, House File No. 395, a bill for an act to repeal section twenty-one (21), chapter seventy-two (LXXII), of the acts of the Thirty-fourth General Assembly, relating to the powers of local authorities to regulate the use of motor vehicles upon streets and highways, and enacting a substitute therefor.

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

By Hutchins of Kossuth, by request, House File No. 396, a bill for an act to legalize releases and discharges of judgments, mortgages and deeds of trust made by administrators, executors or guardians appointed in other states or countries where the provisions of section three thousand three hundred eight (3308) of the code were not observed or complied with.

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

By Hutchins of Kossuth, by request, House File No. 397, a bill for an act to repeal section three thousand three hundred eight (3308) of the code, and to enact a substitute therefor relating to release and discharge of liens by foreign administrators, executors and guardians.

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

By Hutchins of Kossuth, by request, House File No. 398, a bill for an act to legalize conveyances of real property by foreign executors or trustees under foreign wills where the provisions of section three thousand two hundred ninety-five (3295) of the code were not observed or complied with.

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

By Burt of Taylor, by request, House File No. 399, a bill for an act to repeal chapter one hundred fifty-two (152) of the acts of the Thirty-fourth (34th) General Assembly relating to the conveyance and allotment of real estate by executor, administrator, trustee, guardian, referee or commissioner, and to enact a substitute therefor.

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

By Odendahl of Carroll, by request, House File No. 400, a bill for an act to amend the law as it appears in sections nineteen hundred ninety-nine (1999) and two thousand (2000) of the code, relating to the condemnation of real estate.

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 reconsidered its vote on Senate amendment to House Concurrent Resolution, adopted the Conference committee report and the substitute Concurrent Resolution recommended by said committee relative to furnishing press representatives with Codes, Supplements, Session Laws, Annotations and Journals of the House and Senate.

JOS. E. MEYER,
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 Senate was asked:

House Concurrent Resolution relative to appointing a joint committee to extend an invitation to Hon. James Wilson, secretary of agriculture, to address the Thirty-fifth General Assembly, and the president has announced as such committee on the part of the Senate, Senator Ames of Tama.

JOS. E. MEYER,
Secretary.

Shankland of Polk called up conference committee report on resolution relative to furnishing codes to members of the press and moved that the House reconsider the vote by which the concurrent resolution was adopted.

Motion prevailed.

Shankland of Polk moved that the House adopt the substitute concurrent resolution recommended by the committee.

Motion prevailed, and the substitute concurrent resolution was adopted.

CONSIDERATION OF BILLS.

On motion of Stipe of Page, House File No. 165, a bill for an act to amend the law as it appears in chapter seventy-eight (78), acts of the Thirty-third (33) General Assembly, as amended by chapter sixty (60) acts of the Thirty-fourth (34th) General Assembly, relating to the removal of officers for misfeasance, malfeasance or nonfeasance in office, with report of committee recommending passage, was taken up and considered.

Boettger of Scott proposed the following amendment:

Strike out the words "or appointed" in the sixth line of the printed bill.

Roll call was demanded by Stipe of Page and Whitney of Woodbury.

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

The ayes were:

Boettger, Bradley, Cronbaugh, Crozier, Doze, Halstead, Hamilton, Hansen, Hazen, Jamison, Kane, Kelso, LeRoy, McCullough, Odendahl, Saltzmann, Scott, Stokes, Stutt, Thompson, Townsend, White—22.

The nays were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Carson, Chapman, Clark, Craig, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, Lenoeker, Lounsberry, Lund, McHose, McVicker, Meredith, Munro, Newcomb, Ring, Rohwer, Rone, Scholz, Shankland, Sidey, Stipe, Thayer, Trumbauer, Webb, Whitney, Workman—65.

Absent or not voting:

Atkinson, Bernbrock, Black, Brown, Buxton, Cannon, Cole, Downey, Fraley, Griggs, Koontz, Manning, Miller, Milton, Mitchell, Peterson, Pickford, Power, Sherman, Steelsmith, Mr. Speaker—21.

Amendment lost.

Stipe of Page moved that the rules be suspended, the bill be considered engrossed, and read a third time now, which motion prevailed.

Shankland of Polk moved to reconsider the vote by which House File No. 165 passed to its third reading.

Stipe of Page seconded the motion.

Motion prevailed.

Shankland of Polk proposed the following amendment:

Amend by inserting the word "state" after the word "any" and before the word "county" in the fifth line of the printed bill.

Amendment adopted.

Stipe of Page moved that the rules be suspended, the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

Speaker Cunningham in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Burt, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Newcomb, Odendahl, Ring, Rohwer, Rone, Scholz, Shankland, Sidey, Stipe, Stokes, Stutt, Thayer, Thompson, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—81.

The nays were:

Bradley, Saltzmann, Scott, Townsend—4.

Absent or not voting:

Atkinson, Bernbrock, Black, Brown, Buxton, Cannon, Cole, Downey, Fraley, Griggs, Hamilton, Jamison, Koontz, Manning, Miller, Milton, Mitchell, Munro, Peterson, Pickford, Power, Sherman, Steelsmith—23.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILLS.

By Hamilton of Lee, House File No. 401, a bill for an act to amend section three thousand sixty-one (3061) of the code relating to the tender of money or property.

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

By Hamilton of Lee, House File No. 402, a bill for an act to prevent automobile accidents at railroad crossings.

Read first and second time and referred to committee on Railroads and Transportation.

By Hamilton of Lee, House File No. 403, a bill for an act to prohibit trespassing upon railroad tracks, grounds, cars or engines.

Read first and second time and referred to committee on Railroads and Transportation.

By Hamilton of Lee, House File No. 404, a bill for an act to amend section eight hundred and sixteen (816) of the code. An act amendatory and additional to section eight hundred and sixteen (816) of the code, relating to lien of tax.

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

By Stutt of Jones, House File No. 405, a bill for an act to repeal the law as it appears in sections fifty-six hundred sixty-nine-a (5669-a), fifty-seven hundred sixteen (5716) and fifty-seven hundred eighteen-a-28 (5718-a-28) of the supplement to the code of 1907, and in sections fifty-seven hundred seventeen (5717) and fifty-seven hundred eighteen (5718) of the code and to enact substitutes therefor providing for the compensation and allowances of officers and employes of the reformatory at Anamosa and the penitentiary at Fort Madison.

Read first and second time and referred to committee on Penitentiaries.

CONSIDERATION OF BILLS.

On motion of Klay, House File No. 158, a bill for an act to repeal section three thousand seven hundred and five (3705) of the code and to substitute in lieu thereof the following relative to the instructions of the district court, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Larrabee of Fayette proposed the following amendment:

Amend by striking out the publication clause.

Amendment adopted.

Mr. Klay moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Carson, Chapman, Clark, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Munro, Newcomb, Odendahl, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sidey, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—83.

The nays were:

Crozier—1.

Absent or not voting:

Atkinson, Bernbrock, Black, Brown, Buxton, Cannon, Cole, Downey, Fraley, Griggs, Hamilton, Jensen, Koontz, Manning, Meredith, Miller, Milton, Mitchell, Peterson, Pickford, Power, Sherman, Steelsmith, Stipe—24.

So the bill having received a constitutional majority was declared to have passed the House 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 refused to concur in House amendments to Senate File No. 4, a bill for an act relating to bonded indebtedness of school corporations, and providing for the payment thereof, repealing section 2813, Supplement to the Code, 1907, and other acts in conflict with this act.

JOS. E. MEYER,
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. 61, a bill for an act to provide additional funds for the Soldiers' Home, the Industrial School for boys and girls, and the State Penitentiary and Reformatory.

JOS. E. MEYER,
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. 72, a bill for an act to provide for training teachers for rural schools and making appropriation therefor.

JOS. E. MEYER,
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. 86, a bill for an act to legalize certain warrants of the city of Onawa, Iowa.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Whitney of Woodbury called up Senate File No. 4 relative to bonded indebtedness of school corporations and moved that the House insist on its amendments to Senate File No. 4.

Motion prevailed, and the speaker appointed as the conference committee, LeRoy of Delaware, Whitney of Woodbury, Klay of Sioux and Stutt of Jones.

Senate File No. 61, a bill for an act to provide additional funds for the soldiers' home, the industrial school for boys, the industrial school for girls, the state penitentiary and the reformatory.

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

Senate File No. 72, a bill for an act to repeal sections two (2), four (4), and nine (9), of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth General Assembly and to enact substitutes therefor, and amend section eight (8) of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth (34) General Assembly relating to the training of teachers for rural schools and making appropriation therefor.

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

Senate File No. 86, a bill for an act to legalize certain warrants of the city of Onawa, Iowa.

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

On request of Kane of Dubuque, leave of absence was granted Downey of Crawford until Monday.

On request of Halstead of Buchanan, leave of absence was granted Crozier of Marion until Tuesday.

On request of Lounsberry of Marshall, leave of absence was granted Ring of Linn until Tuesday.

On request of Bruce of Floyd, leave of absence was granted Sherman of Poweshiek until Monday.

On request of Lounsberry of Marshall, leave of absence was granted Stipe of Page until Wednesday.

On request of Kingland of Winnebago, leave of absence was granted Hadley of Webster until Monday.

On motion of Hazen of Pottawattamie, the House adjourned until Monday at 10:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 17, 1913.

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

Prayer was offered by Rev. B. K. Hay of Des Moines, Iowa.

Journal of Saturday, February 15th, corrected and approved.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

House File No. 34, a bill for an act to amend section 741-d of the Code Supplement, 1907, relating to the power to erect a city hall and to purchase ground therefor.

JOS. E. MEYER,
Secretary.

On request of Hansen of Shelby, leave of absence was granted Steelsmith of Osceola until Tuesday.

On request of Townsend of Tama, leave of absence was granted Cannon of O'Brien until Tuesday.

On request of Griffin of Woodbury, leave of absence was granted Meredith of Jasper until Tuesday.

On request of Halgrims of Humboldt, leave of absence was granted Greene of Grundy until Tuesday.

On request of Dixon of Sac, leave of absence was granted Stipe of Page until Wednesday.

Hazen of Pottawattamie offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: Hon. Gustav Diederick, a member from Pottawattamie county of the Twenty-fifth General Assembly, departed this life on a visit in Germany, June 10, 1912; therefore,

Be it resolved, That the speaker of the House appoint a committee of three to prepare a memorial to commemorate his life and public service.

Motion prevailed, and the resolution was adopted.

The speaker named as such committee, Hazen of Pottawattamie, Stokes of Plymouth and Webb of Clay.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Hunt of Harrison presented remonstrance of residents and tax payers relative to House File No. 130.

Referred to committee on Schools and Text Books.

Brady of Dallas presented petition of farmers and business men of Hardin county relative to House File No. 96.

Referred to committee on Animal Industry.

Lounsberry of Marshall presented petition of residents of Albion, Iowa, relative to amendment of divorce laws.

Referred to committee on Judiciary.

Eggleston of Clarke presented remonstrance of citizens and tax payers of Clarke county against increase in taxes.

Referred to committee on Ways and Means.

Bauman of Van Buren presented remonstrance of citizens and tax payers of Van Buren county against transferring the automobile tax from control of county and township officers to state highway commission.

Referred to committee on Roads and Highways.

Peterson of Cass presented remonstrance of tax payers of Cass county against appointing a state highway commission.

Referred to committee on Roads and Highways.

Clark of Monroe presented protest of citizens of Monroe county against chapter 146, House File No. 28, acts of the Thirty-fourth General Assembly.

Referred to committee on Schools and Text Books.

Scott of Fremont presented remonstrance of school teachers of Fremont county against the passage of the state-wide bill for teachers' annuities.

Referred to committee on Schools and Text Books.

Koontz of Johnson presented remonstrance of voters of Johnson county relative to House File No. 130.

Referred to committee on Schools and Text Books.

Bliss of Ringgold presented petition of school patrons of District No. 8, Ringgold county, relative to amendment of school laws.

Referred to committee on Schools and Text Books.

Enger of Winneshiek presented petition of citizens of Winneshiek county relative to House File No. 85.

Referred to committee on Agriculture.

Munro of Washington presented petition of tax payers of Washington county relative to dragging of roads.

Referred to committee on Roads and Highways.

Burt of Taylor presented petition of State Federation of Women's Clubs relative to censorship of moving picture shows in the state.

Referred to committee on Judiciary.

Cole of Hancock presented remonstrance of citizens of Hancock county relative to transferring control of the automobile tax.

Referred to committee on Roads and Highways.

Kane of Dubuque presented remonstrance of tax payers of Dubuque county relative to House File No. 130.

Referred to committee on Schools and Text Books.

Saltzmann of Chickasaw presented petition of citizens of Chickasaw county asking repeal of chapter 146, arts of the Thirty-fourth General Assembly.

Referred to committee on Schools and Text Books.

Halstead of Buchanan presented remonstrance of citizens and tax payers of Buchanan county against the creation of a tax commission.

Referred to committee on Ways and Means.

Larrabee of Fayette presented remonstrance of citizens of Fayette county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

On request of McVicker of Wright, House File No. 387 was withdrawn from the committee on Appropriations and referred to the committee on Board of Control.

On request of Manning of Story, House File No. 122 was withdrawn from the committee on Banks and Banking and from the further consideration of the House.

On request of Manning of Story, House File No. 123 was withdrawn from the committee on Public Accounting and from the further consideration of the House.

REPORTS OF COMMITTEES.

Grout of Black Hawk, from the committee on Board of Control, submitted the following report:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 229, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-four (2724) of the Supplement to the Code, 1907, and to enact a substitute therefor, relating to admission to the School for the Deaf, and to reports by county superintendents of deaf persons, 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 do pass.

H. W. GROUT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 168, a bill for an act to amend section twenty-seven hundred twenty-seven-a-64 (2727-a-64) of the Supplement to the Code, 1907, relating to the removal of insane patients from the state hospital for the insane, 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 do pass.

H. W. GROUT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 228, a bill for an act to authorize heads of state institutions under the Board of Control of state institutions to deposit in banks money in their hands belonging to inmates, and to provide for the use of the income from such deposits, 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 amended as follows:

That section two (2) be stricken out from the bill; and when so amended the bill do pass.

H. W. GROUT,
Chairman.

Report adopted.

Enger of Winneshiek, from the committee on Public Health, submitted the following report:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 240, a bill for an act to amend section twenty-five hundred and eighty-two (2582) Supplement of the Code, 1907, relating to registration of persons practicing medicine and surgery, 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.

L. M. ENGER,
Chairman.

Report adopted, and House File No. 240 was indefinitely postponed.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 257, a bill for an act to repeal section two thousand three hundred forty-eight (2348) of the Code, 1897, and enacting a substitute therefor providing for a bounty on wild animals and the proof to secure such bounty, 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 amended as follows:

By striking out the words "deface the same" in the 16th line and insert in lieu thereof the words "destroy head and ears of each skin"; also strike out the word "their" in the 17th line and insert in lieu thereof the word "its".

Strike out all after the word "not" in the 20th line and insert therein "less than one hundred nor more than two hundred dollars for each offense"; and when so amended the bill do pass.

C. W. HUNT,
Chairman.

Report adopted.

Shankland of Polk moved that House File No. 165 be recalled from the Senate.

Motion prevailed.

Shankland of Polk in the chair.

INTRODUCTION OF BILLS.

By Brady of Dallas, House File No. 406, a bill for an act to amend section nine (9), chapter one hundred fifty-four (154), acts of the Thirty-third General Assembly relative to hunters license.

Read first and second time and referred to committee on Fish and Game.

By Committee on Retrenchment and Reform, House File No. 407, a bill for an act repealing section one hundred and seventy-d (170-d) of the supplement to the code, 1907, and to enact a substitute in lieu thereof requiring all boards, commissions, departments, and officers of state to turn into the state treasury all fees collected.

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

By Burt of Taylor, by request, House File No. 408, a bill for an act to legalize certain conveyances and other instruments of writing affecting real estate.

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

By Kingland of Winnebago, House File No. 409, a bill for an act declaring telegraph companies and telephone companies to be common carriers, and subject to the laws governing common carriers so far as applicable, and placing telegraph and telephone companies operating within this state under the supervision of the railroad commissioners, and giving to such railroad commissioners power and authority to inquire into unjust discrimination, neglect or violation of the laws governing common carriers, and to compel such telegraph or telephone companies to make direct connection at points where competing companies have offices or terminals, such act being additional to chapter eight (8) of title ten (10) of the code of Iowa, relating to telegraph and telephone companies.

Read first and second time and referred to committee on Telegraph and Express.

By Hutchins of Kossuth, by request, House File No. 410, a bill for act fixing the qualifications of deputy sheriffs and the compensation to be paid to said deputy sheriffs.

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

By Kulp of Palo Alto, House File No. 411, a bill for an act to amend section thirty-five hundred five (3505) of the code, 1897, in relation to change of place of trial when a county is a party.

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

By Kulp of Palo Alto, House File No. 412, a bill for an act to amend sections nine (9) and thirteen (13) of chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly in relation to actions involving drainage districts.

Read first and second time and referred to committee on Drainage.

Klay of Sioux asked unanimous consent that the record whereby the title to House File No. 158 was agreed to, be expunged.

Consent granted.

Mr. Klay then offered the following amendment:

Amend the title to House File No. 158 by inserting the words "enact a" immediately before the word "substitute" and strike out the words "the following".

Amendment adopted, and title as amended agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Substitute for Senate File No. 178, a bill for an act to repeal the law as it appears in section 711 of the Code and to enact a substitute therefor relating to the power of cities and towns to enact ordinances for protection against fires, accidents from electrical apparatus, to establish fire limits, and prescribe construction of buildings therein.

Jos. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Substitute for Senate File No. 178, a bill for an act to repeal the law as it appears in section seven hundred eleven (711) of the code and to enact a substitute therefor relating to the powers of cities and towns to enact ordinances for protection against fires, accidents from electrical apparatus, to establish fire limits, to prohibit within such limits the erection of buildings and structures of certain construction and providing for the cost of removal or taking down of buildings erected in violation of such ordinances.

Read first and second time and referred to committee on Municipal Corporations.

CONSIDERATION OF BILLS.

On motion of Enger of Winneshiek, House File No. 162, a bill for an act to legalize the special election held in the town of Calmar, Iowa, on the 16th day of October, 1911, wherein there was submitted to the voters of said town the question of issuing bonds in the sum of five thousand dollars (\$5,000.00) for the purpose of erecting a system of gas works and to validate and legalize the bonds issued in pursuance of said election, with report of committee recommending passage, was taken up and considered.

Mr. Enger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Lenocker, LeRoy, Lounsberry, Lund, Manning, McVicker, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—88.

The nays were:

None.

Absent or not voting:

Atkinson, Bernbroeck, Brown, Cannon, Crozier, Downey, Greene of Grundy, Jacobs, Jones, Larrabee, McCullough, McHose, Meredith, Miller, Milton, Mitchell, Ring, Steelsmith, Stipe, Mr. Speaker—20.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Dawson of Cherokee, House File No. 189, a bill for an act legalizing and curing the acts and proceedings of the incorporated town of Aurelia and the town council of the said incorporated town, in the county of Cherokee and state of Iowa, in relation to the establishment, erection, maintenance and operation of a system of water works and a gas plant and the issuance of bonds and warrants of said town in payment thereof, and authorizing the town council of said town to issue bonds for the purpose of taking up its floating indebtedness represented by its bonds and warrants, with report of committee recommending passage, was taken up and considered.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—89.

The nays were:

None.

Absent or not voting:

Atkinson, Bernbrock, Brown, Cannon, Crozier, Daniels, Downey, Greene of Grundy, Grout, Jacobs, Larrabee, Meredith, Miller, Milton, Mitchell, Ring, Steelsmith, Stipe, Mr. Speaker—19.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Fraley of Polk, House File No. 154, a bill for an act to legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1906, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and contracts entered into by the city council of the city of Des Moines for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water, with report of committee recommending passage, was taken up and considered.

Mr. Fraley moved that the further consideration of House File No. 154 be deferred, and that the House take up consideration of the companion bill, Senate File No. 100, a bill for an act to legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1906, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and contracts entered into by the city council of the city of Des Moines for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water.

Motion prevailed and the House took up the consideration of Senate File No. 100.

Fraley of Polk moved that House File No. 154 be withdrawn from the further consideration of the House.

Motion prevailed.

Mr. Fraley moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jones, Kelso, Kingland, Klay, Koontz, LeRoy,

Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—84.

The nays were:

None.

Absent or not voting:

Atkinson, Bernbrock, Black, Brown, Buxton, Cannon, Crozier, Daniels, Downey, Greene of Grundy, Jacobs, Jensen, Kane, Kulp, Larrabee, Lenoeker, Meredith, Miller, Milton, Mitchell, Ring, Steelsmith, Stipe, Mr. Speaker—24.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Lounsberry of Marshall, House File No. 177, a bill for an act to legalize certain warrants of the city of Marshalltown, Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Lounsberry moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—88.

The nays were:

None.

Absent or not voting:

Atkinson, Bernbrock, Black, Brown, Buxton, Cannon, Crozier, Downey, Greene of Grundy, Hamilton, Jacobs, Manning, Meredith, Miller, Milton, Mitchell, Ring, Steelsmith, Stipe, Mr. Speaker—20.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Lund of Hamilton, Senate File No. 35, a bill for an act to legalize a certain election held in the town of Jewell Junction, Iowa, with report of committee recommending passage as amended was taken up and considered.

Mr. Lund moved that the rules be suspended, the bill read a third time now, which motion prevailed, and the bill was read a third time.

Speaker Cunningham in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Carson, Chapman, Clark, Cole, Craig, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Kane, Kelso, Kingland, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Munro, Newcomb, Qendahl, Peterson, Pickford, Power, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—82.

The nays were:

None.

Absent or not voting:

Atkinson, Bernbrock, Black, Brown, Buxton, Cannon, Cronbaugh, Crozier, Downey, Fraley, Greene of Grundy, Grout, Hamilton, Jacobs, Jensen, Jones, Klay, Larrabee, Meredith, Miller, Milton, Mitchell, Ring, Steelsmith, Stipe, Mr. Speaker—26.

So the bill having received a constitutional majority was declared to have passed the House.

Lund of Hamilton offered the following amendment to the title:

Amend by striking out the second line, to-wit: "The town of Jewell Junction".

Amendment adopted, and the title as amended agreed to.

Huntley of Lucas moved to reconsider the vote by which House File No. 28 was indefinitely postponed.

Dawson of Cherokee seconded the motion.

Motion prevailed.

Huntley of Lucas moved to reconsider the vote by which House File No. 116 was indefinitely postponed.

Dawson of Cherokee seconded the motion.

Motion prevailed.

Huntley of Lucas moved that House Files Nos. 96, 28 and 116 be re-referred to the committee on Animal Industry.

Motion prevailed, and House Files Nos. 96, 28 and 116 were so referred.

On motion of Jamison of Des Moines, House File No. 213, a bill for an act to transfer to the city of Burlington, Iowa, the title, use and control of a certain island in the Mississippi river near the city of Burlington, Iowa, known as Otter Island, with report of committee recommending passage, was taken up and considered.

Mr. Jamison moved to substitute Senate File No. 29 for House File No. 213.

Motion prevailed, and Senate File No. 29 was substituted for House File No. 213.

Mr. Jamison moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Bliss, Boettger, Brady, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Cole, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Munro, Newcomb, Odendahl, Peterson, Pickford, Rohwer, Scholz, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—80.

The nays were :

None.

Absent or not voting :

Atkinson, Bernbrock, Blackford, Bradley, Brown, Cannon, Clark, Craig, Crozier, Downey, Greene of Grundy, Griffin, Hamilton, Jacobs, McCullough, Meredith, Miller, Milton, Mitchell, Power, Ring, Rone, Saltzmann, Scott, Shankland, Steelsmith, Stipe, Thayer—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORTS OF COMMITTEES.

Dawson of Cherokee, 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. 175, a bill for an act to amend section 2732

of chapter 12, title XIII of the Supplement to the Code, 1907, regulating the conduct of pupils of the county high schools and forbidding the use of tobacco by such pupils, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Section 2732 of Chapter 12, Title XIII of the Supplement to the Code, 1907, and Section 2772 of the Code, 1897, Regulating the Conduct of Pupils of the Public Schools and Forbidding the Use of Tobacco by Such Pupils.

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

SECTION 1. That section 2732 of chapter 12, Title XIII, of the Supplement to the Code, 1907, be and the same is hereby amended by striking out the semi-colon following the word "pupils" in the fourth line thereof, substituting therefor a comma, and inserting thereafter the words "and such rules and regulations shall prohibit the use of tobacco in any form by any student of such school".

SEC. 2. That section 2772 of the Code, 1897, be and the same is hereby amended by adding, after the period at the end of said section, the words "and such rules and regulations shall prohibit the use of tobacco in any form by any student of such school and such board may suspend or expel such student for any violation of such rule"; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 139, a bill for an act to establish a department of public instruction, and to make the superintendent of public instruction, ex-officio, a member of the State Board of Education, 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 amended as follows:

Strike from the title the words "and to make the superintendent of public instruction, ex-officio, a member of the State Board of Education".

Strike out paragraph ten of section three and change the number of paragraph eleven to ten and of twelve to eleven.

Strike out of section seven all the words following the period after the word "five".

In section eight, line four, change \$2500 to \$3000. Also strike out all of section eight following the period after the word "allowed".

Make section nine read: "The law as it appears in section 1065 of the Supplement to the Code, 1907, is hereby amended by striking out of said section the comma following the words "Treasurer of State" and before the words "Attorney General" in the second line and inserting in lieu thereof, the word "and". Also strike out the comma and the words "and Superintendent of Public Instruction" following the words "Attorney General". And chapter one of title thirteen of the Supplement to the Code, 1097, as amended, relating to the office of Public Instruction is hereby repealed and all other acts and parts of acts inconsistent with the provisions of this act are hereby repealed in so far as they may be inconsistent herewith.

In section three insert the words "or the State Board of Control" following the word "education" in the fifth line.

In section five, line one, strike out the word "four" and insert in lieu thereof the word "six"; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 319, a bill for an act requiring the teaching of elementary agriculture, domestic science, and manual training in the public schools, after a specified time, 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 do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 275, a bill for an act to amend the law as it appears in section twenty-seven hundred seventy-eight (2778), Supplement to the Code, 1907, and to provide for the employment of school superintendents for a term of years, 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 do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Bruce of Floyd moved that consideration of House Joint Resolution No. 6 be made a special order for 10:00 o'clock A. M., Thursday, February 20th.

Motion prevailed.

On motion of Pickford of Cerro Gordo, the House adjourned until 9:00 o'clock A. M., Tuesday.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 18, 1913.

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

Prayer was offered by Rev. T. F. Barker of Letts, Iowa.

Journal of Monday, February 17th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Cole of Hancock presented petition of electors of Hancock county relative to good roads.

Referred to committee on Roads and Highways.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against House File No. 130.

Referred to committee on Schools and Text Books.

Power of Jefferson presented petition of teachers of Iowa favoring teachers' annuity.

Referred to committee on Schools and Text Books.

Dunlap of Clinton presented petition of citizens of Clinton county favoring House File No. 280.

Referred to committee on Appropriations.

Shankland of Polk presented remonstrance of citizens of Polk county against the passage of House File No. 130.

Referred to committee on Schools and Text Books.

Pickford of Cerro Gordo presented petition of Cerro Gordo Gun Club relative to hunters' license fees.

Referred to committee on Fish and Game.

Power of Jefferson presented remonstrance of citizens of Jefferson county against the passage of House File No. 130.

Referred to committee on Schools and Text Books.

Blackford of Henry presented petition of citizens of Henry county relative to tuition of pupils residing in school districts which do not provide a course equivalent to four years high school.

Referred to committee on Schools and Text Books.

Lounsberry of Marshall presented petition of voters of Marshall county relative to passage of House File No. 364.

Referred to committee on Pharmacy.

Hadley of Webster presented petition of voters of Webster county relative to passage of House File No. 364.

Referred to committee on Pharmacy.

Mr. Speaker presented petition of the Lakeside Presbyterian Church of Storm Lake relative to prohibiting dancing in the public schools.

Referred to committee on Schools and Text Books.

Downey of Crawford presented remonstrance of citizens of the independent school district of Aspinwall, Iowa, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

REPORTS OF COMMITTEES.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 293, a bill for an act to legalize the incorporation of Humboldt State Bank, Humboldt, Iowa, 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 amended as follows:

By striking out the word "its", also the words "amended and" from the sixth line of the first paragraph; and by inserting the words "in re-

newal" between the words "adopted" and "by" in the seventh line of said first paragraph; and by inserting between the comma (,) and the word "without" in the last line of section 2 the following: "and the Humboldt Republican, a newspaper published at Humboldt, Iowa,"; also by inserting after the word "Des Moines" in the last line of section 2 the following: ", Iowa"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 343, a bill for an act to legalize an election held in the town of Modale, Iowa, March 25, 1912, in electing councilmen; and to legalize the acts of the council of said town in filling vacancies in said council, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 244, a bill for an act providing for the settlement and determination of the title to real estate of deceased persons, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 244 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 238, a bill for an act to amend the law as it appears in section three thousand one hundred ninety-seven (3197) of the Code, relating to the giving of bonds by guardians and the approval of such bonds by the court, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 238 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 299, a bill for an act to repeal section three thousand eight hundred seventy-two (3872) of the Code and to enact a substitute therefor relating to the taxation of jury fees as costs, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 299 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 304, a bill for an act to amend chapter one hundred eighty-four (184) of the acts of the Thirty-fourth (34th) General Assembly, relative to the suspension of the execution of the sentence of certain convicts on first conviction, 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 amended as follows:

By striking out all of section 1 following the word "upon" in the sixth line thereof and inserting in lieu thereof the following: "such conditions and with such restrictions and limitations as he may think proper."; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 331, a bill for an act to amend sections two (2) and three (3) and to repeal section thirty-three (33) and enact a substitute therefor, of chapter seventy-two (72), acts of the Thirty-fourth General Assembly, relating to the registration of motor vehicles, and providing for the apportionment, expenditure and anticipation of registration fees, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 331 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 141, a bill for an act to repeal section three hundred sixty-four (364) of the Code, relating to investment of money and to enact a substitute therefor, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Section Three Hundred Sixty-four (364) of the Code, Relating to Investment of Moneys.

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

SECTION 1. That section three hundred sixty-four (364) of the Code be amended as follows:

By striking out the period at the end of said section and inserting in lieu thereof a comma, and adding thereto the following: "or the judge or court in which the subject matter is pending may, by special order, direct such investments to be made in bonds issued by or under the direction of cities, towns, counties or school districts of this state"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 47, a bill for an act to legalize the incorporation of the city of Camanche, Clinton county, Iowa, the election of its officers and certain acts done and ordinances passed by the city council of said city, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 321, a bill for an act to amend sub-division five (5), section one thousand seven hundred and nine (1709), Supplement to the Code, 1907, relating to indemnity insurance for owners of automobiles and other motor vehicles, 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 referred to the committee on insurance.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 321 was so referred.

Lund of Hamilton, from the committee on Military, submitted the following report:

MR. SPEAKER—Your committee on Military, to whom was referred House File No. 265, a bill for an act to repeal section 21 and to amend section 24 of chapter 131 of the acts of the Thirty-third General Assembly, known as "the Military Code of Iowa," 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 do pass.

F. J. LUND,
Chairman.

Report adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, House File No. 48, a bill for an act to amend section six hundred fifteen (615) of the Supplement to the Code, 1907, relative to the extension of the limits of cities and towns.

W. W. ANDERSON,
Chairman.

Report adopted.

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. 127, a bill for an act to amend the law as it appears in section

twenty-six hundred four (2604) of the Supplement to the Code, 1907, in regard to the qualifications of certain officers of the Soldiers' Home.

W. W. ANDERSON,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By Milton of Cedar, House File No. 413, a bill for an act to amend the law as it appears in section twenty-eight hundred six (2806), supplement to the code, 1907, and chapter one hundred eighty-two (182), of the acts of the Thirty-third General Assembly relating to school taxes and to increase the amount that may be levied in the teachers' fund and the contingent fund.

Read first and second time and referred to committee on Schools and Text Books.

By McHose of Boone, House File No. 414, a bill for an act providing for the establishment, alteration and vacation of roads, and providing the necessary funds therefor, and repealing sections one thousand four hundred eighty-five (1485), one thousand four hundred eighty-six (1486), one thousand four hundred eighty-seven (1487), one thousand four hundred eighty-eight (1488), one thousand four hundred eighty-nine (1489), one thousand four hundred ninety (1490), one thousand four hundred ninety-one (1491), one thousand four hundred ninety-two (1492), one thousand four hundred ninety-three (1493), one thousand four hundred ninety-four (1494), one thousand four hundred ninety-five (1495), one thousand four hundred ninety-six (1496), one thousand four hundred ninety-seven (1497), one thousand four hundred ninety-eight (1498), one thousand four hundred ninety-nine (1499), one thousand five hundred (1500), one thousand five hundred one (1501), one thousand five hundred two (1502), one thousand five hundred three (1503), one thousand five hundred four (1504), one thousand five hundred five (1505), one thousand five hundred thirteen (1513), one thousand five hundred fourteen (1514), one thousand five hundred seventeen (1517), one thousand five hundred eighteen (1518), of the code.

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

By LeRoy of Delaware, House File No. 415, a bill for an act to amend the law as it appears in section two hundred twenty-seven (227) of the supplement to the code, 1907, relative to judicial districts and the number of judges therein, and to provide for three judges in the tenth judicial district and for the appointment of the extra judge herein provided for.

Read first and second time and referred to committee on Judicial Districts.

By Jacobson of Audubon, House File No. 416, a bill for an act to prohibit the extension or renewal of contracts now existing between the board of control and certain firms, associations or corporations for the services of prisoners confined at Anamosa and Fort Madison, to prohibit any further or additional contracts for the services of said prisoners, to provide the kind and character of employment for said prisoners, and the disposition and sale of articles manufactured at any penal institution of this state.

Read first and second time and referred to committee on Board of Control.

By Elwood of Howard, House File No. 417, a bill for an act amending chapter 157 of the acts of the Thirty-fourth General Assembly relative to legalizing certain conveyances by foreign administrators and executors; regulating the proof of titles to real property and legalizing certain instruments and proceedings as against defects arising prior to 1895; legalizing certain proceedings and instruments when of record ten years and regulating proof of title as affected by such defects; legalizing certain instruments executed by executors, administrators, trustees, guardians, referees and commissioners prior to 1893; giving certain assignments the same force and effect as a deed of conveyance; providing that persons in possession or pending litigation shall not be effected by the provisions of this act and giving claimants one year in which to commence actions and barring their rights thereafter.

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

By Munro of Washington, by request, House File No. 418, a bill for an act to repeal section ten (10) of chapter twenty-six (26) acts of the Thirty-third (33d) General Assembly of the state of

Iowa, and to enact a substitute therefor, relating to the maintenance of county hospitals.

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

By Hunt of Harrison, House File No. 419, a bill for an act repealing section one thousand three hundred twenty-six (1326) of the code and enacting a substitute in lieu thereof relating to the assessment of stock of building and loan associations.

Read first and second time and referred to committee on Building and Loan.

By Manning of Story, House File No. 420, a bill for an act to establish a fund to meet emergencies which may arise in connection with the work of the Iowa State College of Agriculture and Mechanic Arts.

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

By Sherman of Poweshiek, House File No. 421, a bill for an act to amend the law as it appears in section seven hundred forty-one-o (741-o), supplement to the code, 1907, relating to the election of city hospital trustees.

Read first and second time and referred to committee on Municipal Corporations.

By Dawson of Cherokee, by request, House Joint Resolution No. 11.

HOUSE JOINT RESOLUTION.

Proposing to Amend the Constitution to Prohibit the Manufacture and Sale of Intoxicating Liquors as a Beverage Within This State.

Be It Resolved by the General Assembly of the State of Iowa:

That the following amendment to the constitution of the state of Iowa be and the same is hereby proposed: To add, as section twenty-six (26) to article one (1) of said constitution the following:

SEC. 26. No person shall manufacture for sale, or sell, or keep for sale as a beverage, any intoxicating liquors whatever, including ale, wine and beer.

The General Assembly shall by law prescribe regulations for the enforcement of the prohibition herein contained and shall thereby provide suitable penalties for the violation of the provisions hereof.

Resolved, further, That the foregoing proposed amendment, with the yeas and nays taken thereon in each of the two houses, be entered in their respective journals and referred to the legislature to be chosen at the next general election, and that the same be published as by law required for three months previous to the time of said election.

Read first and second time and referred to committee on Constitutional Amendments.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 53, an act to repeal paragraph sixteen (16) of section five hundred eleven (511) of the Supplement to the Code, 1907, as amended by chapter thirty-six (36) of the acts of the Thirty-third General Assembly and to enact a substitute therefor relating to the boarding and lodging of prisoners.

W. W. ANDERSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 44, an act to amend section six hundred sixteen (616) of the Code, relative to taxation of unplatted lands within the limits of cities and towns.

W. W. ANDERSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 36, an act to amend section eight hundred fifty-a (850-a) of the Supplement to the Code, 1907, relating to the election of park commissioners,

and providing for the appointment of park commissioners until the next regular municipal election.

W. W. ANDERSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 42, an act to amend the law as it appears in section 850-c of the Supplement to the Code, 1907, as amended by chapters 56 and 57 of the acts of the Thirty-third General Assembly and chapter 44 of the acts of the Thirty-fourth General Assembly, relating to the tax levy for park purposes.

W. W. ANDERSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 22, an act to repeal section three thousand one hundred sixty-five (3165) of the Code and to enact a substitute in lieu thereof, relating to liability for family expenses.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 42, a bill for an act to amend the law as it appears in section 850-c of the Supplement to the Code, 1907, as amended by chapters 56 and 57 of the acts of the Thirty-third General Assembly, and chapter 44 of the acts of the Thirty-fourth General Assembly, relating to the tax levy for park purposes.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Also:

MR. SPEAKER--Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 53, a bill for an act to repeal paragraph sixteen (16) of section five hundred eleven (511) of the Supplement to the Code, 1907, as amended by chapter thirty-six (36) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor relating to the boarding and lodging of prisoners.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Also:

MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 44, a bill for an act to amend section six hundred sixteen (616) of the Code, relative to taxation of unplatted lands within the limits of cities and towns.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Also:

MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 36, a bill for an act to amend section eight hundred fifty-a (850-a) of the Supplement to the Code, 1907, relating to the election of park commissioners, and providing for the appointment of park commissioners until the next regular municipal election.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Also:

MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 22, a bill for an act to repeal section three thousand one hundred sixty-five (3165) of the Code and to enact a substitute in lieu thereof, relating to liability for family expenses.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Kane of Dubuque, House File No. 179, a bill for an act authorizing the recording of transcripts from recorder's office of instruments affecting real estate. (Additional to chapter 6, title 14 of the code relating to conveyances of real estate), with report of committee recommending passage, was taken up and considered.

Ring of Linn proposed the following amendment:

Amend the printed bill by striking out the word "of" in the last line following the word "as"; also by striking out the word "any" preceding the word "instrument" in the last line and inserting the words "the original"; also by striking out the last three words in last line "affecting real estate".

Amendment adopted.

Mr. Kane moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon,

Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Klay, Kulp; Lenocker, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Mr. Speaker—92.

The nays were:

Workman—1.

Absent or not voting:

Atkinson, Buxton, Cannon, Fraley, Greene of Grundy, Hamilton, Heaton, Jensen, Koontz, Larrabee, Lund, Power, Rone, Stipe, Thayer—15.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The speaker announced that as speaker of the House, he had signed in the presence of the House, House Files Nos. 53, 44, 36, 42, 22.

SPECIAL ORDER NO. 6.

Time having arrived for Special Order No. 6, House File No. 273, a bill for an act to repeal section ten hundred eighty-seven-a-one (1087-a-1) of supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to repeal section ten hundred eighty-seven-a-ten (1087-a-10) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to amend section ten hundred eighty-seven-a-fourteen (1087-a-14) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly; and to amend section ten hundred eighty-seven-a-twenty (1087-a-20) of the supplement to the code, 1907, relating to the nomination of

candidates for president and vice-president of the United States and of the election of party national committeemen, was taken up and considered.

Klay of Sioux moved that the amendments proposed by Jacobs of Calhoun and Stipe of Page be adopted.

Barry of Linn moved that further consideration of House File No. 273 be made a special order for Wednesday, February 19th, at 10:30 o'clock A. M.

Motion prevailed, and House File No. 273 was made a special order for Wednesday, February 19th, at 10:30 o'clock A. M.

On motion of Eggleston of Clarke, House File No. 9, a bill for an act to amend section five thousand one hundred and sixty-seven (5167) of the code relative to bar of the statute of limitations in criminal cases, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment was rejected.

Mr. Eggleston moved that the rules be suspended, the bill be considered engrossed, and read a third time now, which motion prevailed.

Klay of Sioux moved to reconsider the vote by which House File No. 9 passed to its third reading.

Huff of Hardin seconded the motion.

Motion prevailed.

Klay of Sioux offered the following amendment:

Amend by striking the word "publically" from the last line of the printed bill.

Amendment adopted.

LeRoy of Delaware moved the previous question.

Ring of Linn seconded the motion.

Motion prevailed.

Eggleston of Clarke moved that the rules be suspended, 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 ayes were:

Black, Clark, Cronbaugh, Eggleston, Koontz, Kulp, Miller, Milton, Saltzmann, Stokes, Thompson, Townsend, White—13.

The nays were:

Anderson of Montgomery, Anderson of Greene, Bartle Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Klay, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stutt, Thayer, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—79.

Absent or not voting:

Atkinson, Barry, Bauman, Boettger, Bruce, Downey, Fraley, Greene of Grundy, Griggs, Hamilton, Jamison, Larrabee, McCullough, Munro, Scott, Stipe—16.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On motion of Scholz of Clayton, House File No. 50, a bill for an act to amend section five thousand six hundred and fifty-two (5652) of the code, relating to hard labor by persons confined in jails, with report of committee recommending passage, was taken up and considered.

Ring of Linn moved the previous question.

Dawson of Cherokee seconded the motion.

Motion prevailed.

Mr. Scholz moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—98.

The nays were:

Bradley, Cronbaugh, Hamilton, Scott—4.

Absent or not voting:

Atkinson, Boettger, Griggs, Kelso, Lund, Stipe—6.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Concurrent Resolution relative to adjournment from February 26 to March 4.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On motion of Boettger of Scott, House File No. 31, a bill for an act to amend the law as it appears in section six hundred seventy-four (674) of the supplement to the code, 1907, relating to the compensation of assessors and deputies, with report of committee recommending passage as amended, was taken up and considered.

Mr. Boettger proposed the following substitute amendment and requested the same be printed in the Journal:

A BILL FOR AN ACT to Repeal Section Six Hundred Seventy-four (674) of the Supplement to the Code, 1907, and to Enact a Substitute Therefor Relating to the Compensation of Assessors in Cities and Towns.

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

SECTION 1. That section six hundred seventy-four (674) of the Supplement to the Code, 1907, be and the same is hereby repealed and the following enacted in lieu thereof:

"City and town assessors and their deputies shall receive the same compensation as township assessors, which shall be determined in the same manner and payable from the county treasury. Except, that in cities under the commission form of government having a population of thirty thousand (30,000) or over the compensation of the assessor shall not be more than eighteen hundred dollars (\$1,800.00) per annum, to be fixed by the board of supervisors, and that the deputies at not more than three dollars and fifty cents (\$3.50) per calendar day. Sunday excepted, to be fixed by the board of supervisors. Provided, however, that in cities where extra or special services are to be performed by the assessor the board of supervisors may by special contract with the assessor determine the compensation to be paid."

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

Request was granted, and further consideration of House File No. 31 was deferred.

INTRODUCTION OF BILLS.

By Jensen of Pocahontas, House File No. 422, a bill for an act repealing section 2024-i of the supplement of the code of Iowa of 1907 and enacting a substitute therefor providing for condemna-

tion of land where gravel or other suitable material for road improvement can be had, and roads leading thereto, requiring boards of supervisors to condemn said land, making said material accessible for general use for road improvement and providing punishment for use of said material for other than road purposes.

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

By Downey of Crawford, House File No. 423, a bill for an act to amend section two thousand twenty-two (2022) of the supplement to the code, 1907, providing for private crossings over railroads, giving the board of railroad commissioners power to make orders when the land owner and railroad company are unable to agree.

Read first and second time and referred to committee on Railroads and Transportation.

By Downey of Crawford, House File No. 424, a bill for an act to amend section two thousand seventeen (2017) of the code relating to the right of railway companies to raise or lower highways where they are crossed by a railway, and giving the board of railroad commissioners authority to order under-grade or overhead crossings.

Read first and second time and referred to committee on Railroads and Transportation.

By Shankland of Polk, House File No. 425, a bill for an act to amend section four thousand six hundred-a (4600-a) of the code of 1907 relative to fees of justices of the peace and constables, and the time of payment of same.

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

By Shankland of Polk, House File No. 426, a bill for an act to amend section five (5) chapter sixty-two (62) of the acts of the Thirty-third (33) General Assembly relative to pensions for disabled and retired policemen.

Read first and second time and referred to committee on Municipal Corporations.

By Fraley of Polk, House File No. 427, a bill for an act to amend section two thousand and eighty-five (2085) of the code supplement of 1907, relating to taxes in aid of railroads and in relation to the number of signatures of resident freeholders to petitions therefor in cities, cities acting under special charter, and cities organized under the commission plan, having a population of seventy-five thousand (75,000) or over.

Read first and second time and referred to committee on Municipal Corporations.

Brady of Dallas moved that House File No. 96 be recalled from the committee on Animal Industry and be referred to committee on Appropriations.

Motion lost.

The resignation of E. A. Pendleton was received and accepted.

CONSIDERATION OF BILLS.

On motion of Shankland of Polk, House File No. 200, a bill for an act to amend section one (1) of chapter 161, of the laws of the Thirty-fourth General Assembly of Iowa relating to the foreclosure of real estate mortgages, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Klay of Sioux moved that the amendment proposed by the committee also apply to section 1 of the bill.

Motion prevailed.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze,

Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thayer, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—98.

The nays were :

None.

Absent or not voting :

Atkinson, Bliss, Bradley, Cronbaugh, Grout, Huntley, Kulp, McCullough, Stipe, Trumbauer—10.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended 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 House is asked :

Senate File No. 99, a bill for an act amending section 792 of the Code, relating to street improvements.

JOS. E. MEYER,
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. 75, a bill for an act to repeal chapter 166, acts of the Thirty-third General Assembly, and to enact a substitute therefor, relating to payments for their support by members of the Soldiers' Home.

JOS. E. MEYER,
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 to repeal section 2606 of the Supplement to the Code, 1907, and to enact a substitute therefor relating to admissions to the Soldiers' Home.

JOS. E. MEYER,
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. 134, a bill for an act for the relief of the grantees of G. W. Perkins, and for the purpose of having a patent issued in the name of John A. Rutter, for a certain tract of land.

JOS. E. MEYER,
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. 159, a bill for an act to prohibit marriages of persons committed to the Industrial School and absent on parole, or without authority, and to provide punishment for violation of this act.

JOS. E. MEYER,
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 issuing of passes by the Iowa State Fair Association.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 99, a bill for an act amending section seven hundred ninety-two (792) of the code, relating to street improvements.

Read first and second time and referred to committee on Municipal Corporations.

Senate File No. 75, a bill for an act to repeal chapter one hundred sixty-six (166) of the acts of the Thirty-third General Assembly and to enact a substitute therefor relating to payments for their support by members of the Soldiers' Home.

Read first and second time and referred to committee on Board of Control.

Senate File No. 74, a bill for an act to repeal section twenty-six hundred six (2606) of the supplement to the code 1907 and to enact a substitute therefor relating to admissions to the Soldiers' Home.

Read first and second time and referred to committee on Board of Control.

Senate File No. 134, a bill for an act for the relief of the grantees of G. W. Perkins, and for the purpose of having a patent issued in the name of John A. Ruttur, for a certain tract of land.

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

Senate File No. 159, a bill for an act to prohibit marriages of persons committed to the industrial school and absent therefrom on parole or without authority and to provide punishment for the violation of this act.

Read first and second time and referred to committee on Board of Control.

Senate concurrent resolution, be it resolved by the Senate, the House concurring:

First. That the practice of issuing free passes to the Iowa State Fair to the members of the legislature is against public policy and

contrary to the spirit of our laws. In all cases where a charge is made to the general public for admission, there should be no complimentary tickets nor free admissions, nor any discrimination permitted. And we recommend that free passes and tickets and special favors be discontinued, provided this shall not apply to passes and special favors to veterans of the civil war.

Second. That a copy of this resolution be transmitted to the secretary of the State Fair.

Referred to committee on Retrenchment and Reform.

On motion of Lounsberry of Marshall, the House adjourned until 9:00 o'clock A. M., Wednesday.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 19, 1913.

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

Prayer was offered by Rev. Robert McInturff of Odebolt, Iowa.

Journal of Tuesday, February 18th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Manning of Story presented remonstrance of citizens of Story county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Manning of Story presented remonstrance of citizens of Collins against the passage of House File No. 130.

Referred to committee on Schools and Text Books.

Manning of Story presented remonstrance of citizens of Story county against appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Manning of Story presented petition of Inter-Church Council of Ames relative to censorship of moving pictures.

Referred to committee on Police Regulation.

Bartle of Mitchell presented remonstrance of citizens of Mitchell county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Buxton of Warren presented remonstrance of citizens of Ackworth, Iowa, against the passage of House File No. 130.

Referred to committee on Schools and Text Books.

Newcomb of Adams presented remonstrance of voters of Mercer township, Adams county, against the passage of House File No. 130.

Referred to committee on Schools and Text Books.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against passage of Senate File No. 102.

Referred to committee on Railroads and Transportation.

Daniels of Appanoose presented remonstrance of citizens of Johns township, Appanoose county, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Power of Jefferson presented remonstrance of citizens of Jefferson county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Power of Jefferson presented remonstrance of citizens of Jefferson county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Power of Jefferson presented remonstrance of citizens of District No. 5, Liberty township, Jefferson county, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Peterson of Cass presented petition of citizens of Cass county relative to House File No. 364.

Referred to committee on Pharmacy.

Daniels of Appanoose presented petition of citizens of Appanoose county favoring employers' liability act.

Referred to committee on Judiciary.

Black of Muscatine presented remonstrance of citizens of Muscatine county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Crozier of Marion presented remonstrance of voters of independent district, Summit township, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Crozier of Marion presented remonstrance of residents of Sand Ridge school district against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Downey of Crawford presented remonstrance of citizens of Crawford county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Stutt of Jones presented remonstrance of tax payers of Jones county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Whitney of Woodbury presented remonstrance of citizens of Woodbury county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Thompson of Decatur presented remonstrance of citizens of Decatur county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Griffin of Woodbury presented remonstrance of citizens of independent district of Floyd, Woodbury county, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Milton of Cedar presented remonstrance of Prairie Knoll school district against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Shankland of Polk presented remonstrance of citizens of Polk county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Huff of Hardin presented remonstrance of voters of Hardin county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Huff of Hardin presented petition of citizens of Whitten, Iowa, relative to House File No. 364.

Referred to committee on Pharmacy.

Hunt of Harrison presented remonstrance of citizens of Harrison county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Munro of Washington presented remonstrance of citizens of Washington county against passage of Senate File No. 102.

Referred to committee on Railroads and Transportation.

Munro of Washington presented remonstrance of citizens of Washington county against passage of House File No. 130. .

Referred to committee on Schools and Text Books.

Brockway of Louisa presented remonstrance of citizens of Concord independent school district against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Elliott of Monona presented remonstrance of citizens of Kennebec township, Monona county, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Bruce of Floyd presented remonstrance of citizens of Floyd county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Clark of Monroe presented remonstrance of citizens of Monroe county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Huntley of Lucas presented remonstrance of Lucas county, Iowa, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Crozier of Marion presented remonstrance of Liberty school district, Marion county, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Eggleston of Clarke presented remonstrance of citizens of Weldon, Iowa, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Trumbauer of Keokuk presented remonstrance of tax payers of Keokuk county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

White of Benton presented remonstrance of citizens of Benton county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Helming of Allamakee presented remonstrance of school officers of Allamakee against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Doze of Wayne presented remonstrance of citizens of Wayne county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Webb of Clay presented petition of voters of Clay county relative to House File No. 364.

Referred to committee on Pharmacy.

Webb of Clay presented remonstrance of citizens of Clay county against appointment of tax commission.

Referred to committee on Ways and Means.

Enger of Winneshiek presented petition of citizens of Winneshiek county relative to House File No. 364.

Referred to committee on Pharmacy.

On request of Kulp of Palo Alto, House File No. 353 was withdrawn from the committee on Fish and Game and the further consideration of the House.

On request of Stokes of Plymouth, House File No. 52 was withdrawn from the committee on Judiciary and from the further consideration of the House.

On request of Stokes of Plymouth, House File No. 71 was withdrawn from the committee on Judiciary and from the further consideration of the House.

Heaton of Union moved that House File No. 274 be re-referred to the committee on Congressional Districts.

Motion prevailed, and House File No. 274 was so referred.

On request of Ring of Linn, leave of absence was granted Stipe of Page until Thursday.

REPORTS OF COMMITTEES.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 10, a bill for an act in relation to semi-monthly payment of wages and salaries by corporations, and all employers of laborers and servants, and providing a penalty for violation of same, 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.

HERBERT A. HUFF,
Chairman.

Placed on file.

MINORITY RECOMMENDATIONS.

MR. SPEAKER—We, the minority of the committee on Railroads and transportations, respectfully report that we have had House File No. 10, a bill for an act relating to the semi-monthly payment of wages to employes of common carriers and express companies, under consideration and respectfully recommend that the following be substituted for said bill:

A BILL FOR AN ACT Requiring Common Carriers and Express Companies to Pay Salaries to Their Employes and Servants Twice Each Month

and to Pay Salaries and Wages Due Such Servants and Employes Upon Their Discharge or Voluntary Leaving Such Employment and Providing for a Forfeiture in Case of Failure to Pay Salaries and Wages Due Within Five (5) Days After Demand.

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

SECTION 1. That every person, company or corporation engaged in the business of common carrier of passengers or freight, and every express company transacting business in the state of Iowa, shall on or before the first day of each month, pay all servants, agents or employes of said person, company or corporation the wages or salary earned by said servants, agents or employes during the first half of the preceding month, and shall on or before the fifteenth (15th) day of each month pay the said agents, servants or employes in full all wages or salaries earned during the last half of the preceding calendar month. Any servant, agent or employe who is absent at the time fixed for payment, or who for any other reason is not paid at that time, shall be paid thereafter on demand, and any such servant, agent or employe leaving his or her employment, or discharged therefrom, shall be paid in full not later than three days following his or her dismissal or voluntary leaving his or her employment.

SEC. 2. Every person, company, association or corporation who shall fail to make payment of the salaries or wages as provided in section 1 of this act for more than five (5) days after demand for the same has been made by such agent, servant or employe, shall pay to such agent, servant or employe double the amount of wages or salary which said agent, servant or employe had earned or which was due him at the time of such demand, the same to be recovered by an action in any court of competent jurisdiction within this state.

And when so substituted, the same do pass.

E. J. BRADLEY,
JOHN L. BROWN,
F. J. LUND,
M. F. THOMPSON,
E. J. HEATON,
D. E. KULP.

Placed on file.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 167, a bill for an act to regulate the care and management of sleeping berths by common carriers, and to provide penalties for the violation thereof, 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.

HERBERT A. HUFF,
Chairman.

Report adopted, and House File No. 167 was indefinitely postponed.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred Substitute for Senate File No. 103, a bill for an act to amend the law as it appears in section one (1), chapter thirty-seven (37) of the laws of the Thirty-fourth (34) General Assembly of Iowa relating to smoke nuisances in certain cities, 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 amended as follows:

1. That section one (1) of said substitute for Senate File No. 103 be amended by striking out section one and by inserting in lieu thereof the following, to-wit:

"SECTION 1. The emission of dense smoke within the corporate limits of the cities of the state, including cities acting under commission form of government, now or hereafter having a population of thirty thousand or over and in cities acting under special charter now or hereafter having a population of sixteen thousand or over, is hereby declared a nuisance"; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 212, a bill for an act to amend the law as it appears in section seven hundred twenty (720), Supplement to the Code, 1907, as amended by chapter forty-four (44), acts of the Thirty-third General Assembly, and chapter thirty-four (34), acts of the thirty-fourth (34) General Assembly, and to authorize cities and towns to enter into contracts to purchase heat, gas, and electric current, and to sell the same, 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 amended as follows:

1. By striking out the word "renew" in the seventh line of section 1 of the original bill and inserting in lieu thereof the word "renewed."

2. By inserting after the word "corporations" in the thirteenth line of the original bill the following: "and to erect and maintain the necessary transmission lines therefor either within or without the corporate limits."

3. By adding to said bill the following, to-wit: "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 at Des Moines, Iowa, said publication to be without expense to the state"; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 290, a bill for an act to amend section six hundred ninety-six (696) of the Supplement to the Code, 1907, relating to the prevention of nuisances and the regulation of slaughter houses and other such places by cities and towns, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 131, a bill for an act to amend the law as it appears in section seven hundred twenty-four (724), Supplement to the Code, 1907, and in section eight hundred ninety-four (894), Supplement to the Code, 1907, relating to the powers of cities and towns, 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 amended as follows:

1. By inserting immediately after the comma following the word "plants" in the fourth (4) line of section 1 of the original bill the words "in line two thereof."

2. By adding to said bill the following, to-wit: "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, said publication to be without expense to the state"; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Dawson of Cherokee, 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. 137, a bill for an act to provide for training teachers for rural schools and making appropriations therefor, 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 do pass, and with the further recommendation that it be referred to the Appropriations committee.

W. P. DAWSON,
Chairman.

Report adopted, and House File No. 137 was so referred.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on enrolled bills respectfully report that they have this day sent to the governor for his approval, House File No. 22, a bill for an act to repeal section three thousand one hundred sixty-five (3165) of the Code, and to enact a substitute in lieu thereof, relating to liability for family expenses.

Also:

House File No. 36, a bill for an act to amend section eight hundred fifty-a (850-a) of the Supplement to the Code, 1907, relating to the election of park commissioners, and providing for the appointment of park commissioners until the next regular municipal election.

Also:

House File No. 42, a bill for an act to amend the law as it appears in section 850-c of the Supplement to the Code, 1907, as amended by chapters 56 and 57 of the acts of the Thirty-third General Assembly, and chapter 44 of the acts of the Thirty-fourth General Assembly, relating to the tax levy for park purposes.

W. W. ANDERSON,
Chairman.

Report adopted.

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. 44, a bill for an act to amend section six hundred sixteen (616) of the Code relative to taxation of unplatted lands within the limits of cities and towns.

Also:

House File No. 53, a bill for an act to repeal paragraph sixteen (16) of section five hundred eleven (511) of the Supplement to the Code, 1907, as amended by chapter thirty-six (36) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor relating to the boarding and lodging of prisoners.

W. W. ANDERSON,
Chairman.

Report adopted.

Jacobs of Calhoun, 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. 119, a bill for an act to amend chapter twenty-five of the laws of the Thirty-fourth General Assembly, relative to the dependent soldiers' and sailors' tax, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Section Four Hundred and Thirty (430) of the Code, 1907, as Amended by Chapter Twenty-five (25) of the Laws of the Thirty-fourth General Assembly, Relative to the Dependent Soldiers' and Sailors' Tax.

SECTION 1. That section four hundred and Thirty (430) of the Code, 1907, as amended by chapter twenty-five (25) of the laws of the Thirty-fourth General Assembly be, and the same is hereby amended by striking out of the fourth line the word "fifty" and inserting in lieu thereof the word "thirty"; and when so amended the bill do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 178, a bill for an act to amend section 792-b of the Supplement to the Code, 1907, in relation to the payment of deficiencies in assessments for street improvements and sewers, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Section Seven Hundred Ninety-two-b (792-b) of the Supplement to the Code, 1907, Relative to the Payment of Deficiencies in Assessments for Street Improvements and Sewers.

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

SECTION 1. That section seven hundred ninety-two-b (792-b) of the Supplement to the Code, 1907, be amended by inserting after the words "paid out of" in line three (3) of said section the word "either" and by inserting after the word "fund" as it appears for the first time in line four (4) the words "or the improvement fund"; and when so amended the bill do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Bliss of Ringgold, 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. 291, a bill for an act to repeal section five thousand and forty-a (5040-a) of the Supplement to the Code, 1907, and to enact a substitute therefor, relating to the prohibition of ball games and other sports on Decoration Day, 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 amended by the following substitute amendment:

"For an act to amend section five thousand and forty-a (5040-a) of the Supplement to the Code, 1907, relating to the proper observance of Decoration Day." And be further amended by striking out all of section one (1), two (2) and three (3) and substituting therefor the following:

SECTION 1. That section five thousand and forty-a (5040-a) of the Supplement to the Code, 1907, be amended as follows:

By striking from the fourth (4th) line thereof the words, "Memorial Day" and substituting therefore the following: "Decoration Day (May 30th)".

Sec. 2. Publication clause; and when so amended the bill do pass.

J. A. BLISS,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By Dawson of Cherokee, House File No. 428, a bill for an act to legalize deeds and instruments of conveyance, tax deeds, sheriffs' deeds, deeds of administrators, executors, and guardians, and all other conveyances when a period of twenty (20) years or more has elapsed since the said instrument was executed and recorded.

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

By Dawson of Cherokee, by request, House File No. 429, a bill for an act to repeal the law as it appears in section twenty-six hundred ninety-two-a (2692-a) of the supplement to the code of 1907 and to repeal section one (1) of chapter one hundred seventy-two (172) of the acts of the Thirty-third General Assembly relating to state agents, their salaries and supplies, and to enact a substitute therefor and to amend section one (1) of chapter one hundred thirty-four (134) making an appropriation for the salaries and expenses of state agents.

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

By Dawson of Cherokee, House File No. 430, a bill for an act regulating contracts of surety between common carriers and their employees and sureties upon such contracts.

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

By Shankland of Polk, House File No. 431, a bill for an act to repeal section eight hundred fifty-c (850-c) of the supplement to the code, 1907, as amended by chapter fifty-seven (57) of the acts of the Thirty-third General Assembly relative to the tax levy for park purposes, and to enact a substitute therefor.

Read first and second time and referred to committee on Municipal Corporations.

By Crozier of Marion, House File No. 432, a bill for an act to amend section forty-four hundred twenty (4420) of the code relating to applications for writs of habeas corpus.

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

By Huff of Hardin, House File No. 433, a bill for an act to amend section two thousand seventy-seven (2077) of the supplement to the code, 1907, relative to passenger rates and providing passenger transportation charges to towns and cities within this state, at which fairs or expositions are or may hereafter be held.

Read first and second time and referred to committee on Railroads and Transportation.

By Barry of Linn, House File No. 434, a bill for an act to amend section one hundred eighty-one (181), of the code, relating to the committee on Retrenchment and Reform.

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

By Dunlap of Clinton, House File No. 435, a bill for an act to amend section six hundred ninety-six (696), of the supplement to the code, relative to the preventions of nuisances and assessing the costs thereof.

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

SPECIAL ORDER.

The speaker announced that the time had arrived for consideration of concurrent resolution proposing a committee of three from the House and two from the Senate to investigate cities for the location of three auxiliary elementary normal schools.

Be it resolved by the House of Representatives of the State of Iowa, the Senate concurring, That the Thirty-fifth General Assembly of the State of Iowa hereby recommend the establishing of three auxiliary elementary Normal Schools, one to be located in the northwest quarter, one in the southwest quarter and one in the southeast quarter of the state.

Resolved, further, That a sub-committee of three from the committee on Normal Schools and two members from the Senate committee on Educational Institutions be instructed to visit the various cities that are considered as possible locations for these schools and after a thorough investigation recommend to the House and Senate the cities which in their opinion are best adapted for the location of such schools.

Brady of Dallas moved that the concurrent resolution be referred to committee on Appropriations.

Motion prevailed, and the resolution was so referred.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns House File No. 165, a bill for an act to amend the law as it appears in chapter 78, acts of the Thirty-third General Assembly, and chapter 60, acts of the Thirty-fourth General Assembly, relating to the removal of officers.

JOS. E. MEYER,
Secretary,

SENATE MESSAGE CONSIDERED.

Shankland of Polk called up House File No. 165 and moved that the House reconsider the vote by which it passed the House.

Larrabee of Fayette seconded the motion.

Motion prevailed.

Shankland of Polk moved that the House reconsider the vote by which House File No. 165 passed to its third reading.

Larrabee of Fayette seconded the motion.

Motion prevailed.

Shankland of Polk moved that the House reconsider the vote by which the amendment to House File No. 165 was adopted.

Motion prevailed.

Mr. Shankland then asked unanimous consent to withdraw his amendment to House File No. 165.

Consent was granted.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Clark, Cole, Craig, Daniels, Dawson, Dixon, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larabee, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Stokes, Thayer, Thompson, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—78.

The nays were:

Black, Boettger, Bradley, Brown, Cannon, Cronbaugh, Crozier, Downey, Dunlap, Greene of Clinton, Griggs, Halstead, Hamilton, Hansen, Hazen, Jamison, Kane, Miller, Mitchell, Saltzmann, Scott, Steelsmith, Stutt, Townsend—24.

Absent or not voting:

Fraley, Kelso, Koontz, Lenocker, Milton, Stipe—6.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SPECIAL ORDER NO. 6.

Time having arrived for Special Order No. 6, House File No. 273, a bill for an act to repeal section ten hundred eighty-seven-a-one (1087-a-1) of supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to repeal section ten hundred eighty-seven-a-ten (1087-a-10) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the

acts of the Thirty-third General Assembly, and to enact a substitute therefor; to amend section ten hundred eighty-seven-a-fourteen (1087-a-14) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly; and to amend section ten hundred eighty-seven-a-twenty (1087-a-20) of the supplement to the code, 1907, relating to the nomination of candidates for president and vice-president of the United States and of the election of party national committeemen, was taken up and considered.

Ring of Linn moved that further consideration of House File No. 273 be made a special order for Friday, February 21st, at 10:00 o'clock A. M.

Motion prevailed.

On motion of Burt of Taylor, House File No. 206, a bill for an act to legalize the ordinances of the town of New Market, Taylor county, Iowa, with report of committee recommending passage, was taken up and considered.

Mr. Burt moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbroek, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hamilton, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Larrabee, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—91.

The nays were :

None.

Absent or not voting :

Bauman, Brockway, Cronbaugh, Grout, Halgrims, Hazen, Helming, Kelso, Koontz, Kulp, Lenocker, Lund, Miller, Saltzmann, Scott, Stipe, Thayer—17.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Boettger of Scott, House File No. 31, a bill for an act to amend the law as it appears in section six hundred seventy-four (674) of the supplement to the code, 1907, relating to the compensation of assessors and deputies, with report of committee recommending passage as amended, together with substitute amendment proposed on February 18th by Mr. Boettger, was taken up and considered.

Mr. Boettger moved to amend substitute amendment to House File No. 31 by inserting after the word "that" in the tenth line the word "of" and by striking out the period after the word "day" in the eleventh line and inserting a comma in lieu thereof.

Motion prevailed, and amendment was adopted.

Mr. Boettger moved the adoption of substitute amendment as amended.

Motion prevailed.

Mitchell of Wapello proposed the following amendment :

Amend by striking out the words and figures "thirty thousand (30,000)" and inserting the words and figures "twenty thousand (20,000)" in lieu thereof.

Amendment adopted.

Boettger of Scott moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Black, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griggs, Grout, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kelso, Klay, Koontz, Kulp, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stutt, Thayer, Thompson, White, Whitney, Workman—83.

The nays were:

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Bartle, Blackford, Clark, Hadley, Halstead, Kingland, Oden-
dahl, Rone, Scott, Stokes, Townsend, Mr. Speaker—12.

Absent or not voting:

Bauman, Craig, Crozier, Downey, Griffin, Halgrims, Jacobs,
Jamison, Larrabee, Miller, Stipe, Trumbauer, Webb—13.

So the bill having received a constitutional majority was de-
clared to have passed the House and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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.
81, a bill for an act to legalize releases and satisfactions of mortgages
and trust deeds.

Report adopted.

Also:

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 amend section nine hundred thirty-seven of the Code, relating to the filling of vacancies in the office of alderman in cities under special charters.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

The speaker announced that as speaker of the House, he had signed in the presence of the House, Senate Files Nos. 81 and 18.

On motion of Klay of Sioux, House File No. 160, a bill for an act to repeal sections one hundred ninety-three (193) and one hundred ninety-four (194) of the code and to enact a substitute therefor providing for an increase in the number of judges of the supreme court of Iowa and providing for a division of said court into sections, and to amend section ten hundred sixty-six (1066) of the supplement to the code, 1907, in reference to the selection of the chief justice of said court, with report of committee recommending passage, was taken up and considered.

Dixon of Sac moved the previous question.

Lounsberry of Marshall seconded the motion.

Motion prevailed.

Mr. Klay moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Burt, Cannon, Carson, Cole, Crozier, Daniels, Dixon, Dunlap, Eggleston, Elliott, Elwood, En-

ger, Erickson, Fraley, Greene of Grundy, Griffin, Griggs, Grout, Hadley, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Klay, Koontz, Lenocker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Mitchell, Munro, Newcomb, Odendahl, Ring, Rohwer, Saltzmann, Scholz, Shankland, Sidey, Steelsmith, Stutt, Thayer, Townsend, White, Whitney, Workman—75.

The nays were:

Bartle, Bradley, Brown, Buxton, Chapman, Clark, Craig, Cronbaugh, Dawson, Downey, Doze, Greene of Clinton, Halgrims, Halstead, Heaton, Jensen, Kulp, Larrabee, Manning, Miller, Milton, Peterson, Pickford, Power, Rone, Scott, Sherman, Stokes, Thompson, Webb, Mr. Speaker—31.

Absent or not voting:

Stipe, Trumbauer—2.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORTS OF COMMITTEES.

Bliss of Ringgold, 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. 173, a bill for an act to amend the law authorizing the sale of intoxicating liquors by permit holders as the same appears in sections 2385, 2387, 2389, 2391, 2394, 2395, 2396, 2397, 2398, 2399 of the Code, and sections 2386, 2388, 2390, 2392, 2393, 2400, 2401 of the Supplement of the Code, 1907, as amended by chapter 139 of the acts of the Thirty-third General Assembly and chapter 103 of the acts of the Thirty-fourth General Assembly, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend the law Authorizing the Sale of Intoxicating Liquors by Permit Holders as the Same Appears in Sections Twenty-three Hundred Eighty-five (2385), Twenty-three Hundred Eighty-seven (2387), Twenty-three Hundred Ninety-one (2391), Twenty-three Hundred Ninety-four (2394), Twenty-three Hundred Ninety-five

And by adding to said chapter one hundred thirty-nine (139) of the acts of the Thirty-third (33d) General Assembly as section two (2) thereof the following:

“Said request shall in each and every case be accompanied by the prescription of a regularly practicing physician, and no liquors shall be furnished on said request except such as are required by said prescription. Said prescription shall be preserved by the pharmacist making the sale and attached to the blank request accompanying the same, and shall be returned to and filed with and preserved by the county auditor in the same manner as such requests are required to be filed and preserved.”

And by adding to said chapter one hundred thirty-nine (139) of the acts of the Thirty-third (33d) General Assembly as section three (3) thereof the following:

“The physicians' prescriptions referred to in section two (2) hereof shall be made upon consecutively numbered blanks to be furnished by the county auditor; shall be signed by the physician and shall be made out in duplicate and a carbon copy of the original prescription retained by the physician; all of which carbon copies shall be returned by the physician and filed with the county auditor on or before the fifteenth (15th) day of January, March, May, July, September and November of each year. And any physician who shall knowingly issue a prescription calling for alcohol to any person whom he knows or has reason to believe to be in the habit of using intoxicating liquors to excess or who has the intention to use the same as a beverage shall be deemed guilty of a misdemeanor and upon conviction punished accordingly.”

SEC. 3. The finding of any intoxicating liquors, other than alcohol, in any amount or quantity whatever in the possession of any pharmacist or in his place of business, or the finding of quantities of alcohol in excess of five (5) gallons at any one time in the possession of any pharmacist not holding a permit, or in his place of business, shall be prima facie evidence that such liquors are being kept for the purpose of illegal sale. The provisions of this section apply to retail druggists only.

SEC. 4. That the law as it appears in section twenty-three hundred and ninety-nine (2399) of the Code, be and the same is hereby amended by adding to said section at the end thereof the following:

“And when in any action or proceeding, civil or criminal, to which a permit holder is a party, it is found by the court or judge that he has made any sale of intoxicating liquors without first obtaining from the purchaser the request and prescription required by law as amended by this act, it shall be the duty of said court to cancel such permit. And in case any pharmacist shall be convicted a second time of any of the provisions of the law relating to the sale of intoxicating liquors as herein amended and said judgment is certified to the state board of pharmacy, the said board of pharmacy shall cancel the certificate of the pharmacist so reported.

"It shall be the duty of the clerk of any court in which any such finding of illegal sales has been made, whether in a civil or criminal action, to certify a copy of said finding to the commissioners of pharmacy."

SEC. 5. Nothing in this act shall be construed to prevent the cancellation or revocation of pharmacist's certificate of registration by the commissioners of pharmacy under the authority of existing statutes; and when so amended the bill do pass.

J. A. BLISS,
Chairman.

Report adopted.

Shankland of Polk, from the committee on Insurance, submitted the following report:

MR. SPEAKER—Your committee on Insurance, to whom was referred House File No. 311, a bill for an act relating to fire or other casualty insurance and preventing discrimination therein and rebates of premiums received therefor, 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 amended as follows:

Amend section one (1) beginning with the "semi-colon" following the word "policies" in line eleven of the printed bill, by inserting the sentence beginning with the word "nor" following the "semi-colon" in line fifteen and ending with the word "hazard" in line eighteen of the printed bill, causing the sentence beginning with the word "provided" following the "semi-colon" in line eleven and ending with the word "Code" in line fifteen of the printed bill to follow immediately thereafter.

Amend section four (4) by striking from said section all following the letter "A" in line four and in lieu thereof substituting the following: "schedule showing the rates to be charged on all risks; said statement shall also show all charges, credits, terms and other conditions which are a factor in determining the premium charged by such companies or associations, which rates shall be in force and effect on and after the date such statement is filed and until otherwise changed or so amended."; and when so amended the bill do pass.

FRANK S. SHANKLAND,
Chairman.

Report adopted.

Grout of Black Hawk, from the committee on Board of Control, submitted the following report:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 41, a bill for an act to provide for the manufacture

of binding twine in the state prison of Iowa, 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 do pass, and with the further recommendation that it be referred to the Appropriations committee.

H. W. GROUT,
Chairman.

Report adopted, and House File No. 41 was so referred.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 201, a bill for an act establishing a state colony for epileptics, and making an appropriation for the purchase of land and the erection of buildings for said colony, 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 do pass, and with the further recommendation that it be referred to the Appropriations committee.

H. W. GROUT,
Chairman.

Report adopted, and House File No. 201 was so referred.

On request of Shankland of Polk, House File No. 352 was withdrawn from the committee on Judiciary and the further consideration of the House.

On request of Griggs of Scott, House File No. 73 was withdrawn from the committee on Elections and the further consideration of the House.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Concurrent Resolution relative to extending an invitation to Edwin G. Cooley, of Chicago, to address a joint convention of the Senate and House, and the president appoints on the part of the Senate, Senators Boe and DeWolf.

JOS. E. MEYER,
Secretary.

The speaker announced as committee on the part of the House to extend invitation to Edwin G. Cooley to address a joint convention, Representatives Dawson of Cherokee, Jensen of Pochontas, Scholz of Clayton.

CONSIDERATION OF BILLS.

On motion of Ring of Linn, House File No. 17, a bill for an act giving school boards in certain districts authority to use school grounds as public recreation and playgrounds and providing for the levy of separate tax for the support of same, and authorizing cities within such districts to appropriate money for the same purpose. Additional to chapter fourteen (14) title thirteen (XIII) of the code, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Barry of Linn proposed the following amendment to the committee substitute amendment:

Amend by striking out the words and figures "twenty (20)" from the fifth line of section two (2) and also from the third line of section six (6) and substituting the words and figures "twenty-five (25)" in lieu thereof.

Kingland of Winebago moved that the House adjourn.

Motion prevailed and the House adjourned until 2:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

Barry of Linn proposed the following amendment to the Jacobs amendment to House File No. 273 and asked that it be printed in the Journal.

I move to amend section 6 of the Jacobs amendment to House File No. 273 by striking out all after the word "party" in the twenty-sixth line, up to and including the word "it" in the thirty-first line, and substituting therefor the following:

“It shall also elect delegates at large to the national convention in the number designated by the call of the national committee, and nominate electors for president and vice-president of the United States, and transact such other business as may properly be brought before it. At such state convention the delegates of each congressional district shall elect a member of the state central committee and district delegates to the national convention in the number designated by the call of the national committee.”

On motion of Grout of Black Hawk, the House adjourned until 9:00 o'clock A. M., Thursday.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 20, 1913.

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

Prayer was offered by Rev. James Burling of Des Moines, Iowa.

Journal of Wednesday, February 19th, corrected and approved.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 160 passed the House.

H. C. RING,

I second the motion.

F. J. LUND,

H. C. LOUNSBERRY.

MR. SPEAKER—I move to reconsider the vote by which House File No. 160 passed to its third reading.

H. C. RING,

I second the motion.

F. J. LUND,

H. C. LOUNSBERRY.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Atkinson of Butler presented petition of citizens of Butler county favoring the payment of a bounty on crows.

Referred to committee on Agriculture.

Pickford of Cerro Gordo presented petition of citizens of Cerro Gordo county relative to House File No. 280.

Referred to committee on Appropriations.

Stipe of Page presented remonstrance of citizens of Essex against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Hadley of Webster presented remonstrance of citizens of Webster county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Whitney of Woodbury presented remonstrance of citizens of Woodbury county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Greene of Grundy presented remonstrance of tax payers and school officers in Districts No. 6 and 9, German township, against House File No. 130.

Referred to committee on Schools and Text Books.

Grout of Black Hawk presented remonstrance of citizens of Black Hawk county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Grout of Black Hawk presented remonstrance of citizens of Independent School District No. 5 of Lester township against House File No. 130.

Referred to committee on Schools and Text Books.

Eggleston of Clarke presented remonstrance of voters and tax payers of Hopeville school, District No. 9, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Peterson of Cass presented remonstrance of citizens of Cass county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Huntley of Lucas presented petition of the members of Local Union No. 799, U. M. W. of A., relative to workmen's liability and compensation act.

Referred to committee on Judiciary.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Bartle of Mitchell presented remonstrance of tax payers of Mitchell county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Bauman of Van Buren presented remonstrance of voters of Van Buren county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Kingland of Winnebago presented remonstrance of residents of Lincoln township against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Kingland of Winnebago presented petition of residents of Lincoln township relative to an appropriation for a twine and farm implement factory.

Referred to committee on Appropriations.

Carson of Davis presented remonstrance of residents of Davis county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Griggs of Scott presented remonstrance of tax payers of independent school district of Blue Grass, Iowa, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Miller of Bremer presented remonstrance of citizens of Bremer county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Crozier of Marion presented remonstrance of residents of Polk township against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Trumbauer of Keokuk presented remonstrance of citizens of Keokuk county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Halstead of Buchanan presented remonstrance of citizens and tax payers of Buchanan county against increase in taxes or creation of tax commission.

Referred to committee on Ways and Means.

White of Benton presented remonstrance of residents and tax payers of Independent School District No. 10 against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Shankland of Polk presented remonstrance of voters of Norway District No. 1, Lincoln township, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Cannon of O'Brien presented petition of citizens of O'Brien county relative to automobile tax.

Referred to committee on Roads and Highways.

Dunlap of Clinton presented petition of Clinton Commercial Club relative to teachers' annuity.

Referred to committee on Schools and Text Books.

Dawson of Cherokee presented remonstrance of residents of Ma-haska county against passage of Senate File No. 69.

Referred to committee on Schools and Text Books.

Thayer of Franklin presented petition of Federation of Women's Clubs relative to suffrage for women.

Referred to committee on Women's Suffrage.

Huff of Hardin presented remonstrance of citizens of Hardin county against House File No. 130.

Referred to committee on Schools and Text Books.

Huff of Hardin presented remonstrance of citizens of Hardin county against House File No. 130.

Referred to committee on Schools and Text Books.

Power of Jefferson presented remonstrance of citizens of Jefferson county against House File No. 130.

Referred to committee on Schools and Text Books.

Lounsberry of Marshall presented remonstrance of citizens of Marshall county against House File No. 130.

Referred to committee on Schools and Text Books.

Erickson of Lyon presented remonstrance of citizens of Lyon county against House File No. 130.

Referred to committee on Schools and Text Books.

Stipe of Page presented remonstrance of citizens of Page county against House File No. 130.

Referred to committee on Schools and Text Books.

Stutt of Jones presented remonstrance of citizens of Jones county against House File No. 130.

Referred to committee on Schools and Text Books.

Newcomb of Adams presented remonstrance of citizens of Adams county against House File No. 130.

Referred to committee on Schools and Text Books.

Doze of Wayne presented remonstrance of citizens of Wayne county against House File No. 130.

Referred to committee on Schools and Text Books.

Brown of Mahaska presented remonstrance of citizens of Mahaska against House File No. 130.

Referred to committee on Schools and Text Books.

Lenocker of Pottawattamie presented remonstrance of citizens of Pottawattamie county against House File No. 130.

Referred to committee on Schools and Text Books.

Kelso of Jackson presented remonstrance of citizens of Jackson county against House File No. 130.

Referred to committee on Schools and Text Books.

Anderson of Montgomery presented remonstrance of citizens of Montgomery county against House File No. 130.

Referred to committee on Schools and Text Books.

Halstead of Buchanan presented remonstrance of citizens of Buchanan county against House File No. 130.

Referred to committee on Schools and Text Books.

Stipe of Page presented petition of citizens of Page county in favor of House File No. 280.

Referred to committee on Appropriations.

Burt of Taylor presented remonstrance of citizens of Taylor county against House File No. 130.

Referred to committee on Schools and Text Books.

Webb of Clay presented petition of citizens of Clay county in favor of House File No. 364.

Referred to committee on Pharmacy.

Webb of Clay presented petition of Woman's Club of Spencer favoring the participation of Iowa in Panama Exposition.

Referred to committee on Appropriations.

Trumbauer of Keokuk presented remonstrance of citizens of Keokuk county against creation of permanent tax commission.

Referred to committee on Ways and Means.

White of Benton presented remonstrance of citizens of Newhall against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Hazen of Pottawattamie, chairman of the committee appointed to draft resolutions commemorating the life and public service of Hon. Gustav Diederich, presented the resolutions prepared by the committee and moved their adoption.

Motion prevailed, and the resolutions were adopted by rising vote.

Dixon of Sac offered the following concurrent resolution:

WHEREAS: The State Board of Education has most carefully investigated the courses of study taught at the State University, the State College of Agriculture and Mechanic Arts and the State Teachers College, and has made long continued and exhaustive inquiry regarding such coordination of the work of these institutions as, in its judgment, will establish the most logical, efficient and economical state system of higher education; and,

WHEREAS: As a result of this study and investigation the board has ordered:

First. That all work in engineering be centered at the College of Agriculture and Mechanic Arts;

Second. That all courses in professional education and in liberal arts now offered in the Iowa State Teachers College, which extend beyond the sophomore year be discontinued;

Third. That all courses in general science and in domestic science at the State Agricultural College be discontinued and that the field of domestic economy be opened at the University; and,

WHEREAS: It is the judgment of this General Assembly that such action is for the best interests of the state except in so far as it directs the discontinuing of the four-year course in Home Economics at the College of Agriculture and Mechanic Arts; therefore,

Be It Resolved by the General Assembly of the State of Iowa:

That the courses in Home Economics now existing at the State College of Agriculture and Mechanic Arts, and at the State Teachers College, be continued, and that a course in Home Economics be established at the State University, and with this exception, the action of the State Board of Education in ordering the foregoing changes, be, and the same is hereby approved.

Laid over under Rule 34.

CONSIDERATION OF BILLS.

House resumed consideration of amendment to substitute amendment to House File No. 17, a bill for an act giving school boards in certain districts authority to use school grounds as public recreation and playgrounds and providing for the levy of separate tax for the support of same, and authorizing cities within such districts to appropriate money for the same purpose. Additional to chapter fourteen (14) title thirteen (XIII) of the code, with report of

committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Ring moved the adoption of the amendment offered by Barry of Linn.

Motion prevailed, and the amendment was adopted.

Elwood of Howard offered the following amendment to the substitute amendment:

Insert after the words "second class" in the second line of section 1, the words "and in towns", the same amendment applying to section 2.

SPECIAL ORDER NO. 9.

Time having arrived for special order, House took up consideration of House Joint Resolution No. 6, proposing an amendment to the constitution of the state of Iowa by repealing section one (1) of article two (2) of said constitution and the enactment and adoption of a substitute therefor, relating to the right of suffrage, with report of committee recommending passage as amended, and the committee amendments were adopted.

Power of Jefferson proposed the following amendment:

Amend the printed bill by striking out the word "sixty" in the seventh line thereof and inserting in lieu thereof the word "thirty."

Klay of Sioux moved the previous question to apply to both amendment and resolution.

Seconded by Ring of Linn.

Motion prevailed.

On the question to adopt the amendment proposed by Mr. Power, the motion failed to carry, and the amendment was lost.

Bruce of Floyd moved that the rules be suspended, the bill be considered engrossed, and read a third time now.

Miller of Bremer moved to reconsider the vote by which the previous question was ordered.

Hazen of Pottawattamie seconded the motion.

Motion to reconsider prevailed.

Klay of Sioux moved the previous question.

Whitney of Woodbury seconded the motion.

Motion prevailed.

Bruce of Floyd moved that the rules be suspended, the House joint resolution be considered engrossed, and read a third time now, which motion prevailed, and the resolution was read a third time.

HOUSE JOINT RESOLUTION.

Joint Resolution Proposing an Amendment to the Constitution of the State of Iowa by Repealing Section One (1) of Article Two (2) of Said Constitution and the Enactment and Adoption of a Substitute Therefore, Relating to the Right of Suffrage.

Be It Resolved by the General Assembly of the State of Iowa:

SECTION 1. That the following amendment to the constitution of the state of Iowa is hereby proposed, to wit:

“Repeal section one (1) of article two (2) of the constitution of the state of Iowa and in lieu thereof enact and adopt the following, to-wit:

‘SECTION 1. Every citizen of the United States, of the age of twenty-one years, who shall have been a resident of this state six months next preceding the election, and of the county in which he or she claims his or her vote, sixty days, shall be entitled to vote at all elections which are now or hereafter may be authorized by law.’”

On the question, “Shall the joint resolution pass?”

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Brown, Bruce, Burt, Buxton, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Grout, Hadley, Halgrims, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson,

Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Thayer, Thompson, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—81.

The nays were:

Black, Boettger, Bradley, Cannon, Downey, Dunlap, Fraley, Greene of Clinton, Griggs, Halstead, Hamilton, Hazen, Jamison, Kane, Kelso, Koontz, Lenoeker, Lund, McCullough, Miller, Mitchell, Odendahl, Saltzmann, Stokes, Stutt, Townsend—26.

Absent or not voting:

Griffin—1.

Roll call verified.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORTS OF COMMITTEES.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 192, a bill for an act relating to the time of bringing an action to set aside a will, 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 amended as follows:

By inserting after the word "act" in the first line of the title the following: "to amend the law as it appears in paragraph three (3) of section three thousand four hundred forty-seven (3447) of the Code";

By striking out the word "one" in the sixth line of section 1 and inserting in lieu thereof the word "two"; and by adding to section 1 the following: "also by adding to paragraph three (3) of section three thousand four hundred forty-seven (3447) of the Code the following: provided, however, that actions to set aside wills heretofore probated may be commenced within two (2) years from the taking effect of this act, but in no such event shall an action be commenced after five (5) years from the probating of such will";

By striking all of section 2 from said bill; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 348, a bill for an act to amend section four thousand six hundred and four (4604) of the Code, with respect to the competency of witnesses, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 348 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 235, a bill for an act to legalize certain warrants of the city of Bedford, Iowa, 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 amended as follows:

By striking out the word "now therefore", being the last two words just before the enacting clause, and inserting in lieu thereof the word "and", and by inserting the following paragraph just before the enacting clause:

"WHEREAS: Said warrants were issued by said city of Bedford on the 7th day of November, 1910, and at various times between the 7th day of November, 1910, and on and including the 13th day of January, 1913, and are the warrants numbered as follows: 1120, 1121, 1128, 1134, 1161, 1165, 1166, 1169, 1174, 1177, 1182 to 1211, inclusive, 1216, 1241, 1246, 1248, 1249, 1271, 1281, 1287, 1293, 1296, 1297, 1302 to 1304, inclusive, 1307, 1308, 1312, 1313, 1316, 1318, 1327, 1329, 1335, 1352 to 1377, inclusive, 1390, 1391, 1398, 1417, 1424, 1438, 1453, 1470, 1489, 1491, 1499, 1512, 1521, 1522, 1527, 1529, 1530, 1539, 1545, 1546, 1550, 1564, 1571, 1574, 1576, 1589, 1590, 1603, 1621, 1632, 1636, 1639, 1652, 1654, 1656, 1659 to 1661, inclusive, 1688, 1695½, 1707, 1709, 1711, 1712, 1717, 1722, 1727 to 1729, inclusive, 1734, 1736, 1741, 1746, 1747, 1750, 1753, 1754, 1756, 1758 to 1761, inclusive, 1761½ to 1774, inclusive; now, therefore,"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 384, a bill for an act to amend the law as it appears in section six hundred thirty-nine (639) of the Code, relating to the classes of cities and towns, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 234, a bill for an act to regulate the business of loaning money or credit by persons, firms, and corporations other than national banks, licensed bankers, trust companies, savings banks, building and loan associations, real estate brokers, and pawn brokers, 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 referred to the committee on Banks and Banking.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 234 was so referred.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 400, a bill for an act to amend the law as it appears in sections nineteen hundred ninety-nine (1999) and two thousand (2000) of the Code, relating to the condemnation of real estate, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 400 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 366, a bill for an act to amend section four thousand two

hundred ninety-five (4295) of the Code, relative to satisfaction of mortgages, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 366 was indefinitely postponed.

Jensen of Pocahontas, from the committee on State Educational Institutions, submitted the following report:

MR. SPEAKER—Your committee on State Educational Institutions, to whom was referred House File No. 372, a bill for an act to define the function of the State Teachers College at Cedar Falls, the State University at Iowa City and the State College of Agriculture and Mechanic Arts at Ames, 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 amended by the following substitute amendment:

A BILL FOR AN ACT Establishing a Temporary Educational Commission and Making an Appropriation Therefor.

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

SECTION 1. For the purpose of investigating the educational systems of this and other states, there is hereby created a temporary educational commission, to consist of nine citizens of this state, of which the president of the State University, the president of the State College of Agriculture and Mechanic Arts, the president of the State Teachers College, and the attorney general shall be members ex-officio, and five other members, one of whom shall be a woman, to be appointed by the governor on or before the first day of June, 1913; and any vacancies occurring in said commission shall be filled by the governor.

SEC. 2. Said commission, as soon as appointments have been made, shall convene for the purpose of organization at time and place designated by the governor, and select of their number a chairman and a secretary, and shall have power to appoint such stenographic or other assistants as they shall deem necessary from time to time to carry on the investigation herein provided for.

SEC. 3. Said commission shall collect comparative data as to the courses of study offered by the several higher institutions of learning of this and other states and shall report to the governor on or before November 15, 1914, their conclusions as to the functions and scope of the State University, the State Teachers College, and the State College of

Agriculture and Mechanic Arts, and make any recommendations they may deem advisable for the improvement and advancement of the aforementioned educational institutions; and the governor shall cause said report to be published at once and transmit the same to the Thirty-sixth General Assembly. A copy of said report shall be mailed to each member-elect of the Thirty-sixth General Assembly not later than December 15, 1914.

SEC. 4. The functions, courses of study, college and departments maintained in the aforementioned state educational institutions during the school year 1912-13 are hereby established and shall be maintained until changes therein are authorized by legislative enactment.

SEC. 5. The members of said commission shall be allowed their necessary actual expenses and not other compensation and the said commission may incur such incidental expenses as may be necessary in carrying out the purposes of this act.

SEC. 6. There is hereby appropriated the sum of two thousand (\$2,000.00) dollars or so much thereof as may be necessary to carry out the provisions of this act, and the auditor of state is hereby authorized to draw warrants not to exceed the amount appropriated in payment of any expenses or disbursements authorized by this act, on the order of the said commission signed by its chairman and secretary and approved by the governor.

SEC. 7. The term of said commission shall terminate when the report herein provided for shall have been made.

SEC. 8. 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 at Des Moines, Iowa; and when so amended the bill do pass.

WALTER P. JENSEN,
Chairman.

Placed on file.

MINORITY REPORT.

The undersigned, members of the committee on Educational Institutions, beg leave to report that they dissent from the action of this committee on House File No. 372 and hereby recommend the same for passage.

D. E. KULP,
L. M. ENGER,
J. A. BLISS,
ARTHUR PICKFORD.

Placed on file.

Klay of Sioux moved that House File No. 372, with report of committee recommending amendment, and minority report recommending passage, be made a special order for Tuesday, February 25th, at 10:00 o'clock A. M.

Dixon of Sac moved to amend by making the time 2:00 o'clock P. M.

Amendment adopted.

Motion as amended prevailed, and House File No. 372 was made a special order for Tuesday at 2:00 o'clock P. M.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 34, a bill for an act to amend section seven hundred forty-one-d (741-d) of the Supplement to the Code, 1907, relating to the power to erect a city hall and to purchase the ground therefor in certain cities.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 34, a bill for an act to amend section seven hundred forty-one-d (741-d) of the Supplement to the Code, 1907, relating to the power to erect a city hall and to purchase the ground therefor in certain cities.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred Senate File No. 61, a bill for an act to provide additional funds for the Soldiers' Home, the Industrial School for Boys, the Industrial School for Girls, the State Penitentiary and the Reformatory, 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 amended as follows:

SECTION 1. Be amended by striking out of line four (4) the words thirty-nine (39) and insert in lieu thereof the words thirty-four (34). Also strike from line seven (7) the figures four thousand (4000) and insert in lieu thereof the figures fifteen hundred (1500); also strike from line nine (9) the figures six thousand (6000) and insert in lieu thereof the figures thirty-five hundred (3500); and when so amended the bill do pass.

WM. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 259, a bill for an act creating the office of state examiners for counties, fixing their compensation, duties, terms of office and method of appointment, providing for a system of public accounting and supervision of county officers, establishing a uniform system of accounts, reports and audits for counties, and providing penalties for violations of this act, 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 amended as follows:

By inserting before the word "municipal" in section 5, line 7, of the bill, the words "township, school or" and by inserting after the words "auditor of state" in section 4, line 66, a comma and the words "county auditor".

That section 1 be amended by striking out the following words in line 3: "not less than two (2) nor more than six (6)" and insert in lieu thereof "not less than four (4) nor more than eight (8)" and that wherever the figures \$12,000.00 appear in said section, the same be stricken out and the figures \$20,000.00 be inserted therein, that the report of the Judiciary committee be rejected; and when so amended the bill do pass.

WM. LARRABEE, JR.,
Chairman.

Report adopted.

House resumed consideration of House File No. 17.

Elwood of Howard asked unanimous consent to withdraw the amendments proposed by him to House File No. 17.

Unanimous consent was granted and the amendments were withdrawn.

Ring of Linn moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Koontz, Kulp, Larabee, Lenoeker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—97.

The nays were:

Odendahl—1.

Absent or not voting:

Bruce, Burt, Cronbaugh, Kane, Klay, Manning, Miller, Shankland, Thayer, White—10.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Greene of Clinton moved that House File No. 48 be recalled from the governor for the purpose of making a correction.

Motion prevailed, and House File No. 48 was recalled.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 35, a bill for an act to legalize a certain election held in the town of Jewell Junction, Iowa.

Jos. E. MEYER,
Secretary.

On motion of McCullough of Dubuque, the House adjourned until 9:00 o'clock A. M., Friday.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 21, 1913.

House reconvened, Speaker Cunningham in the chair.

Prayer was offered by Rev. Alvin Scollay Hock of Des Moines.

Journal of Thursday, February 20th, corrected and approved.

On request of Barry of Linn, leave of absence was granted Larrabee of Fayette until Saturday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Stokes of Plymouth presented petition of residents of Plymouth county favoring appointment of a text book commission.

Referred to committee on Schools and Text Books.

Townsend of Tama presented remonstrance of citizens of Tama county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Thompson of Decatur presented remonstrance of citizens of Decatur county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Barry of Linn presented remonstrance of Cedar Rapids Commercial Club against passage of Senate File No. 102.

Referred to committee on Railroads and Transportation.

Barry of Linn presented remonstrance of board of directors of independent school corporation, Linn county, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Downey of Crawford presented petition of township trustees and road supervisors relative to automobile tax.

Referred to committee on Roads and Highways.

Brown of Mahaska presented petition of citizens of Mahaska county relative to House File No. 280.

Referred to committee on Appropriations.

Power of Jefferson presented petition of automobile owners of Jefferson county relative to automobile insurance.

Referred to committee on Judiciary.

Brown of Mahaska presented remonstrance of citizens of Mahaska county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Townsend of Tama presented remonstrance of voters of District No. 1, Otter Creek township, Tama county, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

McCullough of Dubuque presented remonstrance of voters of Dubuque county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Brown of Mahaska presented remonstrance of residents and tax payers of Mahaska county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Crozier of Marion presented petition of trustees of Marion county relative to automobile tax.

Referred to committee on Ways and Means.

Crozier of Marion presented remonstrance of citizens of Marion county against creation of a permanent tax commission.

Referred to committee on Ways and Means.

Stipe of Page presented remonstrance of citizens of Page county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Whitney of Woodbury presented remonstrance of citizens of Woodbury county against House File No. 130.

Referred to committee on Schools and Text Books.

Thayer of Franklin presented remonstrance of citizens of Franklin county against House File No. 130.

Referred to committee on Schools and Text Books.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against House File No. 130.

Referred to committee on Schools and Text Books.

Koontz of Johnson presented remonstrance of citizens of Johnson county against House File No. 130.

Referred to committee on Schools and Text Books.

Koontz of Johnson presented petition of citizens of Iowa City favoring House File No. 364.

Referred to committee on Pharmacy.

Koontz of Johnson presented remonstrance of citizens of Johnson county against a permanent tax commission.

Referred to committee on Ways and Means.

Hazen of Pottawattamie presented remonstrance of citizens of Pottawattamie county against House File No. 130.

Referred to committee on Schools and Text Books.

Lenocker of Pottawattamie presented remonstrance of citizens of Pottawattamie county against House File No. 130.

Referred to committee on Schools and Text Books.

Boettger of Scott presented petition of citizens of Scott county favoring Senate File No. 170.

Referred to committee on Schools and Text Books.

Black of Muscatine presented remonstrance of citizens of Muscatine against House File No. 130.

Referred to committee on Schools and Text Books.

Milton of Cedar presented remonstrance of citizens of Cedar county against House File No. 130.

Referred to committee on Schools and Text Books.

Bartle of Mitchell presented remonstrance of citizens of Mitchell county against House File No. 130.

Referred to committee on Schools and Text Books.

Huntley of Lucas presented remonstrance of citizens of Lucas county against House File No. 130.

Referred to committee on Schools and Text Books.

McVicker of Wright presented remonstrance of citizens of Wright county against House File No. 130.

Referred to committee on Schools and Text Books.

REPORTS OF COMMITTEES.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 20, a bill for an act to grant power to cities now or hereafter having a population of thirty thousand or over and organized under chapter fourteen-c (14-c) of title five (5), of the Supplement to the Code, 1907, and amendments thereto, to assume exclusive charge, custody and control of all trees and shrubbery and the planting and maintenance thereof on the public streets and to provide for the payment of the costs thereof, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 226, a bill for an act to amend section sixteen hundred and sixty (1660) of the Supplement to the Code, 1907, to aid county agricultural societies, 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 do pass.

C. W. HUNT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 349, a bill for an act to amend the law as it appears in section seven (7) of chapter one hundred sixty-nine (169) of the acts of the Thirty-third (33rd) General Assembly, relating to the compensation of the state bee inspector, and to make an appropriation therefor, 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 do pass.

C. W. HUNT,
Chairman.

Report adopted.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 303, a bill for an act to require all persons, partnerships, companies or corporations owning or operating a railway in this state, to equip the cab of all locomotive engines with frost glass in front of the seat of the engineer and fireman of said engine, and providing a penalty for the violating thereof, 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 do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 263, a bill for an act to amend section two thousand one hundred fifty-seven-g (2157-g) of the Supplement to the Code, 1907, relating to free passes, 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 amended as follows:

By striking out the period (.) after the word "and" in the sixth line of section 1; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Brady of Dallas, from the committee on Rules, submitted the following report:

MR. SPEAKER—Your committee on Rules, to whom was referred Senate File No. 152, a bill for an act to fix the date of the counting of the votes for governor and lieutenant governor and fixing the date of the inauguration of governor and lieutenant governor, 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 do pass.

HENRY BRADY,
Chairman.

Report adopted.**Also:**

MR. SPEAKER—Your committee on Rules, to whom was referred resolution relative to bills being in the files of the members during a period of five days before a special order can be invoked, 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.

HENRY BRADY,
Chairman.

Report adopted, and the resolution was indefinitely postponed.

Miller of Bremer, from the committee on Claims, submitted the following report:

MR. SPEAKER—Your committee on Claims, to whom was referred House File No. 74, a bill for an act making an appropriation of five hundred dollars for Henry H. Rood on account of special services rendered to the Iowa Vicksburg Park Monument Commission in the erection of the state memorial on the Vicksburg National Military Park, 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 referred to the Appropriations committee for favorable consideration.

C. W. MILLER,
Chairman.

Report adopted, and House File No. 74 was so referred.

Also :

MR. SPEAKER—Your committee on Claims, to whom was referred House File No. 112, a bill for an act making an appropriation to repay to Muscatine Building and Loan Association, the incorporation fee paid by said association, 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 amended as follows:

Wherever the words and figures "two hundred sixty-five dollars (\$265.00)" appear in the bill that they be stricken out and the words and figures "two hundred forty (\$240.00) dollars" be inserted in lieu thereof; and when so amended the bill be referred to the Appropriations committee for favorable consideration.

C. W. MILLER,
Chairman.

Report adopted, and House File No. 112 was so referred.

Also :

MR. SPEAKER—Your committee on Claims, to whom was referred House File No. 69, a bill for an act to authorize the repayment to the estate of W. R. Benton of money paid to the state of Iowa, 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 referred to the Appropriations committee for favorable consideration.

C. W. MILLER,
Chairman.

Report adopted, and House File No. 69 was so referred.

Dixon of Sac, 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. 35, a bill for an act to provide for the examination and control of private banks and trust companies and providing penalties for non-compliance therewith, beg 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.

W. J. DIXON,
Chairman.

Placed on file.

MINORITY REPORT.

MR. SPEAKER—We, the minority members of your committee on Banks and Banking, beg leave to dissent from the action of the committee on House File No. 35, a bill for an act to provide for the examination and control of private banks and trust companies, and providing penalties for non-compliance therewith; and would respectfully report the same back to the House with the recommendation that the same do pass.

JULIUS ROHWER,
T. C. RONE,
H. W. GROUT.

Placed on file.

Enger of Winneshiek, from the committee on Public Health, submitted the following report:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 388, a bill for an act to protect and conserve the health and lives of school children and promote their efficiency by providing for their medical inspection and subsequent necessary treatment, 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.

L. M. ENGER,
Chairman.

Report adopted, and House File No. 388 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 286, a bill for an act empowering boards of supervisors to appropriate money for educational purposes in relation to preventable diseases, 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.

L. M. ENGER,
Chairman.

Report adopted, and House File No. 286 was indefinitely postponed.

Atkinson of Butler, from the committee on College for Blind, submitted the following report:

MR. SPEAKER—Your committee on College for Blind, to whom was referred House File No. 260, a bill for an act to amend section two thousand seven hundred twenty-seven-c (2727-c) of chapter eleven-a (11-a), Supplement to the Code, 1907, relating to School for Blind, 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 do pass.

W. I. ATKINSON,
Chairman.

Report adopted.

On request of Boettger of Scott, House File No. 321 was withdrawn from the committee on Insurance and the further consideration of the House.

Lund of Hamilton called up concurrent resolution relative to passes to the State Fair and moved that it be recalled from the committee on Retrenchment and Reform.

The chair held the motion was out of order inasmuch as the rules of the House provide that committees have ten days for consideration.

Mr. Lund then moved that the rules be suspended and that the concurrent resolution relative to passes to the State Fair be recalled from the committee on Retrenchment and Reform.

Roll call was demanded by Lund of Hamilton and Koontz of Johnson.

On the question, "Shall the resolution be recalled from the committee?"

The ayes were:

Bauman, Black, Blackford, Boettger, Bradley, Brown, Burt, Clark, Cole, Cronbaugh, Crozier, Downey, Doze, Eggleston, Greene of Clinton, Halstead, Hazen, Jamison, Kelso, Koontz, Kulp, Lenocker, Lounsberry, Lund, McCullough, McVicker, Miller, Mitchell, Peterson, Pickford, Scholz, Scott, Steelsmith, Thompson, Townsend, Trumbauer, Webb, White, Workman—39.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Bliss, Brady, Brockway, Buxton, Cannon, Carson, Chapman, Craig, Daniels, Dawson, Dixon, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Griggs, Grout, Hadley, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Kane, Kingland, Klay, LeRoy, Manning, McHose, Meredith, Milton, Munro, Newcomb, Odendahl, Power, Ring, Rohwer, Rone, Shankland, Sherman, Sidey, Stipe, Stokes, Thayer, Whitney, Mr. Speaker—60.

Absent or not voting:

Bruce, Halgrims, Hamilton, Helming, Jacobs, Jones, Larrabee, Saltzmann, Stutt—9.

So the motion was lost.

The speaker announced that as speaker of the House he had signed in the presence of the House, House File No. 34.

SPECIAL ORDER NO. 6.

Time having arrived for Special Order No. 6, the House took up consideration of House File No. 273, a bill for an act to repeal section ten hundred eighty-seven-a-one (1087-a-1) of supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to repeal section ten hundred eighty-seven-a-ten (1087-a-10) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General

Assembly, and to enact a substitute therefor; to amend section ten hundred eighty-seven-a-fourteen (1087-a-14) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly; and to amend section ten hundred eighty-seven-a-twenty (1087-a-20) of the supplement to the code, 1907, relating to the nomination of candidates for president and vice-president of the United States and of the election of party national committeemen, with amendments proposed by Stipe of Page and Jacobs of Calhoun, and the amendment to the Jacobs amendment offered by Barry of Linn.

Klay of Sioux moved the adoption of the amendment offered by Barry of Linn.

Motion prevailed, and the amendment was adopted.

Klay of Sioux moved the adoption of the Jacobs amendment as amended.

Motion prevailed, and the amendment as amended was adopted.

Stipe of Page moved the adoption of the amendment proposed by him.

Roll call was demanded by Stipe of Page and Heaton of Union.

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

The ayes were:

Black, Blackford, Boettger, Bradley, Brady, Brown, Cannon, Carson, Clark, Cronbaugh, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Erickson, Greene of Clinton, Griggs, Halgrims, Halstead, Hansen, Hazen, Heaton, Kane, Kelso, Koontz, Lounsbury, Meredith, Miller, Milton, Mitchell, Power, Rohwer, Saltzmann, Scholz, Scott, Steelsmith, Stipe, Stutt, Thompson, Townsend, Trumbauer, White, Whitney, Workman—46.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Bliss, Brockway, Burt, Buxton, Chapman, Cole, Craig, Dawson, Dixon, Elliott, Elwood, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Helming, Huff,

Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, LeRoy, Manning, McHose, McVicker, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Rone, Shankland, Sherman, Sidey, Thayer, Webb, Mr. Speaker—51.

Absent or not voting:

Bauman, Bruce, Enger, Hamilton, Jacobs, Jamison, Larrabee, Lenoeker, Lund, McCullough, Stokes—11.

Roll call verified.

So the amendment was lost.

Miller of Bremer proposed the following amendment:

MR. SPEAKER—I move to amend House File No. 273 by adding the following section:

SEC. 7. Section ten hundred and eighty-seven-a-7 (1087-a-7), Supplement to the Code of 1907, is hereby amended by inserting after the comma following the word "enrolled" in the nineteenth line thereof, the following: "unless such elector desires to vote a newly organized party's ballot."

Also section ten hundred and eighty-seven-a-8 (1087-a-8), of the Supplement to the Code of 1907, is hereby amended by inserting after the comma following the word "precinct" in the thirteenth line thereof, the following: "or an elector who desires to affiliate with and vote the primary ballot of a newly organized political party that cast more than ten per cent of the total number of votes at the last previous election."

Roll call was demanded by Miller of Bremer and Griggs of Scott.

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

The ayes were:

Boettger, Bradley, Brown, Cannon, Clark, Cronbaugh, Crozier, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Griggs, Halstead, Hamilton, Hansen, Hazen, Jamison, Kane, Kelso, Kingland, Koontz, Lenoeker, McCullough, Miller, Milton, Mitchell, Odendahl, Rohwer, Saltzmann, Scholz, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman—41.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Brady, Brockway, Burt, Buxton, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Klay, Kulp, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Shankland, Sherman, Stipe, Thayer, Webb, Whitney, Mr. Speaker—63.

Absent or not voting:

Bauman, Bruce, Jacobs, Larrabee—4.

So the amendment was lost.

Klay of Sioux moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Halstead, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Stokes, Thayer, Thompson, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—75.

The nays were:

Black, Bradley, Brown, Cronbaugh, Doze, Dunlap, Eggleston, Green of Clinton, Griggs, Hamilton, Hansen, Hazen, Jamison,

Kane, Kelso, Koontz, Miller, Milton, Mitchell, Odendahl, Saltzman, Scott, Steelsmith, Stipe, Townsend—25.

Absent or not voting:

Bauman, Boettger, Bruce, Clark, Larrabee, McCullough, Stutt, White—8.

So the bill having received a constitutional majority was declared to have passed the House.

Klay of Sioux proposed the following amendment to the title:

Amend by inserting after the word "therefor;" and before the word "to" in the eighth line thereof, the following: "to repeal section ten hundred eighty-seven-a-twenty-seven (1087-a-27) of the supplement to the code, 1907, as amended by section sixteen (16) of chapter sixty-nine (69) of the acts of the Thirty-third General Assembly"; also by inserting after the figures "1907," and before the word "relating" in the thirteenth line thereof, the following: "and to amend section ten hundred eighty-seven-a-twenty-five (1087-a-25) of the supplement to the code, 1907, as amended by section fourteen (14) of chapter sixty-nine (69) of the acts of the Thirty-third General Assembly".

Amendment adopted and title as amended agreed to.

Ring of Linn asked unanimous consent to call up motion to reconsider vote by which House File No. 160 passed the House.

Consent granted.

Mr. Ring moved to reconsider the vote by which House File No. 160 passed the House.

Motion prevailed.

Mr. Ring asked unanimous consent to call up motion to reconsider vote by which House File No. 160 passed to its third reading.

Consent granted.

Mr. Ring moved to reconsider the vote by which House File No. 160 passed to its third reading.

Motion prevailed.

Klay of Sioux offered the following substitute amendment:

A BILL FOR AN ACT to Repeal Sections One Hundred Ninety-three (193) and One Hundred Ninety-four (194) of the Code and to Enact a Substitute Therefor Providing for an Increase in the Number of Judges in the Supreme Court of Iowa and Providing for a Division of Said Court Into Sections, and to Amend Section Ten Hundred Sixty-six (1066) of the Supplement to the Code, 1907, in Reference to the Selection of the Chief Justice of Said Court.

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

SECTION 1. Section one hundred ninety-three (193) of the Code is hereby repealed and the following enacted in lieu thereof: That hereafter the supreme court of Iowa shall consist of seven judges, four of whom shall constitute a quorum to hold court, but one (1) alone thereof may adjourn from day to day or to a certain day or until the next term.

SEC. 2. The additional judge provided for in this act shall be filled by appointment by the governor after the approval of this act. The governor shall communicate such appointment to the Senate. No nominations shall be considered by the Senate until the same have been referred to a committee of five to be appointed by the president of the Senate without the formality of a motion, which committee shall make its report to the Senate in executive session at any time when called for by the Senate. The consideration of nomination by the Senate shall not be had on the same legislative day the nomination is referred. The appointees shall be voted on separately and it shall require the concurrence of two-thirds of all the members elected to the Senate to confirm any appointment.

The person so appointed and confirmed shall hold office until the first day of January following the general election in the year 1914 and until his successor is elected and qualified. At the general election in the year 1914 there shall be chosen in addition to those now provided by law, one whose term shall expire on the first day of January next succeeding the general election in 1920, and thereafter his successor shall be chosen for the full term of six (6) years.

SEC. 3. Section one hundred ninety-four (194) of the Code is hereby repealed and the following enacted in lieu thereof:

The court shall organize after the appointment and confirmation of the additional judge provided for by this act and may then be divided into two sections, the chief justice presiding in open court with each of said sections. The said sections so provided for in this act may hold open court separately and cases may be submitted to each section separately in accordance with the rules that shall be provided for by the supreme court. The said supreme court shall also adopt rules for the submission of any case or petition for rehearing whenever differences shall arise between members of either section or whenever the chief justice shall

order or direct the submission of said question or petition for rehearing to the whole court. The supreme court shall make all rules and regulations necessary to provide for the submission of cases to the entire bench or to the separate sections herein provided for.

Sec. 4. Section ten hundred sixty-six (1066) of the Supplement to the Code, 1907, is hereby amended by striking out the words "and the judge whose term of office shall soonest expire shall be chief justice and when it occurs that two judges shall be equally entitled, they shall each hold the place of chief justice for one year and the one who is senior in age shall hold for the first of the two years to which they are each equally entitled," and insert in lieu thereof the following:

"The judge whose term of office will soonest expire shall be chief justice and when it occurs that two or more judges shall be equally entitled to the position, each, if there be but two, and if there be more than two, the two who are senior in age, shall hold the position for one year, and of the two, the one who is senior in age shall hold the place for the first of the two years to which they are each equally entitled. And at the session of the supreme court next preceding the commencement of the first of the said two years, the supreme court shall cause a record to be made as to who shall be the chief justice for the year next ensuing."

Sec. 5. All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 6. 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.

Miller of Bremer asked unanimous consent to call up motion to reconsider the vote by which House File No. 8 failed to pass the House.

Consent granted.

Mr. Miller moved that the House reconsider the vote by which House File No. 8 failed to pass the House.

Roll call was demanded by Miller of Bremer and Greene of Clinton.

On the question, "Shall the House reconsider the vote?"

The ayes were:

Atkinson, Bartle, Bauman, Bingham, Blackford, Bradley, Brady, Brown, Cannon, Clark, Craig, Cronbaugh, Crozier, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Griffin, Grout, Halstead, Hamilton, Hansen, Hazen, Heaton, Huff, Jamison, Jensen, Kane, Kelso, LeRoy, Lounsberry, Lund, Manning, McCullough, Miller, Milton, Mitchell, Odendahl, Peterson, Rohwer, Saltzmann, Scholz, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb—52.

The nays were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bliss, Brockway, Burt, Buxton, Carson, Chapman, Daniels, Dawson, Dixon, Elliott, Enger, Erikson, Fraley, Greene of Grundy, Hadley, Halgrims, Helming, Hunt, Huntley, Hutchins, Jacobson, Jones, Kingland, Kulp, Lenoeker, McHose, McVicker, Meredith, Newcomb, Pickford, Power, Ring, Rone, Shankland, Sherman, Stipe, Thayer, White, Whitney, Workman, Mr. Speaker—45.

Absent or not voting:

Black, Boettger, Bruce, Cole, Elwood, Griggs, Jacobs, Klay, Koontz, Larrabee, Munro—11.

So the motion prevailed.

Brady of Dallas moved to reconsider the vote by which House File No. 8 passed to its third reading.

Motion prevailed.

Mr. Brady proposed the following amendment:

Amend the bill by adding thereto the following: Section 5. But nothing in this act shall be construed to prevent the intermarriage of any two persons, each of whom have any degree of African blood.

Amendment adopted.

Miller of Bremer moved that the rules be suspended, 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 ayes were:

Atkinson, Bartle, Bauman, Bingham, Black, Boettger, Bradley, Brady, Brown, Cannon, Clark, Craig, Cronbaugh, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Enger, Greene of Clinton, Griffin, Griggs, Grout, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Huff, Jacobson, Jamison, Jensen, Kane, Kelso, Koontz, Lenocker, LeRoy, Lounsberry, Manning, McCullough, Miller, Milton, Mitchell, Munro, Odendahl, Peterson, Rohwer, Saltzmann, Scott, Sidey, Steelsmith, Stokes, Stutt, Thayer, Thompson, Townsend, Webb—59.

The nays were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Blackford, Bliss, Brockway, Burt, Buxton, Carson, Chapman, Cole, Dawson, Dixon, Elwood, Erickson, Fraley, Hadley, Helming, Hunt, Huntley, Hutchins, Jacobs, Jones, Kingland, Kulp, Lund, McHose, McVicker, Meredith, Newcomb, Pickford, Power, Ring, Rone, Scholz, Shankland, Sherman, Stipe, Trumbauer, Whitney, Workman, Mr. Speaker—43.

Absent or not voting:

Bruce, Elliott, Greene of Grundy, Klay, Larrabee, White—6.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Hutchins of Kossuth offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

Resolved, That Donald W. Patterson be appointed page for the law library in the place of Edwin J. Berger.

Motion prevailed, and the resolution was adopted.

Fraley of Polk asked unanimous consent to make the following corrections in the Journal of February 17th:

Strike out lines 16, 17, 18 and 19 on page 569, and substitute therefor the following:

“Mr. Fraley moved that the further consideration of House File No. 154 be deferred, and that the House take up consideration of the companion bill, Senate File No. 100, a bill for an act to legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1906, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and contracts entered into by the city council of the city of Des Moines for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water.”

Motion prevailed, and the House took up the consideration of Senate File No. 100.

Also by adding the following after the ninth line on page 570:

“Fraley of Polk moved that House File No. 154 be withdrawn from the further consideration of the House.”

Motion prevailed.

Consent was granted and the chief clerk was instructed to make the corrections.

Dawson of Cherokee offered the following concurrent resolution, asked unanimous consent for immediate consideration, and moved its adoption:

CONCURRENT RESOLUTION.

WHEREAS: By authority of a concurrent resolution an invitation has been extended to Edwin G. Cooley of Chicago to address a joint convention of the Senate and House; and,

WHEREAS: It having been ascertained that Mr. Cooley can be with us March 6th; therefore,

Be it resolved by the House, the Senate concurring, That a joint convention of the Senate and House be held in the hall of the House of Representatives on March 6th at one o'clock P. M. for the purpose of hearing addresses by Edwin G. Cooley and others on the subjects of vocational training and continuation schools.

Motion prevailed, and the resolution was adopted.

Donald Patterson took and subscribed to the following oath:

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

D. W. PATTERSON.

Shankland of Polk offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

Resolved, That the state printer be directed to print 500 extra copies of House File No. 436.

Motion prevailed, and the resolution was adopted.

INTRODUCTION OF BILLS.

By Shankland of Polk, House File No. 436, a bill for an act to amend sections two thousand four hundred forty-eight (2448) of the supplement to the code, 1907, two thousand four hundred forty-nine (2449) of the code of 1897, two thousand four hundred fifty-one (2451) of the supplement to the code, 1907, relating to the sale of intoxicating liquors.

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

By Klay of Sioux, House File No. 437, a bill for an act to repeal the law as it appears in section twenty-five hundred seventy-eight-b of the supplement to the code, 1907, relating to appeals from decisions of the state board of medical examiners.

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

By Pickford of Cerro Gordo, House File No. 438, a bill for an act to amend section twenty-seven hundred ninety-two (2792) of the code of 1897 relating to the restoration of territory to the school district from which it has been taken.

Read first and second time and referred to committee on Schools and Text Books.

By Anderson of Montgomery, House File No. 439, a bill for an act to authorize the appointment of special agents to aid in the detection, identification, capture and conviction of criminals, delinquents and defectives, and to require the co-operation and assistance of all sheriffs, police and peace officers and all other officers charged with the care, supervision and jurisdiction over criminals, delinquents or defectives.

Read first and second time and referred to committee on Police Regulation.

By Craig of Madison, House File No. 440, a bill for an act to amend the law as it appears in section three thousand four hundred and forty-seven (3447) of the code of Iowa and to fix the time within which certain actions for the recovery of real estate may be brought:

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

By Jacobson of Audubon, House File No. 441, a bill for an act to regulate the sale of calcium carbide or so-called carbide and prescribe the manner in which the same shall be packed and labeled.

Read first and second time and referred to committee on Food and Dairy.

By Power of Jefferson, House File No. 442, a bill for an act to amend sections three (3), five (5), ten (10), and eleven (11) of chapter twenty-six (26) of the acts of the Thirty-third (33d) General Assembly and to add section three-a (3-a) to chapter twenty-six (26) of the acts of the Thirty-third (33d) General Assembly, relating to the control and support of county hospitals.

Read first and second time and referred to committee on Public Charities.

By Griffin of Woodbury, House File No. 443, a bill for an act amending section twenty-one hundred twenty-six (2126) of the code, granting to common carriers the right to meet short line competition.

Read first and second time and referred to committee on Railroads and Transportation.

By Manning of Story, House File No. 444, a bill for an act to repeal section two hundred ninety-seven (297) of the code, and chapter fifteen (15), acts of the Thirty-fourth (34) General Assembly, and enact a substitute therefor relating to the compensation of clerks of the district courts.

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

By Manning of Story, House File No. 445.

A BILL FOR AN ACT to Confirm the Title of Anna L. Edgar to the West One-half ($W\frac{1}{2}$) of the Southwest Quarter ($SW\frac{1}{4}$) of Section Two (2), Township Eighty-nine (89) North, Range Thirty-four (34), West 5th P. M., Iowa, and Authorizing the Issuance of a Patent Therefor.

WHEREAS: The west one-half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$) of section two (2), township eighty-nine (89) north, range thirty-four (34), West 5th P. M., Iowa, was patented by the United States to John R. Hocking on September 20, 1875; and,

WHEREAS: One Anna L. Edgar of Story county, Iowa, has duly acquired title to said land through said John R. Hocking and his grantees as shown by the records of Calhoun county, Iowa, and has been in open and adverse possession thereof under conveyances executed by said John R. Hocking and his grantees for more than thirty-seven (37) years last past, claiming in good faith to be the absolute owner thereof and has made valuable improvements and paid taxes thereon during all of said time; and,

WHEREAS: It also appears from the records of the recorder's office of Calhoun county, Iowa, that the United States issued a patent to the state of Iowa conveying said premises, dated November 9, 1888; and,

WHEREAS: It appears from the records of the general land office at Washington, D. C., and the records of the land office of the state of Iowa that said premises were not so patented by the United States to the state of Iowa, but that the record in the recorder's office of Calhoun county, Iowa, is a mistake; and,

WHEREAS: The state of Iowa has never asserted its title to said land and does not now claim to hold title thereto, but said records of the recorder's office of Calhoun county, Iowa, appears as a cloud upon the title thereof, now therefore, for the purpose of perfecting the title of said land to Anna L. Edgar,

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

SECTION 1. That the title to the west one-half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$) of section two (2), township eighty-nine (89) north, range thirty-four (34), west 5th P. M., Iowa, be and the same is hereby confirmed in said Anna L. Edgar, her heirs and assigns forever, and the governor and secretary of state are hereby authorized to execute without expense to the state of Iowa, a patent wherein the state of Iowa shall quitclaim all right, title and interest in said land to Anna L. Edgar, her heirs and assigns.

SEC. 2. Pending litigation. Nothing in this act shall in any manner affect any pending litigation.

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, said publication to be without expense to the state of Iowa.

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

By Townsend of Tama, House File No. 446.

A BILL FOR AN ACT Enabling the Board of Directors of the Independent School District of Tama, Iowa, to Compensate a Member for Services as Superintendent of Schools.

WHEREAS: At the regular meeting of the board of directors of the Independent District of Tama, Iowa, held on April the 4th, 1912, the superintendent of schools of said district resigned, and the schools were left without proper superintendency; and,

WHEREAS: The board of directors of said district, by resolution adopted, employed a member of the board, who had been for ten years a superintendent of said schools, to act as temporary superintendent; and,

WHEREAS: Said board of directors recognize the obligation of the said district to make proper compensation for said service performed by said member at the cost of his private business; therefore,

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

SECTION 1. That the action of said board of directors of the Independent District of Tama, Iowa, in employing said member as superintendent, be and the same is hereby legalized and the said board of directors be by this act enabled to make proper compensation to said member for said service, and the issuance of a warrant upon the school funds of said district for said service is hereby made legal and valid in all respects. Provided that nothing in this act shall affect pending litigation.

SEC. 2. This act, being deemed of immediate importance, shall take effect from and after its publication in the Tama News, a newspaper published at Tama, Iowa, such publication to be without expense to the state.

Read first and second time and referred to committee on Schools and Text Books.

By Milton of Cedar, House File No. 447, a bill for an act to amend the law relating to proof of claims against estates as the same appears in section thirty-three hundred forty-one (3341) of the code.

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

By Ring of Linn, House File No. 448, a bill for an act to provide for the compilation of the laws of the Thirty-third, Thirty-fourth and Thirty-fifth 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, 1913, of the supreme court, and to publish the said compilations and annotations as a "supplement to the code, 1913," 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 appropriation therefor.

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

By Bernbrock of Black Hawk, House File No. 449, a bill for an act creating a commission on cities and towns, defining its duties, and making an appropriation for its expense.

Read first and second time and referred to committee on Municipal Corporations.

By Eggleston of Clarke, House File No. 450, a bill for an act to amend section two of chapter seventy of the acts of the Thirty-fourth General Assembly, relative to the compensation for dragging roads.

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

By Hamilton of Lee, House File No. 451, a bill for an act amending the law as it appears in sub-division one (1), section 1304, of the code of 1907, and supplement thereto, relating to exemptions of different classes of property.

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

By Hamilton of Lee, House File No. 452, a bill for an act to repeal the law as it appears in section fifty-six hundred eighty-five-a (5685-a) of the supplement to the code of 1907 and to enact a substitute therefor in regard to collection of money from visitors and its use.

Read first and second time and referred to committee on Board of Control.

By Bauman of Van Buren, House File No. 453, a bill for an act appropriating a certain sum of money to Bertha G. Myers, widow of Elmer Myers, deceased, an itinerant vendor of drugs, the said amount so appropriated being the unearned license fee paid by said Elmer Myers.

Read first and second time and referred to committee on Claims.

By Bauman of Van Buren, House File No. 454, a bill for an act prohibiting any motor vehicle from displaying any loose-hinged flag, pennant, banner, ribbon, or similar attachment, and providing a penalty for the violation of same.

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

By Jensen of Pocahontas, House File No. 455, a bill for an act making an appropriation for the purpose of providing industries in the penal institutions of this state, the same to be expended under the direction of the board of control.

Read first and second time and referred to committee on Penitentiaries.

By Boettger of Scott, House File No. 456, a bill for an act authorizing cities and towns, including those acting under spe-

cial charter and cities under the commission form of government, to adopt a building code and to provide penalties for violation thereof.

Read first and second time and referred to committee on Municipal Corporations.

By Scholz of Clayton, House File No. 457, a bill for an act to amend section four thousand six hundred and sixty-one (4661) of the code, relating to witness fees.

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

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, House File No. 34, a bill for an act to amend section seven hundred forty-one-d (741-d) of the Supplement to the Code, 1907, relating to the power to erect a city hall and to purchase the ground therefor in certain cities.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 100, a bill for an act to legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1906, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and contracts entered into by the city council of the city of Des Moines for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water.

Also:

Senate File No. 29, a bill for an act to transfer to the city of Burlington, Iowa, the title, use and control of a certain island in the Mississippi river near the city of Burlington, Iowa, known as Otter Island.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

On request of Mr. Speaker, leave of absence was granted Stokes of Plymouth until Thursday.

On motion of Doze of Wayne, the House adjourned until 9:00 o'clock A. M., Saturday.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 22, 1913.

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

Prayer was offered by Rev. H. E. Van Horn of Des Moines, Ia.

Journal of Friday corrected and approved.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 400 was indefinitely postponed.

R. ODENDAHL.

I second the motion.

J. T. HAZEN.

The speaker granted leave of absence to Bernbrock of Black Hawk until Tuesday.

On request of Bauman of Van Buren, leave of absence was granted Crozier of Marion until Monday.

On request of Jones of Dickinson, leave of absence was granted Bliss of Ringgold until Monday.

On request of LeRoy of Delaware, leave of absence was granted Enger of Winneshiek until Monday.

On request of Halgrims of Humboldt, leave of absence was granted Craig of Madison until Monday.

On request of Anderson of Montgomery, leave of absence was granted Heaton of Union until Thursday.

On request of Power of Jefferson, leave of absence was granted Buxton of Warren until Monday.

On request of Anderson of Greene, leave of absence was granted Erickson of Lyon until Wednesday.

On request of Cannon of O'Brien, leave of absence was granted Townsend of Tama until Monday.

CONSIDERATION OF BILLS.

On motion of Larrabee of Fayette, Senate File No. 61, a bill for an act to provide additional funds for the Soldiers' Home, the Industrial School for Boys, the Industrial School for Girls, the state penitentiary and the reformatory, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Larrabee moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Carson, Chapman, Clark, Cole, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stutt, Thayer, Thompson, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Bernbrock, Bliss, Brockway, Buxton, Craig, Crozier, Enger, Fraley, Griggs, Hamilton, Jacobs, Kane, Klay, Koontz, Manning, McCullough, Rohwer, Shankland, Stokes, Townsend—20.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Black of Muscatine presented remonstrance of citizens of Muscatine county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Kelso of Jackson presented petition of voters of Jackson county relative to House File No. 364.

Referred to committee on Pharmacy.

Sherman of Poweshiek presented petition of citizens of Poweshiek county relative to House File No. 280.

Referred to committee on Appropriations.

Miller of Bremer presented remonstrance of citizens of Bremer county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Daniels of Appanoose presented petition of Local Union No. 387 relative to Iowa institutions purchasing fuel supply from Iowa industries.

Referred to committee on Mines and Mining.

Ring of Linn presented remonstrance of residents of Linn county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Carson of Davis presented remonstrance of residents of Davis county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Jamison of Des Moines presented petition of citizens and tax payers of Des Moines county, Iowa, relative to Iowa game law.

Referred to committee on Fish and Game.

Cronbaugh of Iowa presented remonstrance of citizens of Iowa county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Dawson of Cherokee presented petition of voters of Cherokee county relative to passage of House File No. 364.

Referred to committee on Pharmacy.

Meredith of Jasper presented remonstrance of citizens of Jasper county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Meredith of Jasper presented remonstrance of hunters of Jasper county against enactment of law prohibiting spring shooting of ducks and geese.

Referred to committee on Fish and Game.

Clark of Monroe presented remonstrance of citizens of Monroe county against House File No. 130.

Referred to committee on Schools and Text Books.

Workman of Mills presented resolution adopted by Silver City Grange favoring a one mill tax for road purposes.

Referred to committee Roads and Highways.

Brockway of Louisa presented remonstrance of citizens of Louisa county against a permanent tax commission.

Referred to committee on Ways and Means.

Whitney of Woodbury presented resolution passed by the Scandinavian Federation of Sioux City, Iowa, endorsing the bill by Senator Boe prohibiting dancing in high schools.

Referred to committee on Schools and Text Books.

Jamison of Des Moines presented remonstrance of citizens of Des Moines county against House File No. 130.

Referred to committee on Schools and Text Books.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against House File No. 130.

Referred to committee on Schools and Text Books.

Halstead of Buchanan presented remonstrance of citizens of Buchanan county against the changes in the state educational institutions.

Referred to committee on State Educational Institutions.

Dawson of Cherokee presented petition of delegates of the Iowa Conference of the Augustana Synod favoring Senate File No. 211, relative to dancing in high schools.

Referred to committee on Schools and Text Books.

On request of Jacobson of Audubon, House File No. 416 was withdrawn from the committee on Board of Control and referred to committee on Penitentiaries.

REPORTS OF COMMITTEES.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 113, a bill for an act to amend section 2116 of the Supplement to the Code, 1907, as amended by chapter 128 of the acts of the Thirty-third General Assembly, prescribing the duties of railroad companies to furnish cars to shippers upon application, 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 amended as follows:

By striking out all that part of section 1 beginning with line 106 up to and including line 118, the same being the fifth paragraph therein, and inserting in lieu thereof the following: "The provisions of this act shall not apply in any case where the carrier is unable to furnish cars because of (1) sudden congestion of traffic, (2) temporary detention of cars in other states or in other places within the same state, (3) interference of traffic occasioned by wrecks, accidents, strikes or other unavoidable casualty over which the carrier has no control, (4) federal statutes, rules of the interstate commerce commission or compliance with the demands of interstate traffic. Whenever any controversy arises over the question of whether the carrier is exempted under the above provisions the burden of proof shall be upon the carrier claiming such exemption."

By striking out the last paragraph of said bill; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 292, a bill for an act additional to chapter five (5), title ten (10) of the Code, to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same, 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 amended as follows:

By inserting after "Iowa" in the third line of section one the following words: "of fifty miles of track or more"; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 402, a bill for an act to prevent automobile accidents at railroad crossings, 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.

HERBERT A. HUFF,
Chairman.

Report adopted, and House File No. 402 was indefinitely postponed.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 337, a bill for an act authorizing the issue of a patent to the northeast quarter (NE $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of section twenty-three (23), township sixty-seven (67), range twenty-three (23) west, of the fifth P. M., 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 amended as follows:

By inserting the following paragraph between the second and third paragraphs of said bill.

"WHEREAS, It appears that the said George Rockhold and his grantors have been in open, notorious, hostile and adverse possession of said premises under claim of right and title thereto for more than forty years last past, before the passage of this act; and"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 138, a bill for an act to legalize certain warrants of the city of Onawa, Iowa, 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 amended as follows:

By striking out the words "now therefore" in the last line before the enacting clause and inserting in lieu thereof the word "and".

By inserting the following paragraph before the enacting clause:

"WHEREAS, The warrants referred to are the warrants drawn on the general fund of said city of Onawa, numbered 3205, 3212, 3218, 3220, 3222, 3228 to 3301 inclusive, 3310, 3325, 3329, 3333, 3334, 3338, 3343 to 3356 inclusive, 3358 to 3371 inclusive; the following warrants drawn on the electric light fund of said city, 3427, 3428, 3430 to 3434 inclusive, 3436, 3438, 3439 to 3500 inclusive, 3502 to 3541 inclusive, 3585, 3726, 3728, 3732, 3733, 3813, 3875, 3966, 3987; on the electric light tax fund of said city warrant No. 4, and on the road fund of said city warrant No. 43; now therefore,"

By striking out the words and figures "ten thousand six hundred and seventy-four dollars and forty-one cents (\$10,674.41)" wherever they appear in said bill, and by inserting in lieu thereof the following words and figures: "ten thousand six hundred seventy-three dollars and thirty-seven cents (\$10,673.37)"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 134, a bill for an act for the relief of the grantees of G. W. Perkins, and for the purpose of having a patent issued in the name

of John A. Rutter, for a certain tract of land, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 336, a bill for an act authorizing the issue of a patent to the southeast quarter (SE $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of section twenty-three (23), township sixty-seven (67), range twenty-three (23) west, of the fifth P. M., 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 amended as follows:

By inserting the following paragraph between paragraphs two and three of said bill:

“WHEREAS, It appears that the said J. N. Laughlin and his grantors have been in open, notorious, hostile and adverse possession of said premises under claim of right and title thereto for more than forty years last past, before the passage of this act; and”; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 338, a bill for an act to amend section five thousand one hundred and nineteen (5119) of the Code, defining vagrancy, 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 amended as follows:

By striking out of the title the following: “five thousand one hundred nineteen. (5119) of the Code” and inserting in lieu thereof the following: “one (1) of chapter one hundred eighty-three (183) of the acts of the Thirty-fourth General Assembly”;

By striking out all of section 1 and inserting in lieu thereof the following:

"SECTION 1. That section one (1) of chapter one hundred eighty-three (183) of the acts of the Thirty-fourth General Assembly be and the same is hereby amended by striking out the period after the word "gaming" in the thirteenth line thereof and inserting in lieu thereof a semi-colon and adding thereto the following words: 'all persons camping on any public highway for the purpose of trading horses'; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 370, a bill for an act to repeal section four thousand and eleven (4011) of the Code and to enact a substitute therefor, relative to personal income, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 370 was indefinitely postponed.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 264, a bill for an act to repeal section eight hundred fifty-two (852) of the Supplement to the Code, 1907, and to repeal chapter fifty-seven (57) of the acts of the Thirty-third General Assembly and to amend chapter fifty-six (56) of the acts of the Thirty-third General Assembly, relating to parks and park commissioners and levy for park purposes, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 305, a bill for an act to provide for the transfer

to the city or town treasurer of unclaimed funds in the treasury of the county where such unclaimed funds are the proceeds of an invalid tax levied to pay for the construction of an electric light plant for such city or town, and making the same a part of the general fund of such city or town, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Shankland of Polk, from the committee on Insurance, submitted the following report:

MR. SPEAKER—Your committee on Insurance, to whom was referred House File No. 335, a bill for an act to amend the law as it appears in sub-division five (5), section one thousand seven hundred and nine (1709) of the Supplement to the Code, 1907, relating to health, accident and liability insurance, 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 amended as follows:

By inserting after the word "the" in line two (2) of the original bill, the words "Supplement to the", and by inserting, after the word "Code" in line three (3) of said bill, a comma (,).

Also by inserting after the word "Code" in the title of the bill, a comma (,).

That the word "also" in line five (5) of said bill be stricken out and the word "and" be inserted in lieu thereof; and when so amended the bill do pass.

FRANK S. SHANKLAND,
Chairman.

Report adopted.

Bruce of Floyd, from the committee on Food and Dairy, submitted the following report:

MR. SPEAKER—Your committee on Food and Dairy, to whom was referred House File No. 302, a bill for an act to amend the law relating to the sale of concentrated feeding stuffs, as it appears in section five thousand seventy-seven-a-8 (5077-a-8) of the Supplement to the Code, 1097, 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 do pass.

J. E. BRUCE,
Chairman.

Report adopted.

Griffin of Woodbury moved that House File No. 86 be made a special order for Monday, February 24th, at 11:00 o'clock A. M.

Motion prevailed.

Kulp of Palo Alto moved that House Joint Resolution No. 5 be made a special order for Thursday, March 6th, at 10:00 o'clock A. M.

Motion prevailed.

INTRODUCTION OF BILLS.

By Lounsberry of Marshall, House File No. 458, a bill for an act to promote patriotism and to provide for the display of the flag of the United States of America upon public buildings of the state and within certain public buildings of the state.

Read first and second time and referred to committee on Military .

By Atkinson of Butler, House File No. 459, a bill for an act making additional appropriations to the State Historical Society of Iowa.

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

By McHose of Boone, House File No. 460, a bill for an act to create the county of Larrabee and provide for the government thereof.

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

By Webb of Clay, House File No. 461, a bill for an act to amend the law relating to the destruction of weeds as it appears in sections three (3) and four (4) of chapter ninety-six (96) of the acts of the Thirty-third General Assembly.

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

By Ring of Linn, House File No. 462, a bill for an act to amend the law as it appears in section nine hundred fifteen (915) of the supplement to the code, 1907, relative to the attaching and recording of the abstract of title to platted premises.

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

By Trumbauer of Keokuk, House File No. 463, a bill for an act to amend section seventeen hundred forty-four (1744) of the code relating to the losses of live stock by lightning.

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

By Stipe of Page, House File No. 464, a bill for an act to extend the benefits of free public libraries, and to repeal sections 729-a, 592-a and 741-n of the supplement to the code, 1907, relating thereto, and to enact substitutes therefor, and to amend sections 422, 2749 and 2823-n of the supplement to the code, 1907, by granting school corporations and boards of county supervisors additional powers relating thereto.

Read first and second time and referred to committee on Public Libraries.

Huff of Hardin in the chair.

Bingham of Emmet offered the following resolution:

WHEREAS: Iowa is admittedly in serious need of a far larger number of much more efficiently prepared teachers for her rural schools; and,

WHEREAS: The majority of our rural school teachers come directly from the high schools of the state; and,

WHEREAS: No material relief by accessions from the ranks of regular normal school and college graduates can be expected under present rural salary and town competitive conditions; and,

WHEREAS: The erecting and equipping of a normal school plant is a very considerable expense in itself and entails large annual appropriations thereafter; and,

WHEREAS: The demands upon the state treasury for educational purposes are already far in excess of our regrettably meager available revenue; therefore,

Be it resolved, That such funds as would otherwise be diverted to the establishment, equipment, and maintenance of additional state normal schools will serve the state more effectively if used in furthering the scope and efficiency of the courses of normal training already established and to be established in our various high schools, and should be so used.

Laid over under Rule 34.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Concurrent Resolution adopting joint rules of the Thirty-fifth General Assembly.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Brady of Dallas called up concurrent resolution relative to adopting joint rules of the Thirty-fifth General Assembly and proposed the following amendment:

Amend by adding thereto the following:

16. No bills except appropriation bills shall be considered during the last two days of the session.

Amendment adopted.

Concurrent resolution as amended 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. 127, a bill for an act to amend the law as it appears in section 2754 of the Supplement to the Code, 1907, relating to the election of officers in independent school districts in towns and cities.

JOS. E. MEYER,
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. 180, a bill for an act to amend the law as it appears in section 2727-a-64 of the Supplement to the Code, 1907, relating to removal of patients from county asylums, and providing for the expense thereof.

JOS. E. MEYER,
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. 21, a bill for an act to repeal section 1869 of the Supplement to the Code, 1907, and to enact a substitute therefor, providing for the compensation of officers and directors of state and savings banks, and providing for loans to such officers and directors and penalty for a violation of the provisions of the law.

JOS. E. MEYER,
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. 13, a bill for an act to repeal section 364 of the Code, relating to investment of money and to enact a substitute therefor.

JOS. E. MEYER,
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. 15, a bill for an act to provide for the selection in the district court of additional trial jurors, to provide for the procedure therefor, and for the substitution of such additional jurors in place of jurors who may die or be discharged.

Jos. E. MEYER,
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. 103, a bill for an act to limit and restrict the jurisdiction and power of the supreme court, in passing upon the constitutionality of acts of the General Assembly.

Jos. E. MEYER,
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 authorizing the recording of transcripts from recorder's office of instruments affecting real estate (additional to chapter 6, title 14 of the Code, relating to conveyances of real estate).

Jos. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 127, a bill for an act to amend the law as it appears in section twenty-seven hundred and fifty-four (2754) of the supplement to the code, 1907, relating to the election of officers in independent school districts in towns and cities.

Read first and second time and referred to committee on Schools and Text Books.

Senate File No. 180, a bill for an act to amend the law as it appears in section twenty-seven hundred twenty-seven-a-sixty-four (2727-a-64) of the supplement to the code, 1907, relating to removal of patients from county asylum and providing for the expense thereof.

Read first and second time and referred to committee on Board of Control.

Senate File No. 21, a bill for an act to repeal section 1869 of the supplement to the code, 1907, and to enact a substitute therefor, providing for the compensation of officers and directors of state and savings banks and providing for loans to such officers and directors and penalty for a violation of the provisions of the law.

Read first and second time and referred to committee on Banks and Banking.

Substitute for Senate File No. 13, a bill for an act to repeal section three hundred sixty-four (364) of the code, relating to investment of money and to enact a substitute therefor.

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

CONSIDERATION OF BILLS.

On motion of Lund of Hamilton, House File No. 155, a bill for an act amending sections three thousand one hundred forty-six (3146) and three thousand one hundred forty-seven (3147) of the code, relative to the time for making return of solemnization of marriage, with report of committee recommending passage, was taken up and considered.

Mr. Lund moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway,

Brown, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Cronbaugh, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Sherman, Sidey, Steelsmith, Stipe, Stutt, Trumbauer, Webb, Whitney, Workman—80.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Bernbrock, Bliss, Bruce, Craig, Crozier, Daniels, Enger, Fraley, Griggs, Hamilton, Hazen, Jacobs, Klay, Koontz, Larrabee, Manning, McCullough, Miller, Saltzmann, Scott, Shankland, Stokes, Thayer, Thompson, Townsend, White, Mr. Speaker—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Greene of Clinton, substitute for Senate File No. 47, a bill for an act to legalize the incorporation of the city of Camanche, Clinton county, Iowa, the election of its officers and certain acts done and ordinances passed by the city council of said city, with report of committee recommending passage, was taken up and considered.

Mr. Greene offered the following amendment to the publication clause:

Strike out the word "Daily" immediately preceding the word "Capital".

Amendment adopted.

Mr. Greene moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Cronbaugh, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Lenocker, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stutt, Thayer, Thompson, Trumbauer, Webb, Whitney, Workman—81.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Bartle, Bernbrock, Bliss, Bruce, Craig, Crozier, Daniels, Enger, Fraley, Griggs, Grout, Hamilton, Heaton, Jacobs, Jamison, Klay, Koontz, Larrabee, Manning, McCullough, Miller, Shankland, Stokes, Townsend, White, Mr. Speaker—27.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Lounsberry of Marshall, substitute for Senate File No. 85, a bill for an act to repeal section seven hundred ninety-three (793) of the code, relating to street improvements, sewers and special assessments and to enact a substitute therefor, with report of committee recommending passage, was taken up and considered.

Mr. Lounsberry proposed the following amendment:

Amend by striking out the words and figures "of 1897" in section one of the bill.

Amendment adopted.

Mr. Lounsberry moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bauman, Bingham, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Lenocker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Thayer, Thompson, Trumbauer, Webb, Whitney—77.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Bernbrock, Black, Bliss, Bruce, Craig, Cronbaugh, Crozier, Daniels, Downey, Enger, Fraley, Griggs, Grout, Hamilton, Heaton, Jacobs, Jamison, Klay, Koontz, Kulp, Larrabee, Manning, Saltzmann, Shankland, Stokes, Stutt, Townsend, White, Workman, Mr. Speaker—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Boettger of Scott, House File No. 29, a bill for an act to provide greater safety to life and property from loss by fire and explosion, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bingham, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Cronbaugh, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Greene of Grundy, Greene of Clinton, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Lenocker, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Stipe, Thompson, Trumbauer, Webb, Whitney, Workman—74.

The nays were:

Hadley—1.

Absent or not voting:

Anderson of Greene, Barry, Bernbrock, Black, Bliss, Bruce, Craig, Crozier, Dawson, Enger, Erickson, Fraley, Griffin, Griggs, Grout, Hamilton, Heaton, Jacobs, Jamison, Klay, Koontz, Larrabee, Manning, McCullough, Power, Shankland, Steelsmith, Stokes, Stutt, Thayer, Townsend, White, Mr. Speaker—33.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Newcomb of Adams, House File No. 105, a bill for an act to provide for the payment of bounties for killing crows. (Additional to section twenty-three hundred forty-eight (2348) of the code, relating to bounties), with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Speaker Cunningham in the chair.

Whitney of Woodbury proposed the following amendment:

Amend by striking out the words "one hundred" in the fifth line of section two and inserting the word "thirty" in lieu thereof.

Miller of Bremer moved that House File No. 105 be referred to the committee on Judiciary.

Motion lost.

Kingland of Winnebago moved the previous question.

Jacobson of Audubon seconded the motion.

Motion prevailed.

Amendment proposed by Mr. Whitney adopted.

Miller of Bremer moved to reconsider the vote by which the previous question was ordered.

Motion withdrawn.

Newcomb of Adams moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Burt, Cannon, Carson, Chapman, Cole, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Lenoeker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stutt, Thayer, Thompson, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—83.

The nays were:

Brown, Clark, Cronbaugh, Downey—4.

Absent or not voting :

Bernbrock, Bliss, Bruce, Buxton, Craig, Crozier, Elwood, Enger, Erickson, Fraley, Griggs, Jacobs, Klay, Koontz, Kulp, Larrabee, Manning, Saltzmann, Shankland, Stokes, Townsend—21.

So the bill having received a constitutional majority was declared to have passed the House.

Newcomb of Adams proposed the following amendment to the title :

Amend by striking out the words and parenthesis “(additional to section twenty-three hundred forty (2340)” of the code, relating to bounties).

Amendment adopted and title as amended agreed to.

The speaker announced that as speaker of the House, he had signed in the presence of the House, Senate Files Nos. 100 and 29.

On request of Greene of Clinton, House File No. 376 was withdrawn from the committee on Railroads and Transportation and the further consideration of the House.

INTRODUCTION OF BILLS.

By committee on Roads and Highways, House File No. 465, a bill for an act to create a state highway commission and to provide for the appointment, term of office, compensation, powers and duties, of such commission, to create a system of county and township road, bridge and culvert construction and maintenance, and to prescribe the procedure and manner of carrying on such improvements, and the rights, duties and power of county, township, and other officers and employers with reference thereto, to fix the rights of parties contracting with reference to such work, to repeal section two thousand six hundred seventy-four-f (2674-f) of the supplement to the code, 1907, relating to highway commission and to amend section three (3) of chapter twenty-four (24) of the acts of the Thirty-fourth General Assembly, relating to the county road building fund.

Read first and second time and placed on file.

Brockway of Louisa moved that House File No. 465 be placed on the calendar.

Motion prevailed.

Mr. Brockway then moved that 3,000 additional copies of House File No. 465 be printed.

Motion prevailed.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 273 passed the House.

JUSTIN BABBY.

I second the motion.

S. A. POWER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 273 passed to its third reading.

A. S. WORKMAN.

I second the motion.

CHAS. E. SCHOLZ.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Concurrent Resolution relative to a joint convention of Senate and House on March 6 for the purpose of hearing Edwin G. Cooley on vocational education.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On motion of Kingland of Winnebago, House Joint Resolution No. 1, proposing to amend the constitution so as to provide for the taxing of incomes, privileges, and occupations and providing that such taxes may be graduated and progressive and provide for reasonable exemptions, with report of committee recommending indefinite postponement, was taken up and considered.

Mr. Kingland offered the following substitute amendment:

MR. SPEAKER—I move to amend House Joint Resolution No. 1 by the following substitute amendment:

Joint Resolution Proposing to Amend the Constitution so as to Provide for the Taxing of Incomes, Privileges, and Occupations and Providing that Such Taxes May be Graduated and Progressive and Provide for Reasonable Exemptions.

Be It Resolved by the General Assembly of the State of Iowa:

SECTION 1. That the following amendment to the constitution of the state of Iowa be, and the same is hereby proposed: To add as section eight (8) to article seven (7) of said constitution, the following, to-wit: 'Section 8. Taxes shall be levied upon such property as the legislature shall prescribe. Taxes may also be imposed on incomes, privileges and occupations, which taxes may be graduated and progressive and reasonable exemptions may be provided.'

SECTION 2. That the foregoing proposed amendment to the constitution of the state of Iowa be and the same is hereby referred to the legislature to be chosen at the next general election for members of the General Assembly, and that the secretary of state shall cause the same to be published for three months previous to the day of such election, as provided by law.

Amendment adopted.

Mr. Kingland moved that the rules be suspended, the joint resolution be considered engrossed, and read a third time now, which motion prevailed, and the resolution was read a third time.

Joint Resolution Proposing to Amend the Constitution so as to Provide for the Taxing of Incomes, Privileges, and Occupations and Providing that Such Taxes May be Graduated and Progressive and Provide for Reasonable Exemptions.

Be It Resolved by the General Assembly of the State of Iowa:

SECTION 1. That the following amendment to the constitution of the state of Iowa be, and the same is hereby proposed: To add as section eight (8) to article seven (7) of said constitution, the following, to-wit: 'Section 8. Taxes shall be levied upon such property as the legislature shall prescribe. Taxes may also be imposed on incomes, privileges and occupations, which taxes may be graduated and progressive and reasonable exemptions may be provided.'

SECTION 2. That the foregoing proposed amendment to the constitution of the state of Iowa be and the same is hereby referred to the legislature to be chosen at the next general election for members of the General

Assembly, and that the secretary of state shall cause the same to be published for three months previous to the day of such election, as provided by law.

On the question, "Shall the joint resolution pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Blackford, Brady, Brockway, Brown, Bruce, Burt, Carson, Chapman, Clark, Cole, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Eggleston, Elliott, Elwood, Greene of Grundy, Griffin, Hadley, Halgrims, Hansen, Heaton, Helming, Huff, Hunt, Jacobson, Jensen, Kingland, Kulp, Lenocker, Lounsberry, Lund, McHose, McVicker, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Shankland, Sherman, Sidey, Steelsmith, Stutt, Thayer, Thompson, Trumbauer, Webb, Whitney, Mr. Speaker—64.

The nays were:

Atkinson, Barry, Black, Bradley, Cannon, Dunlap, Greene of Clinton, Grout, Halstead, Hazen, Hutchins, Jamison, Kane, Kelso, McCullough, Meredith, Miller, Milton, Scholz, Scott, Stipe, White, Workman—23.

Absent or not voting:

Bernbrock, Bliss, Boettger, Buxton, Craig, Crozier, Enger, Erickson, Fraley, Griggs, Hamilton, Huntley, Jacobs, Jones, Klay, Koontz, Larrabee, LeRoy, Manning, Stokes, Townsend—21.

Roll call verified.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Ring of Linn, the House adjourned until Monday, February 24th, at 10:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 24, 1913.

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

Prayer was offered by Rev. B. J. Clark of Des Moines.

Journal of Saturday, February 22nd, corrected and approved.

On request of Jacobs of Calhoun, leave of absence was granted Klay of Sioux until Tuesday.

On request of Bauman of Van Buren, leave of absence was granted Sidey of Adair until Thursday.

On request of Huntley of Lucas, leave of absence was granted Hunt of Harrison until Tuesday.

On request of Jones of Dickinson, leave of absence was granted Bliss of Ringgold until Tuesday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bartle of Mitchell presented remonstrance of residents and tax payers of Mitchell county against proposed road laws.

Referred to committee on Roads and Highways.

Larrabee of Fayette presented petition of voters of Fayette county relative to House File No. 364.

Referred to committee on Pharmacy.

Brockway of Louisa presented petition of the Iowa Pharmaceutical Association relative to House File No. 364.

Referred to committee on Pharmacy.

Lounsberry of Marshall presented petition of voters and tax payers of Marshall county favoring the Shankland bill.

Referred to committee on Suppression of Intemperance.

Brady of Dallas presented remonstrance of residents of Dallas county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Power of Jefferson presented remonstrance of residents of Jefferson county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Burt of Taylor presented petition of citizens of Taylor county relative to House File No. 364.

Referred to committee on Pharmacy.

Rohwer of Ida presented remonstrance of citizens of Ida county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Bauman of Van Buren presented remonstrance of business men of Farmington against passage of Senate File No. 102.

Referred to committee on Railroads and Transportation.

Peterson of Cass presented remonstrance of residents of Cass county against any change in the present road laws.

Referred to committee on Roads and Highways.

Crozier of Marion presented remonstrance of citizens of Marion county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Lenocker of Pottawattamie presented petition of Women's Club of Carson favoring teachers' annuity bill.

Referred to committee on Schools and Text Books.

Eggleston of Clarke presented remonstrance of voters of Clarke county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Townsend of Tama presented remonstrance of citizens of Lincoln township, Tama county, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Pickford of Cerro Gordo presented petition of residents of Meservey, Iowa, relative to House File No. 364.

Referred to committee on Pharmacy.

Daniels of Appanoose presented petition of Local Union No. 2988, District No. 13, relative to Iowa institutions purchasing fuel supply from Iowa industries.

Referred to committee on Mines and Mining.

Daniels of Appanoose presented petition of Local Union No. 634 relative to Iowa institutions purchasing fuel supply from Iowa industries.

Referred to committee on Mines and Mining.

Eggleston of Clarke presented remonstrance of citizens of Clarke county against the appointment of a tax commission.

Referred to committee on Ways and Means.

Miller of Bremer presented remonstrance of citizens of Bremer county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Townsend of Tama presented petition of citizens of Tama county favoring House File No. 364.

Referred to committee on Pharmacy.

Stipe of Page presented remonstrance of citizens of Page county against House File No. 130.

Referred to committee on Schools and Text Books.

Lund of Hamilton presented petition of citizens of Hamilton county favoring House File No. 364.

Referred to committee on Pharmacy.

Crozier of Marion presented remonstrance of citizens of Marion county against a tax commission.

Referred to committee on Ways and Means.

Peterson of Cass presented remonstrance of citizens of Cass county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Burt of Taylor presented petition of the Kings Daughters of Ft. Madison favoring the censorship of picture films.

Referred to committee on Police Regulations.

Thayer of Franklin presented remonstrance of citizens of Franklin county against a tax commission.

Referred to committee on Ways and Means.

Thayer of Franklin presented remonstrance of citizens of Franklin county against House File No. 130.

Referred to committee on Schools and Text Books.

Black of Muscatine presented remonstrance of citizens of Muscatine county against House File No. 130.

Referred to committee on Schools and Text Books.

Peterson of Cass presented remonstrance of citizens of Cass county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Crozier of Marion presented remonstrance of citizens of Marion county against House File No. 130.

Referred to committee on Schools and Text Books.

Clark of Monroe presented petitions of United Mine Workers of Monroe favoring the Shankland workmen's compensation bill.

Referred to committee on Mines and Mining.

REPORTS OF COMMITTEES.

Miller of Bremer, from the committee on Claims, submitted the following report:

MR. SPEAKER—Your committee on Claims, to whom was referred House File No. 453, a bill for an act appropriating a certain sum of money to Bertha G. Myers, widow of Elmer Myers, deceased, an itinerant vender of drugs, the said amount so appropriated being the unearned license fee paid by said Elmer Myers, 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 referred to the committee on Appropriations for favorable consideration.

C. W. MILLER,
Chairman.

Report adopted, and House File No. 453 was so referred.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred Senate substitute for Senate File No. 178, a bill for an act to repeal the law as it appears in section seven hundred eleven (711) of the Code and enacting a substitute therefor relative to the powers of cities and towns in respect to prevention of fires, accidents from electrical apparatus, fire limits and the erection of structures within fire limits, 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 amended as follows:

1. That there be inserted after the word "cities" in the fourth line of the original bill, and before the word "and", the following, to-wit: "including cities acting under special charters and cities acting under commission form of government."

2. That there be added to this bill the following, to-wit:

"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 at Des Moines, Iowa."; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 254, a bill for an act to repeal sections six hundred forty-seven (647), six hundred forty-eight (648) and six hundred fifty-one (651) of the Supplement to the Code, 1907, and enacting substitutes therefor, relative to the election and appointment of certain officers in cities and towns, 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 amended as follows:

1. That the following be inserted immediately following the title of said bill: "Be It Enacted by the General Assembly of the State of Iowa."

2. That the words "city engineer" as they now appear in the fifth line of the original bill be stricken out.

3. That the words "city engineer" be inserted in the fifth line of section 3 of the original bill, after the word "clerk" and before the word "and".

4. That section 4 of the original bill be stricken out; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 285, a bill for an act to establish city athletic commissions and regulating boxing and sparring exhibitions in cities of twenty thousand population, or over, and cities acting under special charter or commission form of government, 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.

U. G. WHITNEY,
Chairman.

Placed on file.

MINORITY REPORT.

MR. SPEAKER—We, the minority of the committee on Municipal Corporations, respectfully report that we have had under consideration House File No. 285, a bill for an act to permit sparring exhibitions and the appointing of a commission, and recommend that the same do pass.

J. E. JAMISON,
B. H. BLACK,
E. R. MITCHELL,
AL. A. LENOCKER,
M. F. McCULLOUGH,
H. H. BOETTGER.

Placed on file.

INTRODUCTION OF BILLS.

By Lounsberry of Marshall, House File No. 466, a bill for an act to repeal section four thousand eight hundred ninety-seven-a (4897-a) of the supplement to the code, 1907, and to enact a substitute relating to escapes from the penitentiary and reformatory, including violations of parole.

Read first and second time and referred to committee on Penitentiaries.

By Miller of Bremer, House File No. 467, a bill for an act to repeal section twenty-seven twenty-seven-a-89 (2727-a-89) of the supplement to the code of Iowa, 1907, relating to an appropriation for the collection and dissemination of information concerning tuberculosis.

Read first and second time and referred to committee on Board of Control.

By Hutchins of Kossuth, House File No. 468, a bill for an act to amend section nineteen hundred eighty-nine-a-thirty-four (1989-a-34) supplement to the code, 1907, requiring contractors to furnish proof of payment for material and labor on public drainage improvements before receiving final payment.

Read first and second time and referred to committee on Drainage.

By Jamison of Des Moines, House File No. 469, a bill for an act to repeal sections 1 and 21 of chapter 18 acts of the 34th General Assembly, and to amend section 360 of the code and section 1710 supplement to the code, relating to insurance.

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

By Ring of Linn, House File No. 470, a bill for an act to amend chapter one hundred forty-six (146) of the acts of the Thirty-fourth General Assembly, relative to the payment of tuition of pupils attending high schools located in other districts.

Read first and second time and referred to committee on Schools and Text Books.

By Newcomb of Adams, House File No. 471, a bill for an act to amend chapter one hundred two (102) of the acts of the Thirty-fourth General Assembly, relating to the penalty for the violation of the laws relating to the sale or keeping for sale of intoxicating liquors.

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

By Enger of Winneshiek, House File No. 472, a bill for an act to require the state board of health to examine and approve the plans and specifications for contemplated public water supplies and sewer systems.

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

By Whitney of Woodbury, House File No. 473, a bill for an act defining and regulating the manufacturer carrying for sale, endeavoring to sell or sale of cotton duck or canvas or articles composed in whole or in part of cotton duck or canvas, awnings, paulins, wagon covers, tents, grain and hay covers, stable or tent tops and requiring the same to be properly marked as to weight, size and use of fillers or other preparations.

Read first and second time and referred to committee on Commerce and Trade.

By Whitney of Woodbury, House File No. 474, a bill for an act to amend section six hundred and ninety-four-a (694-a) of the supplement to the code, 1907, relating to membership fees and dues in League of Iowa Municipalities.

Read first and second time and referred to committee on Municipal Corporations.

By Steelsmith of Osceola, House File No. 475, a bill for an act to amend the law as it appears in chapter sixteen-a (16-a), supplement to the code of 1907, pertaining to establishment of state epidemiologist in connection with state bacteriological laboratory and relating to annual appropriations for same.

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

By Trumbauer of Keokuk, House File No. 476, a bill for an act to amend section one (1) of chapter forty-three (43) of the Thirty-fourth General Assembly relating to street improvements in towns, and to the levy of special taxes therefor.

Read first and second time and referred to committee on Municipal Corporations.

The following communication was received from the governor:

February 21, 1913.

MR. SPEAKER—I beg leave to return herewith House File No. 48 by Greene of Clinton, a bill for an act to amend section six hundred fifteen (615) of the Supplement to the Code, 1907, relative to the extension of the limits of cities and towns, which was requested by your honorable body.

Very truly yours,

G. W. CLARKE,
Governor.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith requests the return of House File No. 48, a bill for an act relative to the extension of the limits of cities and towns.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Greene of Clinton moved that the House concur in the request of the Senate for the return of House File No. 48.

Motion prevailed, and House File No. 48 was returned to the Senate.

SPECIAL ORDER NO. 10.

Time having arrived for Special Order No. 10, on motion of Griffin of Woodbury, House File No. 86, a bill for an act to amend section two hundred twenty-seven (227) of the supplement of the code of 1907, as amended by the Thirty-fourth General Assembly,

and to provide for an additional judicial district and an additional judge for said additional district, with report of committee recommending passage, was taken up and considered.

Mr. Griffin proposed the following amendment:

Strike out the words "of the code supplement of 1907" from the first line of sections one and three and insert in lieu thereof the words "of the supplement to the code, 1907".

Amendment adopted.

Mr. Griffin moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lenocker, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Stipe, Stutt, Thayer, Thompson, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—92.

The nays were:

Cannon, Clark, Downey, Steelsmith, Townsend—5.

Absent or not voting:

Bernbrock, Bliss, Erickson, Fraley, Hunt, Heaton, Klay, Koontz, LeRoy, Sidey, Stokes—11.

So the bill having received a constitutional majority was declared to have passed the House.

Griffin of Woodbury moved to amend the title to House File No. 86 by striking out the words "of the code supplement, 1907," and by inserting in lieu thereof the words "of the supplement to the code, 1907," and further by striking out the words "said additional" in the last line and by inserting in lieu thereof the words "the fourth judicial".

Motion prevailed, and the title as amended agreed to.

On motion of Mitchell of Wapello, House File No. 37, a bill for an act to repeal section fifteen hundred fifty-two (1552) of the code, and to enact a substitute therefor relating to courts having jurisdiction to hear matters therein referred to, with report of committee recommending passage, was taken up.

Mr. Mitchell moved that House File No. 37 be withdrawn from the further consideration of the House.

Motion prevailed, and House File No. 37 was so withdrawn.

On motion of Burt of Taylor, House File No. 236, a bill for an act legalizing the adoption, signing, recording and publication of the ordinances of the city of Bedford, with report of committee recommending passage, was taken up and considered.

Mr. Burt moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Larrabee, Lenoeker, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring,

Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Steel-smith, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—90.

The nays were :

None.

Absent or not voting :

Bernbrock, Bliss, Boettger, Bradley, Cronbaugh, Erickson, Fraley, Heaton, Hunt, Klay, Koontz, Kulp, LeRoy, Mitchell, Scott, Sidey, Stipe, Stokes—18.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Bruce of Floyd moved that Rule 57 be strictly enforced.

Ring of Linn moved that House adjourn until Tuesday at 9:00 o'clock A. M.

Motion prevailed, and House adjourned until Tuesday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 25, 1913.

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

Prayer was offered by Rev. Samuel Congbeare of Cedar Rapids, Iowa.

Journal of Monday, February 24th, corrected and approved.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to substitute for Senate File No. 47, a bill for an act to legalize the incorporation of the city of Camanche, Clinton county, Iowa, the election of its officers and certain acts done and ordinances passed by the city council of said city.

JOS. E. MEYER,
Secretary.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Barry of Linn presented petition of Linn County Farmers' Institute relative to home economic department being retained at Ames, also relative to tax laws.

Referred to committee on Judiciary.

Jamison of Des Moines presented remonstrance of tax payers of Des Moines county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Webb of Clay presented remonstrance of residents of Clay county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Black of Muscatine presented remonstrance of tax payers of Muscatine county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Newcomb of Adams presented remonstrance of residents of Adams county against appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Miller of Bremer presented remonstrance of citizens of Bremer county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Milton of Cedar presented remonstrance of voters of Cedar county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Cronbaugh of Iowa presented remonstrance of voters of Iowa county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Crozier of Marion presented petition of citizens of Marion county favoring state censorship of moving picture theaters.

Referred to committee on Police Regulation.

Power of Jefferson presented five remonstrances of citizens of Jefferson county against appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Milton of Cedar presented remonstrance of voters of Cedar county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Stutt of Jones presented remonstrance of citizens of Jones county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Brown of Mahaska presented remonstrance of citizens of Mahaska county against appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Milton of Cedar presented remonstrance of voters of Cedar county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

White of Benton presented remonstrance of residents of Benton county against the passage of the Shankland bill.

Referred to committee on Suppression of Intemperance.

Peterson of Cass presented remonstrance of voters of Cass county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Mr. Speaker presented petition of Iowa Retail Clothiers' Association relative to passage of laws for the protection of the retail interests of the state as well as the consumers.

Referred to committee on Judiciary.

Mr. Speaker presented petition of Iowa Retail Clothiers' Association relative to appointment of a public highway commission.

Referred to committee on Roads and Highways.

Daniels of Appanoose presented petition of Local Union No. 1616, District No. 13, relative to requiring state institutions to purchase fuel supply from Iowa industries.

Referred to committee on Mines and Mining.

Daniels of Appanoose presented petition of Local Union No. 159, District No. 13, relative to requiring state institutions to purchase fuel supply from Iowa industries.

Referred to committee on Mines and Mining.

Crozier of Marion presented remonstrance of residents of Marion county against appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Lenocker of Pottawattamie presented remonstrance of voters and residents of Pottawattamie county against the passage of the Shankland bill.

Referred to committee on Suppression of Intemperance.

Lounsberry of Marshall presented petition of citizens of Marshall county relative to passage of House File No. 364.

Referred to committee on Pharmacy.

Trumbauer of Keokuk presented remonstrance of voters of Keokuk county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Whitney of Woodbury presented resolution passed by the board of education of Sioux City and the abolishment of school district treasurer.

Referred to committee on Schools and Text Books.

Whitney of Woodbury presented petition of voters of Sioux City favoring the use of the Australian ballot in school elections.

Referred to committee on Elections.

Bradley of Wapello presented remonstrance of citizens of Wapello county against a tax commission.

Referred to committee on Ways and Means.

Hadley of Webster presented remonstrance of voters of Webster county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Halgrims of Humboldt presented petition of citizens of Humboldt county favoring the present school book law.

Referred to committee on Schools and Text Books.

Lund of Hamilton presented letter of county superintendent of Hamilton county favoring uniformity of text books.

Referred to committee on Schools and Text Books.

Cole of Hancock presented remonstrance of voters of Hancock county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Scholz of Clayton presented remonstrance of citizens of Clayton county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Clark of Monroe presented remonstrance of citizens of Monroe county against House File No. 130.

Referred to committee on Schools and Text Books.

Lounsberry of Marshall presented memorial of citizens of Marshall county relative to taxation laws.

Read and referred to committee on Ways and Means.

Mr. Speaker presented resolution adopted by the Iowa Retail Clothiers' Association in convention at Oskaloosa, Iowa, favoring the establishment of a state farm for convicts and defectives.

Referred to committee on Penitentiaries.

Mr. Speaker presented resolution adopted by the Iowa Retail Clothiers' Association in convention at Oskaloosa relative to fraudulent advertising.

Referred to committee on Printing.

Clark of Monroe presented remonstrance of citizens of Monroe county against a tax commission.

Referred to committee on Ways and Means.

On request of Boettger of Scott, leave of absence was granted Koontz of Johnson for rest of week.

Kulp of Palo Alto moved that the communication of C. E. Akers relative to House File No. 262 be printed in the Journal.

Motion prevailed.

Des Moines, Iowa, February 20, 1913.

Dear Sir:—

I assume you are vitally interested in your schools, and unless you take immediate action a proposed "book-agents' law" will be thrust upon you by the present state legislature.

The present school book law was passed in 1891. It provides that the voters of any county may adopt county uniformity of school books and place this power in a county board of education consisting of the county superintendent, county auditor and the board of supervisors, who must contract every five years for all the school books used in the county.

Immediately after this law was passed 36 counties voted to adopt county uniformity of text books for their public schools. During the past twenty years, although all the remaining counties, including your own, have voted one or more times on the question of county uniformity, only eighteen other counties have adopted the plan proposed in the law, the remaining forty-five counties by a vote of the people declared against a law which so often proved unsatisfactory in counties having county uniformity and which did not permit them to go back to the former system.

These forty-five counties secure all the benefits of county uniformity by co-operation in the selection of books, as is by the county board plan, and with less attendant evils. The school book companies do not think that books are changed often enough and have a strong lobby in Des Moines working for the passage of a bill known as House File No. 262, by Craig, and Senate File No. 131, by Chase, which makes it compulsory in the forty-five counties that do not have county uniformity to adopt a uniform series of text books at once and every five years thereafter; it takes from the voters of each county the power to decide this matter for themselves.

Compulsory county uniformity if passed will not give to the county board of education any power to control the retail prices of books that is not now possessed by the local school boards under the present law.

A law that will compel 99 counties of the state to adopt text books every five years will certainly be a good thing for school book publishers, but at the expense of the patrons of the schools who "pay the bills."

One bill, wider in scope, and consequently more objectionable, known as House File No. 114, by Kulp, provides for state-wide uniformity of text, the selection of books being left to a commission consisting of the state superintendent, the governor, the state auditor, the state treasurer and the secretary of state. This measure in various forms has been defeated over and over again by our legislatures during the past twenty years. Noted educators do not approve it. It gives inferior books in

binding, material and educationally. It is adopted in a few of the southern states where the race question largely controls the people in matters of self-government.

If school book concerns are so interested in compulsory county uniformity, what might be their interest in state wide adoption?

A hearing on the above bills will be held before the House School committee on the 21st and 26th of this month, so if you are opposed to these bills, and the scheme of school book lobby, will you kindly circulate the enclosed petition among the voters of your neighborhood, and send one copy to your representative and one copy to your senator (each signer to sign both) and also get as many as you can to write personal letters to your senator and representative not later than the 24th.

Yours truly,

C. E. AKERS,
Former Co. Supt. Polk. Co.
Box 355, Des Moines, Ia.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 179, a bill for an act authorizing the recording of transcripts from recorder's office of instruments affecting real estate (additional to chapter 6, title 14 of the Code relating to conveyances of real estate).

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 179, a bill for an act authorizing the recording of transcripts from recorder's office of instruments affecting real estate (additional to chapter 6, title 14 of the Code relating to conveyances of real estate).

W. W. ANDERSON,
Chairman House Committee.
JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORTS OF COMMITTEES.

Grout of Black Hawk, from the committee on Board of Control, submitted the following report:

MR. SPEAKER—Your committee on Board of Control, to whom was referred Senate File No. 75, a bill for an act to repeal chapter one hundred sixty-six (166) of the acts of the Thirty-third General Assembly and to enact a substitute therefor relating to payment of their support by members of the Soldiers' Home, 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 do pass.

H. W. GROUT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 375, a bill for an act to authorize the sale and conveyance of that part of the west half of the southwest quarter of section numbered nineteen in township numbered seventy-eight north of Range numbered four east of the fifth principal meridian, bounded by lines described as follows: Commencing at a point in the east boundary line of said west half of the southwest quarter, twenty-three 12-100 chains north of the southeast corner of said west half of the southwest quarter, thence running west five chains, thence north nine chains, thence east five chains to said east boundary line, thence south along said boundary line to the place of beginning, subject to recorded highway reservations, 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 do pass.

H. W. GROUT,
Chairman.

Report adopted.

Lund of Hamilton, from the committee on Military, submitted the following report:

MR. SPEAKER—Your committee on Military, to whom was referred House File No. 297, a bill for an act to enable the state of Iowa to assist in the celebration of the fiftieth anniversary of the battle of Gettysburg, and to appropriate money therefor and provide for the distribution thereof, 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 favorably recommended to the committee on Appropriations.

F. J. LUND,
Chairman.

Report adopted, and House File No. 297 was so referred.

Also:

MR. SPEAKER—Your committee on Military, to whom was referred House File No. 272, a bill for an act to pension the survivors of the Spirit Lake Relief Expedition of 1857, 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 referred to the committee on Appropriations for favorable consideration.

F. J. LUND,
Chairman.

Report adopted, and House File No. 272 was so referred.

Lounsberry of Marshall, from the committee on Penitentiaries, submitted the following report:

MR. SPEAKER—Your committee on Penitentiaries, to whom was referred House File No. 405, a bill for an act to repeal the law as it appears in sections fifty-six hundred sixty-nine-a (5669-a), fifty-seven hundred sixteen (5716) and fifty-seven hundred eighteen-a-28 (5718-a-28) of the Supplement to the Code of 1907, and in sections fifty-seven hundred seventeen (5717) and fifty-seven hundred eighteen (5718) of the Code, and to enact substitutes therefor providing for the compensation and allowances of officers and employes of the Reformatory at Anamosa and the penitentiary at Fort Madison, 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 amended by the following substitute amendment:

SUBSTITUTE FOR HOUSE FILE NO. 405.

A BILL FOR AN ACT to Repeal the Law as it Appears in Sections Fifty-six Hundred Sixty-nine-a (5669-a), Fifty-seven Hundred Sixteen (5716) and Fifty-seven Hundred Eighteen-a-28 (5718-a-28) of the Supplement to the Code, 1907, and in Sections Fifty-seven Hundred Seventeen (5717) and Fifty-seven Hundred Eighteen (5718) of the Code and to Enact Substitutes Therefor Providing for the Compensation and Allowances of Officers and Employes of the Reformatory at Anamosa and the Penitentiary at Fort Madison.

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

SECTION 1. That the law as it appears in section fifty-seven hundred sixteen (5716) of the Supplement to the Code, 1907, is hereby repealed and in lieu thereof is enacted the following: Section 5716. The officers and employes of the Reformatory at Anamosa, and the Penitentiary at Fort Madison, hereinafter specified, shall be paid for their services each month, sums to be fixed by the board of control of state institutions, not exceeding, however, the sums specified as follows: The warden two hundred fifty dollars, the deputy warden one hundred twenty-five dollars, the assistant deputy warden one hundred dollars, the clerk one hundred twenty-five dollars, the chaplain one hundred twenty dollars, an additional chaplain twenty dollars, matron of the women's department seventy-five dollars, the physician and surgeon of the reformatory at Anamosa one hundred twenty-five dollars, the physician and surgeon of the penitentiary at Fort Madison one hundred dollars, the kitchen stewards, receiving and disbursing officers, record clerks and captains of night guards each eighty-three dollars thirty-four cents, but turnkeys and guards of the first class shall receive eighty-dollars, turnkeys and guards of the second class seventy-five dollars, turnkeys and guards of the third class sixty-five dollars. Other officers and employes in the opinion of the board of control of state institutions needed to carry on the various departments of the prisons properly and efficiently may be authorized and their salaries fixed by said board, subject to the approval of the governor as provided by the law as found in section twenty-seven hundred twenty-seven-a-thirty-eight (2727-a-38) of the Supplement to the Code, 1907. The salaries and wages herein authorized shall be paid by the state treasurer from any money in the state treasury not otherwise appropriated, upon certified abstracts as provided by the law as it appears in section twenty-seven hundred twenty-seven-a-forty-three (2727-a-43) of the Supplement to the Code, 1907.

SEC. 2. The law as it appears in section fifty-seven hundred seventeen (5717) of the Code and in section fifty-six hundred sixty-nine-a (5669-a) and section fifty-seven hundred eighteen-a-28 (5718-a-28) of the Supplement to the Code, 1907, is hereby repealed and in lieu thereof is enacted the following: Section 5717. In addition to his salary each warden shall be provided with a furnished house to be designated by the board of control, or house rent and water, heat, ice and lights, food supplies from the supplies purchased for the prisoners, for himself, wife and minor children, and the labor of prisoners not exceeding three at one time for household and other domestic service. Each deputy warden shall be furnished with a house to be designated by the board of control, or house rent and water, heat, ice, and lights and domestic service by not more than one prisoner at one time. The matron of the female department shall be allowed in addition to her salary, furnished apartment, heat, light, food supplies and domestic service within the building occupied by the women's department. The prison labor authorized by this section shall not be used except on the premises and for the benefit

of the person authorized to use it and for his family. Provided, however, that no labor of prisoners shall be used in a manner to prejudice prison discipline.

SEC. 3. Section fifty-seven hundred eighteen (5718) of the Code is hereby repealed and in lieu thereof is enacted the following: Section 5718. For the general support of the prisoners confined in the reformatory at Anamosa and the penitentiary at Fort Madison there shall be paid from any money in the state treasury not otherwise appropriated the sum of eleven dollars fifty cents monthly for each prisoner in the reformatory and eleven dollars monthly for each prisoner in the penitentiary, to be estimated by the average number present during the preceding month. Said sums shall be drawn from the state treasury as provided by the law as it appears in section twenty-seven hundred twenty-seven-a-forty-three (2727-a-43) of the Supplement to the Code, 1907.

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 the bill do pass.

H. C. LOUNSBERRY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Penitentiaries, to whom was referred Senate File No. 139, a bill for an act to amend the law as it appears in section fifty-seven hundred seven (5707) of the Supplement to the Code of 1907, relating to the breaking of stone, 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 do pass.

H. C. LOUNSBERRY,
Chairman.

Report adopted.

Hutchins of Kossuth, from the committee on Drainage, submitted the following report:

MR. SPEAKER—Your committee on Drainage, to whom was referred House File No. 121, a bill for an act to amend the law as it appears in section nineteen hundred eighty-nine-a-twelve (1989-a-12), Supplement to the Code, 1907, as amended by chapter 118, acts of the Thirty-third General Assembly and chapter 87, acts of the Thirty-fourth General Assembly,

relating to the assessment of costs and damages in the establishment of levees, ditches, drains and water courses, 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. B. HUTCHINS,
Chairman.

Report adopted, and House File No. 121 was indefinitely postponed.

Barry of Linn, from the committee on Printing, submitted the following report:

MR. SPEAKER—Your committee on Printing, to whom was referred House File No. 379, a bill for an act to repeal the law as it appears in section forty-two (42), acts of the Thirty-third General Assembly, and to enact a substitute therefor providing for the selection of an official newspaper in cities and towns, and for the publication of the proceedings of city and town councils and providing compensation therefor, 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 amended as follows:

By striking out the word "section" in the first line of the title thereof and substituting the word "chapter" and by striking out the word "section" from the first line of section 1 and substituting therefor the word "chapter"; and when so amended the bill do pass.

JUSTIN BARRY,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By Bartle of Mitchell, House File No. 477, a bill for an act to repeal the law as it appears in sections one (1), two (2), three (3), and five (5) of chapter sixty-three (63) of the acts of the Thirty-fourth (34) General Assembly, relating to the assessment and taxation of money, credits, corporation shares of stock, and other intangible property; to amend the law as it appears in section one thousand three hundred ten (1310) of the code relating to the same subject and to amend the law as it appears in section thirteen hundred eleven (1311) of the code providing for deducting debts from property listed for taxation.

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

By Rohwer of Ida, House File No. 478, a bill for an act to repeal section thirteen hundred forty-seven-a (1347-a) of the supplement of 1907 to the code of Iowa, relating to the vocation of peddlers, defining the term peddlers so as to include soliciting agents and 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 Commerce and Trade.

By Rohwer of Ida, House File No. 479, a bill for an act providing for the license of certain classes of temporary or transient merchants doing business in cities or incorporated towns, defining the same and the manner of issuing licenses, regulating the advertising and representation of such merchants.

Read first and second time and referred to committee on Commerce and Trade.

By Griffin of Woodbury, House File No. 480, a bill for an act to prohibit trespassing on railway tracks, railway rights of way, cars and engines, and providing a penalty for the violation hereof.

Read first and second time and referred to committee on Police Regulation.

By Helming of Allamakee, House File No. 481, a bill for an act to amend the law as it appears in section twenty-three hundred fifty-eight (2358) of the code, relating to partition fences.

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

By Bauman of Van Buren, by request, House File No. 482, a bill for an act granting additional powers to the commission of pharmacy relating to the license of itinerant vendors.

Read first and second time and referred to committee on Pharmacy.

By Huff of Hardin, House File No. 483, a bill for an act to prevent and punish interfering with and enticing from any state institution or home or place of employment any ward of the state and providing for the punishment of violation of the act.

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

By Stipe of Page, House File No. 484, a bill for an act to amend section two thousand one hundred and sixteen (2116) of the supplement to the code, 1907, and to define what is reasonable passenger service on certain lines of railroads.

Read first and second time and referred to committee on Railroads and Transportation.

By Jacobs of Calhoun, House File No. 485, a bill for an act to establish district custodial farms for the detention, treatment and employment of convicts; to make provision for the control and management thereof; to provide what persons shall be kept thereon, and to make an appropriation therefor.

Read first and second time and referred to committee on Penitentiaries.

The speaker announced that as speaker of the House, he had signed in the presence of the House, House File No. 179.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Concurrent Resolution relative to adoption of the rules of the Thirty-fifth General Assembly.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Brady of Dallas called up concurrent resolution relative to the adoption of the rules of the Thirty-fifth General Assembly, and moved that the House refuse to concur in Senate amendments.

Motion prevailed, and House refused to concur in Senate amendments.

Greene of Clinton offered the following:

RESOLUTION.

WHEREAS: It would be a lamentable state of affairs if the members of the General Assembly, through possible secretive methods of conducting committee meetings, should cease to be representative of the people in the true sense of the word and thereby develop a system of autocracy which would be un-American; and,

WHEREAS: It is the duty of every member of the General Assembly of the state of Iowa to act and vote in regard to all public questions on their merit instead of for political effect or personal advantage; and,

WHEREAS: The legislative department of our government should be one of, for and by the people and cannot be conducted in that true sense if the representatives of the people legislate or block legislation in accordance with the will of the few rather than in harmony with the expression of the many; therefore,

Be it resolved by the House of Representatives of the General Assembly of Iowa, That all sessions of committees representing this body be open to the public and votes of the committees be recorded in the Journal of the House, thus providing a record by which the representatives may be justly held accountable to their constituents; and,

Be it further resolved, That the press of the state is hereby invited to indulge in the broadest criticism and in all possible ways aid the people of the state in arriving at correct information concerning the procedure of this Assembly.

Laid over under Rule 34.

Scholz of Clayton offered the following concurrent resolution, asked unanimous consent for immediate consideration, and moved its adoption:

CONCURRENT RESOLUTION.

WHEREAS: By authority of a concurrent resolution an invitation has been extended to James Wilson, for sixteen years secretary of agriculture, to address a joint convention of the Senate and House; and,

WHEREAS: It having been ascertained that Mr. Wilson will be able to address a joint convention of the Senate and the House on Friday, March 14, 1913; therefore,

Be it resolved by the House, the Senate concurring, That a joint convention of the Senate and House be held in the hall of the House of Representatives on Friday, March 14, 1913, at eleven o'clock A. M. for the purpose of hearing an address by James Wilson, in which address he will review his sixteen years' service as secretary of agriculture.

Motion prevailed, and resolution was adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 35, a bill for an act to legalize a certain election held in the town of Jewell Junction, Iowa.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, House File No. 179, a bill for an act authorizing the recording of transcripts from recorder's office of instruments affecting real estate (additional to chapter 6, title 14 of the Code, relating to conveyances of real estate.)

W. W. ANDERSON,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Bruce of Floyd, House File No. 98, a bill for an act to amend the law as it appears in section two thousand seven hundred thirty-four-b (2734-b) supplement to the code, 1907, relating to the qualifications of county superintendent, with report of committee recommending passage as amended, was taken up and considered.

Kingland of Winnebago offered the following amendment and moved its adoption:

MR. SPEAKER—I move as a substitute amendment to committee report that House File No. 98 be amended by striking out all of said bill following the enacting clause, and substituting in lieu thereof the following:

SECTION 1. That section two thousand seven hundred thirty-four-b (2734-b) of the Supplement to the Code, 1907, be and the same is hereby amended by striking out all of the first three lines, and the first four words of the fourth line, and inserting in lieu thereof the following:

“The county superintendent, who may be of either sex, shall be the holder of a regular five year state certificate or a life diploma, and after the year 1918, shall have had at least five (5) years’ experience in teaching or superintending.”

McHose of Boone moved the previous question on the substitute amendment.

Anderson of Montgomery seconded the motion.

Motion prevailed.

Roll call was demanded by Kingland of Winnebago and Anderson of Montgomery.

On the question, “Shall the substitute amendment be adopted?”

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brown, Cannon, Carson, Clark, Cronbaugh, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Enger, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, Lounsberry, Lund, McCullough, McHose, Meredith, Miller, Milton, Mitchell, Munro, Odendahl, Ring, Rohwer, Saltzmann, Scott, Shankland, Steel-smith, Stipe, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Workman—68.

The nays were:

Barry, Bernbrock, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Chapman, Cole, Craig, Dawson, Dixon, Elliott, Elwood,

Grout, Huff, Hunt, Huntley, Jacobs, Jones, Manning, McVicker, Newcomb, Peterson, Pickford, Power, Scholz, Sherman, Whitney, Mr. Speaker—31.

Absent or not voting:

Atkinson, Erickson, Fraley, Griggs, Heaton, LeRoy, Rone, Sidey, Stokes—9.

Substitute amendment adopted.

EXPLANATION OF VOTE.

I desire to explain my vote on this amendment. I want the qualifications for county superintendent to be the very highest that we can consistently make them, but I believe that in 99 cases out of 100 the person who holds a five year state certificate has also had at least two years' work of normal or college training above the high school, and if the 100th person has succeeded through his own efforts in qualifying himself for a state certificate and has demonstrated his ability by doing so, I am willing that he too should be eligible to the office of county superintendent.

I therefore vote aye on the amendment.

WALTER P. JENSEN.

Bruce of Floyd moved that the rules be suspended, 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 ayes were:

Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lenoeker, Lounsberry, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stutt, Thayer, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—87.

The nays were :

Boettger, Bradley, Brown, Clark, Dunlap, Eggleston, Greene of Clinton, Odendahl—8.

Absent or not voting :

Atkinson, Black, Erickson, Griggs, Hamilton, Heaton, Koontz, LeRoy, Manning, McCullough, Peterson, Sidey, Stokes—13.

So the bill having received a constitutional majority was declared to have passed the House.

Bruce of Floyd moved that the title to House File No. 98 be amended to read “of the supplement to the code, 1907”.

Motion prevailed, and title as amended agreed to.

REPORTS OF COMMITTEE.

Dawson of Cherokee, 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. 446, a bill for an act to enable the board of directors of the Independent District of Tama, Iowa, to compensate a member for services as superintendent of schools, 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 amended as follows :

Amend the publication clause by inserting the name of the Register and Leader, a newspaper published in Des Moines, Iowa; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred Senate File No. 127, a bill for an act to amend the law as it appears in section twenty-seven hundred and fifty-four (2754) of the Supplement to the Code, 1907, relating to the election of officers in independent school districts in towns and cities, 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 do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 307, a bill for an act to repeal chapter one hundred forty-six (146), acts of the Thirty-fourth General Assembly, relating to the payment of tuition of pupils attending high schools located in other districts, 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.

W. P. DAWSON,
Chairman.

Ring of Linn moved the previous question on the adoption of the committee report.

Seconded by Miller of Bremer.

Motion prevailed, and previous question was ordered.

Roll call was demanded by Downey of Crawford and Clark of Monroe.

On the question, "Shall the report of the committee be adopted?"

The ayes were:

Anderson of Montgomery, Barry, Bernbrock, Bingham, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Hazen, Huff, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Kulp, Larrabee, Lenoeker, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Pickford, Power, Ring, Rohwer, Scholz, Shankland, Sherman, Steelsmith, Stipe, Thayer, Townsend, Trumbauer, Whitney, Mr. Speaker—64.

The nays were :

Bartle, Black, Blackford, Boettger, Bradley, Brown, Clark, Cronbaugh, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Halstead, Hamilton, Hansen, Helming, Hunt, Huntley, Kingland, Miller, Mitchell, Odendahl, Rone, Saltzmann, Scott, Stutt, Thompson, Webb, White, Workman—31.

Absent or not voting :

Anderson of Greene, Atkinson, Bauman, Crozier, Erickson, Griggs, Halgrims, Heaton, Koontz, LeRoy, Peterson, Sidey, Stokes—13.

Report adopted, and House File No. 307 was indefinitely postponed.

REPORTS OF COMMITTEE.

Dawson of Cherokee, 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. 261, a bill for an act to amend section twenty-eight hundred and fourteen (2814) of the Supplement to the Code, relative to the acquisition of school sites, 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 amended as follows:

By inserting "1907," after the word "Code" in the title of the bill; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 377, a bill for an act to prohibit dances in the public high and grade schools or under the auspices of such schools or any organization or society thereof, 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 amended as follows:

By inserting a comma (,) and the words "Folk Dances" after the word "marches" in the ninth (9) line of section one (1) of the bill; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 255, a bill for an act to amend section 2773 of the Code of Iowa relating to legal holidays in common schools, 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 amended as follows:

That "New Years" be stricken out and "Decoration Day" inserted in lieu thereof; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Miller of Bremer moved that Mr. Zeller, a former member of the House of Representatives, from Madison county, be invited to address the House, and that a committee be appointed to escort Mr. Zeller to the chair.

Motion prevailed, and the speaker appointed as such committee, Miller of Bremer.

Mr. Zeller then addressed the assembly.

On motion of Milton of Cedar, the House adjourned until 2:00 o'clock P. M.

AFTERNOON SESSION.

House met pursuant to adjournment, Speaker Cunningham 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 Senate insists on its amendments to House amendments to Senate Con-

current Resolution relative to the rules of the Thirty-fifth General Assembly, and asks for a conference committee and the president appointed as such committee on the part of the Senate, Senators Perkins, Mattes, Allen and DeWolf.

JOS. E. MEYER,
Secretary.

Also:

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

Concurrent Resolution relative to extending an invitation to the Hon. James Wilson to address a joint convention on March 14.

JOS. E. MEYER,
Secretary.

The speaker announced as members of the conference committee relative to concurrent resolution on rules of the Thirty-fifth General Assembly, on the part of the House, Representatives Brady of Dallas, Ring of Linn, Scholz of Clayton and Huff of Hardin.

SPECIAL ORDER NO. 11.

Time having arrived for Special Order No. 11, on motion of Klay of Sioux, House File No. 372, a bill for an act to define the functions of the State Teachers' College at Cedar Falls, the State University at Iowa City, and the State College of Agriculture and Mechanics Arts at Ames, with report of committee recommending substitute amendment and minority report recommending passage of original bill, was taken up and considered.

Mr. Klay moved that the minority report be substituted for the majority report.

Roll call was demanded by Klay of Sioux and Brockway of Louisa.

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

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bernbrock, Black, Blackford, Bliss, Boettger, Bradley, Brady, Bruce,

Burt, Buxton, Chapman, Crozier, Dawson, Downey, Doze, Dunlap, Eggleston, Enger, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Helming, Huff, Huntley, Jamison, Jones, Kelso, Kingland, Klay, Koontz, Kulp, Lenocker, Lounsberry, McVicker, Miller, Mitchell, Munro, Oden-dahl, Pickford, Power, Sherman, Thayer, Trumbauer, Webb, Whitney—53.

The nays were:

Atkinson, Barry, Bauman, Bingham, Brockway, Brown, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Daniels, Dixon, Elliott, Elwood, Fraley, Hansen, Hazen, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Kane, Larrabee, Lund, Manning, McCullough, McHose, Meredith, Milton, Newcomb, Peterson, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Steelsmith, Stipe, Stutt, Thompson, Townsend, White, Mr. Speaker—48.

Absent or not voting:

Erickson, Griggs, Heaton, LeRoy, Sidey, Stokes, Workman—7.

Roll call verified.

So the minority report was substituted for the majority report.

Dixon of Sac proposed the following substitute amendment and moved its adoption:

MR. SPEAKER—I move to amend House File No. 372 by the following substitute amendment:

SECTION 1. The state board of education shall prescribe courses of study for the educational institutions under its control, providing for co-education of the sexes and for ample instruction in home economics at each institution. No course of study, now or hereafter established, shall be discontinued except with the concurrence of six members of said board.

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.

Huff of Hardin moved the previous question, to apply to the substitute amendment and also to the main question.

Brady of Dallas seconded the motion.

Motion prevailed.

Miller of Bremer moved to adjourn until Wednesday at 9:00 o'clock A. M.

Motion lost.

Kulp of Palo Alto moved to reconsider the vote by which the previous question was ordered.

Stipe of Page seconded the motion.

Motion prevailed.

Ring of Linn moved the previous question on the substitute amendment.

Klay of Sioux seconded the motion.

Roll call was demanded by Klay of Sioux and Jacobs of Calhoun.

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

The ayes were:

Anderson of Greene, Barry, Bauman, Bingham, Bliss, Brady, Buxton, Carson, Cole, Dixon, Elliott, Fraley, Hansen, Hunt, Huntley, Jones, Kingland, Kulp, Larrabee, Lund, Manning, McHose, Meredith, Newcomb, Power, Ring, Rone, Scholz, Scott, Shankland, Stipe, Thayer—32.

The nays were:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Black, Blackford, Bradley, Brockway, Brown, Bruce, Burt, Cannon, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hazen, Helming, Huff, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kane, Klay, Koontz, Lenocker, Lounsberry, McVicker, Miller, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Rohwer, Saltzmann, Sherman, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Mr. Speaker—65.

Absent or not voting:

Boettger, Erickson, Griggs, Heaton, Kelso, LeRoy, McCullough, Sidey, Steelsmith, Stokes, Workman—11.

Roll call verified.

So the substitute amendment was lost.

Klay of Sioux moved that the rules be suspended, the bill be considered engrossed, and read a third time now.

On motion of Townsend of Tama, the House adjourned until 9:00 o'clock A. M., Wednesday.

RECORD OF BILLS.

Showing action taken by House on all bills and joint resolutions introduced in the House and messaged from the Senate up to and including February 25, 1913.

Mr. Speaker and Members of the House of Representatives:

GENTLEMEN:—Herewith is the record of all the bills and joint resolutions introduced in the House and received from the Senate, and action taken thereon to date, February 25, 1913.

Respectfully submitted,

A. C. GUSTAFSON,
Chief Clerk.

HOUSE JOINT RESOLUTIONS.

House Joint Resolution No. 1, by Kingland of Winnebago, a joint resolution proposing to amend the constitution so as to provide for the taxing of incomes, privileges, and occupations and providing that such taxes may be graduated and progressive and providing for reasonable exemptions.

February 22, messaged to the Senate.

House Joint Resolution No. 2, by Whitney of Woodbury, a joint resolution proposing an amendment to the Constitution of the state of Iowa, authorizing and empowering the General Assembly to provide for the rendition of verdicts in proceedings other than criminal proceedings, by a less number than the entire jury.

February 15, on the calendar.

House Joint Resolution No. 3, by Whitney of Woodbury, a joint resolution proposing an amendment to the Constitution of the state of Iowa, repealing section seven (7) of article two (2) of said Constitution and proposing a substitute therefor, relating to and providing for the time of holding general elections.

February 15, on the Calednar.

House Joint Resolution No. 4, by Klay of Sioux, a joint resolution proposing an amendment to the Constitution of the State of Iowa, authorizing the General Assembly to provide for the exclusive taxation of classes of property for state revenue purposes.

February 13, messaged to the Senate.

House Joint Resolution No. 5, by Kulp of Palo Alto, a joint resolution proposing to amend the constitution so as to provide for the initiative and referendum within the state.

February 22, made special order for March 6th, at 10 a. m.

House Joint Resolution No. 6, by Bruce of Floyd, a joint resolution proposing an amendment to the constitution of the state of Iowa by repealing section one (1) of article two (2) of said constitution and the enactment and adoption of a substitute therefor, relating to the right of suffrage.

February 20, messaged to the Senate.

House Joint Resolution No. 7, by Bruce of Floyd, a joint resolution and enactment ratifying the amendment to the constitution of the United States, proposed by the Congress of the United States relating to the selection of senators in the Congress of the United States.

February 6, sent to governor.

Joint Resolution No. 8, by Halgrims of Humboldt, a joint resolution proposing to repeal section one (1) of article two (2) of the constitution of the state of Iowa and to enact a substitute therefor relating to the right of suffrage.

January 23, referred to committee on Constitutional amendments.

House Joint Resolution No. 9, by Klay of Sioux, a joint resolution authorizing the joint committee on Retrenchment and Reform to employ expert accountants and efficiency engineers, to institute reform, and appropriating funds therefor.

February 6, sent to governor.

House Joint Resolution No. 10, by Clark of Monroe, a joint resolution amending Senate Joint Resolution No. 1 of the Thirty-fifth (35th) General Assembly relating to the compensation of addition employes of the Thirty-fifth General Assembly.

February 6, messaged to the Senate.

House Joint Resolution No. 11, by Dawson of Cherokee by request, proposing to amend the constitution to prohibit the manufacture and sale of intoxicating liquors as a beverage within this state.

February 18, referred to committee on Constitutional Amendments.

SENATE JOINT RESOLUTIONS.

Senate Joint Resolution No. 1, by joint committee, a joint resolution relating to the selection of additional employes of the Thirty-fifth General Assembly, fixing their compensation and defining their duties.

January 27, sent to the governor.

HOUSE BILLS.

House File No. 1, by Kingland of Winnebago, a bill for an act to amend the law as it appears in sections ten hundred eighty-seven-a-10 (1087-a-10), ten hundred eighty-seven-a-twenty-two (1087-a-22), and ten hundred eighty-seven-a-twenty-seven (1087-a-27), of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third (33d) General Assembly, and sections eleven hundred fifty (1150), eleven hundred fifty-one (1151), eleven hundred fifty-seven (1157), and eleven hundred sixty-two (1162) of the Code, and repealing chapter one (1) of the special session of the Thirty-second (32d) General Assembly, and enacting a substitute therefor, all relating to the nomination of candidates for the office of senator in the Congress of the United States and of the canvass of the vote for senator in the Congress of the United States, and providing for nominations for such office in case of vacancy.

February 22, messaged to the Senate.

House File No. 2, by Dawson of Cherokee, a bill for an act to elect delegates to the national convention of each party, to nominate candidates for president and vice-president.

February 7, on the calendar.

House File No. 3, by Bingham of Emmet, a bill for an act to amend section 732 of the Supplement to the Code, 1907, in relation to library funds and transfer thereof.

February 14, messaged to the Senate.

House File No. 4, by Burt of Taylor, a bill for an act to provide for the regulation and supervision of investment companies, and providing penalties for the violation thereof.

February 10, messaged to the Senate.

House File No. 5, by Klay of Sioux, a bill for an act providing for the nonpartisan nomination and election of judges of the supreme, district and superior courts of Iowa.

February 15, on the calendar.

House File No. 6, by Lund of Hamilton, a bill for an act to amend section twenty-eight hundred forty-nine (2849) of the Supplement to the Code, 1907, relative to school loans.

February 6, messaged to the Senate.

House File No. 7, by Miller of Bremer, a bill for an act to invest the district court of the state of Iowa with jurisdiction and authority to restrain violations of any law heretofore or hereafter enacted to protect the public and trade and commerce against unlawful restraints, trusts, conspiracies, combinations and monopolies, or unfair discrimination between different sections, communities or localities; to cause any person within the state of Iowa to be made party to an action pending in any court in this state, and to require any person, firm, association or corporation to respond to a subpoena in any court in this state, and to give testimony and produce any books, papers or documents in any hearing, investigation, proceeding or prosecution for the violation of any laws relating to pools, trusts, conspiracies, combinations or monopolies, or prohibiting unfair discrimination between different sections, communities or localities, and to provide immunity to the persons so testifying; and to make an appropriation for the purpose of enforcing the provisions of this act and all laws passed to protect trade and commerce against unlawful restraints, trusts, conspiracies, combinations and monopolies, and all laws relating to the fixing of prices and charges, or designed to prohibit unfair discrimination between different sections, communities or localities.

January 28, referred to committee on Appropriations.

House File No. 8, by Miller of Bremer, a bill for an act to prohibit the marriage of white persons with those of African descent and prescribing a penalty for the violation thereof.

February 21, messaged to the Senate.

House File No. 9, by Eggleston of Clarke, a bill for an act to amend section five thousand one hundred and sixty-seven (5167).

February 18, failed to pass.

House File No. 10, by Bradley of Wapello, a bill for an act in relation to semi-monthly payment of wages and salaries by corporations, and all employers of laborers and servants, and providing a penalty for violation of same.

February 19, on the calendar.

House File No. 11, by Shankland of Polk, a bill for an act to provide for widows who are the mothers of dependent children.

February 1, referred to committee on Appropriations.

House File No. 12, by Jensen of Pocahontas, a bill for an act to amend the law as it appears in section two thousand six hundred thirty-four-f (2634-f), of the Supplement to the Code, 1907, relating to the

acceptance of graduation from institutions of higher learning as evidence that a teacher possesses the scholarship and professional fitness for a state certificate.

February 7, messaged to the Senate.

House File No. 13, by Hazen of Pottawattamie, a bill for an act to prohibit the cohabitation or having sexual intercourse between white persons and persons possessing one-eighth or more negro blood, and providing punishment therefor.

January 30, failed to pass.

House File No. 14, by Grout of Black Hawk, a bill for an act to amend section two (2) of chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly of Iowa, relative to assessment and collection of collateral inheritance tax.

February 5, failed to pass.

House File No. 15, by Whitney of Woodbury, a bill for an act to provide for the selection in the district court of additional trial jurors, to provide for the procedure therefor, and for the substitution of such additional jurors in place of jurors who may die or be discharged.

February 22, indefinitely postponed by Senate.

House File No. 16, by Bingham of Emmet, a bill for an act amending section 3 and repealing sections 4 and 7 of chapter 96.

February 1, indefinitely postponed.

House File No. 17, by Ring of Linn, a bill for an act giving school boards in certain districts authority to use school grounds as public recreation and playgrounds and providing for the levy of separate tax for the support of same, and authorizing cities within such districts to appropriate money for the same purpose. Additional to chapter fourteen (14), title thirteen (XIII) of the Code.

February 20, messaged to the Senate.

House File No. 18, by Ring of Linn, a bill for an act to repeal section thirty-one hundred eighty-one (3181) of the Supplement to the Code of Iowa, relative to divorce, annulling marriages, and alimony.

February 5, messaged to the Senate.

House File No. 19, by Ring of Linn, a bill for an act to amend section thirty-one hundred seventy-four (3174) of the Code, relative to divorce, annulling marriages, and alimony.

January 30, withdrawn by author.

House File No. 20, by Griffin of Woodbury, a bill for an act to grant power to cities now or hereafter having a population of thirty thousand or over and organized under chapter fourteen-c (14-c) of title five (5), of the Supplement to the Code, 1907, and amendments thereto, to assume exclusive charge, custody and control of all trees and shrubbery and the planting and maintenance thereof on the public streets and to provide for the payment of the costs thereof.

February 21, on the calendar.

House File No. 21, by Kulp of Palo Alto, a bill for an act to revise and control the expending of the funds levied and to be levied for use upon the public highway and making it mandatory for the board of supervisors to establish grades upon the public highways for construction and drainage by a competent engineer and providing that warrants for such work can only be drawn when properly certified that the work was done in accordance therewith and providing for the exemption from taxation of all horse drawn vehicles having a tire width of four inches or more.

January 16, referred to committee on Roads and Highways.

House File No. 22, by Boettger of Scott, a bill for an act to repeal section three thousand one hundred sixty-five (3165) of the Code and to enact a substitute in lieu thereof.

February 19, sent to governor.

House File No. 23, by Whitney of Woodbury, a bill for an act to repeal section one thousand sixty-eight (1068) of the Supplement to the Code, 1907, and to repeal section one thousand sixty-seven (1067) of the Code and to amend section one thousand sixty-five (1065) of the Supplement to the Code, 1907, and to provide for the appointment of railroad commissioners, superintendent of public instruction, clerk of the supreme court and reporter of the supreme court and to fix their term of office.

February 7, on the calendar.

House File No. 24, by Power of Jefferson, a bill for an act to amend section sixteen hundred and fifty-seven-e (1657-e) of the Supplement to the Code to provide for the election of directors of the state board of agriculture.

February 6, withdrawn by author.

House File No. 25, by Power of Jefferson, a bill for an act to amend section twenty-four hundred forty-eight, paragraph nine (2448-9) of the Supplement to the Code regulating the hours of the day during which liquor may be sold in licensed saloons.

February 5, messaged to the Senate.

House File No. 26, by Power of Jefferson, a bill for an act to amend chapter one hundred (100), section two (2) and section five (5) of the laws of the Thirty-fourth General Assembly regulating the granting of certificates of soundness of stock offered for sale or public service.

January 30, messaged to the Senate.

House File No. 27, by Bauman of Van Buren, a bill for an act to deduct debts secured by mortgage on real estate from the assessed cash value of said real estate for the purpose of taxation.

January 16th, referred to Committee on Ways and Means.

House File No. 28, by Sherman of Poweshiek, a bill for an act providing for the production and distribution of vaccine, toxine and biological products necessary for the diagnosis, prevention or cure of animal diseases within the State, and repealing chapter one hundred fifty-one (151) act of the 33rd General Assembly and chapter one hundred fourteen (114) act of the 34th General Assembly.

February 17th, referred to Committee on Animal Industry.

House File No. 29, by Broettger of Scott, a bill for an act to provide greater safety to life and property from loss by fire and explosion.

February 22d, message to the Senate.

House File No. 30, by Boettger of Scott, a bill for an act to amend section twenty-seven hundred twenty-seven-c (2727-c) of the supplement to the code, 1907, relating to the salary of the chief executive officer of Iowa Soldiers Orphans Home Davenport.

January 21st, referred to committee on Compensation of Public Officers.

House File No. 31, by Boettger of Scott, a bill for an act to amend the law as it appears in section six hundred seventy-four (674) of the supplement of the code, 1907, relating to the compensation of assessors and deputies.

February 19th, message to the Senate.

House File No. 32, by Bauman of Van Buren, a bill for an act to amend chapter one hundred forty-six (146) of the acts of the Thirty-fourth General Assembly, relating to the payment of tuition of pupils residing in school corporations which do not offer instruction equivalent to four year high schools of Iowa.

February 7th, indefinitely postponed.

House File No. 33, by Miller of Bremer, a bill for an act to establish legal weights and measures, to provide for the inspection of the same, to punish the keeping or use of false or incorrect weights and measures, to provide for statements of net weight, placing the enforcement in charge of the dairy and food department and to repeal acts in conflict with this act.

January 21st, referred to the Committee on Food and Dairy.

House File No. 34, by Black of Muscatine, a bill for an act authorizing cities acting under special charters 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 making sections seven hundred forty-one-e (741-e) seven hundred forty-one-f (741-f), seven hundred forty-one-g (741-g) and seven hundred forty-one-h (741-h) of chapter four (4) title five (5) of the supplement of the code of Iowa, applicable to cities acting under special charter.

February 21st, sent to the Governor.

House File No. 35, by McHose of Boone, a bill for an act to provide for the examination and control of private banks and trust companies and providing penalties for non-compliance therewith.

February 21st, on the Calendar.

House File No. 36, by McHose of Boone, a bill for an act to amend section eight hundred fifty-a (850-a) of the supplement to the code, 1907, relating to the election of park commissioners.

February 19th, sent to governor.

House File No. 37, by Mitchell of Wapello, a bill for an act to repeal section fifteen hundred fifty-two (1552) of the code, and to enact a substitute therefor relating to courts having jurisdiction to

February 24th, withdrawn by author.

House File No. 38, by Mitchell of Wapello, a bill for an act specifying qualifications for judges of the supreme court of Iowa (additional to chapter one (1), title three 3) of the 1897 code of Iowa) to be known as section one hundred ninety-three (193) A.

February 4th, messaged to the Senate.

House File No. 39, by Mitchell of Wapello, a bill for an act specifying qualifications for judges of the district court of Iowa (additional to chapter five (5), title three (3) 1897 code of Iowa) to be known as section two hundred twenty-five (225) A.

February 4th, message to the Senate.

House File No. 40, by Elwood of Howard, a bill for an act making it unlawful for a candidate for an office to promise support or influence in behalf of another for any position, place or office in consideration of such other supporting him, and providing a penalty therefor.

February 6th, message to the Senate.

House File No. 41, by Saltzmann of Chickasaw, a bill for an act to provide for the manufacture of binding twine in the state prison of Iowa.

February 19th, referred to Committee on Appropriation.

House File No. 42, by Hazen of Pottawattamie, a bill for an act to amend the law as it appears in section 850-c of the supplement to the code, 1907, as amended by chapters 56 and 57 of the acts of the 33rd General Assembly and chapter 44 of the acts of the 34th General Assembly relating to the tax levy for park purposes.

February 19th, sent to Governor.

House File No. 43, by Huff of Hardin, a bill for an act requiring common carriers to settle claims for delay in delivering freight or injury or loss of freight in transit or for excessive freight rates within a specified time, and providing a penalty for failure to comply therewith.

February 13th, on the Calendar.

House File No. 44, by Huff of Hardin, a bill for an act to amend section six hundred sixteen (616) of the code relative to taxation of unplatted lands within the limits of cities and towns.

February 19th, sent to Governor.

House File 45, by Huff of Hardin, a bill for an act providing that all common carriers operating trains within the state of Iowa and conveying live stock shall provide a car equipped with sleeping berths or bunks for the persons in charge of such live stock, and providing a penalty for failure to comply therewith.

February 13th, on the Calendar.

House File No. 46, by Enger of Winneshiek, a bill for an act amending section twenty-five hundred fifty-one (2551) of the supplement of 1907, to the code relating to the protection of prairie chickens and quails.

January 21st, referred to Committee on Fish and Game.

House File No. 47, by Hunt of Harrison, a bill for an act to authorize the incorporation in each county of the state of an association for the advancement and improvement of agriculture, animal husbandry and horticulture to define the powers and rights of such associations and its members and to provide funds for carrying on the work of the same.

January 21, referred to Committee on Agriculture.

House File No. 48, by Greene of Clinton, a bill for an act to provide for the publication of certain notices in cities or towns having no newspaper.

February 22d, returned by Governor for correction.

February 24th, returned to the Senate for correction.

House File No. 49, by Scholz of Clayton, a bill for an act entitled, "An act relating to cold storage and refrigerating warehouses," the disposition or sale of the food kept or preserved therein, and defining the duties of the state dairy and food commissioner in relation thereto.

February 11th, on the Calendar.

House File No. 50, by Scholz of Clayton, a bill for an act to amend section five thousand six hundred and fifty-two (5652) of the code, relating to hard labor by persons confined in jails.

February 18th, message to the Senate.

House File No. 51, by Bliss of Ringgold, a bill for an act to provide for the representation of the state of Iowa at the Panama-Pacific International Exposition to be held at San Francisco, California, celebrating the opening and commercial use of the Panama canal and making an appropriation therefor.

January 21st, referred to Committee on Appropriation.

House File No. 52, by Stokes of Plymouth, a bill for an act to legalize the issuance of bonds under chapter, one hundred eighty-four (184) of the acts of the Thirty-third General Assembly as amended by chapter one hundred forty-five (145) of the acts of the Thirty-fourth General Assembly and to authorize the levy of a tax sufficient to pay said bonds and interests hereon.

February 19th, withdrawn by author.

House File No. 53, by Whitney of Woodbury, a bill for an act to repeal paragraph sixteen (16) of section five hundred eleven (511) of the supplement to the code, 1907, as amended by chapter thirty-six (36) of the acts of the Thirty-third General Assembly relating to the boarding and lodging of prisoners.

February 19th, sent to Governor.

House File No. 54, by Whitney of Woodbury, a bill for an act providing for the sanitation of bakeries, canneries, packing houses, slaughter houses, dairies, creameries, cheese factories, confectionaries, restaurants, hotels, groceries, meat markets, and all other food producing establishments, manufactories, or other places where food is prepared, manufactured, packed, stored, sold, or distributed, and vehicles in which food is placed for transportation, regulating the health of operatives, employes, clerks, drivers and all other persons working on the premises who handle the material from which

February 11th, on the Calendar.

House File No. 55, by Anderson of Montgomery, a bill for an act to amend section one thousand eighty-seven-a-10 (1087-a-10) of the supplement to the code 1907, relating to nomination papers.

February 1st, on the Calendar.

House File No. 56, by Heaton of Union, a bill for an act to amend section forty-eight thirty-one (4831) of chapter five (5) of the code of Iowa defining larceny.

February 1st, indefinitely postponed.

House File No. 57, by Bruce of Floyd, a bill for an act to amend the law as it appears in one thousand eighty-seven-a-ten (1087-a-10) supplement to the code, 1907.

January 22d, referred to Committee on Schools and Text Books.

House File No. 58, by Bartle of Mitchell, a bill for an act to amend section eleven hundred eighty-two (1182) of the code of 1897 relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors.

February 8th, on the Calendar.

House File No. 59, by Bauman of Van Buren, a bill for an act to repeal sections ten hundred ninety-three (1093), and eleven hundred thirty (1130) of the supplement to the code, and section eleven hundred and thirty-eight (1138) of the code, and to enact substitutes therefor, relating to the boards of election and the manner of canvassing the ballots.

January 22d, referred to Committee on Elections.

House File No. 60, by Eggleston of Clark, a bill for an act pertaining to school directors, and their compensation.

February 1st, indefinitely postponed.

House File No. 61, by Eggleston of Clark, a bill for an act relative to rural telephone members and stockholders.

February 4th, indefinitely postponed.

House File No. 62, by Pickford of Cerro Gordo, a bill for an act to enlarge the powers of the board of supervisors (additional to section 422 chapter 2 of the supplement to the code, 1907).

January 22d, referred to Committee on Roads and Highways.

House File No. 63, by Grout of Black Hawk, a bill for an act to amend section two thousand five hundred fifty-one (2551) of the supplement to the code, 1907, relating to the protection of game.

January 22d, referred to Committee on Fish and Game.

House File No. 64, by Crozier of Marion, a bill for an act repealing section one (1) of chapter sixty-eight (68) of the laws of the Thirty-fourth General Assembly and to enact a substitute therefor and to amend section two (2) thereof all relating to the assessment and collection of taxes on collateral estates, annuities, legacies, gifts, transfers, and inheritances.

February 1st, indefinitely postponed.

House File No. 65, by Jensen of Pocahontas, a bill for an act to amend the law as it appears in section three (3), chapter one hundred forty-six (146), acts of the Thirty-fourth (34) General Assembly, relating to the payment of tuition of pupils residing in school corporations which do not offer instruction equivalent to four year high schools of Iowa, and fixing the maximum rate of tuition for which such school corporations can be held.

February 7th, indefinitely postponed.

House File No. 66, by Kulp of Palo Alto, a bill for an act in relation to assessments for benefits to roads, streets, and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued, being amendatory to the law as it appears in sections 1989-a-19, 1989-a-26, 1989-a-27, and 1989-a-38, of the supplement to the code, 1907, and section 16 of chapter 118 of the acts of the

Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third General Assembly.

February 13th, messaged to the Senate.

House File No. 67, by Rohwer of Ida, a bill for an act to repeal section two thousand seven hundred sixty-eight (2768) and section two thousand seven hundred sixty-nine (2769) of the code of 1897 and supplement to the code of 1907, in relation to school treasurers, and enact a substitute therefore, also amend section five (5) chapter one hundred fifty-two (152) of the Thirty-second General Assembly, and to repeal all acts in consistent with this act.

February 15th, withdrawn by author.

House File No. 68, by Whitney of Woodbury, a bill for an act to amend section one thousand seven hundred forty-one (1741) of the code, relating to applications for insurance.

February 11th, on the Calendar.

House File No. 69, by Whitney of Woodbury, a bill for an act to authorize the repayment to the estate of W. R. Benton of money paid to the state of Iowa..

February 21st, referred to Committee on Appropriations.

House File No. 70, by Whitney of Woodbury, a bill for an act authorizing the appointment of two delegates from the state of Iowa as members of a commission which is to investigate European systems of rural credits and report thereon and making an appropriation therefor.

February 15th, indefinitely postponed.

House File No. 71, by Stokes of Plymouth, a bill for an act to amend section two thousand eight hundred thirteen (2813) of the supplement to the code, 1907, relating to the levy of taxes to pay bonded indebtedness of school corporations.

February 19th, withdrawn by author.

House File No. 72, by Odendahl of Carroll, a bill for an act to legalize a special election held in the city of Carroll, Iowa, at which was submitted the question of granting a franchise for the establishment of gas works and the use of the streets, alleys and public grounds of said city in connection therewith; and to legalize an ordinance passed by the city council of said city, granting said franchise; and legalizing all acts of said city and its council, in connection with the grant of the same.

February 4th, withdrawn by author.

House File No. 73, by Griggs of Scott, a bill for an act to amend section nine hundred thirty-seven (937) of the code, relating to the filling of vacancies in the office of aldermen in cities under special charters.

February 19th, withdrawn by author.

House File No. 74, by Manning of Story, a bill for an act making an appropriation of five hundred dollars for Henry H. Rood, on account of special services rendered to the Iowa Vicksburg Park Monument Commission in the erection of the state memorial on the Vicksburg National Military Park.

February 21st, referred to Committee on appropriations.

House File No. 75, by Lounsberry of Marshall, a bill for an act to amend section nine (9) of chapter sixty-four (64) acts of the Thirty-third (33) General Assembly of Iowa, relating to the government of certain cities.

February 6th, messaged to the Senate.

House File No. 76, by Lounsberry of Marshall, a bill for an act to amend section one (1) of chapter ninety-eight (98) acts of the Thirty-fourth General Assembly, relating to the estates of non-resident insane patients in the state hospitals.

February 4th, indefinitely postponed.

House File No. 77, by Stutt of Jones, a bill for an act appropriating the sum of five thousand dollars (\$5,000), to indemnify Allan W. Hamaker for personal injuries sustained by him while employed as a guard in the reformatory at Anamosa, Iowa.

February 13th, referred to Committee on Appropriations.

House File No. 78, by Stutt of Jones, a bill for an act to amend the law as it appears in sections twenty-one hundred and fifty-seven-s (2157-s) and twenty-one hundred fifty-seven-t (2157-t) supplement to the code, 1907, relating to the transportation of live stock.

February 5th, messaged to the Senate.

House File No. 79, by Jacobs of Calhoun, a bill for an act to amend section 2540 of the code relating to the propagation of fish and the protection of birds and game.

January 23d, referred to Committee on Fish and Game.

House File No. 80, by Jacobs of Calhoun, a bill for an act enlarging the duties of the Iowa State Board of Health, increasing the annual appropriation for the same, providing compensation for the additional work enjoined and repealing section two thousand five hundred and seventy-five (2575) of the code and enacting a substitute therefor, and additional to chapter 16, title 13 of the code relating to the state board of health.

January 23d, referred to Committee on Public Health.

House File No. 81, by Manning of Story, a bill for an act to repeal section four hundred ninety (490) of the supplement of the code 1907, and to enact a substitute therefor, providing for the compensation of county treasurers.

February 11th, indefinitely postponed.

House File No. 82, by Peterson of Cass, a bill for an act to amend section eight hundred fifty-a (850-a) supplement to the code, 1907, relating to the election of park commissioners.

February 4th, withdrawn by author.

House File No. 83, by Blackford of Henry, a bill for an act to amend section ten hundred eighty-seven (1087) of the supplement of the code of 1907, changing the date of holding the primary election.

February 8th, withdrawn by author.

House File No. 84, by Fraley of Polk, a bill for an act to amend section five thousand two hundred fifty-six (5256) of the supplement to the code, 1907, relating to the appointment and compensation of the clerks of the grand jury.

January 23d, referred to committee on Compensation of Public Officers.

House File No. 85, by Stipe of Page, a bill for an act to repeal section five thousand twenty-eight-b (5028-b) of the supplement to the code, 1907, and chapter two hundred twenty-two (222), laws of the Thirty-third General Assembly amendatory thereof, and to enact a substitute therefor relating to unfair discrimination in any commodity of commerce between different sections, localities, communities, cities or towns.

January 23d, referred to committee on Agriculture.

House File No. 86, by Griffin of Woodbury, a bill for an act to amend section two hundred twenty-seven (227) of the supplement to the
February 24th, messaged to the Senate.

House File No. 87, by Kingland of Winnebago, a bill for an act to amend section forty-six hundred three (4603) of the code of 1897 by providing for the cross-examination of the adverse party to the record of any civil action or proceeding, or a person for whose benefit action or proceeding is prosecuted or defended, or the directors, officers, superintendent, or managing agents of any corporation which is a party to the record, and providing that the party calling such witness shall not be bound by his testimony and that the testimony of such witness may be rebutted by the party calling such witness by other evidence; all relating to evidence in civil actions and proceedings.

February 8th, one the Calendar.

House File No. 88, by Halstead of Buchanan, a bill for an act to create a text book commission for the purpose of preparing for use in the common schools of the state a uniform system of text books, registers and school apparatus, to regulate the sale of school books and school supplies, to define the duty of bidders and certain officers in carrying out the provisions of this act, and to provide penalties for the violation of same.

January 23d, referred to committee on Schools and Text Books.

House File No. 89, by Daniels of Appanoose, a bill for an act to amend the law relating to primary elections as it appears in sections ten hundred eighty-seven-a-four (1087-a-4), ten hundred eighty-seven-a-seven (1087-a-7), ten hundred eighty-seven-a-ten (1087-a-10), ten hundred eighty-seven-a-nineteen (1087-a-19), and ten hundred eighty-seven-a-twenty-two (1087-a-22), as amended by chapter sixty-nine (69) of the acts of the thirty-third (33) general assembly, and chapter fifty-eight (58) of the acts of the thirty-fourth (34) general assembly.

February 10th, indefinitely postponed.

House File No. 90, by Boettger of Scott, a bill for an act to repeal sections one (1) and five (5) of chapter sixty-one (61) of the acts of the Thirty-third General Assembly as amended by chapter fifty (50) of the acts of the Thirty-fourth General Assembly and to enact substitutes therefor, relating to pensions for disabled and retired firemen.

January 23d, referred to committee on Municipal Corporations.

House File No. 91, by Boettger of Scott, a bill for an act relating to the management and operation of paid fire departments providing for the division of all paid fire departments into two platoons limiting the hours of service of such employes and repealing all acts or parts of acts in conflict therewith.

February 13th, indefinitely postponed.

House File No. 92, by Kingland of Winnebago, a bill for an act to amend section nineteen hundred eighty-nine-a-two (1989-a-2) of the 1907 supplement of the code of Iowa as amended by chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly, and chapter eighty-eight (88) of the acts of the Thirty-fourth General Assembly relating to the number of petitioners required for the establishment of drainage districts, and location and establishment of levees, and requiring a majority of the land owners whose lands will be affected by or assessed for the expenses of the proposed improvement to sign such petitions.

February 14th, indefinitely postponed.

House File No. 93, by Enger of Winneshiek, a bill for an act to repeal chapter one hundred and forty-six (146) of the acts of the Thirty-fourth General Assembly, relating to high school tuition, and to enact a substitute therefor.

February 8th, on the Calendar.

House File No. 94, By Jamison of Des Moines, a bill for an act to amend the law as it appears in section one thousand fifty-six-a-twenty-six (1056-a-26) supplement to the code 1907, relating to the number of library trustees in cities under commission form of government.

February 12th, withdrawn by author.

House File No. 95, by Bauman of Van Buren, a bill for an act to amend section two thousand five hundred fifty-one (2551) supplement to the code, 1907, relating to the killing of any pinnated grouse or prairie chicken for five (5) years.

January 23d, referred to committee on Fish and Game. .

House File No. 96, by Brady of Dallas, a bill for an act providing for the manufacture, distribution and administration of anti-hog cholera serum, and creating a field staff for the control and eradication of hog cholera and all other cantagious and infectious diseases of domestic animals and providing an appropriation for the same.

February 17th, referred to committee on Animal Industry.

House File No. 97, by Sherman of Poweshiek, by request, a bill for an act to amend the law as it appears in section twenty-seven hundred and fifty-fourth (2754) of the supplement to the code, 1907, relating to the election of officers in independent school districts in towns and cities.

February 7th, on the Calendar.

House File No. 98, by Bruce of Floyd, a bill for an act to amend the law as it appears in section two thousand seven hundred thirty-four-b (2734-b) supplement to the code, 1907, relating to the qualifications of county superintendent.

February 25th, messaged to the Senate.

House File No. 99, by Huntley of Lucas, a bill for an act to repeal section two thousand two hundred sixty-one (2261) and section two thousand three hundred nine (2309) of the code relative to commissions of insanity and enact substitutes therefor.

January 23d, referred to committee on Compensation of Public Officers.

House File No. 100, by Lund of Hamilton, a bill for an act repealing section 4597 of the code, and enacting a substitute therefor.

January 30th, indefinitely postponed.

House File No. 101, by Lund of Hamilton, a bill for an act repealing section 4598 of the code, and enacting a substitute therefor, relative to constable fees.

January 30th, indefinitely postponed.

House File No. 102, by Kulp of Palo Alto, a bill for an act to indemnify Clara Bahls for personal injury sustained by her while at work in the laundry while attending the institution for the Deaf and Dumb at Council Bluffs, Iowa.

February 11th, referred to committee on Appropriations.

House File No. 103, by Whitney of Woodbury, a bill for an act to limit and restrict the jurisdiction and power of the supreme court, in passing upon the constitutionality of acts of the General Assembly.

February 22d, returned from Senate indefinitely postponed.

House File No. 104, by Greene of Grundy, a bill for an act to provide additional chairs in the college of homeopathic medicine of the State University of Iowa, additional to chapter 168 of the acts of the Sixteenth General Assembly.

January 23d, referred to committee on State Universities.

House File No. 105, by Newcomb of Adams, a bill for an act to provide for the payment of bounties for killing crows. (Additional to section twenty-three hundred forty-eight (2348) of the code, relating to bounties.)

February 22d, messaged to the Senate.

House File No. 106, by Helming of Allamakee, a bill for an act to amend paragraph four (4) of section one thousand three hundred four (1304) of the supplement to the code, 1907, relative to persons and property exempt from taxation.

February 5th, indefinitely postponed.

House File No. 107, by Enger of Winneshiek, a bill for an act to amend the law as it appears in sections twenty-five hundred and five (2505) and twenty-five hundred and eight (2508) of the supplement to the code, 1907, in reference to the inspection of petroleum products.

January 24th, referred to committee on Food and Dairy.

House File No. 108, by Hazen of Pottawattamie, a bill for an act to prohibit the sale, keeping for sale, loaning, giving away, or carrying of certain dangerous weapons to prevent the carrying of concealed weapons, except in certain specified cases when a license is issued therefor; to provide punishment for the violation of the provisions hereof.

January 28th, referred to committee on Commerce and Trade.

House File No. 109, by Milton of Cedar, a bill for an act to amend the law as it appears in section twenty-five hundred fifty-one (2551) supplement to the code, 1907, as amended by chapter one hundred fifty-three (153) of the acts of the Thirty-third General Assembly.

January 23d, referred to committee on Fish and Game.

House File No. 110, by Shankland of Polk, a bill for an act to provide for the nomination of district judges in judicial districts composed wholly of one county and having a population of 75,000 or more, at the primary election.

February 10th, on the Calendar.

House File No. 111, by Anderson of Montgomery, a bill for an act to amend section fifteen hundred and thirty-eight (1538) of the code of Iowa relating to compensation of township clerks.

February 11th, indefinitely postponed.

House File No. 112, by Black of Muscatine, a bill for an act making an appropriation to repay to Muscatine Building and Loan Association the incorporation fee paid by said association.

February 21st, referred to committee on Appropriations.

House File No. 113, by Kulp of Palo Alto, a bill for an act to amend section 2116 of the supplement to the code, 1907, as amended by chapter 128 of the acts of the Thirty-third General Assembly, prescribing the duties of railroad companies to furnish cars to shippers upon application.

February 23d, on the Calendar.

House File No. 114, by Kulp of Palo Alto, a bill for an act to repeal chapter 15, title 13, of the code, 1907, relating to the purchase of school books by the county board of education and place such authority with the executive board and make the superintendent of public instruction an ex officio member of the same for the purpose of the consideration, adoption and purchase of uniform text books for the state of Iowa.

January 24th, referred to committee on Schools and Text Books.

House File No. 115, by McVicker of Wright, a bill for an act creating cities of the second class, incorporated towns, and civil townships wholly outside any city or incorporated town, trustees for funds bequeathed or donated for the permanent maintenance of property within cemeteries; and to amend the law as it appears in section two hundred and fifty-four-a-twelve (254-a-12) of the supplement to the code, 1907, relating to appointment of trustees by district court to manage, control and invest cemetery funds; and to amend the law as it appears in section seven hundred and forty (740) of the supplement to the code, 1907, as amended by chapter forty-seven (47) of the acts of the Thirty-third General Assembly, relating to maintenance of certain institutions of benevolence, including hospitals.

February 13th, on the Calendar.

House File No. 116, by Hunt of Harrison, a bill for an act to establish a laboratory for the manufacture of hog cholera serum at the Iowa State College of Agriculture and Mechanic Arts, under the supervision of the president of said college, to regulate the sale of hog cholera serum, to provide penalties for the violation of said regulations, and to make an appropriation therefor.

February 17th, referred to committee on Animal Industry.

House File No. 117, by Ring of Linn, a bill for an act to create a department for women and children in the bureau of labor and to prescribe the duties thereof. Additional to chapter eight (8) of the code, relating to the bureau of labor statistics.

January 24th, referred to committee on Labor.

House File No. 118, by Rohwer of Ida, a bill for an act to define the duties of the county treasurer in the payment of school warrants, loaning or depositing of county school funds and the compensation of his services therefor.

February 5th, withdrawn by author.

House File No. 119, by Erickson of Lyon, by request, a bill for an act to amend chapter twenty-five of the laws of the Thirty-fourth General Assembly, relative to the dependent soldiers' and sailors' tax.

February 19th, on the Calendar.

House File No. 120, by Sherman of Poweshiek, a bill for an act to amend the law as it appears in section two hundred sixty-five (265) of the code relating to the clerk of the superior court.

February 6th, on the Calendar.

House File No. 121, by Sherman of Poweshiek, a bill for an act to amend the law as it appears in section nineteen hundred eighty-nine-a-twelve (1989-a-12) supplement to the code, 1907, as amended by chapter 118, acts of the Thirty-third General Assembly, and chapter 87, acts of the Thirty-fourth General Assembly, relating to the assessment of costs and damages in the establishment of levees, ditches, drains and water courses.

February 25th, indefinitely postponed.

House File No. 122, by Manning of Story, a bill for an act making it a misdemeanor for any person to wilfully and maliciously make, circulate or transmit any statement derogatory to the financial standing of any banking institution or trust company doing business in this state, or shall counsel or aid in so doing and providing for punishment therefor.

January 17th, withdrawn by author.

House File No. 123, by Manning of Story, a bill for an act to provide for uniformity of accounting of county treasurers and to provide for examination of books and accounts of county treasurers.

February 17th, withdrawn by author.

House File No. 124, by Blackford of Henry, by request, a bill for an act to indemnify H. C. Jackson for personal injury sustained by him while employed as head farmer at the state hospital at Mt. Pleasant, Iowa.

January 24th, referred to committee on Claims.

House File No. 125, by Klay of Sioux, a bill for an act to amend title seven (VII), chapter one (1) of the code relative to the taxation of voters.

February 8th, withdrawn by author.

House File No. 126, by Lounsberry of Marshall, a bill for an act to amend section twenty-six hundred eight (2608) of the supplement to the code of 1907 and establish a minimum monthly allowance for the support of the soldiers' home.

January 25th, referred to committee on Board of Control.

House File No. 127, by Lounsberry of Marshall, a bill for an act to amend the law as it appears in section twenty-six hundred four (2604) of the supplement to the code of 1907 in regard to the qualifications of certain officers of the soldiers' home.

February 18th, sent to Governor.

House File No. 128, by Lounsberry of Marshall, a bill for an act to repeal section twenty-six hundred six (2606) of the supplement to the code and to enact a substitute therefor relating to admission to the soldiers' home.

January 25th, referred to committee on Board of Control.

House File No. 129, by Lounsberry of Marshall, a bill for an act to repeal chapter one hundred sixty-six of the acts of the Thirty-third General Assembly and to enact a substitute therefor relating to payments for their support by members of the soldiers' home.

January 25th, referred to committee on Board of Control.

House File No. 130, by Scholz of Clayton, a bill for an act to amend the law as it appears in sections twenty-seven hundred thirty-nine (2739), twenty-seven hundred fifty-four (2754), twenty-seven hundred sixty-two (2762), twenty-eight hundred and eight (2808), and twenty-eight hundred and twelve-f (2812-f), supplement to the code 1907, and sections twenty-seven hundred fifty-nine (2759), twenty-seven hundred and sixty (2760), twenty-seven hundred sixty-six (2766), twenty-seven hundred and eighty (2780), and twenty-eight hundred and eleven (2811) of the code, and to repeal section twenty-eight hundred and ten (2810) of the code, and sections twenty-seven hundred and fifty-seven (2757), twenty-seven hundred and sixty-eight (2768), and twenty-seven hundred sixty-nine (2769), supplement to the code, 1907, and to enact substitutes therefor and to abolish the office of school treasurer and provide that the county treasurer shall perform the duties of said officer.

February 7th, on the Calendar.

House File No. 131, by Sidey of Adair, a bill for an act to amend the law as it appears in section seven hundred twenty-four (724), supplement to the code 1907, and in section eight hundred ninety-four (894), supplement to the code 1907, relating to the powers of cities and towns.

February 19th, On the Calendar.

House File No. 132, by Pickford of Cerro Gordo, a bill for an act to provide state aid to consolidated schools equipped with two or more rooms and making an appropriation therefor.

February 13th, referred to committee on Appropriations.

House File No. 133, by Townsend of Tama, a bill for an act to amend the law as it appears in section one thousand eight hundred and sixty-nine (1869) of the supplement to the code 1907, relating to pay of and loan to officers of savings and state banks.

February 12th, on the Calendar.

House File No. 134, by McVicker of Wright, a bill for an act to amend the law as it appears in paragraph eight (8) of section eight hundred and ninety-four (894) of the supplement to the code, 1907, relating to the levy of special taxes by cities.

February 6th, messaged to the Senate.

House File No. 135, by Sherman of Poweshiek, a bill for an act to amend the law as it appears in chapter sixty-four (64), acts of the Thirty-third General Assembly, relating to the government of certain cities.

February 7th, messaged to the Senate.

House File No. 136, by Elliott of Monona, a bill for an act to amend section three hundred seventy-three (373) of chapter thirteen (13) of the law as to notaries public so that the term will hereinafter be for five (5) years instead of three (3).

February 6th, indefinitely postponed.

House File No. 137, by Jensen of Pocahontas, a bill for an act to repeal sections two (2), four (4), and nine (9), of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, relating to the training of teachers for rural schools and making appropriation therefor.

February 19th, referred to committee on Appropriations.

House File No. 138, by Elliott of Monona, a bill for an act to legalize certain warrants of the city of Onawa, Iowa.

February 22d, on the Calendar.

House File No. 139, by Dawson of Cherokee, a bill for an act to establish a department of public instruction, and to amend section ten hundred and sixty-five (1065) of the supplement to the code, 1907, and to repeal chapter one (1) of title thirteen (13) of the code, and to repeal chapter one (1) of title thirteen (13) of the supplement to the code, 1907, as amended, relative to the office of superintendent of public instruction, and to enact a substitute therefor, and to make the superintendent of public instruction, ex-officio, a member of the state board of education.

February 17th, on the Calendar.

House File No. 140, by Jacobs of Calhoun, a bill for an act creating a commission and to erect a state office building, procuring necessary grounds adjacent to the capitol for the same, and for an appropriation therefor.

January 27th, referred to committee on Public Buildings.

House File No. 141, by Boettger of Scott, a bill for an act to repeal section three hundred sixty-four (364) of the code, relating to the investment of money and to enact a substitute therefor.

February 18th, on the Calendar.

House File No. 142, by Boettger of Scott, a bill for an act to provide for the levy of sufficient taxes to pay principal and interest of bonds of political, municipal and school corporations, including cities acting under special charters.

January 27th, referred to committee on Municipal Corporations.

House File No. 143, by Cole of Hancock, a bill for an act to repeal the law as it appears in section twenty-five hundred sixty-four (2564) of the supplement to the code, 1907, and to enact a substitute therefor, relative to the state board of health.

January 27th, referred to committee on Public Health.

House File No. 144, by Griffin of Woodbury, a bill for an act to amend the law as contained in chapter thirty-seven (37) of the acts of the Thirty-fourth (34) General Assembly relating to the emission of smoke and declaring the emission of smoke within the corporate limits of certain cities to be a public nuisance and confer upon such cities additional powers for abatement of such nuisance.

February 8th, on the Calendar.

House File No. 145, by Hutchins of Kossuth, a bill for an act fixing the number of senators in the general assembly, apportioning them among the several counties according to the number of inhabitants in each, and dividing the state into senatorial districts.

February 11th, on the Calendar.

House File No. 146, by Huff of Hardin, a bill for an act to repeal the law as it appears in section five thousand twenty-eight-b (5028-b), supplement to the code, 1907, and chapter two hundred twenty-two (222), acts of the Thirty-third General Assembly, amendatory thereof, and to enact a substitute therefor relating to unfair discrimination and competition in any commodity or article of commerce between different sections, communities, localities, cities or towns.

February 8th, referred to Committee on Agriculture.

House File No. 147, by Grout of Black Hawk, a bill for an act to amend the law as it appears in section ten hundred and fifty-six-a-twelve (1056-a-12) of the supplement to the code, 1907, relating to municipal accounting of cities and towns.

February 12th, indefinitely postponed.

House File No. 148, by Grout of Black Hawk, a bill for an act to amend the law as it appears in section ten hundred and fifty-six-a-eleven (1056-a-11) of the supplement to the code, 1907, relating to municipal accounting of cities and towns.

February 12th, indefinitely postponed.

House File No. 149, by Grout of BlackHawk, a bill for an act to amend the law as it appears in section ten hundred and fifty-six-a-nine (1056-a-9) of the supplement to the code, 1907, relating to municipal accounting of cities and towns.

February 12th, on the Calendar.

House File No. 150, by McVicker of Wright, a bill for an act to legalize releases and satisfactions of mortgages and deeds of trust.

February 14th, Senate File No. 81 substituted.

House File No. 151, by Carson of Davis, a bill for an act to establish and maintain another state normal school for the special instruction and training of teachers for the common schools of the state, and making an appropriation therefor.

January 27th, referred to Committee on Normal Schools.

House File No. 152, by Ring and Barry of Linn, a bill for an act to amend section two hundred twenty-seven (227) of the supplement to the code, 1907, relating to the division of the state into judicial districts, and increasing the number of district judges in the eighteenth district.

February 13th, indefinitely postponed.

House File No. 153, by Brockway of Louisa, by request, a bill for an act to amend section one thousand five hundred seventy-two (1572) of the code, relating to bridges.

January 27, referred to Committee on Roads and Highways.

House File No. 154, by Fraley of Polk, a bill for an act to legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1906, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and contracts entered into by the city council of the city of Des Moines for the improvement of the channels of the Des Moines and Racoon rivers to protect lots, lands and property within said city from floods and high water.

February 17th, Senate File 100 substituted.

House File No. 155, by Lund of Hamilton, a bill for an act amending sections three thousand one hundred forty-six (3146) and three thousand one hundred forty-seven (3147) of the code relative to the time for making return of solemnization of marriage.

February 22d, messaged to Senate.

House File No. 156, by Brady of Dallas, a bill for an act to transfer the control and management of the school for the deaf at Council Bluffs from the board of control of state institutions to the state board of education and granting all of the powers held by the board of control of this institution to the state board of education; and amending the law as it appears in section two

thousand seven hundred twenty-seven-a-eight (2728-a-8) of the supplement of the code, 1907, and amending chapter one hundred seventy (170) of the law as it appears in the acts of the Thirty-third General Assembly.

January 27th, referred to Committee on School for Deaf.

House File No. 157, by Klay of Sioux, a bill for an act to repeal section 1, chapter 123, laws of the Thirty-fourth General Assembly; to repeal section 2, chapter 123, laws of the Thirty-fourth General Assembly, and enact a substitute therefor; to repeal section 3, of chapter 123, acts of the Thirty-fourth General Assembly; to amend section 2587 of the code; to amend section 2594 of the code; to repeal section 2588 of the code and enact a substitute therefor; to amend section 2593, supplement to the code of 1907; relating to the practice of pharmacy and to the sale of drugs, medicines, poisons and chemicals.

February 8th, messaged to Senate.

House File No. 158, by Klay of Sioux, a bill for an act to repeal section three thousand seven hundred and five (3705) of the code and to substitute in lieu thereof the following relative to the instructions of the district court.

February 17, messaged to Senate.

House File No. 159, by Klay of Sioux, a bill for an act to amend section three thousand seven hundred fifty-six (3756) of the code relating to the hearing of motions for a new trial and the decisions thereon.

February 8th, on the Calendar.

House File No. 160, by Klay of Sioux, a bill for an act to repeal sections one hundred ninety-three (193) and one hundred ninety-four (194) of the code and to enact a substitute therefor providing for an increase in the number of judges in the supreme court of Iowa and providing for a division of said court into sections, and to amend section ten hundred sixty-six (1066) of the supplement of the code, 1907, in reference to the selection of the chief justice of said court.

February 21st, on the Calendar.

House File No. 161, by Hazen of Pottawattamie, a bill for an act authorizing the giving of annuities to disabled and retired public school teachers of all rural and urban public schools, creating a fund from which to pay such annuities and providing for the distribution thereof, creating a board of trustees to care for such annuity fund and prescribing their powers and duties, and authorizing the retiring from service of public school teachers under certain conditions.

January 28th, referred to Committee of Schools and Text Books.

House File No. 162, by Enger of Winneshiek, a bill for an act to legalize the special election held in the town of Calmar, Iowa, on the 16th day of October, 1911, wherein there was submitted to the voters of said town the question of issuing bonds in the sum of five thousand dollars (\$5,000) for the purpose of erecting a system of gas works and to validate and legalize the bonds issued in pursuance of said election.

February 17th, messaged to Senate.

House File No. 163, by Cole of Hancock, a bill for an act amending section twenty-five hundred thirty-eight-b (2538-b) of the supplement to the code, 1907, relating to the practice of veterinary medicine, surgery, and dentistry.

February 13th, on the Calendar.

House File No. 164, by Stipe of Page, a bill for an act to establish and maintain an elementary state normal school for the education and preparation of teachers for the common schools of Iowa, and providing for the transfer of certain property to the state of Iowa for the use of the said school.

January 28th, referred to Committee on Normal Schools.

House File No. 165, by Stipe of Page, a bill for an act to amend the law as it appears in chapter seventy-eight (78), acts of the Thirty-third (33) General Assembly, as amended by chapter sixty (60) acts of the Thirty-fourth (34th) General Assembly, relating to the removal of officers for misfeasance, malfeasance or non-feasance in office.

February 19th, messaged to Senate.

House File No. 166, by Stipe of Page, a bill for an act to provide additional qualifications for office. (Additional to chapter 6, title VI, of the code, relating to qualifications for office.)

February 7th, on the Calendar.

House File No. 167, by Hadley of Webster, a bill for an act to regulate the care and management of sleeping berths by common carriers, and to provide penalties for the violation thereof.

February 19th, indefinitely postponed.

House File No. 168, by Pickford of Cerro Gordo, a bill for an act to amend section twenty-seven hundred and twenty-seven paragraph A 64 (Sec. 2727-A 64) of the supplement to the code, 1907, relating to the removal of insane patients from the state hospital for the insane.

February 17th, on the Calendar.

House File No. 169, by Huntley of Lucas, a bill for an act to amend division two of section twenty-four hundred forty-eight (2448) of supplement to the code of 1907, relating to the limits within which intoxicating liquors may be sold.

February 13th, on the Calendar.

House File No. 170, by Huntley of Lucas, a bill for an act to encourage the dairy and beef cattle growing industries of the state of Iowa and to aid in providing instruction in practical and scientific methods and making an appropriation therefor.

January 28th, referred to the Committee on Appropriations.

House File No. 171, by Dawson of Cherokee, a bill for an act to amend section seven hundred seventy-five (775) title five (5), chapter six (6), of the code of Iowa, relating to the powers of cities and towns to authorize and regulate electric wires.

January 28th, referred to the Committee on Municipal Corporations.

House File No. 172, by Blockway of Louisa, by request, a bill for an act to amend section one thousand five hundred fifty-six (1556) of the code relating to vegetation obscuring a clear view of the highway.

January 28th, referred to the Committee on Roads and Highways.

House File No. 173, by Brockway of Louisa, a bill for an act to amend the law authorizing the sale of intoxicating liquors by permit holders as the same appears in section twenty-three hundred eighty-five (2385), twenty-three hundred eighty-seven (2387), twenty-three hundred eighty-nine (2389), twenty-three hundred ninety-one (2391), twenty-three hundred ninety-four (2394), twenty-three hundred ninety-five (2395), twenty-three hundred ninety-six (2396), twenty-three hundred ninety-seven (2397), twenty-three hundred ninety-eight (2398) and twenty-three hundred ninety-nine (2399) of the code, and sections twenty-three hundred eighty-six (3486), twenty-three hundred eighty-eight (2388), twenty-three hundred ninety (2390), twenty-three hundred ninety-two (2392), twenty-three hundred ninety-three (2393), twenty-four hundred (2400) and twenty-four hundred one (2401) of the supplement of the code, 1907, as amended by chapter one hundred thirty-nine (139) of the acts of the Thirty-third General Assembly and chapter one hundred and three (103) of the acts of the Thirty-fourth (34th) General Assembly.

February 19th, on the Calendar.

Houst File No. 174, by Brockway of Louisa, a bill for an act to amend the law relating to the payment of the mulct tax as the same appears in section twenty-four hundred thirty-two (2432) of the code, and to repeal chapter one hundred forty (140) of the acts of the Thirty-third (33rd) General Assembly relating to the apportionment of said tax, and to enact a substitute therefor.

February 5th, indefinitely postponed.

House File No. 175, by Kulp of Palo Alto, a bill for an act to amend section 2732 of chapter 12, title XIII, of the supplement of the code, 1907, regulating the conduct of pupils of the county high schools, and forbidding the use of tobacco by such pupils.

February 17th, on the Calendar.

House File No. 176, by Townsend of Tama, a bill for an act to amend the law as it appears in section five thousand and forty (5040) of the code relating to breaches of the Sabbath day and penalty therefor.

January 28th, referred to Committee on Police Regulations.

House File No. 177, by Loundsberry of Marshall, a bill for an act to legalize certain warrants of the city of Marshalltown, Iowa.

February 17th, messaged to the Senate.

House File No. 178, by Newcomb of Adams, a bill for an act to amend section 792-b of the supplement to the code 1907, in relation to the payment of deficiencies in assessments for street improvements and sewers.

February 19th, on the Calendar.

House File No. 179, by Kane of Dubuque, a bill for an act authorizing the recording of transcripts from recorder's office of instruments affecting real estate. (Additional to chapter 6, title 14 of the code relating to conveyances of real estate.)

February 25th, sent to the Governor.

House File No. 180, by Kane of Dubuque, a bill nor an act to require all railroad companies owning railroads in the state of Iowa, of less than four feet eight and one-half inches (4 ft. 8 1-2 in.) gauge, to adopt such gauge within such reasonable time as may be fixed by the railroad commissioners.

January 25th, referred to Committee on Railroads and Transportation.

House File No. 181, by Farley of Polk, a bill for an act to regulate the occupation of barbering, to create a board of examiners for the licensing of persons to carry on such practice, to provide rules regulating the proper sanitation of barber shops, schools and colleges in which the occupation of barbering is taught and to prevent the spreading of contagious and infectious diseases through such occupation.

February 6th, indefinitely postponed.

House File No. 182, by Blackford of Henry, a bill for an act to amend section one thousand six hundred fifty-seven-d (1657-d), and section one thousand six hundred fifty-seven-e (1657-e), of the supplement of the code of Iowa, 1907, relative to the election of district directors of the state board of agriculture.

January 28th, referred to the Committee on Agriculture.

House File No. 183, by Bruce of Floyd, a bill for an act to repeal section twenty-five hundred fifty-three (2553) of the code and to enact a substitute therefor, relating to trapping, killing or ensnaring certain fur bearing animals.

January 28th, referred to the Committee on Fish and Game.

House File No. 184, by Sherman of Poweshiek, a bill for an act to create a law and legislative reference and bill drafting department of the state library; providing for a director and subordinate officer and employes thereof; prescribing the duties and fixing the salaries thereof, and making an additional appropriation therefor.

February 13th, referred to Committee on Appropriations.

House File No. 185, by Thompson of Decatur, a bill for an act to amend section two thousand seven hundred and ninety-seven (2797), of the code, relating to rural independent districts.

February 8th, withdrawn by author.

House File No. 186, by Atkinson of Butler, a bill for an act to amend the law as it appears in section twenty-five hundred seventy-eight (2578) supplement to the code, 1907, regulating the practice of medicine.

January 28th, referred to Committee on Public Health.

House File No. 187, by Bauman of Van Buren, a bill for an act to establish an industrial reformatory for women, to make appropriation therefor, to provide for the transfer of inmates to and from the industrial school for girls and repealing the law as it appears in chapter eight-a (8-a) of title thirteen (XIII) of the supplement of the code, 1907, relating to an industrial reformatory of females.

January 28, referred to Committee on Board of Control.

House File No. 188, by Thayer of Franklin, a bill for an act providing for the appointment of a commission to investigate and report upon the feasibility of altering, straightening and changing the natural water courses of the state in the interest of better drainage of agricultural lands and the protection of adjoining lands from overflow.

January 28th, referred to Committee on Appropriations.

House File No. 189, by Dawson of Cherokee, a bill for an act legalizing and curing the acts and proceedings of the incorporated town of Aurelia and the town council of the said incorporated town, in the county of Cherokee and state of Iowa, in relation to the establishment, erection, maintenance and operation of a system of water works and a gas plant and the issuance of bonds and warrants of said town in payment thereof, and authorizing the town council of said town to issue bonds for the purpose of taking up its floating indebtedness represented by its bonds and warrants.

February 17th, messaged to the Senate.

House File No. 190, by Jones of Dickinson, a bill for an act to amend section twenty-five hundred fifty-one (2551) of the supplement to the code of 1907 relating to the protection of game.

January 29th, referred to the Committee on Fish and Game.

House File No. 191, by Jones of Dickinson, a bill for an act authorizing the commission of pharmacy of the state of Iowa to pay to L. Rasmussen the sum of \$100.00 paid by him for a license as an itinerant vendor of drugs.

January 29th, referred to Committee on Claims.

House File No. 192, by Doze of Wayne, a bill for an act relating to the time of bringing an action to set aside a will.

February 20th, on the Calendar.

House File No. 193, by Dunlap of Clinton, a bill for an act to amend the law as it appears in paragraph 4 of section 1850, supplement to the code of 1907, relating to the investment of funds by savings banks.

January 29th, referred to Committee on Banks and Banking.

House File No. 194, by Trumbauer of Keokuk, a bill for an act to require assessors to ascertain whether or not a majority of the women of the state of Iowa desire equal suffrage. Whereas there is such division of opinion on the question as to the advisability of at this time submitting the question of equal suffrage to the voters of Iowa.

February 14th, indefinitely postponed.

House File No. 195, by Ring of Linn, by request, a bill for an act to amend the law as it appears in chapter one hundred forty-two (142) acts of the Thirty-third (33d) General Assembly relating to the number of persons to whom city or town councils may, by resolution, grant consent to sell intoxicating liquors, and making the same apply to cities acting under special charter.

February 10th, on the Calendar.

House File No. 196, by Erickson of Lyon, a bill for an act to confer additional powers upon trust companies and to prescribe the conditions under which they may transact business.

January 29th, referred to Committee on Banks and Banking.

House File No. 197, by Heaton of Union, a bill for an act to establish and maintain another state normal school for the special instruction and training of teachers for the common schools of the state, and making an appropriation therefor.

January 30th, referred to Committee on Normal Schools.

House File No. 198, by Larrabee of Fayette, by request, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for the Iowa Soldiers' Home, Iowa Soldiers' Orphans' Home, School for the Deaf, Institution for Feeble-minded Children, sanatorium for the treatment of tuberculosis, industrial schools, state hospitals, penitentiary, reformatory, and the purchase of land, and for a state institution for epileptics.

January 30th, referred to Committee on Board of Control.

House File No. 199, by Shankland of Polk, a bill for an act to provide for municipal courts for certain cities and the adoption thereof by special election; providing for jurisdiction thereof, mode and manner of procedure therein; providing for the election of the judges of such municipal courts and defining their powers and duties; providing for the manner of preparing and who shall constitute the jury list, manner of drawing jury panels and jurors; also defining certain duties of other officials and providing penalties for the violation thereof.

January 30th, referred to Committee on Judiciary.

House File No. 200, by Shankland of Polk, a bill for an act to amend section one (1) of chapter 161, of the laws of the Thirty-fourth General Assembly of Iowa relating to the foreclosure of real estate mortgages.

February 18th, messaged to Senate.

House File No. 201, by Hansen of Shelby, a bill for an act establishing the state colony for epileptics and making an appropriation for the purchase of land and the erection of building for said colony.

February 19th, referred to Committee on Appropriations.

House File No. 202, by Stipe of Page, a bill for an act to provide for the election of delegates and alternates to the national convention of each political party, to nominate candidates for president and vice-president (additional to section ten hundred eighty-seven (1087), supplement to the code, 1907, relating to primary elections.)

February 7th, on Calendar—new bill substituted.

House File No. 203, by Crozier of Marion, a bill for an act to amend section six hundred and fifteen (615) of chapter one (1), title five (5), of the code relating to the extension of the limits of cities and towns and providing for notice by posting in cities and towns in which no newspaper is printed or published.

February 4th, withdrawn by author.

House File No. 204, by Crozier of Marion, a bill for an act providing for the paroling of patients in the state hospital for inebriates and certain female patients from state hospitals for the insane and for the return of patients who violate their paroles, and repealing the law as it appears in section twenty-three hundred ten-a-nineteen (2310-a-19) of the supplement to the code, 1907.

January 30th, referred to Committee on Board of Control.

House File No. 205, by Crozier of Marion, a bill for an act in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, providing a custodial department for habitual inebriates authorizing the board of control of state institutions on the recommendation of the superintendent to remove

patients from one department to another and providing for compensation for the labor of patients.

January 30th, referred to Committee on Board of Control.

Home File No. 206, by Burt of Taylor, by request, a bill for an act to legalize the ordinances of the town of New Market, Taylor county, Iowa.

February 19th, messaged to Senate.

House File No. 207, by Larrabee of Fayette, by request, a bill for an act making appropriations for the State University, the Iowa State College of Agriculture and Mechanic Arts, the Iowa State Teachers' College, and the College for the Blind.

February 1st, referred to Committee on State Educational Institutions.

House File No. 208, by Bartle of Mitchell, a bill for an act to require a certificate of mental and physical soundness issued by a legally authorized practitioner of human medicine to be filed with the clerk of courts, as an essential in the issuance of a marriage license.

February 1st, referred to Committee on Public Health.

House File No. 209, by Peterson of Cass, a bill for an act to amend section one (1), section two (2), and section seven (7), of chapter one hundred sixty-nine (169) of the acts of the Thirty-third General Assembly relating to diseases among bees and making an appropriation for the expenses of the state inspector of apiaries.

February 10th, indefinitely postponed.

House File No. 210, by Burt of Taylor, a bill for an act to provide for the regulation of moving picture films and stereopticon views, fixing the penalties for violating the provisions of this act, establishing the office of state censor, and providing for the appointment, compensation, duties, and term of office of said censor.

February 1st, referred to Committee on Police Regulations.

House File No. 211, by Doze of Wayne, a bill for an act requiring every company, corporation, lessee, manager, receiver, or superintendent operating a line of railway in the state of Iowa to equip their locomotive engines with a headlight of a certain power of brilliancy and providing a penalty for the violation of this act.

February 8th, withdrawn by author.

House File No. 212, by Sidey of Adair, a bill for an act to amend the law as it appears in section seven hundred twenty (720) supplement to the code 1907, as amended by chapter forty-four (44) acts of the Thirty-third (33d) General Assembly, and chapter thirty-four (34) acts of the Thirty-fourth (34th) General Assembly.

February 19th, on the Calendar.

House File No. 213, by Jamison of Des Moines, a bill for an act to transfer to the city of Burlington, Iowa, the title, use and control of a certain island in the Mississippi river near the city of Burlington, Iowa, known as Otter island.

February 17th, Senate File 29 substituted.

House File No. 214, by Hansen of Shelby, a bill for an act to establish three additional state normal schools, to locate the same, select and secure sites therefor, and making appropriation for the purchase of said sites.

February 1st, referred to Committee on Normal Schools.

House File No. 215, by Hansen of Shelby, a bill for an act to repeal section ten hundred seventy-two (1072) of the supplement to the code, 1907, and to enact a substitute therefor, providing for four year terms for county officers.

February 15th, on the Calendar.

House File No. 216, by Carson of Davis, a bill for an act to amend section three thousand eight hundred two (3802) of the code relative to the lien of judgments.

February 1st, referred to Committee on Judiciary.

House File No. 217, by McHose of Boone, a bill for an act to repeal section eleven (11) and fifteen (15), of chapter seventy-two (72), acts of the Thirty-fourth General Assembly; and to repeal sections three (3), fourteen (14) and sixteen (16) of chapter seventy-two (72), acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, all relating to taxation and registration of motor vehicles, and fixing penalties for violation thereof.

February 12th, referred to Committee on Roads and Highways.

House File No. 218, by Larrabee of Fayette, by request, a bill for an act to provide additional funds for the soldiers' home, the industrial school for boys, the industrial school for girls, the state penitentiary and the reformatory.

February 1st, referred to Committee on Appropriations.

House File No. 219, by Crozier of Marion, a bill for an act to amend section four thousand three hundred nineteen-A (4319-A) of the supplement to the code and making the provisions thereof applicable to state hospitals.

February 1st, referred to Committee on Board of Control.

House File No. 220, by Halgrims of Humboldt, a bill for an act to amend section three (3), chapter one hundred seventy-four (174), laws of the Thirty-fourth (34th) General Assembly, relating to the misbranding of foods.

February 1st, referred to Committee on Food and Dairy.

House File No. 221, by Grout of Black Hawk, a bill for an act to provide for the transfer of inmates of the industrial school to the reformatory for the purpose of safe-keeping, training and disciplining.

February 1st, referred to Committee on Judiciary.

House File No. 222, by Grout of Black Hawk, a bill for an act to prohibit marriages of persons committed to the industrial school and absent therefrom on parole or without authority and to provide punishment for violation of the act.

February 1st, referred to Committee on Judiciary.

House File No. 223, by Hutchins of Kossuth, by request a bill for an act to amend section sixteen hundred fifty-seven-n (1657-n), supplement to the code, 1907, relative to the compensation of the secretary of the department of agriculture.

February 1st, referred to Committee on Agriculture.

House File No. 224, by Greene of Clinton, a bill for an act to amend section 1989-a-41 of the supplement of the code of 1907 and amendments thereto relative to the compensation to be paid appraisers of damages and commissioners of drainage districts.

February 7th, on the Calendar.

House File No. 225, by Brady of Dallas, a bill for an act to establish and maintain an elementary state normal school at Perry, Iowa, and donating certain real estate to the state of Iowa for the use of the said school.

February 3d, referred to Committee on Normal Schools.

House File No. 226, by Pickford of Cerro Gordo, a bill for an act to amend section sixteen hundred and sixty (1660) of the supplement to the code, 1907, to aid county agricultural societies.

February 21st, on the Calendar.

House File No. 227, by Dixon of Sac, a bill for an act to establish and maintain an elementary state normal school for the education and promotion of teachers for the common schools of Iowa, and providing for the transfer of certain real estate and personal property to the state of Iowa for the use of said normal school.

February 3d, referred to committee on Normal Schools.

House File No. 228, by Dawson of Cherokee, by request, a bill for an act to authorize heads of state institutions under the board of control of state institutions to deposit in bank money in their hands belonging to inmates and to provide for the use of the income from such deposits.

February 17th, on the Calendar.

House File No. 229, by Dawson of Cherokee, by request, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-four (2724) of the supplement to the code of 1907 and to enact a substitute therefor relating to admission to the school for the deaf and to reports by county superintendents of deaf persons.

February 17th, on the Calendar.

House File No. 230, by Dawson of Cherokee, by request, a bill for an act to establish the industrial school at Eldora and the department at Mitchellville as two separate and distinct institutions, to provide official designation for them, and to repeal acts in conflict with this act.

February 3d, referred to the committee on Board of Control.

House File No. 231, by Scholz of Clayton, a bill for an act to amend section one (1), chapter one hundred four (104) of the acts of the Thirty-third General Assembly, as amended by chapter seventy-three (73) of the acts of the Thirty-fourth General Assembly, relative to recording of articles of incorporation of incorporations for pecuniary profit.

February 8th, on the Calendar.

House File No. 232, by Scholz of Clayton, a bill for an act to amend section three thousand three hundred seventy-seven (3377) of the code, relating to the election between the distributive share and occupancy of homestead by surviving spouse and setting off such distributive share.

February 8th, on the Calendar.

House File No. 233, by Scholz of Clayton, a bill for an act to amend section eight hundred ninety-one (891) of the supplement to the code 1907, relative to labor on highways.

February 3d, referred to committee on Roads and Highways.

House File No. 234, by Kane of Dubuque, a bill for an act to regulate the business of loaning money or credit by persons, firms, and corporations other than national banks, licensed bankers, trust companies, savings banks, building and loan associations, real estate brokers, and pawnbrokers.

February 20th, referred to committee on Banks and Banking.

House File No. 235, by Burt of Taylor, a bill for an act to legalize certain warrants of the city of Bedford, Iowa.

February 20th, on the Calendar.

House File No. 236, by Burt of Taylor, a bill for an act legalizing the adoption, signing, recording and publication of the ordinances of the city of Bedford.

February 24th, messaged to the Senate.

House File No. 237, by Downey of Crawford, a bill for an act providing that all common carriers operating trains within the state of Iowa, and conveying live stock, shall provide a car equipped with sleeping berths or bunks, for the persons in charge of such live stock.

February 14th, withdrawn by author.

House File No. 238, by Shankland of Polk, a bill for an act to amend the law as it appears in section three thousand one hundred ninety-seven (3197) of the code relating to the giving of bonds by guarantians and the approval of such bonds by the court.

February 18th, indefinitely postponed.

House File No. 239, by Shankland of Polk, a bill for an act to provide for examination and registration of plumbers; providing for the creation of a state board of examiners; providing for the state board to make rules and regulations for the installation of plumbing in certain cities, and the inspection thereof.

February 3d, referred to committee on Municipal Corporations.

House File No. 240, by Lund of Hamilton, a bill for an act to amend section twenty-five hundred and eighty-two (2582) supplement to the code, 1907, relating to registration of persons practicing medicine and surgery.

February 17th, indefinitely postponed.

House File No. 241, by Stipe of Page, a bill for an act to repeal section two thousand five hundred and seventy-five-a-fifty-two (2575-a-52) of the supplement of the code, 1907, and to enact a substitute therefor, making annual appropriations for carrying on the work of the state entomologist.

February 3d, referred to committee on Horticulture.

House File No. 242, by Halstead of Buchanan, a bill for an act to amend section ten hundred and seventy-six (1076), of the supplement to the code, 1907, relating to the registration of voters.

February 17th, on the Calendar.

House File No. 243, by Brady of Dallas, a bill for an act to amend the law relating to the compensation and duties of school treasurers as the same appears in section twenty-seven hundred eighty (2780) of the code and section twenty-seven hundred sixty-eight (2768) of the supplement to the code, 1907.

February 4th, referred to committee on Schools and Text Books.

House File No. 244, by Scholz of Clayton, a bill for an act providing for the settlement and determination of the title to real estate of deceased persons.

February 18th, indefinitely postponed.

House File No. 245, by Helming of Allamakee, a bill for an act to prohibit public treating to intoxicating liquors and prescribing penalties therefor.

February 15, on the Calendar.

House File No. 246, by Huntley of Lucas, by request, a bill for an act to amend paragraph thirteen (13) of section forty-eight (48) of the code, relating to oath by corporations.

February 15th, indefinitely postponed.

House File No. 247, by Halgrims of Humboldt, a bill for an act to declare certain diseases, contagious and infectious, and to provide rules and regulations for the control of the same, and to fix punishment for violation thereof.

February 4th, referred to committee on Public Health.

House File No. 248, by Bauman of Van Buren, a bill for an act requiring all evidence of debt be assessed for taxation, and bear the endorsement of the assessor or be void in law.

February 5th, referred to committee on Ways and Means.

House File No. 249, by Hazen of Pottawattamie, by request, a bill for an act making an appropriation to reimburse certain employes of the Iowa School for the Deaf, for loss of wearing apparel, by fire, at said school, on the 23d day of April, 1911.

February 5th, referred to committee on Claims.

House File No. 250, by Atkinson of Butler, a bill for an act to amend the law as it appears in section twelve hundred seventy-two (1272) supplement to the code, 1907.

February 15th, on the Calendar.

House File No. 251, by Halstead of Buchanan, a bill for an act to permit a voter to cast his vote at general elections when unavoidably absent from his regular voting precinct outside of the county, to vote for county, district or state officers, members of the legislature, members of congress and electors of president and vice-president of the United States, in any voting precinct where he may present himself for such purposes, on the day of such general election, providing for the counting of such votes, and prescribing penalties for violations thereof.

February 5th, referred to committee on Elections.

House File No. 252, by Pickford of Cerro Gordo, a bill for an act authorizing cities to enact ordinances regulating the construction, alteration, enlargement or repair of buildings and structures, and to provide for the enforcement thereof.

February 5th, referred to committee on Municipal Corporations.

House File No. 253, by Pickford of Cerro Gordo, a bill for an act repealing section seven hundred eleven (711) of the code and enacting a substitute therefor relative to the powers of cities and towns in respect to prevention of fires, accidents from electrical apparatus, fire limits and the erection of structures within fire limits.

February 5th, referred to committee on Municipal Corporations.

House File No. 254, by Pickford of Cerro Gordo, a bill for an act repealing sections six hundred forty-seven (647), six hundred forty-eight (648), and six hundred fifty-one (651) of the supplement of the code, 1907 and enacting substitutes therefor, relative to the election and appointment of certain officers in cities and towns.

February 24th, on the Calendar.

House File No. 255, by Brockway of Louisa, by request, a bill for an act to amend section two thousand seven hundred and seventy-three (2773) of the code of Iowa, relating to legal holidays in common schools.

February 25th, on the Calendar.

House File No. 256, by Brockway of Louisa, by request, a bill for an act to amend section two thousand seven hundred and eighty (2780) of the code of Iowa relating to compensation for holidays to teachers in public schools.

February 5th, referred to committee on Compensation of Public Officers.

House File No. 257, by Brockway of Louisa, by request, a bill for an act repealing section twenty-three hundred and forty-eight (2348) of the code, 1897, and enacting a substitute therefor providing for a bounty on wild animals, and the proof to secure such bounty.

February 17th, on the Calendar.

House File No. 258, by Kulp of Palo Alto, a bill for an act to amend chapter 72 of the acts of the Thirty-fourth General Assembly, regulating the registration and control of motor vehicles.

February 5th, referred to committee on Roads and Highways.

House File No. 259, by Dixon of Sac, a bill for an act creating the office of state examiners for counties, fixing their compensation, duties, terms of office and method of appointment, providing for a system of public accounting and supervision of county officers, establishing a uniform system of accounts, reports and audits for counties, and providing penalties for violations of this act.

February 20th, on the Calendar.

House File No. 260, by White of Benton, a bill for an act to amend section two thousand seven hundred twenty-seven-c (2727-c) of chapter eleven-a (11-a) supplement to the code of 1907 relating to school for blind.

February 21st, on the Calendar.

House File No. 261, by Atkinson of Butler, a bill for an act to amend section twenty-eight hundred and fourteen (2814) of the supplement to the code, relative to the acquisition of school sites.

February 25th, on the Calendar.

House File No. 262, by Craig of Madison, a bill for an act to amend the law as it appears in sections twenty-eight hundred thirty-one (2831) and twenty-eight hundred thirty-two (2832) supplement to the code, 1907. Relating to uniformity of school text books.

February 21st on the Calendar.

House File No. 263, by Whitney of Woodbury, a bill for an act to amend section two thousand one hundred fifty-seven-g (2157-g) of the supplement to the code, 1907, relating to free passes.

February 21st, on the Calendar.

House File No. 264, by Whitney of Woodbury, a bill for an act to repeal section eight hundred fifty-two (852) of the supplement to the code, 1907, and to repeal chapter fifty-seven (57) of the acts of the Thirty-

third (33) General Assembly and to amend chapter fifty-six (56) of the acts of the Thirty-third (33) General Assembly, relating to park and park commissioners and levy for park purposes.

February 22d, on the Calendar.

House File No. 265, by Lund of Hamilton, a bill for an act to repeal section twenty-one (21) and to amend section twenty-four (24) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly known as "The Military Code of Iowa."

February 18th, on the Calendar.

House File No. 266, by Lund of Hamilton, a bill for an act to amend sections twenty-six (26) and forty-three (43) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly known as "The Military Code of Iowa."

February 6th, referred to committee on Appropriations.

House File No. 267, by Bradley of Wapello, a bill for an act to prohibit persons, partnerships, or corporations, owning or operating street car systems, from using or operating any cars, unless the same shall be provided with a center aisle or passage way of not less than eighteen inches, running the entire length of such car, and fixing a penalty for the violation thereof.

February 6th, referred to committee on Municipal Corporations.

House File No. 268, by Thompson of Decatur, by request, a bill for an act to repeal sections two thousand five hundred seventy-four (2574) of the code, and two thousand five hundred sixty-four (2564), two thousand five hundred seventy-five-a-one (2575-a-1), two thousand five hundred seventy six (5576), chapter sixteen (16) title twelve (12) of the code 1907, relating to the state board of health; section two thousand five hundred eighty (2580) of the code, and two thousand five hundred seventy-six (2576), two thousand five hundred seventy-eight (2578), two thousand five hundred eighty-three (2583), chapter seventeen (17) title twelve (12) of the code of 1907, relative to the practice of medicine and providing a substitute therefor.

February 6th, referred to committee on Public Health.

House File No. 269, by Carson of Davis, a bill for an act repealing section four thousand nine hundred ninety-nine-a-thirty-eight (4999-a38) of chapter ten-b (10-b) of title twenty-four (24) of the supplement to the code, 1907, and enacting a substitute therefor relating to the enforcement of the pure drug laws.

February 8th, referred to committee on Appropriations.

House File No. 270, by Shankland of Polk, a bill for an act to amend section four hundred ninety-five (495) of chapter five (5) title four (4) of the code 1907 relating to the compensation of county recorders.

February 6th, referred to committee on Compensation of Public Officers.

House File No. 271, by Shankland off Polk, a bill for an act relating to the protection of employes on street railways, enclosing platforms and vestibules, and providing for the heating of same, and providing for seats for certain employes and providing for toilet facilities for employes, amendatory of section seven hundred sixty-eight (768) of the supplement to the code.

February 6th, referred to committee on Municipal Corporations.

House File No. 272, by Lund of Hamilton, a bill for an act to pension the survivors of the Spirit Lake relief exposition of 1857.

February 25th, referred to Committee on Appropriations.

House File No. 273, by committee on Elections, a bill for an act to repeal section ten hundred eighty-seven-a-one (1087-a-1) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to repeal section ten hundred eighty-seven-a-ten (1087-a-10) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to amend section ten hundred eighty-seven-a-fourteen (1087-a-14) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly; and to amend section ten hundred eighty-seven-a-twenty (1087-a-20) of the supplement to the code, 1907, relating to the nomination of candidates for president and vice-president of the United States and of the election of party national committeemen.

February 21st, messaged to the Senate, motion filed to reconsider.

House File No. 274, by Committee on Congressional Districts, a bill for an act to divide the state into eleven congressional districts and to provide for the election of congressmen thereunder.

February 19th, referred to committee on Congressional Districts.

House File No. 275, by Cole of Hancock, a bill for an act to amend the law as it appears in section twenty-seven hundred seventy-eight (2778), supplement to the code, 1907, and to provide for the employment of school superintendents for a term of years.

February 17th, on the Calendar.

House File No. 276, by Bernbrock of Black Hawk, a bill for an act providing for the sanitation of laundries; regulating the health of operatives, employees, clerks, and all other persons working on the premises who handle clothing intended for laundering purposes; defining a laundry, regulating the ventilation and sanitary conditions thereof; defining the duties of the state dairy and food commission in relation thereto; providing penalties for the violation thereof, and repealing acts in conflict therewith.

February 7th, referred to committee on Food and Dairy.

House File No. 277, by Griffin of Woodbury, a bill for an act to amend the law as it appears in section four hundred ninety-

February 7th, referred to committee on Compensation of Public Officers.

House File No. 278, by Grout of Black Hawk, a bill for an act to amend the law as it appears in section twenty-four hundred twenty-eight (2428), of the code, relating to the duties of peace officers.

February 7th, referred to committee on Police Regulations.

House File No. 279, by Bliss of Ringgold, a bill for an act to establish three additional state normal schools and for the location of same and procure sites therefor, and making an appropriation therefor.

February 7th, referred to committee on Normal Schools.

House File No. 280, by Shankland of Polk, by request, a bill for an act to appropriate the sum of fifty thousand (\$50,000) dollars to be used for the purpose of promoting an exposition to be held in the city of Des Moines, Iowa, during the summer or fall of 1913 for the display of evidences of the progress of the negro race in the state of Iowa during the fifty years (50) since emancipation.

February 7th, referred to committee on Appropriations.

House File No. 281, by Shankland of Polk, a bill for an act to provide, secure and pay compensation for employes who sustain personal injury while in line of duty.

February 7th, referred to committee on Judiciary.

House File No. 282, by Mitchell of Wapello, a bill for an act to amend section two, chapter thirty-eight of the acts of the Thirty-fourth General Assembly relating to length of cars to be equipped with power brakes.

February 7th, referred to committee on Municipal Corporations.

House File No. 283, by Jones of Dickinson, a bill for an act to amend section forty-seven hundred ninety-nine-a (4799-a) of the supplement to the code of 1907 relative to the crime of burglary with explosives.

February 7th, referred to committee on Banks and Banking.

House File No. 284, by Daniels of Appanoose, a bill for an act to provide for the assessment and taxation of osage, willow and other hedge fences adjacent to public highways.

February 7th, referred to committee on Ways and Means.

House File No. 285, by Greene of Clinton, a bill for an act establishing city athletic commissions and regulating boxing and sparring exhibition in cities of twenty thousand population, or over, and cities acting under special charter or commission form of government.

February 24th, on the Calendar, with report of committee recommending indefinite postponement, and minority views recommending passage.

House File No. 286, by Hadley of Webster, a bill for an act empowering board of supervisors to appropriate money for educational purposes in relation to preventable diseases.

February 21st, indefinitely postponed.

House File No. 287, by Bruce of Floyd, a bill for an act for the prevention of accidents, providing indemnity to employees, creating a fund for the purpose, securing contributions thereto, creating a board and fixing their powers and duties relating to the subject matters of this act.

February 12th, referred to committee on Judiciary.

House File No. 288, by Sherman of Poweshiek, a bill for an act to make an appropriation for the payment of the expenses of printing of briefs and traveling expenses of one of the railroad commissioners, Clifford Thorne, while in attendance at the final hearing in the case before the Interstate Commerce Commission involving general advancement in rates.

February 8th, referred to committee on Claims.

House File No. 289, by Elliott of Monona, a bill for an act authorizing cities and towns, including cities under special charter, to regulate or prohibit by ordinance the maintenance or use of cess-pools, privy vaults, pits, excavations, or receptacles for the deposit of offal, filth, night soil, or sewage, and to provide punishment for the violation of such ordinance.

February 8th, referred to committee on Public Health.

House File No. 290, by Elliott of Monona, a bill for an act to amend section six hundred ninety-six (696) of the supplement to the code, 1907, relating to the prevention of nuisances and the regulation of slaughter houses and other such places by cities and towns.

February 19th, on the Calendar.

House File No. 291, by Stipe of Page, a bill for an act to repeal section five thousand and forty-a (5040-a) of the supplement to the code, 1907, and to enact a substitute therefor, relating to the prohibition of ball games and other sports on Decoration day.

February 19th, on the Calendar.

House File No. 292, by Doze of Wayne, a bill for an act additional to chapter five (5) title ten (10) of the code to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same.

February 22d, on the Calendar.

House File No. 293, by Halgrims of Humboldt, a bill for an act to legalize the incorporation of Humboldt State Bank, Humboldt, Iowa.

February 18th, on the Calendar.

House File No. 294, by Ring of Linn, a bill for an act to amend the law as found in section two hundred fifty-four-a-eighteen (254-a-18) supplement to the code 1907 relating to the compensation of probation officers of juvenile courts:

February 8th, referred to committee on Compensation of Public Officers.

House File No. 395, by Helming of Allamakee, a bill for an act to provide for the care and treatment of indigent children under the direction of the state board of control, and to make an appropriation therefor.

February 8th, referred to committee on Board of Control.

House File No. 296, by Dixon of Sac, a bill for an act to amend the law as it appears in section ten hundred fifty-six-a-twenty-five and ten hundred fifty-six-a-twenty-six (1056-a-25 and 1056-a-26) of the supplement to the code, 1907, as amended, and to provide for the appointment and powers of library trustees in certain cities.

February 10th, referred to committee on Public Libraries.

House File No. 297, by Ring of Linn, a bill for an act to enable the state of Iowa to assist in the celebration of the fiftieth anniversary of the battle of Gettysburg, and to appropriate money therefor and provide for the distribution thereof.

February 25th, referred to committee on Appropriations.

House File No. 298, by Kulp of Palo Alto, a bill for an act relating to elevators and warehouses on railroad land and prescribing methods and conditions of procuring and holding sites therefor, and liability for loss or destruction thereof.

February 10th, referred to committee on Railroads and Transportation.

House File No. 299, by Whitney of Woodbury, a bill for an act to repeal section three thousand eight hundred seventy-two (3872) of the code and to enact a substitute therefor relating to the taxation of jury fees as costs.

February 18th, indefinitely postponed.

House File No. 300, by Griffin of Woodbury, a bill for an act to amend the law as it appears in section four thousand seven hundred ninety-nine-a (4799-a) of the supplement to the code, 1907, relating to burglary with explosives.

February 10th, referred to committee on Police Regulations.

House File No. 301, by Jacobs of Calhoun, a bill for an act prescribing the liability of employers for accidental bodily injuries or death sustained by their employes; providing for compensation for accidental bodily injuries to or death of employes and methods of payment of same; restricting the right of recovery to the compensation as provided; providing for a review of awards thereof; providing for the creation of the bureau of industries and fixing its

powers; providing for safety devices and safeguards; providing duties of employers and employes and fixing penalties for violation thereof; providing for hearing before such bureau and for actions against it; fixing the bureau's powers in respect to industrial accidents and making appropriations for carrying out of this act.

February 13th, referred to committee on Judiciary.

House File No. 302, by Lund of Hamilton, a bill for an act to amend the law relating to the sale of concentrated feeding stuffs, as it appears in section five thousand seventy-seven-a-eight (5077-a-8) of the supplement to the code, 1907.

February 22d, on the Calendar.

House File No. 303, by Huff of Hardin, a bill for an act to require all persons, partnerships, companies or corporations owning or operating a railway in this state, to equip the cab of all locomotive engines with frost glass in front of the seat of the engineer and fireman of said engine, and providing a penalty for the violating thereof.

February 21st, on the Calendar.

House File No. 304, by Huff of Hardin, a bill for an act to amend chapter one hundred eighty-four (184), of the acts of the Thirty-fourth (34th) General Assembly relative to the suspension of the execution of the sentence of certain convicts on first conviction.

February 18th, on the Calendar.

House File No. 305, by Fraley of Polk, a bill for an act to provide for the transfer to the city or town treasurer of unclaimed funds in the treasury of the county where such unclaimed funds are the proceeds of an invalid tax levied to pay for the construction of an electric light plant for such city or town, and making the same a part of the general fund of such city or town.

February 22d, on the Calendar.

House File No. 306, by Newcomb of Adams, a bill for an act to amend sections seven hundred thirty-two (732) and eight hundred ninety-four (894) of the supplement to the code, 1907, relative to the levying of taxes for public libraries.

February 12th, referred to Committee on Public Libraries.

House File No. 307, by Kingland of Winnebago, a bill for an act to repeal chapter one hundred forty-six (146) of the acts of the Thirty-fourth General Assembly relating to the payment of tuition of pupils attending high schools located in other districts.

February 25th, indefinitely postponed.

House File No. 308, by Elwood of Howard, a bill for an act relating to the transfer of messages by telegraph companies and providing penalties for the violation thereof, and conferring power on the board of railroad commissioners in connection therewith.

February 10th, referred to Committee on Telegraph and Express.

House File No. 309, by Daniels of Appanoose, a bill for an act to amend section 3656 of the code relative to trial terms.

February 13th, on the Calendar.

House File 310, by Daniels of Appanocse, a bill for an act to amend section 3172 of the code of 1897, providing for the postponement of the hearing of an application for divorce.

February 10th, referred to Committee on Judiciary.

Huse File No. 311, by Hunt of Harrison, a bill for an act relating to fire or other casualty insurance and preventing discrimination therein and rebates of premiums received therefor.

February 19th, on the Calendar.

House File No. 312, by Koontz of Johnson, a bill for an act to confer certain powers on cities organized under chapter forty-eight (48) of the acts of the Thirty-second (32) General Assembly of Iowa as the same appears in chapter fourteen-c (14-c) of title five (V) of the 1907 supplement to the code of 1897; and on cities having a population of five thousand (5,000) or more organized under chapter two (2) of title (V) of the code of 1897, and including cities under special charters, relating to the organization, equipment and operation of fire departments in addition to all the other powers now granted to such cities by law, and providing for the levy and collection of a special tax for the use and benefit of such fire departments.

February 10th, referred to Committee on Municipal Corporations.

House File No. 313, by Koontz of Johnson, a bill for an act to legalize certain warrants of the city of Iowa City, Iowa.

February 10th, referred to Committee on Judiciary.

House File No. 314, by Koontz of Johnson, a bill for an act appropriating the sum of five thousand dollars (\$5,000) to indemnify Charles David Sentman for having contracted tuberculosis of the lungs while engaged as a scavenger and farm hand at the Iowa State Sanatorium at Oakdale, Iowa.

February 10th, referred to Committee on Claims.

House File No. 315, by Koontz of Johnson, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-seven-a eighty-five (2727-a85) of the supplement to the code of 1907 and to enact a substitute therefor relating to the support of the state sanatorium for the treatment of tuberculosis.

February 10th, referred to Committee on Board of Control.

House File No. 316, by Koontz of Johnson, a bill for an act to amend the law relating to the granting of franchises by cities and towns, as it appears in section seven hundred seventy-six (776) of the supplement to the code, 1907, as amended by chapter forty-four (44) of the acts of the Thirty-third General Assembly.

February 10th, referred to Committee on Municipal Corporations.

House File No. 317, by Brady of Dallas, a bill for an act defining the number of employes necessary to constitute a full crew of railroad trains and yard service, providing a limit for the number of cars constituting a train and providing penalties for the violation thereof.

February 10th, referred to Committee on Railroads and Transportation.

House File No. 318, by Stipe of Page, a bill for an act to repeal chapter seventy (70), acts of the Thirty-fourth (34th) General Assembly, and to enact a substitute therefor, relating to the dragging of public highways, providing a separate dragging fund to pay a part of the cost thereof, and providing for the taxation of certain portions of the cost of the dragging to the owners of land in each township.

February 10th, referred to Committee on Roads and Highways.

House File No. 319, by Dawson of Cherokee, a bill for an act requiring the teaching of elementary agriculture, domestic science, and manual training in the public schools, after a specified time.

February 17th, on the Calendar.

House File No. 320, by McVicker of Wright, a bill for an act to provide for the incorporation of co-operative companies or associations and to give to such companies certain powers in addition to those provided by the general incorporation laws (additional to chapter one (1) title nine (IX) of the code, 1897).

February 12th, referred to Committee on Judiciary.

House File No. 321, by Boettger of Scott, a bill for an act to amend sub-division five (5), section one thousand seven hundred and nine (1709), supplement to the code, 1907, relating to indemnity insurance for owners of automobiles and other motor vehicles.

February 21st, withdrawn by author.

House File No. 322, by Boettger of Scott, a bill for an act to repeal section four hundred seventy-nine (479) of the supplement to the code of 1907 and to enact a substitute therefor relating to the compensation of county auditors.

February 12th, referred to Committee on Compensation of Public Officers.

House File No. 323, by Grout of Black Hawk, a bill for an act to repeal section five thousand twenty-eight-a (5028-a) of the supplement to the code, 1907, and to enact a substitute therefor, relative to the prevention and punishment of the desecration, mutilation or improper use of the flag of the United States of America and the flag of the state of Iowa.

February 12th, referred to Committee on Military.

House File No. 324, by Grout of Black Hawk, a bill for an act to appropriate the sum of five hundred dollars as a refund to the perpetual building and loan association of Waterloo, Iowa, of incorporation fee paid by said association.

February 12th, referred to Committee on Claims.

House File No. 325, by Bartle of Mitchel, a bill for an act to amend the law relating to the penalty for failure to pay taxes when due as the same appears in code section fourteen hundred thirteen (1413); and to amend the law relating to the redemption of real estate from tax sale as the same appears in code section fourteen hundred thirty-six (1436); and to amend the law relating to tax sales of real estate by giving to counties the right to purchase real estate at tax sales and to own and dispose of the same.

February 12th, referred to Committee on Judiciary.

House File No. 326, by Brockway of Louisa, a bill for an act making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission.

February 12th, referred to Committee on Appropriations.

House File No. 327, by Brockway of Louisa, a bill for an act making an appropriation to enable the state railroad commission to investigate and prepare cases affecting Iowa interstate rates and services.

February 12th, referred to Committee on Appropriations.

House File No. 328, by Dixon of Sac, by request, a bill for an act creating a department of health, abolishing the state board of health, and repealing section twenty-five hundred sixty-four (2564), chapter sixteen (16), of the supplement to the code, 1907; section twenty-five hundred seventy-five (2575), chapter sixteen (16), supplement to the code of 1897, and chapter one hundred twenty (120), laws of the Thirty-fourth General Assembly.

February 12th, referred to Committee on Public Health.

House File No. 329, by Hazen of Pottawattamie, by request, a bill for an act to encourage corn and small grain growing in the state of Iowa and to aid in conducting an exposition and convention of the grain growers of the state and to make an appropriation therefor.

February 12th, referred to Committee on Agriculture.

House File No. 330, by McHose of Boone, a bill for an act to amend section eleven hundred six (1106) of the supplement to the code, 1907, relating to the form of ballots at election.

February 12th, referred to Committee on Elections.

House File No. 331, by Griffin of Woodbury, a bill for an act to amend sections two (2) and three (3) and to repeal section thirty-three (33) and to enact a substitute therefor, of chapter seventy-two (72), acts of the Thirty-fourth General Assembly.

February 18th, indefinitely postponed.

House File No. 332, by Crozier of Marion, by request, a bill for an act in relation to the construction and repair of county bridges, authorizing boards of supervisors to make yearly contracts for the construction and repair thereof and providing the manner in which contracts shall be made.

February 12th, referred to Committee on Roads and Highways.

House File No. 333, by Jones of Dickinson, a bill for an act to repeal section five hundred and ten-a (510-a) of the supplement to the code, 1907, and to enact a substitute therefor and to amend section five hundred and ten-b (510-b) of the supplement to the code, 1907, and to repeal paragraph twenty-three (23) of section five hundred and eleven (511) of the supplement to the code, 1907, relating to the compensation of sheriffs.

February 12th, referred to Committee on Compensation of Public Officers.

House File No. 334, by Bernbrock of Black Hawk, a bill for an act to provide for the planting, care and protection of ornamental and shade trees on all residence streets of cities of the first and second classes, towns, special charter cities and cities under the commission form of government; and penalties for violation, etc.

February 12th, referred to Committee on Municipal Corporations.

House File No. 335, by Brenbrock of Black Hawk, a bill for an act to amend the law as it appears in sub-division five (5) section one thousand seven hundred and nine (1709) of the supplement to the code 1907, relating to health, accident and liability insurance.

February 22d, on the Calendar.

House File No. 336, by Doze of Wayne, a bill for an act authorizing the issue of a patent to the southeast quarter (S.E.1-4) of the southeast quarter (S.E.1-4) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.

February 22d, on the Calendar.

House File No. 337, by Doze of Wayne, a bill for an act authorizing the issue of a patent to the northeast quarter (N.E.1-4) of the southeast quarter (S.E.1-4) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.

February 22d, on the Calendar.

House File No. 338, by Newcomb of Adams, a bill for an act to amend section five thousand one hundred and nineteen (5119) of the code, defining vagrancy.

February 22d, on the Calendar.

House File No. 339, by Stipe of Page, a bill for an act to amend section one thousand eight hundred and forty-five (1845) of the code, relating to the number of directors of savings banks.

February 12th, referred to Committee on Banks and Banking.

House File No. 340, by Barry of Linn, a bill for an act to amend the law as it appears in sections ten hundred seventy-two (1072), twenty-seven hundred forty-two (2742), and twelve hundred seventy-two (1272), supplement to the code, 1907, relating to the office of county superintendent of schools; to repeal section twenty-seven hundred thirty-four-b (2734-b), supplement to the code, 1907, relating to the office of county superintendent of schools and to provide for the election, qualifications, duties and compensation of a county superintendent of schools.

February 12th, referred to Committee on Schools and Text Books.

House File No. 341, by Barry of Linn, a bill for an act creating the office of state document editor, prescribing the method of electing a state document editor, fixing his salary and defining his duties.

February 12th, referred to Committee on Retrenchment and Reform.

House File No. 432, by Brady of Dallas, a bill for an act to provide for the erection of a women's and children's building on the Iowa State Fair and Exposition grounds, and to make an appropriation therefor.

February 12th, referred to Committee on Agriculture.

House File No. 343, by Hunt of Harrison, a bill for an act to legalize an election held in the town of Modale, Iowa, March 25, 1912, in electing councilmen; and to legalize the acts of the council of said town in filling vacancies in said council.

February 18th, on the Calendar.

House File No. 334, by Bruce of Floyd, a bill for an act to repeal the law as it appears in sections twenty-seven hundred forty-three (2743), twenty-seven hundred forty-five (2745), twenty-seven hundred fifty-one (2751), twenty-seven hundred fifty-three (2753), twenty-seven hundred ninety (2790), twenty-seven hundred ninety-seven (2797), and twenty-seven hundred ninety-eight (2798) of the code, and sections twenty-seven hundred forty-four (2744), twenty-seven hundred fifty-two (2752), twenty-eight hundred (2800), and twenty-eight hundred one (2801) of the supplement to the code, 1907, and to enact substitutes there-

for; and to amend the law as it appears in section twenty-seven hundred fifty-four (2754), twenty-seven hundred ninety-four (2794), supplement to the code, 1907, and twenty-seven hundred ninety-four-a (2794-a), supplement to the code, 1907, as amended by the acts of the Thirty-fourth General Assembly, relating to the units of school organization.

February 12th, referred to Committee on Schools and Text Books.

House File No. 345, by Bruce of Floyd, a bill for an act to amend section five (5) of chapter one hundred fifty-four (154) of the session laws of the Thirty-third (33d) General Assembly, relative to fees received for hunting licenses.

February 12th, referred to Committee on Ways and Means.

House File No. 346, by Bruce of Floyd, a bill for an act to repeal sections thirty-five hundred forty-three (3543) and thirty-five hundred forty-four (3544) of the code of Iowa, 1897, and to enact a substitute in lieu thereof relative to the filling of a lis pendens.

February 12th, referred to Committee on Judiciary.

House File No. 347, by Bruce of Floyd, a bill for an act to amend section thirty-five hundred thirty-four (3534) of the code.

February 12th, referred to Committee on Judiciary.

House File No. 348, by Burt of Taylor, by request, a bill for an act to amend section four thousand six hundred and four (4604) of the code, with respect to the competency of witnesses.

February 20th, indefinitely postponed.

House File No. 349, by Peterson of Cass, a bill for an act to amend the law as it appears in section seven (7) of chapter one hundred sixty-nine (169) of the acts of the Thirty-third (33d) General Assembly relating to the compensation of the state bee inspector, and to make an appropriation therefor.

February 21st, on the Calendar.

House File No. 350, by Halgrims of Humboldt, a bill for an act to amend section twenty-seven hundred thirty-four-p (2734-p) supplement to the code, 1907, relating to qualification of teachers.

February 12th, referred to Committee on Schools and Text Books.

House File No. 351, by Shankland of Polk, a bill for an act to confer additional powers upon certain cities organized under chapter forty-eight (48) of the Thirty-second General Assembly of Iowa as the same appears in chapter fourteen-c (14-c) of title five of the supplement to the code 1907, providing for the levy and collection of a special tax for the benefit of the police division or department of the department of public safety.

February 12th, referred to Committee on Municipal Corporations.

House File No. 352, by Shankland of Polk, a bill for an act to amend section one thousand one hundred eighty-seven (1187) of the code, in relation to sureties upon official bonds.

February 19th, withdrawn by author.

House File No. 353, by Kulp of Palo Alto, a bill for an act to amend section seven (7) of chapter one hundred fifty-four (154) of the acts of the Thirty-third General Assembly of Iowa, relating to the expenditure of the state fish and game protection fund.

February 19, withdrawn by author.

House File No. 354, by Hutchins of Kossuth, a bill for an act to amend section ten hundred eighty-seven-a-six (1087-a-6) of the Supplement to the Code, 1907, as amended by section three (3), chapter sixty-nine (69) of the acts of the Thirty-third (33d) General Assembly, relating to the hour at which the polls shall be opened on primary election day.

February 12, referred to committee on Elections.

House File No. 355, by Hutchins of Kossuth, a bill for an act to repeal section one thousand five hundred and sixty-nine (1569) of the Code, and to enact a substitute therefor relating to the meeting and passing of vehicles, including automobiles, on the public highway.

February 12, referred to committee on Roads and Highways.

House File No. 356, by Jones of Dickinson, a bill for an act to amend section four thousand eight hundred twenty-three (4823) of the Code pertaining to malicious mischief and trespass.

February 13, referred to committee on Police Regulations.

House File No. 357, by Larrabee of Fayette, by request, a bill for an act authorizing the executive council of Iowa to incur expenses and make expenditures to procure data, make investigations and provide things not otherwise provided to enable said executive council to perform the duties imposed by law, and making an appropriation therefor.

February 13, referred to committee on Ways and Means.

House File No. 358, by Bernbrock of Black Hawk, a bill for an act to amend section four hundred ninety-five (495) of the Supplement to the Code, 1907, relating to duties and compensation of county recorder.

February 13, referred to committee on Compensation of Public Officers.

House File No. 359, by Jamison of Des Moines, a bill for an act to authorize certain loans at a greater rate of interest than eight per cent (8%) per annum, to provide for license to the makers of such loans, to require records thereof to be kept and to provide a penalty for the violation thereof.

February 13, referred to committee on Judiciary.

House File No. 360, by Ring of Linn, a bill for an act to amend section two hundred and sixty-one of the Supplement to the Code of Iowa, 1907, relating to the removal of causes from the superior courts of the state of Iowa.

February 13, referred to committee on Judiciary.

House File No. 361, by Ring of Linn, a bill for an act to amend section two thousand twenty-two (2022) of the Supplement to the Code, 1907, providing for private crossings over railroads, giving the board of railroad commissioners power to make orders when the land owner and railroad company are unable to agree.

February 13, referred to committee on Railroads and Transportation.

House File No. 362, by Townsend of Tama, a bill for an act to amend the law as it appears in section twenty-six hundred twenty-two (2622), Supplement to the Code, 1907, and to repeal the law as it appears in section twenty-seven hundred thirty-eight (2738), Supplement to the Code, 1907, as amended by chapter one hundred thirty (130), acts of the Thirty-fourth General Assembly, relating to normal institutes.

February 13, referred to committee on Schools and Text Books.

House File No. 363, by Dunlap of Clinton, by request, a bill for an act amending section two thousand one hundred fifty-seven-g (2157-g) of the Supplement to the Code of 1907, relating to the issuing of free transportation by common carriers of passengers in certain cases.

February 13, referred to committee on Railroads and Transportation.

House File No. 364, by Brockway of Louisa, a bill for an act to regulate the compounding, manufacture and sale of certain habit-forming and other drugs or medicines, and preparations containing same.

February 13, referred to committee on Pharmacy.

House File No. 365, by Workman of Mills, a bill for an act to amend section two thousand five hundred fifty-one (2551) of chapter fifteen (15) of the Code relative to the closed season on wild duck, goose and brant.

February 13, referred to committee on Fish and Game.

House File No. 366, by Workman of Mills, a bill for an act to amend section four thousand two hundred ninety five (4295) of the Code relative to satisfaction of mortgages.

February 19, indefinitely postponed.

House File No. 367, by Peterson of Cass, a bill for an act to establish and maintain an elementary state normal school at Atlantic, Iowa; and for the acquirement by the state of Iowa of certain real estate to be donated by the citizens of Atlantic, Iowa, for said state normal school uses.

February 13, referred to committee on Normal Schools.

House File No. 368, by Bliss of Ringgold, a bill for an act repealing the law as it appears in section twenty-four hundred fifty (2450), Supplement to the Code, 1907, and providing a substitute therefor relating to statements of consent to keep for sale and sell intoxicating liquors under the mulct law.

February 14, referred to committee on Suppression of Intemperance.

House File No. 369, by Jacobson of Audubon, a bill for an act to provide for teaching in the public schools the modes by which the dangerous communicable diseases are spread, and the best methods for the restriction and prevention of such diseases.

February 14, referred to committee on Public Health.

House File No. 370, by Blackford of Henry, by request, a bill for an act to repeal section four thousand and eleven (4011) of the Code and to enact a substitute therefor, relating to personal income.

February 22, indefinitely postponed.

House File No. 371, by Brockway of Louisa, a bill for an act making appropriations for additional improvements and land at the Iowa State Fair and Exposition grounds.

February 13, referred to committee on Appropriations.

House File No. 372, by Klay of Sioux, a bill for an act to define the functions of the state teachers college at Cedar Falls, the State University at Iowa City, and the State College of Agriculture and Mechanic Arts at Ames.

February 25, under consideration as a special order.

House File No. 373, by Scott of Fremont, a bill for an act to amend the law as it appears in chapter eighty-three (83) acts of the Thirty-third (33) General Assembly relating to the issuance of bonds in cities and towns.

February 14, referred to committee on Municipal Corporations.

House File No. 374, by Newcomb of Adams, a bill for an act to amend section two thousand five hundred sixty-three-u (2563-u) of the Supplement to the Code, 1907, relative to the prohibition of trapping, shooting or killing of pheasants.

February 14, referred to committee on Fish and Game.

House File No. 375, by Boettger of Scott, a bill for an act to authorize the sale and conveyance of that part of the west half ($w.\frac{1}{2}$) of the southwest quarter ($s.w.\frac{1}{4}$) of section numbered nineteen (19) in township numbered seventy-eight (78) north of range numbered four (4) east of the fifth principal meridian bounded by lines described as follows: Commencing at a point in the east boundary line of said west half ($w.\frac{1}{2}$) of the southwest quarter ($s.w.\frac{1}{4}$) twenty-three 12-100 (23.12) chains north of the southeast corner of said west half ($w.\frac{1}{2}$) of the southwest quarter ($s.w.\frac{1}{4}$), thence

running west five (5) chains, thence north nine (9) chains, thence east five (5) chains to said east boundary line, thence south along said boundary line to the place of beginning, subject to recorded highway reservations.

February 25, on the Calendar.

House File No. 376, by Greene of Clinton, a bill for an act to amend the law as it appears in section two thousand one hundred sixteen (2116) of the Supplement to the Code of Iowa, 1907, relating to the duty of railways to transport freight and provide suitable facilities for the receiving and handling thereof.

Withdrawn by author.

House File No. 377, by Dawson of Cherokee, by request, a bill for an act to prohibit dances in the public high and grade schools or under the auspices of such schools or any organization or society thereof.

February 25, on the Calendar.

House File No. 378, by Lund of Hamilton, a bill for an act relating to elections and to permit any qualified elector to cast his ballot in any precinct within the state at general and primary elections, under certain conditions and restrictions.

February 14, referred to committee on Elections.

House File No. 379, by Dawson of Cherokee, by request, a bill for an act to repeal the law as it appears in section forty-two (42), acts of the Thirty-third General Assembly and to enact a substitute therefor providing for the selection of an official newspaper in cities and towns, and for the publication of the proceedings of city and town councils and providing compensation therefor.

February 25, on the Calendar.

House File No. 380, by Whitney of Woodbury, a bill for an act to fix and declare the liability of persons, firms or private corporations, entering into contracts with the state of Iowa, or with any county, city, town, city organized under special charter, school corporation or with any municipal corporation now existing or hereafter created and to provide for immunity to witnesses in proceedings to establish such liability.

February 14, referred to committee on Judiciary.

House File No. 381, by committee on Animal Industry, a bill for an act to establish a laboratory for the manufacture and distribution of hog cholera serum, toxines, vaccines and biological products at the Iowa State College of Agriculture and Mechanic Arts under the supervision of the president of said college, to abandon the institution for manufacture of hog cholera serum now being operated by the state of Iowa, to regulate the sale of hog cholera serum, to provide penalties for the violation of said regulations, and to make an appropriation therefor.

February 15, referred to committee on Appropriations.

House File No. 382, by Huff or Hardin, a bill for an act providing for alternative forms of government for cities having a population of seven thousand or less and for towns, and providing a method of determining which form of government shall be adopted, and providing for the election of the city officials therein, and prescribing the duties thereof.

February 15, referred to committee on Municipal Corporations.

House File No. 383, by Anderson of Montgomery, a bill for an act to repeal section six hundred ninety-one (691) of the Code of Iowa, relating to the jurisdiction in actions for the violation of city ordinances and to enact a substitute therefor.

February 15, referred to committee on Judiciary.

House File No. 384, by Chapman of Guthrie, a bill for an act to amend the law as it appears in section six hundred thirty-nine (639) of the Code relating to the classes of cities and towns.

February 20, on the Calendar.

House File No. 385, by McHose of Boone, a bill for an act to legalize an ordinance of the incorporated town of Sheldahl, Iowa, granting a franchise to Boone Electric Company, to erect, maintain, and operate an electric power plant in said town.

February 15, referred to committee on Judiciary.

House File No. 386, by Rohwer of Ida, by request, a bill for an act to legalize deeds and instruments of conveyance, tax deeds, sheriff's deeds, deeds of administrators, executors, and guardians, and all other conveyances made and recorder prior to the first day of January, A. D. 1890, additional to chapter six (6), title fourteen (14) of the Code, relating to the conveyance of real estate.

February 15, referred to committee on Judiciary.

House File No. 387, by McVicker of Wright, a bill for an act to provide for the establishment of a state farm for the detention, treatment and employment of defectives and persons convicted of crime; to make provision for the control and management thereof; to provide what persons shall be kept thereon, and to make an appropriation therefor.

February 17, referred to committee on Board of Control.

House File No. 388, by Jacobson of Audubon, a bill for an act to protect and conserve the health and lives of school children and promote their efficiency by providing for their medical inspection and subsequent necessary treatment.

February 21, indefinitely postponed.

House File No. 389, by Lund of Hamilton, a bill for an act to repeal the law as it appears in section nineteen hundred forty-eight (1948) of the Supplement to the Code, 1907, and to repeal the law as it appears in section nineteen hundred eighty-nine-a-fifteen (1989-a-15) of the Supplement to the Code, 1907, and to repeal the law as it

for, defining nuisances in construction of drainage ditches, and making the obstruction of such ditches and levees a misdemeanor.

February 15, referred to committee on Judiciary.

House File No. 390, by Jamison of Des Moines, a bill for an act making provisions for a sinking fund for all public, interest bearing debts hereafter incurred.

February 15, referred to committee on Ways and means.

House File No. 391, by Grout of Black Hawk, a bill for an act to amend the law as it appears in section two hundred and twenty-seven (227) of the 1897 Code of Iowa relative to judicial districts and the number of judges therein and to provide for three judges in the tenth judicial district, the appointment and election of the extra judge herein provided for.

February 15, referred to committee on Judicial Districts.

House File No. 392, by Kingland of Winebago, a bill for an act to amend sections two (2), five (5), ten (10), eleven (11), twenty (20), twenty-six (26), twenty-eight (28), thirty (30), thirty-five (35), forty-one (41), forty-two (42), forty-four (44), and forty-six (46) of chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly, relating to assessment and collection of a tax upon estates, legacies, bequests, gifts, transfers and inheritances made to or descending to husband or wife, direct and collateral heirs and other persons by or from decedents.

February 15, referred to committee on Judiciary.

House File No. 393, by Enger of Winneshiek, a bill for an act to provide for the immediate registration of all births and deaths throughout the state of Iowa by means of certificates of births and deaths, and burial or removal permits; to require prompt returns to the bureau of vital statistics at the capital of the state, as required to be established by the state registrar of vital statistics; to insure the thorough organization and efficiency of the registration of vital statistics throughout the state; to provide certain penalties; to repeal all acts and parts of acts in conflict herewith, and to appropriate fifteen thousand dollars (\$15,000) therefor.

February 15, referred to committee on Public Health.

House File No. 394, by Ring of Linn, a bill for an act to amend section two (2) of chapter sixty-nine (LXIX) of the acts of the Thirty-third General Assembly relating to the expenses and compensation of judges and clerks of primary elections.

February 15, referred to committee on Compensation of Public Officers.

House File No. 395, by Ring of Linn, a bill for an act to repeal section twenty-one (21), chapter seventy-two (LXXII), of the acts of the Thirty-fourth General Assembly, relating to the powers of local authorities to regulate the use of motor vehicles upon streets and highways, and enacting a substitute therefor.

February 15, referred to committee on Roads and Highways.

House File No. 396, by Hutchins of Kossuth, by request, a bill for an act to legalize releases and discharges of judgments, mortgages and deeds of trust made by administrators, executors or guardians appointed in other states or countries where the provisions of section three thousand three hundred eight (3308) of the Code were not observed or complied with.

February 15, referred to committee on Judiciary.

House File No. 397, by Hutchins of Kossuth, by request, a bill for an act to repeal section three thousand three hundred eight (3308) of the Code, and to enact a substitute therefor relating to release and discharge of liens by foreign administrators, executors and guardians.

February 15, referred to committee on Judiciary.

House File No. 398, by Hutchins of Kossuth, by request, a bill for an act to legalize conveyances of real property by foreign executors or trustees under foreign wills where the provisions of section three thousand two hundred ninety-five (3295) of the Code were not observed or complied with. . .

February 15, referred to committee on Judiciary.

House File No. 399, by Burt of Taylor, by request, a bill for an act to repeal chapter one hundred fifty-two (152) of the acts of the Thirty-fourth (34th) General Assembly relating to the conveyance and allotment of real estate by executor, administrator, trustee, guardian, referee or commissioner, and to enact a substitute therefor.

February 15, referred to committee on Judiciary.

House File No. 400, by Odendahl of Carroll, by request, a bill for an act to amend the law as it appears in sections nineteen hundred ninety-nine (1999) and two thousand (2000) of the Code, relating to the condemnation of real estate.

February 22, motion to reconsider vote by which bill was indefinitely postponed.

House File No. 401, by Hamilton of Lee, a bill for an act to amend section three thousand sixty-one (3061) of the Code relating to the tender of money or property.

February 15, referred to committee on Judiciary.

House File No. 402, by Hamilton of Lee, a bill for an act to prevent automobile accidents at railroad crossings.

February 22, indefinitely postponed.

House File No. 403, by Hamilton of Lee, a bill for an act to prohibit trespassing upon railroad tracks, grounds, cars or engines.

February 15, referred to committee on Railroads and Transportation.

House File No. 404, by Hamilton of Lee, a bill for an act to amend section eight hundred and sixteen (816) of the Code. An act amendatory and additional to section eight hundred and sixteen (816) of the Code, relating to lien of tax.

February 15, referred to committee on Judiciary.

House File No. 405, by Stutt of Jones, a bill for an act to repeal the law as it appears in sections fifty-six hundred sixty-nine-a (5669-a), fifty-seven hundred sixteen (5716) and fifty-seven hundred eighteen-a-28 (5718-a-28) of the Supplement to the Code of 1907, and in sections fifty-seven hundred seventeen (5717) and fifty-seven hundred eighteen (5718) of the Code and to enact substitutes therefor providing for the compensation and allowances of officers and employes of the reformatory at Anamosa and the penitentiary at Fort Madison.

February 25, on the Calendar.

House File No. 406, by Brady of Dallas, a bill for an act to amend section nine (9), chapter one hundred fifty-four (154), acts of the Thirty-third General Assembly, relative to hunters' license.

February 17, referred to committee on Fish and Game.

House File No. 407, by committee on Retrenchment and Reform, a bill for an act repealing section one hundred and seventy-d (170-d) of the Supplement to the Code, 1907, and to enact a substitute in lieu thereof requiring all boards, commissions, departments, and officers of state to turn into the state treasury all fees collected.

February 17, referred to committee on Retrenchment and Reform.

House File No. 408, by Burt of Taylor, by request, a bill for an act to legalize certain conveyances and other instruments of writing affecting real estate.

February 17, referred to committee on Judiciary.

House File No. 409, by Kingland of Winnebago, a bill for an act declaring telegraph companies and telephone companies to be common carriers, and subject to the laws governing common carriers so far as applicable, and placing telegraph and telephone companies operating within this state under the supervision of the railroad commissioners, and giving to such railroad commissioners power and authority to inquire into unjust discrimination, neglect or violation of the laws governing carriers, and to compel such telegraphic or telephone companies to make direct connection at points where competing companies have offices or terminals, such act being additional to chapter eight (8) of title ten (10) of the Code of Iowa, relating to telegraph and telephone companies.

February 17, referred to committee on Telegraph and Express.

House File No. 410, by Hutchins of Kossuth, by request, a bill for an act fixing the qualifications of deputy sheriffs and the compensation to be paid to said deputy sheriffs.

February 17th, referred to committee on Compensation of Public Officers.

House File No. 411, by Kulp of Palo Alto, a bill for an act to amend section thirty-five hundred five (3505) of the code, 1897, in relation to change of place of trial when a county is a party.

February 17th, referred to committee on Judiciary.

House File No. 412, by Kulp of Palo Alto, a bill for an act to amend sections nine (9) and thirteen (13) of chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly in relation to actions involving drainage districts.

February 17th, referred to committee on Drainage.

House File No. 413, by Milton of Cedar, a bill for an act to amend the law as it appears in section twenty-eight hundred six (2806), supplement to the code, 1907, and chapter one hundred eighty-two (182), of the acts of the Thirty-third General Assembly relating to school taxes and to increase the amount that may be levied in the teachers' fund and the contingent fund.

February 18th, referred to committee on Schools and Text Books.

House File No. 414, by McHose of Boone, a bill for an act providing for the establishment, alteration and vacation of roads, and providing the necessary funds therefor, and repealing sections one thousand four hundred eighty-five (1485), one thousand four hundred eighty-six (1486), one thousand four hundred eighty-seven (1487), one thousand four hundred eighty-eight (1448), one thousand four hundred eighty-nine (1489), one thousand four hundred ninety (1490), one thousand four hundred ninety-one (1491), one thousand four hundred ninety-two (1492), one thousand four hundred ninety-three (1493), one thousand four hundred ninety-four (1494), one thousand four hundred ninety-five (1495), one thousand four hundred ninety-six (1496), one thousand four hundred ninety-seven (1497), one thousand four hundred ninety-eight (1498), one thousand four hundred ninety-nine (1499), one thousand five hundred (1500), one thousand five hundred one (1501), one thousand five hundred two (1502), one thousand five hundred three (1503), one thousand five hundred four (1504), one thousand five hundred five (1505), one thousand five hundred thirteen (1513), one thousand five hundred fourteen (1514), one thousand five hundred seventeen (1517), one thousand five hundred eighteen (1518), of the code.

February 18th, referred to committee on Roads and Highways.

House File No. 415, by LeRoy of Delaware, a bill for an act to amend the law as it appears in section two hundred twenty-seven (227) of the supplement to the code, 1907, relative to judicial districts and the number of judges therein, and to provide for three judges in the tenth judicial district and for the appointment of the extra judge herein provided for.

February 18th, referred to committee on Judicial Districts.

House File No. 416, by Jacobson of Audubon, a bill for an act to prohibit the extension or renewal of contracts now existing between the board of control and certain firms, associations or corporations for the services of prisoners confined at Anamosa and Fort Madison, to prohibit any further or additional contracts for the services of said prisoners, to provide the kind and character of employment for said prisoners, and the disposition and sale of articles manufactured at any penal institution of this state.

February 22d, referred to committee on Penitentiaries.

House File No. 417, by Elwood of Howard, a bill for an act amending chapter 157 of the acts of the Thirty-fourth General Assembly relative to legalizing certain conveyances by foreign administrators and executors; regulating the proof of titles to real property and legalizing certain instruments and proceedings as against defects arising prior to 1895; legalizing certain proceedings and instruments when of record ten years and regulating proof of title as affected by such defects; legalizing certain instruments executed by executors, administrators, trustees, guardians, referees and commissioners prior to 1893; giving certain assignments the same force and effect as a deed of conveyance; providing that persons in possession or pending litigation shall not be effected by the provisions of this act and giving claimants one year in which to commence actions and barring their rights thereafter.

February 18th, referred to committee on Judiciary.

House File No. 418, by Munro of Washington, by request, a bill for an act to repeal section ten (10) of chapter twenty-six (26) acts of the Thirty-third (33d) General Assembly of the state of Iowa, and to enact a substitute therefor, relating to the maintenance of county hospitals.

February 18th, referred to committee on Ways and Means.

House File No. 419, by Hunt of Harrison, a bill for an act repealing section one thousand three hundred twenty-six (1326) of the code and enacting a substitute in lieu thereof relating to the assessment of stock of building and loan associations.

February 18th, referred to committee on Building and Loan.

House File No. 420, by Manning of Story, a bill for an act to establish a fund to meet emergencies which may arise in connection with the work of the Iowa State College of Agriculture and Mechanic Arts.

February 18th, referred to committee on Appropriations.

House File No. 421, by Sherman of Poweshiek, a bill for an act to amend the law as it appears in section seven hundred forty-one-o (741-o), supplement to the code, 1907, relating to the election of city hospital trustees.

February 18th, referred to committee on Municipal Corporations.

House File No. 422, by Jensen of Pocahontas, a bill for an act repealing section 2024-i of the supplement of the code of Iowa of 1907 and enacting a substitute therefor providing for condemnation of land where gravel or other suitable material for road improvement can be had, and roads leading thereto, requiring boards of supervisors to condemn said land, making said material accessible for general use for road improvement and providing punishment for use of said material for other than road purposes.

February 18th, referred to committee on Road and Highways.

House File No. 423, by Downey of Crawford, a bill for an act to amend section two thousand twenty-two (2022) of the supplement to the code, 1907, providing for private crossings over railroads, giving the board of railroad commissioners power to make orders when the land owner and railroad company are unable to agree.

February 18th, referred to committee on Railroads and Transportation.

House File No. 424, by Downey of Crawford, a bill for an act to amend Section two thousand seventeen (2017) of the code relating to the right of railway companies to raise or lower highways where they are crossed by a railway, and giving the board of railroad commissioners authority to order under-grade or overhead crossings.

February 18th, referred to committee on Railroads and Transportation.

House File No. 425, by Shankland of Polk, a bill for an act to amend section four thousand six hundred-a (4600-a) of the code of 1907 relative to fees of justices of the peace and constables, and the time of payment of same.

February 18th, referred to committee on Judiciary.

House File No. 426, by Shankland of Polk, a bill for an act to amend section five (5) chapter sixty-two (62) of the acts of the Thirty-third (33) General Assembly relative to pensions for disabled and retired policemen.

February 18th, referred to committee on Municipal Corporations.

House File No. 427, by Fraley of Polk, a bill for an act to amend section two thousand and eighty-five (2085) of the code supplement of 1907, relating to taxes in aid of railroads and in relation to the number of signatures of resident freeholders to petitions therefor in cities, cities acting under special charter, and cities organized under the commission plan, having a population of seventy-five thousand (75,000) or over.

February 18th, referred to committee on Municipal Corporations.

House File No. 428, by Dawson of Cherokee, a bill for an act to legalize deeds and instruments of conveyance, tax deeds, sheriffs' deeds, deeds of administrators, executors, and guardians, and all other con-

veyances when a period of twenty (20) years or more has elapsed since the said instrument was executed and recorded.

February 19th, referred to committee on Judiciary.

House File No. 429, by Dawson of Cherokee, by request, a bill for an act to repeal the law as it appears in section twenty-six hundred ninety-two-a (2699-o) of the supplement to the code of 1907 and to repeal section one (1) of chapter one hundred seventy-two (172) of the acts of the Thirty-third General Assembly relating to state agents, their salaries and supplies, and to enact a substitute therefor and to amend section one (1) of chapter one hundred thirty-four (134) making an appropriation for the salaries and expenses of state agents.

February 19th, referred to committee on Appropriations.

House File No. 430, by Dawson of Cherokee, a bill for an act regulating contracts of surety between common carriers and their employees and sureties upon such contracts.

February 19th, referred to committee on Judiciary.

House File No. 431, by Shankland of Polk, a bill for an act to repeal section eight hundred fifty-c (850-c) of the supplement to the code, 1907, as amended by chapter fifty-seven (57) of the acts of the Thirty-third General Assembly relative to the tax levy for park purposes, and to enact a substitute therefor.

February 19th, referred to committee on Municipal Corporations.

House File No. 432, by Crozier of Marion, a bill for an act to amend section forty-four hundred twenty (4420) of the code relating to applications for writs of habeas corpus.

February 19th, referred to committee on Judiciary.

House File No. 433, by Huff of Hardin, a bill for an act to amend section two thousand seventy-seven (2077) of the supplement to the code, 1907, relative to passenger rates and providing passenger transportation charges to towns and cities within this state, at which fairs or expositions are or may hereafter be held.

February 19th, referred to committee on Railroads and Transportation.

House File No. 434, by Barry of Linn, a bill for an act to amend section one hundred eighty-one (181), of the code, relating to the committee on Retrenchment and Reform.

February 19th, referred to committee on Appropriations.

House File No. 435, by Dunlap of Clinton, a bill for an act to amend section six hundred ninety-six (696), of the supplement to the code, relative to the preventions of nuisances and assessing the costs thereof.

February 19th, referred to committee on Judiciary.

House File No. 436, by Shankland of Polk, a bill for an act to amend sections two thousand four hundred forty-eight (2448) of the supplement to the code, 1907, two thousand four hundred forty-nine (2449) of the code of 1897, two thousand four hundred fifty-one (2451) of the supplement to the code, 1907, relating to the sale of intoxicating liquors.

February 21st, referred to committee on Suppression of Intemperance.

House File No. 437, by Klay of Sioux, a bill for an act to repeal the law as it appears in section twenty-five hundred seventy-eight-b of the supplement to the code, 1907, relating to appeals from decisions of the state board of medical examiners.

February 21st, referred to committee on Judiciary.

House File No. 438, by Pickford of Cerro Gordo, a bill for an act to amend section twenty-seven hundred ninety-two (2792) of the code of 1897 relating to the restoration of territory to the school district from which it has been taken.

February 21st, referred to committee on Schools and Text Books.

House File No. 439, by Anderson of Montgomery, a bill for an act to authorize the appointment of special agents to aid in the detection, identification, capture and conviction of criminals, delinquents and defectives, and to require the co-operation and assistance of all sheriffs, police and peace officers charged with the care, supervision and jurisdiction over criminals, delinquents or defectives.

February 21st, referred to committee on Police Regulation.

House File No. 440, by Craig of Madison, a bill for an act to amend the law as it appears in section three thousand four hundred and forty-seven (3447) of the code of Iowa and to fix the time within which certain actions for the recovery of real estate may be brought.

February 21st, referred to committee on Judiciary.

House File No. 441, by Jacobson of Audubon, a bill for an act to regulate the sale of calcium carbide or so-called carbide and prescribe the manner in which the same shall be packed and labeled.

February 21st, referred to committee on Food and Dairy.

House File No. 442, by Power of Jefferson, a bill for an act to amend sections three (3), five (5), ten (10), and eleven (11) of chapter twenty-six (26) of the acts of the Thirty-third (33d) General Assembly and to add section three-a (3-a) to chapter twenty-six (26) of the acts of the Thirty-third (33d) General Assembly, relating to the control and support of county hospitals.

February 21st, referred to committee on Public Charities.

House File No. 443, by Griffin of Woodbury, a bill for an act amending section twenty-one hundred twenty-six (2126) of the code, granting to common carriers the right to meet short line competition.

February 21st, referred to committee on Railroads and Transportation.

House File No. 444, by Manning of Story, a bill for an act to repeal section two hundred ninety-seven (297) of the code, and chapter fifteen (15), acts of the Thirty-fourth (34) General Assembly, and enact a substitute therefor relating to the compensation of clerks of the district courts.

February 21st, referred to committee on Compensation of Public Officers.

House File No. 445, by Manning of Story, a bill for an act to confirm the title of Anna L. Edgar to the west one-half ($w\frac{1}{2}$) of the south-west quarter ($sw\frac{1}{4}$) of section two (2), township eighty-nine (89) north, range thirty-four (34), west 5th p. m., Iowa, and authorizing the issuance of a patent therefor.

February 21st, referred to committee on Judiciary.

House File No. 446, by Townsend of Tama, a bill for an act enabling the board of directors of the independent school district of Tama, Iowa, to compensate a member for services as superintendent of schools.

February 25th, on the Calendar.

House File No. 447, by Milton of Cedar, a bill for an act to amend the law relating to proof of claims against estates as the same appears in section thirty-three hundred forty-one (3341) of the code.

February 21st, referred to committee on Judiciary.

House File No. 448, by Ring of Linn, a bill for an act to provide for the compilation of the laws of the Thirty-third, Thirty-fourth and Thirty-fifth 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, 1913, of the supreme court, and to publish the said compilations and annotations as a "supplement to the code, 1913," 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 appropriation therefor.

February 21st, referred to committee on Appropriations.

House File No. 449, by Bernbrock of Black Hawk, a bill for an act creating a commission on cities and towns, defining its duties and making an appropriation therefor.

February 21st, referred to committee on Municipal Corporations.

House File No. 450, by Eggleston of Clarke, a bill for an act to amend section two of chapter seventy of the acts of the Thirty-fourth General Assembly, relative to the compensation for dragging roads.

February 21st, referred to committee on Roads and Highways.

House File No. 451, by Hamilton of Lee, a bill for an act amending the law as it appears in sub-division one, section 1304, of the code of 1907, and supplement thereto, relating to exemptions of different classes of property.

February 21st, referred to committee on Judiciary.

House File No. 452, by Hamilton of Lee, a bill for an act to repeal the law as it appears in section fifty-six hundred eighty-five-a (5685-a) of the supplement to the code of 1907 and to enact a substitute therefor in regard to collection of money from visitors and its use.

February 21st, referred to committee on Board of Control.

House File No. 453, by Bauman of Van Buren, a bill for an act appropriating a certain sum of money to Bertha G. Myers, widow of Elmer Myers, deceased, as itinerant vendor of drugs, the said amount so appropriated being the unearned license fee paid by said Elmer Myers.

February 24th, referred to committee on Appropriations.

House File No. 454, by Bauman of Van Buren, a bill for an act prohibiting any motor vehicle from displaying any loose-hinged flag, pennant, banner, ribbon, or similar attachment, and providing a penalty for the violation of same.

February 21st, referred to committee on Roads and Highways.

House File No. 455, by Jensen of Pocahontas, a bill for an act making an appropriation for the purpose of providing industries in the penal institutions of this state, the same to be expended under the direction of the board of control.

February 21st, referred to committee on Penitentiaries.

House File No. 456, by Boettger of Scott, a bill for an act authorizing cities and towns, including those acting under special charter and cities under the commission form of government, to adopt a building code and to provide penalties for violation thereof.

February 21st, referred to committee on Municipal Corporations.

House File No. 457, by Scholz of Clayton, a bill for an act to amend section four thousand six hundred and sixty-one (4661) of the code, relating to witness fees.

February 21st, referred to committee on Judiciary.

House File No. 458, by Lounsberry of Marshall, a bill for an act to promote patriotism and to provide for the display of the flag of the United States of America upon public buildings of the state and within certain public buildings of the state.

February 22d, referred to committee on Military.

House File No. 459, by Atkinson of Butler, a bill for an act making additional appropriations to the State Historical Society of Iowa.

February 22d, referred to committee on Appropriations.

House File No. 460, by McHose of Boone, a bill for an act to create the county of Larrabee and provide for the government thereof.

February 22d, referred to committee on Judiciary.

House File No. 461, by Webb of Clay, a bill for an act to amend the law relating to the destruction of weeds as it appears in sections three (3) and four (4) of chapter ninety-six (96) of the acts of the Thirty-third General Assembly.

February 22d, referred to committee on Agriculture.

House File No. 462, by Ring of Linn, a bill for an act to amend the law as it appears in section nine hundred fifteen (915) of the supplement to the code, 1907, relative to the attaching and recording of the abstract of title to platted premises.

Feb. 22nd, referred to committee on Judiciary.

House File No. 463, by Trumbauer of Keokuk, a bill for an act to amend section seventeen hundred forty-four (1744) of the code relating to the losses of live stock by lightning.

February 22d, referred to committee on Insurance.

House File No. 464, by Stipe of Page, a bill for an act to extend the benefits of free public libraries, and to repeal sections 729-a, 592-a and 741-n of the supplement to the code, 1907, relating thereto, and to enact substitutes therefor, and to amend sections 422, 2749 2823-n of the supplement to the code, 1907, by granting school corporations and boards of county supervisors additional powers relating thereto.

February 22d, referred to committee on Public Libraries.

House File No. 465, by committee on Roards and Highways, a bill for an act to create a state highway commission and to provide for the appointment, term of office, compensation, powers and duties, of such commission, to create a system of county and township road, bridge and culvert construction and maintenace, and prescribe the procedure and manner of carrying on such improvements, and the rights, duties and power of county, township, and other officers and employes with reference thereto, to fix the rights of parties contracting with reference to such work, to repeal section two thousand six hundred seventy-four-f (2674-f) of the supplement to the code, 1907, relating to highway commission and to amend section three (3) of chapter twenty-four (24) of the acts of the Thirty-fourth General Assembly, relating to the county road building fund.

February 22d, read first and second time and placed on file.

House File No. 466, by Lounsberry of Marshall, a bill for an act to repeal section four thousand eight hundred ninety-seven-a (4897-a) of the Supplement to the Code, 1907, and to enact a substitute relating to escapes from the penitentiary and reformatory, including violations of parole.

February 24, referred to committee on Penitentiaries.

House File No. 467, by Miller of Bremer, a bill for an act to repeal section twenty-seven hundred twenty-seven-a-89 (2727-a-89) of the Supplement to the Code of Iowa, 1907, relating to an appropriation for the collection and dissemination of information concerning tuberculosis.

February 24, referred to committee on Board of Control.

House File No. 468, by Hutchins of Kossuth, a bill for an act to amend section nineteen hundred eighty-nine-a-thirty-four (1989-a-34) Supplement to the Code, 1907, requiring contractors to furnish proof of payment for material and labor on public drainage improvements before receiving final payment.

February 24, referred to committee on Drainage.

House File No. 469, by Jamison of Des Moines, a bill for an act to repeal sections 1 and 21 of chapter 18, acts of the Thirty-fourth General Assembly, and to amend section 360 of the Code and section 1710, Supplement to the Code, relating to insurance.

February 24, referred to committee on Judiciary.

House File No. 470, by Ring of Linn, a bill for an act to amend chapter one hundred forty-six (146) of the acts of the Thirty-fourth General Assembly, relative to the payment of tuition of pupils attending high schools located in other districts.

February 24, referred to committee on Schools and Text Books.

House File No. 471, by Newcomb of Adams, a bill for an act to amend chapter one hundred two (102) of the acts of the Thirty-fourth General Assembly, relating to the penalty for the violation of the laws relating to the sale or keeping for sale of intoxicating liquors.

February 24, referred to committee on Suppression of Intemperance.

House File No. 472, by Enger of Winneshiek, a bill for an act to require the state board of health to examine and approve the plans and specifications for contemplated public water supplies and sewer systems.

February 24, referred to committee on Public Health.

House File No. 473, by Whitney of Woodbury, a bill for an act defining and regulating the manufacturer carrying for sale, endeavoring to sell or sale of cotton duck or canvas or articles composed in whole or in part of cotton duck or canvas, awnings, paulins, wagon covers, tents, grain and hay covers, stable or tent tops and requiring the same to be properly marked as to weight, size and use of fillers or other preparations.

February 24, referred to committee on Commerce and Trade.

House File No. 474, by Whitney of Woodbury, a bill for an act to amend section six hundred and ninety-four-a (694-a) of the Supplement to the Code, 1907, relating to membership fees and dues in League of Iowa Municipalities.

February 24, referred to committee on Municipal Corporations.

House File No. 475, by Steelsmith of Osceola, a bill for an act to amend the law as it appears in chapter sixteen-a (16-a), Supplement to the Code of 1907, pertaining to establishment of state epidemiologist in connection with state bacteriological laboratory and relating to annual appropriations for same.

February 24, referred to committee on Public Health.

House File No. 476, by Trumbauer of Keokuk, a bill for an act to amend section one (1) of chapter forty-three (43) of the Thirty-fourth General Assembly relating to street improvements in towns, and to the levy of special taxes therefor.

February 24, referred to committee on Municipal Corporations.

House File No. 477, by Bartle of Mitchell, a bill for an act to repeal the law as it appears in sections one (1), two (2), three (3), and five (5) of chapter sixty-three (63), acts of the Thirty-fourth (34) General Assembly, relating to the assessment and taxation of money, credits, corporation shares of stock, and other intangible property; to amend the law as it appears in section one thousand three hundred ten (1310) of the Code, relating to the same subject, and to amend the law as it appears in section thirteen hundred eleven (1311) of the Code, providing for deducting debts from property listed for taxation.

February 25, referred to committee on Ways and Means.

House File No. 478, by Rohwer of Ida, a bill for an act to repeal section thirteen hundred forty-seven-a (1347-a) of the Supplement of 1907 to the Code of Iowa, relating to the vocation of peddlers, defining the term peddlers so as to include soliciting agents and transient merchants and itinerant venders selling by sample or by taking orders for immediate or future delivery, and to enact a substitute therefor.

February 25, referred to committee on Commerce and Trade.

House File No. 479, by Rohwer of Ida, a bill for an act providing for the license of certain classes of temporary or transient merchants doing business in cities or incorporated towns, defining the same and the manner of issuing licenses, regulating the advertising and representation of such merchants.

February 25, referred to committee on Commerce and Trade.

House File No. 480, by Griffin of Woodbury, a bill for an act to prohibit trespassing on railway tracks, railway rights of way, cars and engines, and providing a penalty for the violation hereof.

February 25, referred to committee on Police Regulations.

House File No. 481, by Helming of Allamakee, a bill for an act to amend the law as it appears in section twenty-three hundred fifty-eight (2358 of the Code, relating to partition fences.

February 25, referred to committee on Agriculture.

House File No. 482, by Bauman of Van Buren, by request, a bill for an act granting additional powers to the commission of pharmacy relating to the license of itinerant venders.

February 25, referred to committee on Pharmacy.

House File No. 483, by Huff of Hardin, a bill for an act to prevent and punish interfering with and enticing from any state institution or home or place of employment any ward of the state and providing for the punishment of violation of the act.

February 25, referred to committee on Judiciary.

House File No. 484, by Stipe of Page, a bill for an act to amend section two thousand one hundred and sixteen (2116) of the Supplement to the Code, 1907, and to define what is reasonable passenger service on certain lines of railroads.

February 25, referred to committee on Railroads and Transportation.

House File No. 485, by Jacobs of Calhoun, a bill for an act to establish district custodial farms for the detention, treatment and employment of convicts; to make provision for the control and management thereof; to provide what persons shall be kept thereon, and to make an appropriation therefor.

February 25, referred to committee on Penitentiaries.

SENATE BILLS.

Substitute for Senate File No. 4, by Senator Clarkson, a bill for an act relating to bonded indebtedness of school corporations and providing for the payment thereof, repealing section twenty-eight hundred and thirteen (2813) of the supplement to the code, 1907, and all other acts or parts in conflict with this act.

February 15th, Senate refuses to concur in House amendments.

House insists on its amendments. Speaker appoints as conference committee; LeRoy of Delaware, Whitney of Woodbury, Klay of Sioux and Stutt of Jones.

Substitute for Senate File No. 13, by Senator Balluff, a bill for an act to repeal section three hundred sixty-four (364) of the code, relating to investment of money and to enact a substitute therefor.

February 22d, referred to Committee on Judiciary.

Senate File No. 18, by Senator Balluff, a bill for an act to amend section nine thirty-seven (937) of the code, relating to the filling of vacancies in the office of alderman in cities under special charters.

February 19th, signed by Speaker.

Senate File No. 21, by Senator Wilson of Clinton, a bill for an act to repeal section 1869 of the supplement to the code, 1907, and to enact a substitute therefor, providing for the compensation of officers and directors of state and savings banks and providing for loans to such officers and directors and penalty for a violation of the provisions of the law.

February 22d, referred to Committee on Banks and Banking

Senate File No. 29, by Senator Cowles, a bill for an act to transfer to the city of Burlington, Iowa, the title, use and control of a certain island in the Mississippi river near the city of Burlington, Iowa, known as Otter Island.

February 22d, signed by Speaker.

Senate File No. 32, by Senator Spaulding, a bill for an act to amend the law as it appears in section two hundred sixty-five (265) of the code, relating to the clerk of the superior court.

February 8th, referred to Committee on Judiciary.

Senate File No. 35, by Senator Chase, a bill for an act to legalize a certain election held in the town of Jewell Junction, Iowa.

February 25th, reported correctly enrolled.

Substitute for Senate File No. 47, by Senator Wilson of Clinton, a bill for an act to legalize incorporation of the city of Camanche, Clinton county, Iowa, the election of its officers and certain acts done and ordinances passed by the city council of said city.

February 22d, passed the House with amendments and returned to Senate.

Senate File No. 49, by Senator McColl, a bill for an act making appropriation to defray the expenses of the inaugural ceremonies.

February 6th, signed by the Speaker.

Senate File No. 61, by Senator Larrabee, a bill for an act to provide additional funds for the soldiers' home, the industrial school for boys, the industrial school for girls, the state penitentiary and the reformatory.

February 22d, passed the House with amendments and returned to Senate.

Senate File No. 72, by Senator Boe, a bill for an act to repeal sections two (2), four (4), and nine (9), of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth General Assembly and to enact substitutes therefor, and amend section

eight (8) of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth (34th) General Assembly relating to the training of teachers for rural schools and making appropriation therefor.

February 15th, referred to Committee on Appropriations.

Senate File No. 74, by Senator Arney, a bill for an act to repeal section twenty-six hundred six (2606) of the supplement to the code 1907 and to enact a substitute therefor relating to admissions to the Soldiers' Home.

February 18th, referred to Committee on Board of Control.

Senate File No. 75, by Senator Arney, a bill for an act to repeal chapter one hundred sixty-six (166) of the acts of the Thirty-third General Assembly and to enact a substitute therefor relating to payments for their support by members of the Soldiers' Home.

February 25th, on the Calendar.

Substitute Senate File No. 81, by Senator Chase, a bill for an act to legalize releases and satisfactions of mortgages and trust deeds.

February 19th, signed by the Speaker.

Senate File No. 84, by Senator Malmberg, a bill for an act to legalize a special election held in the city of Carroll, Iowa, at which was submitted the question of granting a franchise for the establishment of gas works and the use of the streets, alleys and public grounds of said city in connection therewith; and to legalize an ordinance passed by the city council of said city granting said franchise; and legalizing all acts of said city, and its council, in connection with the grant of the same.

February 6th, signed by Speaker.

Substitute for Senate File No. 85, by Senator Arney, a bill for an act to repeal section seven hundred ninety-three (793) of the code, relating to street improvements, sewers and special assessments and to enact a substitute therefor.

February 22d, passed the House with amendments and returned to the Senate.

Senate File No. 86, by Senator Crow, a bill for an act to legalize certain warrants of the city of Onawa, Iowa.

February 15th, referred to committee on Judiciary.

Senate File No. 99, by Senator Sullivan, a bill for an act amending section seven hundred ninety-two (792) of the code, relating to street improvements.

February 18th, referred to committee on Municipal Corporations.

Senate File No. 100, by Senator Sullivan, a bill for an act to legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1896, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and contracts entered into by the city council of the city of Des Moines for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water.

February 22d, signed by Speaker.

Substitute for Senate File No. 103, by Senator Farr, a bill for an act declaring the emission of smoke within the corporate limits of certain cities, including cities acting under special charter, to be a public nuisance and conferring upon such cities additional powers for the abatement of such nuisances (additional to chapter four (4) and fourteen (14) of title five (V) of the code).

February 19th, on the Calendar.

Senate File No. 120, by Senator Arney, a bill for an act to legalize certain warrants of the city of Marshalltown, Iowa.

February 15th, indefinitely postponed.

Senate File No. 124, by Senator Wilson of Appanoose, a bill for an act to amend section three thousand eight hundred two (3802) of the code relative to the lien of judgments.

February 15th, on the Calendar.

Senate File No. 127, by Senator Hilsinger, a bill for an act to amend the law as it appears in section twenty-seven hundred and fifty-four (2754) of the supplement to the code, 1907, relating to the election of officers in independent school districts in towns and cities.

February 25th, on the Calendar.

Senate File No. 134, by Senator Darrah, a bill for an act for the relief of the grantees of G. W. Perkins, and for the purpose of having a patent issued in the name of John A. Rutter, for a certain tract of land.

February 22d, on the Calendar.

Senate File No. 135, by Senator Quigley, a bill for an act to amend section 3377 of the code, relating to the election between the distributive share and occupancy of homestead by surviving spouse and setting off such distributive share.

February 15th, on the Calendar.

Senate File No. 130, by Senator Jones, a bill for an act to amend the law as it appears in section fifty-seven hundred seven (5707) of the supplement to the code 1907 relative to the breaking stone.

February 25th, on the Calendar.

Senate File No. 152, by Committee on Rules, a bill for an act to fix the date of the counting of the votes for governor and lieutenant governor and fixing the date of the inauguration of governor and lieutenant governor.

February 21st, on the Calendar.

Senate File No. 153, by committee on Rules, a bill for an act to authorize senators holding over and members of the House and Senate holding certificates of election, to file with the secretary of state and have printed before the meeting of the General Assembly, any bill for a law that he may intend to present to the consideration of that body.

February 13, indefinitely postponed.

Senate File No. 159, by Senator Perkins, a bill for an act to prohibit marriages of persons committed to the industrial school and absent therefrom on parole or without authority and to provide punishment for the violation of this act.

February 18, referred to committee on Board of Control.

Substitute for Senate File No. 178, by Senator Robinson, a bill for an act to repeal the law as it appears in section seven hundred eleven (711) of the Code and to enact a substitute therefor relating to the powers of cities and towns to enact ordinances for protection against fires, accidents from electrical apparatus, to establish fire limits, to prohibit within such limits the erection of buildings and structures of certain construction and providing for the cost of removal or taking down of buildings erected in violation of such ordinances.

February 24, on the Calendar.

Senate File No. 180, by Senator Robinson, a bill for an act to amend the law as it appears in section twenty-seven hundred twenty-seven-a-sixty-four (2727-a-64) of the Supplement to the Code, 1907, relating to removal of patients from county asylum and providing for the expense thereof.

February 22, referred to committee on Board of Control.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 26, 1913.

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

Prayer was offered by Elder Herman C. Smith, Lamoni, Iowa.

Huff of Hardin presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: The House has adopted the Concurrent Resolution providing for adjournment from February 26 to March 4; therefore,

Be it resolved, That the committee clerks of the House living outside of the city of Des Moines who desire to go to their homes during the recess, be excused during the said period and that the other committee clerks be directed to arrange among themselves to be in attendance at the House during the recess in such number as may be necessary to take proper care of the work, the number necessary to be in attendance to be determined by the chief clerk; also that the chief clerk be directed to excuse such other House employes for the recess as the sergeant-at-arms and said chief clerk think proper.

Motion prevailed, and the resolution was adopted.

Unanimous consent having been granted, the following reports of committees were offered:

REPORTS OF COMMITTEES.

Jones of Dickinson, from the committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your committee on Police Regulations, to whom was referred House File No. 210, a bill for an act to provide for the regulation of moving picture films and stereoptican views, fixing the penalties for violating the provisions of this act, establishing the office of state censor, and providing for the appointment, compensation, duties, and term of office of said censor, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Provide for the Regulation of Moving Picture Films and Stereoptican Views, Fixing the Penalties for Violating the Provisions of This Act, Establishing the Office of State Censor, and Providing for the Appointment, Compensation, Duties, and Term of Office of Said Censor.

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

SECTION 1. That the office of state censor is hereby established. Within thirty days after the taking effect of this act, the governor shall appoint a suitable person as state censor, who shall hold office for a term of four years and be subject to removal by the governor for cause. In the event of a vacancy the governor shall fill said office as in the first instance. The state censor shall maintain an office in the city of Des Moines, Iowa, and the executive council shall provide him with suitable furniture, apparatus, supplies and stationery necessary to the proper conduct of his office. He shall devote his entire time to the duties of his office, and shall receive an annual salary of not more than eighteen hundred dollars (\$1800), payable monthly, and, in addition, his actual and necessary expenses incurred in the performance of the duties of his office. Before entering upon the discharge of the duties of his office the said censor shall give a bond in the penal sum of five thousand dollars (\$5000), conditioned as provided in section eleven hundred eighty-three (1183) of the Code, the same to be approved and filed as are the bonds of other state officers.

SEC. 2. Should the duties of his office make necessary, the state censor is hereby empowered to appoint a deputy censor to assist him in his work, who shall serve during the pleasure of the state censor and receive an annual salary of not more than twelve hundred dollars (\$1200), payable monthly, and in addition, his actual and necessary expenses incurred in the performance of the duties of his office. The state censor may employ such clerical help and contract such other expenses as may be necessary in the performance of his official duties, but the total amount to be expended for all purposes, including salaries, traveling and office expenses, shall not exceed the sum of seven thousand five hundred dollars (\$7500) annually. Such salaries and other expenses as are indicated herein shall be approved by the state censor, and paid by warrants drawn by the auditor of state upon the state treasury, and there is hereby appropriated out of any money in the state treasury and not otherwise appropriated, the sum of seven thousand five hundred dollars (\$7500) annually, or so much thereof as may be necessary.

SEC. 3. It shall be the duty of the state censor to examine all moving picture films presented to him at his office in the city of Des Moines, Iowa, by any person or concern, however constituted, for the purpose

of examination or censorship; and if, in his judgment, the moving picture film so presented is not sacrilegious, obscene, indecent, or immoral, and if it would not have a tendency to corrupt the morals or shock the sensibilities of those observing the same, he shall approve the film and issue to the person or concern presenting the same a certificate indicating such approval. The approval of the censor shall be placed upon and become a part of each moving picture film so approved and shall be exhibited as the first part of said film. Said forms of approval shall be furnished by state censor without expense to the certificate holder and shall be uniform in character and distinctly legible and practically in the following form:

Approved this.....day of.....,

.....
State Censor.

No.....

The state censor shall furnish to the certificate holder upon request and at actual cost additional stamps of approval to be attached to copies of moving picture films already approved. He shall also keep a complete record and number of all moving picture films approved by him, together with an alphabetical index of the same, and also a detailed description of the films so approved. It shall also be his duty to enforce each and all of the provisions of this act, and in suits brought against persons violating any of the provisions of this law, to assist the law enforcement officers charged with the duty of prosecuting violators of this act.

The state censor shall account to the state treasurer monthly for all moneys received by him in the conduct of his office.

SEC. 4. That from and after the first day of September, 1913, it shall be unlawful for any person or concern however constituted, to show or exhibit in any manner whatsoever, except where shown for himself or the state censor, any moving picture film or stereoptican view which is sacrilegious, obscene, indecent, or immoral, and it is hereby made unlawful to exhibit any moving picture film of any nature whatsoever until the same or the original thereof has been censored and approved by the state censor and a certificate of such approval issued. This shall not be construed to prohibit the exhibition of exact copies of films which have been censored and approved.

SEC. 5. Any person or concern, however constituted, desiring to buy, sell, lease, rent or exhibit any moving picture film within the state of Iowa, unless the same or the original thereof has already been once censored and approved by the state censor, shall pay to the state censor the sum of two dollars (\$2.00) for the first one thousand (1000) feet thereof, and twenty cents (\$.20) for each additional one hundred (100) feet or fraction thereof, and shall also deliver to the office of the state

ensor at Des Moines, Iowa, the moving picture film desired to be exhibited, together with a complete description of the scenes shown by such film, whereupon it shall become the duty of the state censor to examine the same and forthwith approve or disapprove of the film so presented.

SEC. 6. Any person or concern, however constituted, who shall attach the stamp of approval of the state censor to any film which has not been so approved by him, except exact copies of films which he has approved, or who shall violate any of the other provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100) for the first offense and not less than two hundred dollars (\$200) nor more than five hundred dollars (\$500) for each subsequent offense; and the court shall, as a part of the judgment, order that the defendant, if a person, be committed to the county jail until the fine and costs are paid, such commitment, however, not to exceed sixty (60) days. Each day that an unauthorized moving picture film or stereoptican view is exhibited shall constitute a separate offense.

SEC. 7. It shall be the duty of the several county attorneys throughout this state to enforce the provisions of this act, and to prosecute those guilty of its violations.

SEC. 8. 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 Capital, newspapers published in Des Moines, Iowa; and when so amended the bill do pass.

FRED W. JONES,
Chairman.

Report adopted, and the speaker referred House File No. 210, with report of committee on Police Regulations, to committee on Appropriations.

Also:

MR. SPEAKER—Your committee on Police Regulations, to whom was referred House File No. 278, a bill for an act to amend the law as it appears in section twenty-four hundred twenty-eight (2428) of the Code, relating to the duties of peace officers, 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 do pass.

FRED W. JONES,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Police Regulations, to whom was referred House File No. 356, a bill for an act to amend section four thousand eight hundred twenty-three (4823) of the Code pertaining to malicious mischief and trespass, 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 amended as follows:

By inserting after the word "after" in section one, line three, "the comma following"; and when so amended the bill do pass.

FRED W. JONES,
Chairman.

Report adopted.

Dawson of Cherokee, 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. 262, a bill for an act to amend the law as it appears in sections twenty-eight hundred thirty-one (2831) and twenty-eight hundred thirty-two (2832), Supplement to the Code, 1907, relating to uniformity of school text books, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend the Law Relating to County Uniformity of Text Books as the Same Appears in Section Twenty-eight Hundred Twenty-four (2824), of the Code, and in Section Twenty-eight Hundred Thirty-one (2831), Supplement to the Code, 1907, and to Repeal the Law as it Appears in Section Twenty-eight Hundred Thirty-two (2832), Supplement to the Code, 1907, Relating to the Same Subject, and to Enact a Substitute Therefor.

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

SECTION 1. That the law as it appears in section twenty-eight hundred twenty-four (2824) of the Code, be and the same is hereby amended by inserting after the word "corporation" in line two (2) thereof the words "located within cities or towns".

SEC. 2. That the law as it appears in section twenty-eight hundred thirty-one (2831), Supplement to the Code, 1907, be and the same is hereby amended by striking out all of said section after the period (.) following the word "education" in line three (3) thereof.

SEC. 3. That the law as it appears in section twenty-eight hundred thirty-two (2832), Supplement to the Code, 1907, be and the same is hereby repealed and the following enacted in lieu thereof:

"The county board of education shall meet and select the school text books for all school corporations in the entire county, except for districts located within cities or towns, and contract for the same under such rules and regulations as the said board of education may adopt. When a list of text books has been so selected, they shall be used by all the public schools of said county, except as in this section provided, and the county board of education may arrange for such depositories as it may deem best, and may pay for said school books out of the county funds, and sell them to the school districts at the same price as provided for in section twenty-eight hundred and twenty-four of the Code, and the money received from said sales shall be returned to the county funds by said board of education monthly. Unless otherwise ordered by the county board of education, the county superintendent shall have charge of such text books and of the distribution thereof among the depositories selected by the board. He shall render to the board at each meeting thereof itemized accounts of his doings, and shall be liable on his official bond therefor."

SEC. 4. That all acts or parts of acts in conflict herewith are, so far as in conflict, hereby repealed; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 114, a bill for an act to repeal chapter 15, title 13, of the Code, 1897, relating to the purchase of school books by the county board of education, 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.

W. P. DAWSON,
Chairman.

Placed on file.

MINORITY REPORT.

MR. SPEAKER—The undersigned members of the committee on Schools and Text Books beg leave to report that they dissent from the majority report on House File No. 114, and recommend that the same do pass.

C. W. MILLER,
OTTO A. HELMING,
J. M. C. HAMILTON.

Placed on file.

Whitney of of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 456, a bill for an act authorizing cities and towns, including those acting under special charter and cities under the commission form of government, to adopt a building code and to provide penalties for violation thereof, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 316, a bill for an act to amend the law relating to the granting of franchises by cities and towns as it appears in section seven hundred seventy-six (776) of the Supplement to the Code, 1907, as amended by chapter forty-four (44) of the acts of the Thirty-third General Assembly, 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 amended as follows:

1. That the semi-colon in line thirty-three (33) of the printed bill, being line forty-eight (48) of the original bill, and the words "and any franchise proposed by petition, and so adopted by a vote of the people, cannot be repealed or amended by the city council" following the semi-colon, be stricken out.

2. That a period be inserted after the word "city" in line thirty-three (33) instead of the semi-colon stricken out; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Halgrims of Humboldt, 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. 30, a bill for an act to amend section twenty-seven hundred twenty-seven-c (2727-c) of the Supplement to the Code, 1907, relating to the salary of the chief executive officer of the Iowa Soldiers' Orphans' Home at Davenport, 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 amended as follows:

By striking therefrom the words "two thousand" in the fifth line of section 1 of the original bill and inserting in lieu thereof the words "eighteen hundred"; and when so amended the bill do pass.

COL. HALGBIMS,
Chairman.

Report adopted.

Unanimous consent having been granted, the following bills were introduced:

By Ring of Linn, House File No. 486, a bill for an act to amend sections thirteen hundred thirty-four (1334), thirteen hundred thirty-four-a (1334-a), thirteen hundred thirty-seven (1337) of the supplement to the code, 1907, and to repeal section thirteen hundred thirty-eight (1338) of the code; and to enact a substitute therefor and all relating to the assessment and taxation of railways and to requirements of railway companies and duties of officers in connection therewith.

Read first and second time and referred to committee on Railroads and Transportation.

By Ring of Linn, House File No. 487, a bill for an act to promote the purposes and work of the Iowa State Conference of Charities and Correction.

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

By Buxton of Warren, House File No. 488, a bill for an act to repeal section four hundred seventy-five (475) of the code and an act to substitute therefor relating to the criminal statistics to be kept by the county auditor and the reporting of same by the county auditor to the clerk of the district court.

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

By Buxton of Warren, House File No. 489, a bill for an act to repeal section two hundred ninety-three (293) of the code

and all amendments thereto and an act to substitute therefor relating to the keeping of criminal statistics by the clerk of the district court and the reporting of same to the board of Parole.

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

By Milton of Cedar, House File No. 490, a bill for an act to regulate the passing of automobiles or other vehicles by another traveling in the same direction.

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

By Scholz of Clayton, House File No. 491, a bill for an act relating to notaries public who are stockholders, directors, officers or employes of banks or other corporations.

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

SPECIAL ORDER NO. 11.

House resumed consideration of Special Order No. 11, House File No. 372.

Klay of Sioux offered the following substitute amendment and moved its adoption:

I move to strike out sections one, two and three of the pending bill and substitute the following, and that section four become section two.

Section 1. The several colleges, schools and departments of the State University, the State College of Agriculture and Mechanic Arts and the State Teachers' College, in operation in September, 1912, are hereby established and shall so remain until changed by the affirmative vote of seven members of the state board of education.

Dixon of Sac offered the following amendment to the substitute amendment and moved its adoption:

I move to amend by striking out the word "seven" and inserting in lieu thereof the word "six" in the fifth line of section one.

Huff of Hardin moved the previous question on the amendment to the substitute amendment.

Burt of Taylor seconded the motion.

Motion prevailed.

Roll call was demanded by Dixon of Sac and Elliott of Monona.

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

The ayes were:

Barry, Bingham, Buxton, Cole, Dixon, Elliott, Fraley, Halgrims, Hansen, Jones, Kingland, Kulp, Larrabee, Ring, Rone, Scholz, Stipe—17.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Boettger, Bradley, Brockway, Brown, Bruce, Burt, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Klay, Koontz, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Saltzmann, Shankland, Sherman, Steelsmith, Stutt, Thayer, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—75.

Absent or not voting:

Brady, Daniels, Erickson, Griggs, Hamilton, Heaton, Kane, Kelso, Lenoeker, McCullough, Meredith, Scott, Sidey, Stokes, Trumbauer, Workman—16.

Amendment lost.

Huff of Hardin moved the previous question on the substitute amendment.

Lounsberry of Marshall seconded the motion.

Motion prevailed.

Substitute amendment adopted.

Klay of Sioux moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Klay, Koontz, Kulp, LeRoy, Lounsberry, Lund, Manning, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Saltzmann, Shankland, Sherman, Steelsmith, Stipe, Stutt, Thayer, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—85.

The nays were:

Clark, Dixon, Downey, Kingland, Larrabee, McHose, McVicker, Rone, Scholz, Scott—10.

Absent or not voting:

Daniels, Erickson, Griggs, Hamilton, Heaton, Kane, Kelso, Lenocker, McCullough, Sidey, Stokes, Trumbauer, Workman—13.

So the bill having received a constitutional majority was declared to have passed the House.

Klay of Sioux moved to amend the title to House File No. 372 by adding thereto the following: "and the powers of the state board of education".

Motion prevailed, and the title as amended was agreed to.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 372 passed the House.

I second the motion.

H. W. GROUT.

OTTO. A. HELMING.

Klay of Sioux moved that the motion to reconsider the vote by which House File No. 372 passed the House, be laid on the table.

Motion prevailed.

Brockway of Louisa moved that the state printer be instructed to reprint House File No. 465.

Motion prevailed.

INTRODUCTION OF BILLS.

By Miller of Bremer, House File No. 492, a bill for an act to amend section six (6) of chapter one hundred sixty-eight (168) of the acts of the Thirty-third General Assembly, relating to hotels, inns and lodging houses.

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

By Jensen of Pocahontas, House File No. 493, a bill for an act to provide against fraudulent advertising.

Read first and second time and referred to committee on Printing.

By Atkinson of Butler, House File No. 494, a bill for an act in relation to cemeteries, public and private, and to require the officers thereof to keep and maintain a permanent record of all burials therein.

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

By Fraley of Polk, by request, House File No. 495, a bill for an act to amend the law as it appears in chapter fourteen-c (14-c) of title V of the 1907 supplement to the code, as amended by chapter sixty-four (64) of the acts of the Thirty-third General Assembly, and chapters fifty-two (52) and fifty-five (55) of the acts of the Thirty-fourth General Assembly, relating to the government of certain cities and conferring additional powers upon such cities.

Read first and second time and referred to committee on Municipal Corporations.

By Bartle of Mitchell, House File No. 496, a bill for an act to prohibit unauthorized persons appearing before legislative committees and prescribing a penalty for violation thereof.

Read first and second time and referred to committee on Rules.

By Barry of Linn, House File No. 497, a bill for an act to regulate policies insuring against accidental bodily injury or disease issued in this state, and the companies issuing the same.

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

By Kingland of Winnebago, House File No. 498.

A BILL FOR AN ACT Authorizing and Directing the Governor and Secretary of State to Execute a Quit Claim Deed Conveying to J. B. Keeler All of the Right, Title and Interest of the State of Iowa in or to Lots Four (4) and Five (5) of Section Thirteen (13), Township Ninety-nine (99), North, Range Twenty-three (23), West of the Fifth P. M.

WHEREAS: It appears that J. B. Keeler is the owner of record of all that part of government lake lots four (4) and five (5), section thirteen (13), township ninety-nine (99), north, range twenty-three (23), west of the fifth P. M., Iowa, north of the north meander line of Rice lake, according to United States government survey made in May, 1855; and,

WHEREAS: The title of said J. B. Keeler is derived by and through the swamp land grant from the United States government to the state of Iowa, approved September 28, 1850, and through mesne grants and conveyances from the state of Iowa to said J. B. Keeler; and,

WHEREAS: It appears by a state survey made in November, 1906, the north meander line of said Rice lake was established farther north and so as to include a large share of said lots four (4) and five (5), section thirteen (13), township ninety-nine (99), north, range twenty-three (23), west of the fifth P. M.; and,

WHEREAS: By reason of said state survey a cloud has been created upon the title of said J. B. Keeler to said premises; and,

WHEREAS: Said J. B. Keeler and his grantors have been in open, notorious, hostile and adverse possession of all of said premises under claim of right and title by virtue of the conveyances herein referred to for more than twenty years last past before the passage of this act, and have paid taxes and made improvements upon said premises during said time; now therefore,

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

SECTION 1. That the governor and the secretary of state be and are hereby authorized, empowered and directed to execute a quit claim deed to J. B. Keeler, conveying all right, title, claim and interest of the state of Iowa in and to said lots four (4) and five (5), section thirteen (13), township ninety-nine (99), north, range twenty-three (23), west of the fifth P. M., same being situated in Winnebago county, Iowa.

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

By Carson of Davis, by request, House File No. 499, a bill for an act to repeal section two (2) of chapter one hundred sixty-eight (168) of the acts of the Thirty-third (33d) General Assembly, and to amend the law as it appears in section forty-nine hundred ninety-nine-a-eight (4999-a-8) supplement to the code, 1907, relating to fire escapes.

Read first and second time and referred to committee on Labor.

By Craig of Madison, House File No. 500, a bill for an act to repeal the law as it appears in chapter two hundred twenty (220), acts of the Thirty-third General Assembly, and to amend the law as it appears in section forty-nine hundred ninety-nine-a-nine (4999-a-9), supplement to the code, relating to protection against fire and providing means for escape.

Read first and second time and referred to committee on Labor.

By Brockway of Louisa, House File No. 501, a bill for an act to amend section twenty-one hundred and thirteen (2113) of the supplement to the code, 1907, as amended by chapter one hundred twenty-seven (127) of the acts of the Thirty-third General Assembly relating to the powers of the board of railroad commissioners.

Read first and second time and referred to committee on Railroads and Transportation.

By Brockway of Louisa, House File No. 502, a bill for an act to repeal section twenty-one hundred and fifty-seven-f (2157-f) of the supplement to the code, 1907, relating to free tickets, passes, franks, transportation, reduced rates and discrimination and to enact in lieu thereof the following:

Read first and second time and referred to committee on Railroads and Transportation.

By Bruce of Floyd, House File No. 503, a bill for an act fixing the standard of qualifications of all persons desiring to practice mechanical therapy and for the regulation thereof; to create a state board of mechanical therapeutic examiners, and to provide for the registration of those entitled to practice mechanical therapy, and providing penalties for violation of any of the provisions thereof.

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

By Shankland of Polk, House File No. 504, a bill for an act to create a board of tax commissioners in counties having a population of seventy-five thousand (75,000) or more, according to the last census, and defining the powers and duties thereof.

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

Journal of Tuesday, February 25th, corrected and approved.

Brady of Dallas, from the conference committee on Joint Rules, offered the following report and moved its adoption:

MR. SPEAKER—Your Conference committee on joint resolution with regard to the joint rules of the Thirty-fifth General Assembly hereby report that the joint committee recommends that the joint rules of the Thirty-fourth General Assembly be the joint rules of the Thirty-fifth General Assembly without change and House and Senate recede from all amendments thereto.

E. C. PERKINS,
J. H. ALLEN,
JOS. MATTES,
HENRY BRADY,
H. C. RING,
CHAS. E. SCHOLZ,
HERBERT A. HUFF.

Motion prevailed, and the report was adopted.

Mr. Brady moved that the joint rules of the Thirty-fourth General Assembly be the joint rules of the Thirty-fifth General Assembly.

Motion prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Concurrent Resolution relative to extending an invitation to Mr. Hugh L. Cooper to deliver his lecture on the "Keokuk Dam and the Possibilities of Water Power in Iowa" to the Senate and House, and the president has appointed as such committee on part of the Senate, Senator McManus.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Jacobs of Calhoun called up Senate concurrent resolution relative to extending an invitation to Mr. Hugh L. Cooper to deliver his lecture on "The Keokuk Dam and the Possibilities of Water Power in Iowa," and moved its adoption.

CONCURRENT RESOLUTION.

Resolved by the Senate, the House concurring, That Mr. Hugh L. Cooper is hereby requested and invited to deliver his stereoptican lecture on the "Keokuk Dam and Possibilities of Water Power in Iowa" to the Senate and the House, and that a committee of three, one from the Senate and two from the House be appointed to extend the invitation.

Motion prevailed, and the concurrent resolution was adopted.

The speaker appointed as members of the joint committee to extend the invitation to Mr. Hugh L. Cooper, Representatives Jacobs of Calhoun and Rohwer of Ida.

CONSIDERATION OF BILLS.

On motion of Chapman of Guthrie, House File No. 384, a bill for an act to amend the law as it appears in section six hundred

thirty-nine (639) of the code relating to the classes of cities and towns, with report of committee recommending passage, was taken up and considered.

Mr. Chapman moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bernbrock, Bingham, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Crozier, Dawson, Dixon, Downey, Doze, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Hadley, Hansen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kane, Kingland, Klay, Koontz, Lenocker, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Thayer, Thompson, Webb, Whitney, Mr. Speaker—71.

The nays were:

Greene of Grundy, Helming, Halgrims, Larrabee, Stipe, Townsend—6.

Absent or not voting:

Barry, Bauman, Black, Blackford, Brown, Craig, Cronbaugh, Daniels, Dunlap, Erickson, Griggs, Grout, Halstead, Hamilton, Hazen, Heaton, Jones, Kelso, Kulp, Manning, McCullough, Munro, Ring, Saltzmann, Sidey, Steelsmith, Stokes, Stutt, Trumbauer, White, Workman—31.

So the bill having received a constitutional majority was declared to have passed the House 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 adopted the Conference committee report and passed the following substitute bill as recommended by said Conference committee, in which the concurrence of the House is asked:

Substitute for Senate File No. 4, a bill for an act to repeal section twenty-eight hundred thirteen (2813), Supplement to the Code, 1907, and enacting a substitute therefor relating to bonded indebtedness of school corporations.

JOS. E. MEYER,
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 holding a memorial service in honor of the late Governor William Larrabee, Thursday, March 20, at 2:00 o'clock p. m.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Whitney of Woodbury called up report of conference committee on Senate File No. 4 and moved its adoption:

MR. SPEAKER—Your Conference committee to adjust the differences of the Senate and House on Senate File No. 4, relating to bonded indebtedness of school corporations, repealing section twenty-eight hundred thirteen (2813), Supplement to the Code, 1907, and enacting a substitute therefor, after fully and freely conferring, beg leave to report and recommend the following:

First. That the Senate reconsider the vote by which Senate File No. 4 passed the Senate and the vote by which said bill passed to its third reading.

Second. That the House reconsider the vote by which Senate File No. 4 as amended by the House, be reconsidered, and by which the bill as amended passed to its third reading, and the vote by which the Senate File No. 4 was amended by the House.

Third. That we herewith as a part of our report present a substitute for Senate File No. 4 and recommend its adoption.

JOHN T. CLARKSON,
CLEM F. KIMBALL,
NICHOLAS BALKEMA,
CHAS. H. THOMAS,

Conferees on the part of the Senate.

M. F. LEROY,
GERRIT KLAY,
J. H. STUTT,
U. G. WHITNEY,

Conferees on the part of the House.

Motion prevailed.

Mr. Whitney moved to reconsider the vote by which Senate File No. 4 passed the House.

Motion prevailed.

Mr. Whitney moved to reconsider the vote by which Senate File No. 4 passed to its third reading.

Motion prevailed.

Mr. Whitney moved to reconsider the vote by which the amendment to Senate File No. 4 was adopted.

Motion prevailed.

Mr. Whitney moved that the House take up consideration of conference committee's substitute for Senate File No. 4.

Motion prevailed.

Substitute for Senate File No. 4, a bill for an act to repeal section twenty-eight hundred thirteen (2813) supplement to the code, 1907, and enacting a substitute therefor relating to bonded indebtedness of school corporations.

Read first and second time.

Mr. Whitney asked unanimous consent to have the rules suspended relative to reading of bills the second and third times on the same day.

Consent was granted and the rules were suspended.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bérnbrock, Bingham, Blackford, Bliss, Bradley, Brady, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Dawson, Dixon, Downey, Doze, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kane, Kingland, Klay, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Barry, Bauman, Black, Boettger, Brockway, Brown, Daniels, Dunlap, Erickson, Griggs, Hazen, Heaton, Jones, Kelso, Koontz, Kulp, McCullough, Munro, Ring, Scott, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thayer, Trumbauer, Workman—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Halgrims of Humboldt called up concurrent resolution relative to memorial services in honor of the late Gov. William Larrabee and moved its adoption.

CONCURRENT RESOLUTION.

WHEREAS: Your committee appointed to arrange a programme and services in memory of Governor William Larrabee, has extended an invitation to Senator William S. Kenyon to deliver the address on that occasion;

Be it resolved by the Senate, the House concurring, That a joint convention of the two houses of the Thirty-fifth General Assembly be held in the House chamber Thursday, March 20, at 2:00 o'clock P. M., to participate in memorial ceremonies to commemorate the life and services of Governor William Larrabee.

By request of the family, the services will be confined to the address mentioned in this resolution.

Motion prevailed, and the resolution was adopted.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Downey of Crawford presented remonstrance of citizens of Crawford county against a tax commission.

Referred to committee on Ways and Means.

Scholz of Clayton presented eleven remonstrances of voters of Clayton county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Anderson of Montgomery presented petition of citizens of Montgomery county relative to road supervision being left to local authorities.

Referred to committee on Roads and Highways.

Helming of Allamakee presented nine remonstrances of citizens of Allamakee county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Buxton of Warren presented petition of citizens of Jefferson township, Warren county, asking for the enactment of a law making it possible for townships composed of independent districts to establish and maintain high schools.

Referred to committee on Schools and Text Books.

Blackford of Henry presented two remonstrances of citizens of Henry county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

McVicker of Wright presented petition of citizens of Wright county relative to House File No. 364.

Referred to committee on Pharmacy.

Milton of Cedar presented remonstrance of voters of Cedar county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Brockway of Louisa presented remonstrance of residents of Louisa county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Pickford of Cerro Gordo presented petition of automobile owners of Cerro Gordo county relative to insurance against liability for damages.

Referred to committee on Roads and Highways.

Mr. Speaker presented remonstrance of citizens of Otter Creek township, Tama county, against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Blackford of Henry presented three remonstrances of citizens of Henry county against a tax commission.

Referred to committee on Ways and Means.

Lounsberry of Marshall presented remonstrance of citizens of Marshall county against House File No. 130.

Referred to committee on Schools and Text Books.

On request of Carson of Davis, leave of absence was granted Daniels of Appanoose for the day.

On request of Whitney of Woodbury, leave of absence was granted Helming of Allamakee for the day.

On request of Hazen of Pottawattamie, leave of absence was granted Dunlap of Clinton for the day.

On request of Hazen of Pottawattamie, leave of absence was granted Clark of Monroe for the day.

On request of White of Benton, leave of absence was granted Stutt of Jones for the day.

On request of White of Benton, leave of absence was granted Trumbauer of Keokuk for the day.

On request of Lounsberry of Marshall, leave of absence was granted Rone of Worth until March 8.

On request of Whitney of Woodbury, leave of absence was granted Helming of Allamakee until March 6.

On request of Bradley of Wapello, leave of absence was granted Brown of Mahaska for today.

On request of Bradley of Wapello, leave of absence was granted Peterson of Cass for today.

On motion of Crozier of Marion, the House adjourned until Tuesday, March 4th, at 10:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 4, 1913.

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

Prayer was offered by Rev. J. W. Graves of Des Moines, Iowa.

The following communication was received from the governor:

To the Senate and House of Representatives of the Thirty-fifth General Assembly:

It is with the most sincere regret that I advise you of my official notification of the death of Representative Frank A. Thayer of Franklin county. Mr. Thayer died at his home on the first day of March.

His experience as a legislator was that gained during this session and in that time he had acquired a reputation for a sincere interest in the public welfare and for earnest effort to promote it. He had gained the confidence of his fellow members, an invaluable possession.

I suggest such action as will be expressive of the deep sense of loss felt by the General Assembly and of the esteem in which Representative Thayer was held.

Done at Des Moines, Iowa, this 4th day of March, 1913.

G. W. CLARKE,
Governor.

Pickford of Cerro Gordo presented the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

Resolved, That the House has heard with profound sorrow of the death of Hon. Frank A. Thayer, representative from the seventy-fourth district of Iowa.

Resolved, That a committee of three members of the House, with such members of the Senate as may be joined, be appointed to attend the funeral.

Resolved, That the sergeant-at-arms of the House be authorized and directed to take such steps as may be necessary for carrying out the provisions of these resolutions, and that the necessary expense in connection therewith be paid out of the contingent fund of the state.

Resolved, That the chief clerk of the House communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

Resolved, That as a further mark of respect that when this House adjourns it be to reconvene Thursday morning, March 6, 1913, at 9 A. M.

Motion prevailed, and the resolution was adopted by rising vote.

The speaker appointed as such committee on the part of the House, Representatives Pickford of Cerro Gordo, McVicker of Wright, Bartle of Mitchell.

Journal of Wednesday, February 26th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Pickford of Cerro Gordo presented remonstrance of citizens of Cerro Gordo county against appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Greene of Clinton presented remonstrance of citizens of Clinton county against appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Halstead of Buchanan presented remonstrance of citizens of Buchanan county against appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Greene of Clinton presented remonstrance of Division No. 3, Order Railway Conductors, against action of Clinton Commercial Club relative to defeat of legislation favoring the railroad men.

Referred to committee on Railroads and Transportation.

White of Benton presented remonstrance of members of the Corn Belt Meat Producers' Association against appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Brown of Mahaska presented remonstrance of residents of Mahaska county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Anderson of Montgomery presented remonstrance of voters of Montgomery county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Cole of Hancock presented remonstrance of residents of Hancock county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Cole of Hancock presented petition of citizens of Hancock county relative to hog cholera serum.

Referred to committee on Animal Industry.

Whitney of Woodbury presented petition of citizens of Woodbury county relative to House File No. 364.

Referred to committee on Pharmacy.

Cannon of O'Brien presented remonstrance of citizens of O'Brien county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Stutt of Jones presented remonstrance of citizens of Jones county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Stipe of Page presented remonstrance of citizens of Page county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Grout of Black Hawk presented remonstrance of citizens of Black Hawk county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens and tax payers of Crawford county against the creation of a highway commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of voters of Crawford county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Hazen of Pottawattamie presented remonstrance of citizens of Pottawattamie county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Hazen of Pottawattamie presented remonstrance of voters of Pottawattamie county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Hazen of Pottawattamie presented petition of teachers of Iowa favoring teachers' annuities.

Referred to committee on Schools and Text Books.

Erickson of Lyon presented remonstrance of voters of Lyon county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Saltzman of Chickasaw presented remonstrance of voters of Chickasaw county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Crozier of Marion presented remonstrance of voters of Marion county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Crozier of Marion presented remonstrance of citizens of Pella, Swan and Knoxville against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Jamison of Des Moines presented remonstrance of citizens of Des Moines county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Craig of Madison presented remonstrance of citizens of Madison county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Craig of Madison presented remonstrance of Madison County Farmers' Institute against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Craig of Madison presented remonstrance of citizens of Madison county against passage of any bills placing burdensome conditions or high license on rural salesmen of domestic and stock remedies.

Referred to committee on Pharmacy.

Craig of Madison presented remonstrance of residents and tax payers of Bevington against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Black of Muscatine presented remonstrance of voters of Muscatine county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

McVicker of Wright presented remonstrance of citizens of Wright county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Blackford of Henry presented remonstrance of citizens of Henry county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Blackford of Henry presented remonstrance of citizens of Henry county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

McHose of Boone presented remonstrance of citizens of Boone county against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Elliott of Monona presented remonstrance of citizens of Ute, Iowa, against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Dixon of Sac presented remonstrance of citizens of Wall Lake against appointment of permanent tax commission.

Referred to committee on Ways and Means.

Anderson of Greene presented remonstrance of citizens of Greene against appointment of permanent tax commission.

Referred to committee on Ways and Means.

McHose of Boone presented remonstrance of citizens of Pilot Mound, Iowa, relative to the appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Meredith of Jasper presented remonstrance of citizens of Jasper county relative to the appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Thompson of Decatur presented remonstrance of citizens of Weldon, Iowa, relative to the appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Peterson of Cass presented remonstrance of farmers of Cass county relative to amending present road laws.

Referred to committee on Roads and Highways.

Rohwer of Ida presented remonstrance of citizens of Ida county relative to the appointment of a permanent tax commission.

Referred to committee on Roads and Highways.

Scholz of Clayton presented remonstrance of voters of Clayton county against the passage of House File No. 262.

Referred to committee on Schools and Text Books.

Eggleston of Clarke presented remonstrance of voters of Weldon, Iowa, against the passage of House File No. 262.

Referred to committee on Schools and Text Books.

Koontz of Johnson presented remonstrance of voters and citizens of Johnson county against House File No. 210, relative to moving pictures.

Referred to committee on Appropriations.

Eggleston of Clarke presented remonstrance of citizens of Clarke county relative to the appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Stokes of Plymouth presented remonstrance of citizens of Marion township, Plymouth county, against the passage of House File No. 130.

Referred to committee on Schools and Text Books.

Stokes of Plymouth presented petition of citizens of LeMars favoring the passage of House File No. 364.

Referred to committee on Pharmacy.

Daniels of Appanoose presented petition of Local Union No. 239, 553, 201 and 1873, of the United Mine Workers of America, District No. 13, requesting the passage of a bill requiring the

boards of managers of Iowa institutions to purchase their fuel supply from Iowa industries.

Referred to committee on Mines and Mining.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county relative to the appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Lund of Hamilton presented remonstrance of voters of Hamilton county against the passage of House File No. 262.

Referred to committee on Schools and Text Books.

Jacobs of Calhoun presented remonstrance of voters of Calhoun county against the passage of House File No. 210, relative to moving pictures.

Referred to committee on Appropriations.

Lenoeker of Pottawattamie presented remonstrance of citizens of Pottawattamie county relative to the appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Carson of Davis presented petition of Local Union No. 903, of the United Mine Workers of America, District No. 13, requesting the passage of a bill requiring the boards of managers of Iowa institutions to purchase their fuel supply from Iowa industries.

Referred to committee on Mines and Mining.

Carson of Davis presented remonstrance of citizens of Bunch, Iowa, relative to the appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Carson of Davis presented remonstrance of citizens of Davis county against the passage of House File No. 210, relative to moving pictures.

Referred to committee on Appropriations.

Hunt of Harrison presented remonstrance of citizens of Harrison county relative to the appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Hadley of Webster presented remonstrance of voters of Webster county against the passage of House File No. 262.

Referred to committee on Schools and Text Books.

Erickson of Lyon presented petition of citizens of Larchwood favoring the passage of House File No. 364.

Referred to committee on Pharmacy.

Halgrims of Humboldt presented remonstrance of citizens of Humboldt county relative to the appointment of a permanent tax commission.

Referred to committee on Ways and Means.

Bliss of Ringgold presented petition of citizens of Tingley favoring the passage of the bill prohibiting Sunday baseball.

Referred to committee on Police Regulations.

Hutchins of Kossuth presented remonstrance of voters of Kossuth county against the passage of House File No. 262.

Referred to committee on Schools and Text Books.

Lund of Hamilton presented communication from the department of agriculture of Ohio, relative to passes to the State Fair.

Referred to committee on Retrenchment and Reform.

On request of Barry of Linn, leave of absence was granted Ring of Linn until Thursday.

On request of Mr. Speaker, leave of absence was granted Manning of Story until Thursday.

REPORT OF COMMITTEE.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 385, a bill for an act to legalize an ordinance of the incorporated town of Sheldahl, Iowa, granting a franchise to Boone Electric Company, to erect, maintain and operate an electric power plant in said town, 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 amended as follows:

By striking out the last paragraph before the enacting clause and inserting in lieu thereof the following:

“WHEREAS, The proceedings of the town council and town officers of said town of Sheldahl, Iowa, in granting said franchise and in submitting the granting of said franchise to the voters of said town at an election held for such purpose, did not comply with the law in such cases made and provided in that the records of said town council do not show that three distinct readings were had, and in that it appears that the ordinance granting said franchise was not read on three different days, and in that it appears that the notice given to the electors of said town of the special election to vote on the granting of said franchise, did not distinctly describe the ordinance providing for the granting of said franchise except by reference thereto and said ordinance was not incorporated in said notice, and in that said notice provided that the polls should be open from 1 o'clock to 5 o'clock P. M., and in that said polls were not open during hours prescribed by law for the keeping of the polls open at such election; and,

“WHEREAS, All the provisions of law relating to the granting of franchise may not have been strictly complied with in other respects than those above enumerated in the granting of said franchise; and,

“WHEREAS, Doubts have arisen as to the legality and sufficiency of the records and proceedings of the said town council and town officers of said town because of the matters and things above referred to; now therefore,”

By striking out the words “legalized and”, being the second and third words of the last line of section 1, and by striking out the period (.) at the end of said section and inserting a comma (,) in lieu thereof, and by adding the following words immediately following said comma: “the same as if all provisions of law relating to the granting of said franchise had in all respects been strictly complied with.”; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By Mitchell of Wapello, House File No. 505, a bill for an act to amend section two thousand five hundred forty (2540) supplement to the code, 1907, and chapter one hundred fifty-three (153), acts of the 33d General Assembly, relating to season during which fish may be taken.

Read first and second time and referred to committee on Fish and Game.

By Lenoeker of Pottawattamie, by request, House File No. 506, a bill for an act permitting the payment of special assessments for drainage purposes by warrants drawn upon the drainage fund.

Read first and second time and referred to committee on Drainage.

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. 228, a bill for an act to amend section 4823 of the Code pertaining to malicious mischief and trespass.

JOS. E. MEYER,
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. 71, a bill for an act to repeal chapter 152, acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to conveyance of real estate.

JOS. E. MEYER,
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 to amend section 2608, Supplement to the Code, and establish a minimum monthly allowance for the support of the Soldiers' Home.

JOS. E. MEYER,
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. 221, a bill for an act to legalize the ordinances, resolutions and acts of the council of the incorporated town of Pacific Junction, Mills county, Iowa, so far as affected by the election of six members of said council instead of five.

JOS. E. MEYER,
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 to require the teaching of elementary agriculture, domestic science, and manual training in the public schools after a specified time.

JOS. E. MEYER,
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. 142, a bill for an act to repeal chapter 137 of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to the support of the industrial schools.

JOS. E. MEYER,
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. 79, a bill for an act to amend section 2823-a and section 2823-i, Supplement to the Code, relative to the attendance of children of a certain age in public schools.

JOS. E. MEYER,
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. 114, a bill for an act to amend section 458-c, Supplement to the Code, and chapter 32, acts of the Thirty-third General Assembly, relating to the payment of claims for injuries to domestic animals.

JOS. E. MEYER,
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. 6, a bill for an act to repeal section 1, chapter 106, acts of the Thirty-fourth General Assembly, and enact a substitute therefor.

JOS. E. MEYER,
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. 140, a bill for an act to repeal section 5685-a, Supplement to the Code, and to enact a substitute therefor in regard to collection of money from visitors and its use.

JOS. E. MEYER,
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. 144, a bill for an act to amend sections 2, 3 and 7 of the law as it appears in chapter 100, acts of the Thirty-fourth General Assembly, and adding new sections to same, relating to stallions and jacks.

JOS. E. MEYER,
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. 44, a bill for an act to fix the compensation of certain officers and employes of the reformatory at Anamosa, and the state penitentiary at Fort Madison, and to enlarge the support fund of said institutions.

JOS. E. MEYER,
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. 37, a bill for an act to amend section 5256, Supplement to the Code, relating to the appointment and compensation of clerks of the grand jury.

JOS. E. MEYER,
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. 209, a bill for an act to amend section 4586 of the Code, relative to making transcript from the docket of a justice of the peace.

JOS. E. MEYER,
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. 214, a bill for an act authorizing the executive council of Iowa to incur expenses and make expenditures to procure data, make investigations and provide things not otherwise provided to enable said executive council to perform the duties imposed by law, and making an appropriation therefor.

JOS. E. MEYER,
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 to amend section 18, chapter 170, acts of the Thirty-third General Assembly, relative to the powers and duties of the state board of education and the finance committee of said board.

JOS. E. MEYER,
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. 177, a bill for an act to legalize certain warrants of the city of Marshalltown, Iowa.

JOS. E. MEYER,
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 amend section six hundred fifteen (615) of the Supplement to the Code, 1907, relative to the extension of the limits of cities and towns.

JOS. E. MEYER,
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. 135, a bill for an act to amend the law as it appears in chapter 64, acts of the Thirty-third General Assembly, as amended by chapters 52, 54 and 55 of the acts of the Thirty-fourth General Assembly, relating to the government of certain cities.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 228, a bill for an act to amend section four thousand eight hundred twenty-three (4823) of the code pertaining to malicious mischief and trespass.

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

Senate File No. 71, a bill for an act to repeal chapter one hundred fifty-two (152) of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor relating to the conveyance of real estate by executor, administrator, trustee, guardian, referee or commissioner.

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

Senate File No. 76, a bill for an act to amend section twenty-six hundred eight (2608) of the supplement to the code, 1907, and establish a minimum monthly allowance for the support of the Soldiers' Home.

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

Senate File No. 221, a bill for an act legalizing the ordinances, resolutions and acts of the council of the incorporated town of Pacific Junction in Mills county, Iowa, so far as affected by the election of six members of said council instead of five.

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

Senate File No. 205, a bill for an act requiring the teaching of elementary agriculture, domestic science, and manual training in the public schools, after a specified time.

Read first and second time and referred to committee on Schools and Text Books.

Senate File No. 142, a bill for an act to repeal chapter one hundred thirty-seven (137) of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor relating to the support of the industrial schools.

Read first and second time and referred to committee on Board of Control.

Substitute for Senate File No. 79, a bill for an act to amend the law as it appears in sections twenty-eight hundred twenty-three-a (2823-a) and twenty-eight hundred twenty-three-i (2823-i), supplement to the code, 1907, as amended by chapter 186 and chapter 187 acts of the Thirty-third General Assembly, relative to the attendance of children of a certain age in public schools.

Read first and second time and referred to committee on Schools and Text Books.

Senate File No. 114, a bill for an act to amend section 458-c, of the supplement to the code, 1907, and chapter 32 of the acts of the Thirty-third General Assembly, relating to the payment of claims for injuries to domestic animals.

Read first and second time and referred to committee on Animal Industry.

Substitute for Senate File No. 6, a bill for an act to repeal section one, chapter 106, acts of the Thirty-fourth General Assembly, and enact a substitute therefor.

Read first and second time and referred to committee on Mines and Mining.

Senate File No. 140, a bill for an act to repeal the law as it appears in section fifty-six hundred eighty-five-a (5685-a) of the supplement to the code, 1907, and to enact a substitute therefor in regard to collection of money from visitors and its use.

Read first and second time and referred to committee on Board of Control.

Substitute for Senate File No. 144, a bill for an act to amend sections two (2), three (3), five (5) and seven (7) of the law as it appears in chapter one hundred (100) of the laws of the 34th General Assembly, and adding new sections to the same relating to stallions and jacks.

Read first and second time and on motion of Power of Jefferson, was placed on file.

Substitute for Senate File No. 44, a bill for an act to repeal the law as it appears in sections fifty-six hundred sixty-nine-a (5669-a), fifty-seven hundred sixteen (5716) and fifty-seven hundred eighteen-a-28 (5718-a-28) of the supplement to the code, 1907, and in sections fifty-seven hundred seventeen (5717) and fifty-seven hundred eighteen (5718) of the code and to enact substitutes therefor providing for the compensation and allowances of officers and employes of the reformatory at Anamosa and the penitentiary at Fort Madison.

Read first and second time and referred to committee on Board of Control.

Substitute for Senate File No. 37, a bill for an act to repeal section five thousand two hundred fifty-six (5256) of the supplement to the code, 1907, relating to the appointment, duties and compensation of the clerks of the grand jury, and enacting a substitute therefor.

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

Substitute for Senate File No. 209, a bill for an act to amend the law as it appears in section forty-five hundred eighty-five of the code of 1897, relative to the issuance of an execution in making transcript from the docket and judgment of a justice of the peace where a vacancy exists.

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

Senate File No. 214, a bill for an act authorizing the executive council of Iowa to incur expenses and make expenditures to procure data, make investigations and provide things not otherwise provided to enable said executive council to perform the duties imposed by law, and making appropriation therefor.

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

Senate File No. 106, a bill for an act to amend section eighteen (18) of chapter one hundred and seventy (170) of the acts of the Thirty-third General Assembly relative to the powers and duties of the state board of education and the finance committee of said board of education.

Read first and second time and referred to committee on Educational Institutions.

On request of Lounsberry of Marshall, unanimous consent having been given, House File No. 177, a bill for an act to legalize certain acts of the mayor and city council of the city of Marshalltown, and to legalize certain warrants of the said city of Marshalltown, Iowa, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend the enacting clause by inserting after the word "Assembly" the words "of the state".

Mr. Lounsberry moved that the House concur in the Senate amendments.

White of Benton in the chair.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen,

Heaton, Huff, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Lenoeker, Lounsberry, Lund, McHose, McVicker, Meredith, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Saltzmann, Scholz, Sherman, Stipe, Stutt, Thompson, White, Whitney, Workman—77.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Bernbrock, Burt, Cronbaugh, Dunlap, Enger, Greene of Grundy, Hamilton, Helming, Hunt, Huntley, Kulp, Larrabee, LeRoy, Manning, McCullough, Miller, Milton, Ring, Rone, Scott, Shankland, Sidey, Steelsmith, Stokes, Townsend, Trumbauer, Webb, Mr. Speaker—30.

So the House concurred.

On request of Greene of Clinton, unanimous consent having been given, House File No. 48, a bill for an act to amend section six hundred fifteen (615) of the supplement to the code, 1907, relative to the extension of the limits of cities and towns, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by striking out the word "Daily" where it appears in the publication clause.

Mr. Greene moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clin-

ton, Griffin, Griggs, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Stipe, Stokes, Stutt, Thompson, White, Whitney, Workman—78.

The nays were :

None.

Absent or not voting :

Atkinson, Bartle, Bernbrock, Burt, Cronbaugh, Dunlap, Fraley, Greene of Grundy, Grout, Hadley, Hamilton, Helming, Hunt, Kulp, Larrabee, Lenoeker, LeRoy, Manning, Miller, Milton, Ring, Rone, Scott, Sidey, Steelsmith, Townsend, Trumbauer, Webb, Mr. Speaker—29.

So the House concurred.

On request of Sherman of Poweshick, unanimous consent having been given, House File No. 135, a bill for an act to amend the law as it appears in chapter sixty-four (64), acts of the Thirty-third General Assembly, relating to the government of certain cities, with Senate substitute amendment, was taken up and the amendments read and considered.

SENATE AMENDMENT.

A BILL FOR AN ACT to Amend the Law as it Appears in Chapter Sixty-four (64) of the Acts of the Thirty-third (33d) General Assembly as Amended by Chapters Fifty-two (52), Fifty-four (54) and Fifty-five (55) of the Acts of the Thirty-fourth (34th) General Assembly, Relating to the Government of Certain Cities.

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

SECTION 1. That the law as it appears in chapter sixty-four (64) of the acts of the Thirty-third (33d) General Assembly, as amended by chapters fifty-two (52), fifty-four (54) and fifty-five (55) of the acts of the Thirty-fourth (34th) General Assembly, all being amendatory to chapter fourteen-c (14-c) of title five (V), Supplement to the Code, 1907, be and the same is hereby amended by striking from said chapter the word "seven" wherever said word immediately precedes the word "thousand" and refers to the population of cities, and inserting in lieu thereof in each place the word "two".

SEC. 2. That the law as it appears in section two (2) of chapter sixty-four (64) of the acts of the Thirty-third (33d) General Assembly, as amended by chapter fifty-two (52) of the acts of the Thirty-fourth (34th) General Assembly, amendatory to chapter fourteen-c (14-c) of title five (V), Supplement to the Code, 1907, be and the same is hereby amended by striking out all that portion following the comma after the figures "1907" in the nineteenth (19th) line thereof down to and including the word "Assembly" in the twentieth (20th) line of said section, and inserting in lieu thereof the following: "and amendments thereto".

SEC. 3. That the law as it appears in section nine (9) of chapter sixty-four (64) of the acts of the Thirty-third (33d) General Assembly be and the same is hereby amended by striking out of said section all following the semi-colon after the word "following" in the seventh (7th) line of said section, and inserting in lieu thereof the following:

"The mayor and councilmen shall have an office in the city hall, and their total compensation shall be as follows:

1. In cities having by the last preceding state or national census a population of not less than 2,000 nor more than 15,000, the mayor shall receive one hundred dollars (\$100) for each 1,000 population or major portion thereof, and the councilmen four-fifths (4-5) of this amount.

2. In cities having by such census a population of not less than 15,000 nor more than 25,000, the mayor shall receive eighteen hundred dollars (\$1800), and the councilmen four-fifths (4-5) of this amount.

3. In cities having by such census a population of 25,000 and less than 40,000, the mayor's annual salary shall be twenty-five hundred dollars (\$2,500), and each councilman eighteen hundred dollars (\$1,800).

4. In cities having by such census a population of 40,000 and less than 60,000, the mayor's annual salary shall be three thousand dollars (\$3,000), and each councilman twenty-five hundred dollars (\$2,500).

5. In cities having by such census a population of 60,000 or more, the mayor's salary shall be thirty-five hundred dollars (\$3,500), and that of each councilman, three thousand dollars (\$3,000).

Mitchell of Wapello offered the following amendment:

MR. SPEAKER—I move that the Senate substitute amendment to House File No. 135 be amended as follows:

Strike out all of subdivisions one and two of the substitute bill and insert the following in lieu thereof:

"In all cities having by the last preceding state or national census a population of less than 25,000, the mayor and councilmen shall have the power to fix their salaries but no mayor and city council shall have

power to increase their own compensation to take effect during their term of office in which such increase is voted.

Lund of Hamilton moved that further consideration of Senate amendments and amendment proposed by Mitchell of Wapello to House File No. 135 be made a special order for Thursday, at 11:00 o'clock A. M.

Motion lost.

Mitchell of Wapello and Jamison of Des Moines asked for a division of the House.

Motion prevailed, and House File No. 135 was made a special order for Thursday, at 11:00 o'clock A. M.

On request of Klay of Sioux, unanimous consent having been given, House File No. 157, a bill for an act to amend section twenty-five hundred and eighty-four (2584) of the code; to repeal twenty-five hundred and eighty-nine-a (2589-a) supplement to the code, 1907, as amended by section two (2) of chapter one hundred twenty-three (123), laws of the Thirty-fourth General Assembly, and to enact a substitute therefor; to repeal section twenty-five hundred and eighty-five (2585) of the supplement to the code, 1907, as amended by chapter one hundred twenty-three (123) of the acts of the Thirty-fourth General Assembly; and enact a substitute therefor, with Senate amendments, was taken up and amendments read and considered.

SENATE AMENDMENTS.

Amend by inserting after the word annum in the last line of section three (3) the following:

"And shall perform such duties as the board may prescribe."

"SEC. 4. That section twenty-five hundred and eighty-seven (2587) of the Code, as amended by chapter one hundred and twenty-three (123) of the acts of the Thirty-fourth General Assembly be amended by striking out the word "five" as it occurs in the fifth line of said section, and substituting therefor the word "six."

Mr. Klay moved that the House refuse to concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were :

None.

The nays were :

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Lenocker, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Saltzmann, Scholz, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, White, Whitney, Workman—76.

Absent or not voting :

Atkinson, Bartle, Bernbrock, Bliss, Burt, Cronbaugh, Dunlap, Fraley, Greene of Grundy, Griggs, Hamilton, Hansen, Hazen, Heaton, Helming, Huntley, Kulp, Larrabee, LeRoy, Manning, Miller, Milton, Ring, Rone, Scott, Shankland, Steelsmith, Townsend, Trumbauer, Webb, Mr. Speaker—31.

.So the House refused to concur.

Lund of Hamilton moved to reconsider the vote by which House File No. 135 was made a special order for Thursday, at 11:00 o'clock A. M.

Motion prevailed.

Unanimous consent having been granted, Mitchell of Wapello withdrew his amendment to House File No. 135.

Mitchell of Wapello moved that the House refuse to concur in the Senate amendments to House File No. 135.

Speaker Cunningham in the chair.

On the question, "Shall the House concur in Senate amendments?"

The ayes were:

None.

The nays were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Lenoeker, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Scholz, Sherman, Stipe, Stokes, Stutt, Thompson, White, Whitney, Workman, Mr. Speaker—78.

Absent or not voting:

Atkinson, Bernbrock, Boettger, Brockway, Burt, Cronbaugh, Dunlap, Fraley, Greene of Grundy, Griggs, Hamilton, Helming, Huntley, Kulp, Larrabee, LeRoy, Manning, Miller, Milton, Ring, Rone, Saltzmann, Scott, Shankland, Sidey, Steelsmith, Townsend, Trumbauer, Webb—29.

So the House refused to concur.

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 concurrent resolution, in which the concurrence of the House is asked:

Senate concurrent resolution relative to extending congratulations to President Wilson.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution relative to the death of the Hon. Frank A. Thayer:

Resolved, That the Senate has heard with profound sorrow of the death of the Hon. Frank A. Thayer, a representative from the seventy-fourth district of the state of Iowa.

Resolved, That a committee of three members be appointed on the part of the Senate to join the committee appointed on the part of the House to attend the funeral.

The president appointed as such committee on the part of the Senate, Senators Robinson, Heald and Ream.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the House amendment to Senate File No. 61, a bill for an act to provide additional funds for the Soldiers' Home, the Industrial Schools for girls and boys, and the State Reformatory and Penitentiary.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the report of the Conference committee on concurrent resolution relative to joint rules of the Thirty-fifth General Assembly, and has adopted the rules as recommended in the report of said committee.

JOS. E. MEYER,
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. 86, a bill for an act to amend section 227, Supplement to the Code, as amended by the Thirty-fourth General Assembly, and to provide for an additional judicial district, and an additional judge for the fourth judicial district.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Scholz of Clayton called up Senate concurrent resolution relative to extending congratulations to President Wilson.

CONCURRENT RESOLUTION.

WHEREAS: The Honorable Woodrow Wilson of New Jersey today becomes president of the whole United States; and,

WHEREAS: The commonwealth of Iowa assisted in naming Mr. Wilson as president of the United States; and,

WHEREAS: President Wilson is president of the whole people regardless of his politics; and,

WHEREAS: We have confidence in him as a man and a citizen of the United States; therefore,

Be it resolved by the Senate, the House concurring, That we extend to the new president our heartiest best wishes; and,

Be it further resolved, That the people of Iowa pledge their patriotic support of the new president in every effort he may make to advance the interests of the nation and to promote the welfare of our citizenship.

Mr. Scholz proposed the following amendment to Senate concurrent resolution:

Amend by adding thereto the following:

Be it further resolved, That the chief clerk of the House and the secretary of the Senate be instructed to wire the substance of these resolutions to President Wilson today and to send him written copies of the resolutions by mail.

Amendment adopted.

Resolution as amended adopted.

CONSIDERATION OF BILLS.

On motion of Greene of Clinton, House File No. 224, a bill for an act to amend section 1989-a-41 of the supplement of the code of 1907 and amendments thereto relative to the compensation to be paid appraisers of damages and commissioners of drainage districts, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Greene proposed the following amendment:

Amend section one by striking out the words "code supplement" and inserting the words "supplement to the code, 1907," in lieu thereof.

Amendment adopted.

Mr. Greene proposed the following amendment to the enacting clause:

Amend by inserting the words "of the state" immediately preceding the word "Iowa".

Amendment adopted.

Mr. Greene moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Klay, Lenocker, Lounsberry, Lund, McHose, McVicker, Meredith, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Stokes, Stutt, Thompson, White, Whitney, Workman, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bernbrock, Brady, Brockway, Burt, Clark, Craig, Cronbaugh, Dunlap, Greene of Grundy, Griggs, Grout, Hamilton, Helming, Huntley, Kane, Koontz, Kulp, Larrabee, LeRoy, Manning, McCullough, Miller, Milton, Ring, Rone, Scott, Sidey, Steelsmith, Stipe, Townsend, Trumbauer, Webb—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Jones of Dickinson, leave of absence was granted Bartle of Mitchell until Thursday.

On request of Jones of Dickinson, leave of absence was granted Helming of Allamakee until Thursday.

On request of Scholz of Clayton, leave of absence was granted Miller of Bremer until Thursday.

On request of Greene of Clinton, leave of absence was granted Dunlap of Clinton until Wednesday.

On request of Mr. Speaker, leave of absence was granted Trumbauer of Keokuk until Friday.

On motion of Jensen of Pocahontas, the House adjourned until Thursday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 6, 1913.

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

Prayer was offered by Rev. A. A. Walburn of Corning, Iowa.

Journal of Tuesday, March 4th, corrected and approved.

On request of Elliott of Monona, leave of absence was granted Hunt of Harrison until Friday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bauman of Van Buren presented remonstrance of voters and citizens of Van Buren county against passage of House File No. 210.

Referred to committee on Appropriations.

White of Benton presented remonstrance of citizens of Benton county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

White of Benton presented petition of citizens of Benton county relative to House File No. 364.

Referred to committee on Pharmacy.

Brown of Mahaska presented remonstrance of citizens of Mahaska county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Doze of Wayne presented remonstrance of citizens of Wayne county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Whitney of Woodbury presented remonstrance of citizens of Woodbury county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Newcomb of Adams presented remonstrance of citizens of Adams county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Milton of Cedar presented remonstrance of voters of Cedar county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Meredith of Jasper presented remonstrance of citizens of Jasper county against passage of House File No. 130.

Referred to committee on Schools and Text Books.

Hadley of Webster presented remonstrance of voters of Webster county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Hadley of Webster presented remonstrance of citizens of Webster county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Cole of Hancock presented remonstrance of voters of Hancock county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Hadley of Webster presented remonstrance of citizens of Webster county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Blackford of Henry presented remonstrance of citizens of Henry county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Halgrims of Humboldt presented remonstrance of citizens of Humboldt county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Halgrims of Humboldt presented remonstrance of citizens of Humboldt county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Grout of Black Hawk presented remonstrance of citizens of Black Hawk county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Heaton of Union presented petition of voters of Union county relative to House File No. 364.

Referred to committee on Pharmacy.

Bliss of Ringgold presented remonstrance of citizens of Ringgold county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Dunlap of Clinton presented remonstrance of citizens of Clinton county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Barry of Linn presented remonstrance of citizens of Linn county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Barry of Linn presented remonstrance of voters and citizens of Linn county against passage of House File No. 210.

Referred to committee on Appropriations.

Bruce of Floyd presented remonstrance of voters of Floyd county against passage of House File No. 210.

Referred to committee on Appropriations.

Daniels of Appanoose presented remonstrance of voters of Appanoose county against passage of House File No. 210.

Referred to committee on Appropriations.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Scholz of Clayton presented remonstrance of citizens of Clayton county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Halstead of Buchanan presented remonstrance of voters of Buchanan county against passage of House File No. 210.

Referred to committee on Appropriations.

Meredith of Jasper presented remonstrance of citizens of Jasper county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Buxton of Warren presented remonstrance of citizens of Warren county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Huntley of Lucas presented remonstrance of citizens of Lucas county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Hazen of Pottawattamie presented remonstrance of citizens of Pottawattamie county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Scott of Fremont presented remonstrance of citizens of Imogene against creation of permanent tax commission.

Referred to committee on Ways and Means.

Burt of Taylor presented remonstrance of citizens of Taylor county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Hadley of Webster presented remonstrance of voters and citizens of Webster county against passage of House File No. 210.

Referred to committee on Appropriations.

Enger of Winneshiek presented remonstrance of citizens of Winneshiek county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Boettger of Scott presented remonstrance of voters of Scott county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Boettger of Scott presented remonstrance of citizens of Scott county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Kelso of Jackson presented remonstrance of citizens of Jackson county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Lund of Hamilton presented remonstrance of citizens of Hamilton county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Mr. Speaker presented petition of railroad men of Boone favoring House File No. 317.

Referred to committee on Railroads and Transportation.

Huff of Hardin presented remonstrance of citizens of Hardin county against any change in the governing of rural schools.

Referred to committee on Schools and Text Books.

Chapman of Guthrie presented remonstrance of citizens of Guthrie county against House File No. 210.

Referred to committee on Appropriations.

Chapman of Guthrie presented remonstrance of citizens of Guthrie county against a tax commission.

Referred to committee on Ways and Means.

Anderson of Montgomery presented remonstrance of citizens of Montgomery county against a tax commission.

Referred to committee on Ways and Means.

Power of Jefferson presented remonstrance of citizens of Jefferson county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Power of Jefferson presented petition of business men of Fairfield favoring the limiting of the amount of income exempt from execution for debts.

Referred to committee on Judiciary.

Power of Jefferson presented four remonstrances of citizens of Jefferson county against a tax commission.

Referred to committee on Ways and Means.

Jacobson of Audubon presented remonstrance of citizens of Audubon county against House File No. 210.

Referred to committee on Appropriations.

Stipe of Page presented remonstrance of citizens of Page county against a tax commission.

Referred to committee on Ways and Means.

Crozier of Marion presented remonstrance of citizens of Marion county against a tax commission.

Referred to committee on Ways and Means.

Crozier of Marion presented petition of citizens of Marion county favoring House File No. 364.

Referred to committee on Pharmacy.

Crozier of Marion presented three remonstrances of citizens of Marion county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Greene of Clinton presented remonstrance of citizens of Lyon, Iowa, against House File No. 210.

Referred to committee on Appropriations.

Eggleston of Clarke presented petition of teachers of Clarke county favoring the annuity fund bill.

Referred to committee on Schools and Text Books.

Brown of Mahaska presented three remonstrances of citizens of Mahaska county against a tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens of Crawford county against House File No. 210.

Referred to committee on Appropriations.

Downey of Crawford presented remonstrance of citizens of Crawford county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Townsend of Tama presented petition of teachers of Tama county favoring the teachers' annuity bill.

Referred to committee on Schools and Text Books.

Kulp of Palo Alto presented remonstrance of citizens of Palo Alto county against a tax commission.

Referred to committee on Ways and Means.

Milton of Cedar presented two remonstrances of citizens of Cedar county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Milton of Cedar presented two remonstrances of citizens of Cedar county against a tax commission.

Referred to committee on Ways and Means.

Bliss of Ringgold presented petition of teachers of Tingley township, Ringgold county, favoring the teachers' annuity bill.

Referred to committee on Schools and Text Books.

Grout of Black Hawk presented petition of citizens of Black Hawk county favoring House File No. 364.

Referred to committee on Pharmacy.

Heaton of Union presented remonstrance of citizens of Union county against a tax commission.

Referred to committee on Ways and Means.

Peterson of Cass presented remonstrance of citizens of Cass county against a tax commission.

Referred to committee on Appropriations.

Barry of Linn presented petition of citizens of Linn county favoring legislation that will permit owners of automobiles to secure protection by insurance against liability for damages on account of personal injuries or damage to property resulting from accident caused by reason of the maintenance or operation of automobiles.

Referred to committee on Insurance.

Carson of Davis presented remonstrance of citizens of Davis county against a tax commission.

Referred to committee on Ways and Means.

Lenocker of Pottawattamie presented remonstrance of citizens of Pottawattamie county against a tax commission.

Referred to committee on Ways and Means.

LeRoy of Delaware presented three remonstrances of citizens of Delaware county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

LeRoy of Delaware presented three remonstrances of citizens of Delaware county against a tax commission.

Referred to committee on Ways and Means.

Kingland of Winnebago presented remonstrance of citizens of Winnebago county against a tax commission.

Referred to committee on Ways and Means.

Odendahl of Carroll presented remonstrance of citizens of Carroll county against a tax commission.

Referred to committee on Ways and Means.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 4, a bill for an act to repeal section twenty-eight hundred thirteen (2813), Supplement to the Code, 1907, and enacting a substitute therefor relating to bonded indebtedness of school corporations.

Also:

Senate File No. 47, a bill for an act to legalize the incorporation of the city of Camanche, Clinton county, Iowa, the election of its officers and certain acts done and ordinances passed by the city council of said city.

Also:

Senate File No. 85, a bill for an act to repeal section seven hundred ninety-three (793) of the Code, relating to street improvement, sewers and special assessments and to enact a substitute therefor.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Anderson 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. 61, a bill for an act to provide additional funds for the Soldiers' Home, the Industrial School for Boys, the Industrial School for Girls, the State Penitentiary and the Reformatory.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORTS OF COMMITTEES.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 13, a bill for an act to repeal section three hundred sixty-four (364) of the Code, relating to investment of money, and to enact a substitute therefor, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Section Three Hundred Sixty-four (364) of the Code, Relating to Investment of Moneys.

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

SECTION 1. That section three hundred sixty-four (364) of the Code be amended as follows:

By striking out the period at the end of said section and inserting in lieu thereof a comma, and adding thereto the following: "or the judge or court in which the subject matter is pending may, by special order, direct such investments to be made in bonds issued by or under the direction of cities, towns, counties or school districts of this state."; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 32, a bill for an act to amend the law as it appears in section two hundred sixty-five (265) of the Code, relating to the clerk of the superior court, 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 amended as follows:

By striking out all of section 2 thereof, being the publication clause; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 392, a bill for an act to amend sections two (2), five (5), ten (10), eleven (11), twenty (20), twenty-six (26), twenty-eight (28), thirty (30), thirty-five (35), forty-one (41), forty-two (42), forty-four (44) and forty-six (46) of chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly, relating to assessment and collection of a tax upon estates, legacies, bequests, gifts, transfers and inheritances made to or descending to husband or wife, direct and collateral heirs and other persons, by or from decedents, 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 referred to the committee on Ways and Means.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 392 was so referred.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 408, a bill for an act to legalize certain conveyances and other instruments of writing affecting real estate, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 432, a bill for an act to amend section forty-four hundred twenty (4420) of the Code, relating to applications for writs of habeas corpus, 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 amended as follows:

By striking out all of section 2, being the publication clause; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 310, a bill for an act to amend section 3172 of the Code of 1897, providing for the postponement of the hearing of an application for divorce, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 310 was indefinitely postponed.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 363, a bill for an act amending section two thousand one hundred fifty-seven-g (2157-g) of the Supplement to the Code of 1907, relating to the issuing of free transportation by common carriers of passengers in certain cases, 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.

HERBERT A. HUFF,
Chairman.

Report adopted, and House File No. 363 was indefinitely postponed.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 253, a bill for an act to repeal section seven hundred eleven (711) of the Code and enacting a substitute therefor relative to the powers of cities and towns in respect to prevention of fires, accidents from electrical apparatus, fire limits and the erection of structures within fire limits, 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.

U. G. WHITNEY,
Chairman.

Report adopted, and House File No. 253 was indefinitely postponed.

Jones of Dickinson, from the committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your committee on Police Regulations, to whom was referred House File No. 176, a bill for an act to amend the law as it appears in section fifty thousand and forty (5040) of the Code, relating to breaches of the Sabbath Day and penalty therefor, 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.

FRED W. JONES,
Chairman.

Passed on file.

MINORITY REPORT.

We, the minority of the committee on Police Regulations, to whom was referred House File No. 176, being a bill for an act to amend the law as it appears in section five thousand and forty (5040) of the Code, relating to breaches of the Sabbath Day and penalty therefor, beg leave to dissent from the views held by a majority of the committee, and would respectfully recommend that the bill be reported by this committee to the House with the recommendation that the same do pass.

W. N. TOWNSEND.
J. D. PETERSON.

Placed on file.

Newcomb of Adams, from the committee on Public Libraries, submitted the following report:

MR. SPEAKER—Your committee on Public Libraries, to whom was referred House File No. 306, a bill for an act to amend sections seven hundred thirty-two (732), and eight hundred ninety-four (894), of the Supplement to the Code, 1907, relative to the levying of taxes for public libraries, 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 amended by the following amendment for section two (2):

“That section eight hundred ninety-four (894) of the Supplement to the Code, 1907, be amended by striking out the word ‘three’ in line seven (7), of paragraph four (4) thereof, and substituting the word ‘five’ in its place; and by striking out from paragraph four (4) thereof the following words in lines eight (8), nine (9) and ten (10) of said paragraph, ‘having a population of not more than six thousand (6000), and

not exceeding in any one year two mills on the dollar in all other cities.'"; and when so amended the bill do pass.

WALTER NEWCOMB,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Public Libraries, to whom was referred House File No. 296, a bill for an act to amend the law as it appears in sections ten hundred fifty-six-a-twenty-five and ten hundred fifty-six-a-twenty-six (1056-a-25 and 1056-a-26) of the Supplement to the Code, 1907, as amended, and to provide for the appointment and powers of library trustees in certain cities, 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 amended as follows:

By inserting after the word "amended" in the title "by sections seven (7) and eight (8) of chapter sixtyfour (64) of the acts of the Thirty-third General Assembly"; and by inserting after the word "Code" in the third line of section two (2), the date "1907"; and by inserting after the word "amended" in the third line of section two (2), the words "by section eight (8) of chapter sixty-four (64) of the acts of the Thirty-third General Assembly"; and when so amended the bill do pass.

WALTER NEWCOMB,
Chairman.

Report adopted.

Enger of Winneshiek, from the committee on Public Health, submitted the following report:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 247, a bill for an act to declare certain diseases contagious and infectious, and to provide rules and regulations for the control of same, and to fix punishment for violation thereof, 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 do pass.

L. M. ENGER,
Chairman.

Report adopted.

Miller of Bremer, from the committee on Claims, submitted the following report:

MR. SPEAKER—Your committee on Claims, to whom was referred House File No. 124, a bill for an act to indemnify H. C. Jackson for personal injury sustained by him while employed as head farmer at the state hospital at Mt. Pleasant, Iowa, 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 amended as follows:

By striking out the words and figures "two thousand (\$2000)" and inserting in lieu thereof the words and figures "one thousand (\$1000)", and that when so amended that the bill be referred to the committee on Appropriations with favorable recommendations.

C. W. MILLER,
Chairman.

Report adopted, and House File No. 124 was so referred.

Also:

MR. SPEAKER—Your committee on Claims, to whom was referred House File No. 249, a bill for an act making an appropriation to reimburse certain employes of the Iowa school for the deaf, for loss of wearing apparel, by fire, at said school on the twenty-third day of April, 1911, 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 amended as follows:

By striking out the words "appropriation to whom payable", in the first line of section 1 of said bill, and by adding to said section the following: "Said payment to be in full for all claims against the state of Iowa for such losses." Also by striking out all of sections 2 and 3, and that when so amended the said bill be reported back to the House with favorable recommendation to the committee on Appropriations.

C. W. MILLER,
Chairman.

Report adopted, and House File No. 249 was so referred.

Also:

MR. SPEAKER—Your committee on Claims, to whom was referred House File No. 288, a bill for an act to make an appropriation for the payment of the expenses of printing of briefs and the traveling expenses of one of the railroad commissioners, Clifford Thorne, while in attendance at the final hearing in the case before the interstate commerce commission, involving general advancement in rates, 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 referred to the Appropriations committee for favorable consideration.

C. W. MILLER,
Chairman.

Report adopted, and House File No. 288 was so referred.

Bliss of Ringgold, 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. 368, a bill for an act repealing the law as it appears in section twenty-four hundred fifty (2450), Supplement to the Code, 1907, and providing a substitute therefor relating to statements of consent to keep for sale and sell intoxicating liquors under the mulct law, 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 do pass.

J. A. BLISS,
Chairman.

Report adopted.

Jacobs of Calhoun, 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. 284, a bill for an act to provide for the assessments and taxation of osage, willow and other hedge fences adjacent to public highways, 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.

JOHN W. JACOBS,
Chairman.

Report adopted, and House File No. 284 was indefinitely postponed.

INTRODUCTION OF BILLS.

By Boettger of Scott, by request, House File No. 507, a bill for an act to repeal section one thousand seventy-two (1072) of the supplement to the code, 1907, relating to the election of county officers and enacting in lieu thereof the following:

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

By Boettger of Scott, House File No. 508, a bill for an act to repeal chapter forty-five (45) of acts of the Thirty-fourth (34th) General Assembly of the state of Iowa, relating to the approval of plats of additions to cities or towns by city and town councils, and to enact a substitute therefor.

Read first and second time and referred to committee on Municipal Corporations.

By Boettger of Scott, House File No. 509, a bill for an act to repeal section one (1) of chapter forty-nine (49) of the acts of the Thirty-fourth General Assembly relating to the improvement of water fronts in cities acting under special charter and conferring additional powers upon said cities, and to enact a substitute in lieu thereof. (Additional to chapter fourteen (14) of title five (V) of the code relating to cities under special charter.)

Read first and second time and referred to committee on Municipal Corporations.

By Clark of Monroe, House File No. 510, a bill for an act to amend the law as it appears in sections ten hundred fifty-six-a-fifteen (1056-a-15) and ten hundred fifty-six-a-sixteen (1056-a-16) supplement to the code, 1907, relating to appointments and removals.

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

By McHose of Boone, House File No. 511, a bill for an act to amend section one thousand three hundred and four (1304) of the supplement to the code, 1907, as amended by chapter eighty-one (81) of the Thirty-third General Assembly, in relation to classes of property exempt from assessment from taxation.

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

By Peterson of Cass, House File No. 512, a bill for an act to prohibit the spraying of fruit trees and other flowering shrubs when in bloom.

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

By Peterson of Cass, House File No. 513, a bill for an act to prohibit the importation of diseased bees.

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

By Chapman of Guthrie, House File No. 514, a bill for an act to amend the law as it appears in section three (3), chapter one hundred forty-six (146), of the acts of the Thirty-fourth General Assembly, relating to the payment of tuition of pupils residing in school corporations which do not offer instruction equivalent to four-year high schools of Iowa.

Read first and second time and referred to committee on Schools and Text Books.

By Townsend of Tama, House File No. 515, a bill for an act to amend section thirteen hundred four (1304) of the supplement to the code, 1907, as amended by chapter sixty-one (61) of the acts of the Thirty-fourth General Assembly relating to the exemption of certain classes of property from taxation.

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

By Townsend of Tama, House File No. 516, a bill for an act to amend sections sixteen hundred forty-two (1642) and sixteen hundred forty-four (1644) of the code, 1897, relating to corporations not organized for pecuniary profit.

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

By committee on Roads and Highways, House File No. 517, a bill for an act to authorize the governor to direct the attorney general to appear in certain cases, for and on behalf of the counties, cities, towns, and other municipalities and officers and contractors thereof and to employ additional legal assistance in such cases and providing for payment therefor.

Read first and second time and passed on file.

By Huff of Hardin, House File No. 518, a bill for an act providing for the issuance of a subpoena by the clerk of the district

court requiring a person in this state to attend and give testimony in a criminal action pending in another state after a petition has been filed in the office of said clerk and the witness given an opportunity to be heard in opposition thereto, and providing punishment for failing to do so.

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

SPECIAL ORDER NO. 12.

Time having arrived for Special Order No. 12, House Joint Resolution No. 5, joint resolution proposing to amend the constitution so as to provide for the initiative and referendum within the state, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Lund of Hamilton proposed the following amendment:

MR. SPEAKER—I move to amend House Joint Resolution No. 5 by inserting after the word “electors” in line 13 of section one of the printed substitute amendment as printed in House Journal of February 12, 1913, the words “to be secured in each of the congressional districts”; also by inserting after the words “per cent” in line 31 of said section the words “to be secured in each of the congressional districts of the state of Iowa”. And inserting after the words “per cent” in the 45th line of said section the words “to be secured in each of the congressional districts of the state of Iowa”; and also inserting after the words “per cent” in the 47th line of said section the words “to be secured in each of the congressional districts of the state of Iowa”.

Scholz of Clayton moved the previous question on the amendment offered by Lund of Hamilton.

Ring of Linn seconded the motion.

Motion prevailed.

Amendment adopted.

Jacobs of Calhoun proposed the following amendment:

MR. SPEAKER—I move to amend by striking out the word “measure” in line 17 of section one of the substitute amendment and inserting in lieu thereof the word “law”, and by striking out the period after the word “submitted” in said line 17, and inserting a comma in lieu thereof, and

by adding thereto the following: "and not less than one year before the general election at which the amendment to the constitution shall be submitted".

On request of Jones of Dickinson, House File No. 283 was withdrawn from the committee on Banks and Banking and the further consideration of the House.

On request of Power of Jefferson, House File No. 442 was withdrawn from the committee on Public Charities and referred to committee on Ways and Means.

On motion of Dawson of Cherokee, the House adjourned until 12:50 P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

Carson of Davis 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, Carson of Davis, Kane of Dubuque, Townsend of Tama.

The speaker granted leave of absence to Brockway of Louisa until Friday.

INTRODUCTION OF BILLS.

By White of Benton, House File No. 519, a bill for an act to amend section one hundred eighty-one (181) of the code relating to joint committee on Retrenchment and Reform.

Read first and second time and referred to committee on Rules.

By Buxton of Warren, House File No. 520, a bill for an act to amend the law relating to the taxation of moneys and credits as the same appears in section thirteen hundred ten (1310) of the code, as amended by section one (1) of chapter sixty-three (63) of the acts of the Thirty-fourth (34th) General Assembly.

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

Whitney of Woodbury presented the following concurrent resolution, asked unanimous consent for immediate consideration, and moved its adoption:

CONCURRENT RESOLUTION.

WHEREAS: There is to be held in the city of Des Moines under dates of March 29th to April 5th, inclusive, under the auspices of the Des Moines Women's Club, the Des Moines Household Show; and,

WHEREAS: The object is to raise funds with which to enlarge the scope of the Free Art Gallery in Des Moines; and,

WHEREAS: The object sought is most worthy and merits the support of all good citizens; and,

WHEREAS: The members of the General Assembly having been placed under obligations to the citizens of Des Moines for their many acts of kindness, and their genial hospitality, and with an earnest desire to show its appreciation for the manifest kindness on the part of the people of the city of Des Moines; therefore,

Be it resolved by the House of Representatives of Iowa, the Senate concurring, That the opening night of the Des Moines Household Show, March 29, 1913, be and the same is hereby designated as Governor's and Legislative night; and,

Be it further resolved, That all members of the General Assembly be urged to attend the Des Moines Household Show on the evening of March 29, 1913.

Motion prevailed, and the concurrent resolution was adopted.

The speaker announced that as speaker of the House, he had signed in the presence of the House, Senate Files No. 47, 61, 85 and 4.

The speaker appointed Walter F. Craig of Madison county to fill the vacancy on the Allison Memorial Commission, occasioned by virtue of Mr. Holmes not being a member of the legislature.

The speaker appointed Townsend of Taylor chairman of the committee on Horticulture, made vacant by the death of Representative Thayer of Franklin.

The sergeant-at-arms announced the arrival of the members of the Senate, who took their seats on the west side of the House chamber.

JOINT CONVENTION.

The joint convention was called to order by President Harding, president of the joint convention, at 1:15 o'clock P. M.

The roll was called, and the following members responded as present:

Allen, Anderson of Montgomery, Anderson of Greene, Ames, Arney, Atkinson, Balkema, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Clarkson, Cole, Craig, Crozier, Cunningham, Daniels, Darrah, Dawson, Dixon, Doran, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Farr, Fellows, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hagemann, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Hilsinger, Huff, Huntley, Jacobs, Jacobson, Jamison, Jensen, Jones of Montgomery, Jones of Dickinson, Kane, Kelso, Kimball, Kingland, Klay, Koontz, Kulp, Larrabee of Webster, Larrabee of Fayette, Legel, Lenoeker, LeRoy, Lounsberry, Lund, Malmberg, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Neal, Newcomb, Nye, Odendahl, Perkins, Peterson, Pickford, Quigley, Ream, Ring, Rohwer, Saltzmann, Scholz, Schrup, Scott, Shankland, Sherman, Sidey, Smith, Spaulding, Steelsmith, Stipe, Stokes, Stutt, Taylor, Thomas, Thompson, Townsend, Webber, White of Iowa, White of Benton, Whitney, Wilson of Clinton, Workman—126.

Those absent were:

Balluff, Bernbrock, Boe, Brockway, Chase, Cowles, Crist, Cronbaugh, Crow, DeWolf, Dunnegan, Francis, Garrett, Gillette, Hamilton, Heald, Hunt, Hutchins, Jewell, Mattes, McColl, McManus, Power, Robinson, Rone, Savage, Shecan, Sullivan, Trumbauer, Webb, Wilson of Appanoose—31.

President Harding announced the joint convention duly organized with a quorum of members present.

The joint convention was then addressed by Mr. Edwin G. Cooley of Chicago, on vocational training and continuation schools, in accordance with concurrent resolution duly adopted.

Senator DeWolf of Black Hawk moved that the remarks of Prof. Cooley be printed in the Journal, and that the legislature of Iowa in joint session extend to Prof. Cooley, thanks for his presence and address, and also express to him sympathy and encouragement in the great fight he is making to make education mean opportunity for the boys and girls of our neighboring state of Illinois.

Motion prevailed.

ADDRESS OF PROF. COOLEY.

Mr. President, Members of the Senate and House of Representatives and General Assembly.

Ladies and Gentlemen:—I appreciate fully the compliment of being asked to address this assembly of my native state on the important question of vocational education. You have conferred a great honor upon me and the body of men I represent by calling upon me to address you. I feel my inability to satisfy your expectations, but I could not refuse your kind invitation tendered in so complimentary a way. I hope I may be able to answer some of the questions you are asking about the future of the coming generations. I am profoundly interested in the question and my experience both as a teacher and as a mechanic and a business man give me some advantages in considering this question. I have tried to supplement this experience by an investigation of other peoples whose situation compelled them to study the question when we were driving blindly ahead relying upon our almost limitless natural wealth and native energy and ability. The time has come, however, to us—as it will to all others—when we must conserve both our natural and our human resources. This means we must develop a system of vocational schools that will be as much concerned with the education of our mechanics and farmers as we are with the training of our professional men. This is not only a duty to the state you represent, but a right of the rising generation in this great democracy.

Odin, a Servian sociologist, a representative of the rising Balkan state that is now fighting for "a place in the sun," for a right to develop her natural and human resources free from the horrible tyranny of the Turk, demonstrated to the world that the percentage of ability in a people was the same in each and every class thereof; that the apparent differences were due to differences in environment, in education, using the word in its broadest sense. The correlary of this demonstration is that it is the duty of every society to offer advantages to every class in society sufficient to conserve and develop this ability; that no nation can succeed in the industrial and commercial competition of this world who neglects this duty. I found the Germans quoting Odin and urging that they could never hope to succeed in their struggle for industrial and commercial supremacy while they continued to neglect this conservation of human ability in all classes of society, both in the world of learning and the humbler walks of life among their mechanics and their farmers. My study abroad convinced me that the Germans are fully as much concerned with opening a way to the top as we in America are, in this "land of the free and home of the brave." Their way of meeting this problem is different from ours, has less of "the devil take the hindmost" about it, but is fully as intelligent. This will explain my apparent enthusiasm for German systems of education, where efficiency is considered a necessary complement to democracy.

Lester Ward says: "Each age of the world's history stands on a platform erected by all past ages. It is true that all the members of society use to a certain extent of the products of past achievements, but in no other sense do those members stand on the elevated platform who do not actually possess the heritage of the past. Now, as a matter of fact, it is only the intelligent classes who really possess what I have called this heritage."

The results of the meditations and investigations of past ages form an inheritance for the whole human race. Some of this inheritance does inevitably filter down through and reach the lower strata of society; but much remains practically the inheritance of the few who have the time and the means to enter into their inheritance through education of various sorts, including that of the schools. Many do not avail themselves of opportunities to share in this inheritance on

account of lack of time, lack of means and lack of inclination for serious study, due to a failure to appreciate the value of this inheritance; many on account of actual inability, mental, moral or economical.

The whole human race is interested, however, in the equitable distribution of this inheritance as its greatest benefits result from its general distribution, rather than from its monopolization by the few. Knowledge is power, but it is social power only when society generally is in possession of it. When confined to a few it may be a social curse, as the monopolization of material wealth often is. Society is sound to the core only when all parts are equitably nourished from this common fund and no organ, however humble, is starved into weakness and inefficiency.

This conception of society as an organism does not presuppose that all its members will be able to utilize these opportunities to the same extent or in the same way, but it does presuppose that all have an access to this common fund of the race long enough to enable them to get the substance they require for their healthy development and to enable them to perform their functions efficiently. Society as a whole must provide such opportunity for all its members as a means of self-preservation.

This means as a practical proposition that access to this common inheritance must not be closed to ninety per cent of our children when they are barely fourteen years of age, just at the time when they most need guidance and instruction, just at the time when character building really begins, and just when they should be objects of special attention in our educational plans. Whether the youth appreciates the need of further education or not is not the question. Society must appreciate it and provide for it by extending the compulsory period of education to cover the years of development between fourteen and eighteen, even for those compelled to devote most of their time and energy to bread-winning. One of the blunders of civilized countries, a blunder that has led to an enormous increase in the number of youthful vagabonds and criminals, has been to neglect him and to act as though there were a sharply defined line separating the child from the man; as though it were a wise educational policy to care for him systematically up to fourteen and then leave him abruptly and absolutely to the tender mercies of the factory and street.

Society cannot, therefore, continue to expend vast sums of money for high schools and universities and neglect the ninety per cent who go into vocational life with only elementary school training without repudiating the reasons usually given for having schools of any sort as a public charge. If self-preservation through the training of the character of the future citizen is the justification for spending public money for schools, the state must enter the entire field of vocational education, and must provide for all—the artisan, the professional man, the farmer and the merchant. Justice to the individual, as well as self-preservation of the state demands it. As Frederick Paulsen puts it: "We must build upon our elementary schools as a fundamental form of schools a new finishing educational institution, or give to the elementary school instruction its necessary conclusion in a vocational high school, a school whose problem will be the carrying of general education for vocational activity forward and making it fruitful." We have already done this for the professional and managerial classes by means of high schools and colleges and universities, but we have not provided for the great mass of our youth who enter vocational life at fourteen. It will be the educational problem of the twentieth century—as Frederick Paulsen says—to do this, to complete our system of common schools.

The problem of legislation is, therefore, to provide a system of schools which shall give opportunity to all our youth during the years of development between fourteen and eighteen, during the years of adolescence. A small per cent of our youth do now continue school in high schools and colleges until maturity and later, sometimes too long for their own and their country's good, as they postpone their entrance into vocational life until their power of adaptation begins to wane and their success in practical life is imperiled. Our problem is to extend the opportunities for vocational education to all during this adolescent period, a problem which we cannot longer defer if we hope to conserve our human resources and to hold our place in the van of civilized nations.

It will be impossible under present conditions to offer opportunities covering an equal amount of time to all members of society. A great majority must begin their vocational life at about the age of fourteen, although many begin this life sooner than necessary. For such youth the most important type of vocational schools will be the vocational continuation school, which demands from six to ten hours a week of the time of youth between fourteen and eighteen. Such schools should be day schools, well equipped and well managed by teachers and officials who will adapt them to the needs of all. They can be made to fit each trade or occupation, and can be organized both in country and city. They constitute the most universal useful form of vocational school, and are more important to us as a nation than any system of secondary schools as they reach from five to ten times as many of our youth at this critical point.

It will be the problem of these continuation schools to use the short period of time at their disposal to prepare the pupil for vocational life, including both technical and general training. In these schools we shall consider first the newly awakened needs and interests of the youth. We shall recollect that there is a limit to the amount of instruction along academic lines that they are ready to receive; that if we attempt to keep them in this new type of school and repeat the same kind of instruction as they received during eight years of childhood, we shall disappoint a majority of them, and leave them bored, sullen and obstinate. If we wish to hold them longer, we must arouse their interests by connecting the school instruction with their vocation. Through this interest, we may hope to succeed in giving them an all-around training that will not only make them more efficient bread-winners, but better men and better citizens.

These schools then must unite themselves as closely as possible to the vocation. The mountain-moving desire for earning money—as Dr. Kerschensteiner has excellently expressed it—is the best means of attracting the young at this age. When we have their living interest we can work upon them in an educational way. Ennui is ever one of the worst sins in our schools. We must grasp real life vigorously in our continuation school; we must proceed from observation, from experience; and we must not separate, as is often necessary in the elementary school, the development of the capacity in our pupils from its application to practical work, but must seek directly to develop the powers through activity and practice.

From this it is clear that we shall not teach subjects as subjects. We are not organizing a school of learning. The question before us is always what material will advance the youth in his vocation; how can it be made useful for his education; how can we heighten his joy in work and his consciousness of duty in connection with the petty problems of daily life and create a fruitful foundation for his moral and civic development. This moral and civic education must grow out of his work in vocational life, of his life in the community. It is to be developed out of the simple relations of the family, of the school and the workshop. Work

of this character is all important from the standpoint of citizenship and it cannot be given during the years of childhood on account of immaturity.

These schools should be administered with the distinct purpose of developing personal efficiency in the vocation, and through efficiency and joy in work to develop social efficiency—to train the man and the citizen. They should cover the period between fourteen and eighteen, be compulsory in the daytime, free, practical and covering all kinds of vocational activity.

A system of vocational schools should include voluntary continuation schools for youth over eighteen who wish to pursue technical training further in either day or evening schools, which should provide opportunities for preparation for high schools of all sorts, as well as for practical industrial business life. They should aim at the development of ambitious youth into efficient workmen, good men and women, and good citizens.

Part-time schools should be provided wherever desired where the student is employed part of the time (usually about one-half), in a factory, the remainder of the time being given to instruction in a school furnished and supported by the state. The shop will provide the severely technical part of the training, the school supplementing it by such instruction in English, mathematics, art and science as will develop industrial intelligence and make better all-around men and citizens. Such schools will be successfully in specially favored communities where employers take a deep and practical interest in the education of their employes, but such schools cannot be depended upon to provide vocational instruction for the great majority of our youth.

America should have schools providing vocational instruction for the full time of the students, and undertaking in a course of two years to prepare for apprenticeship or for practical work in the various occupations, such as agriculture, commerce, or home-making. They may include:

1. Schools which offer courses to youth who are unable to enter apprenticeship on account of immaturity, but who wish to acquire such preliminary knowledge of some vocations as will enable them to shorten the time of actual service as an apprentice. In America there are many who believe that one or two year courses, preparatory to entrance into the shop or factory, are especially important, as they bridge over the gap between the time of leaving school at fourteen and the usual time of entering into apprenticeship at sixteen.

2. Schools which will impart vocational instruction to both boys and girls between the years of fourteen and sixteen who enter the industries without the training of an apprenticeship. Such schools—especially those for the women's trades—have already demonstrated their efficiency in the east. The Manhattan Trade School in New York and the Boston Trade School for Girls have been very successful in preparing girls between fourteen and sixteen for practical vocational life.

3. Schools for youth of both sexes who wish to enter upon commercial pursuits. A practical course of two years should enable them to take good positions on leaving the school. Courses far superior—both from a cultural and a practical point of view—to those given in our modern business colleges can be offered and be completed in the time proposed. The public should provide them.

4. Schools should be opened which offer courses in home-making, including sanitation, cooking, sewing, care of children, care of sick, and subjects related to home economics. In many communities special subjects—such as care of a dairy, and preserving of fruit and vegetables, may be taught. "Home-making" should not be taken in any narrow sense of the word, but must be as broad as the field of the home in modern life. In the judgment of the writer this should include some training in art and music.

5. Agricultural winter-schools. There are some special features to be mentioned in connection with this special type of schools as planned for youth in the country. These youth are not able to attend school during the entire ten months of school instruction in the ordinary town or city. They must put in the summer months in work on the farm. These schools should be open for five or six months of the year, in the daytime, and should furnish industrial, business, and agricultural training.

The courses should be two years in length, and the vocational subjects should be taught by men and women, trained technically and practically in agriculture. During the summer months such men or women should be employed as itinerant teachers in visiting the students of the school at their home work on the farms, in consulting with and advising parents on scientific and business questions, and in giving lectures and demonstrations on practical subjects connected with farming.

In addition to the itinerant teachers from the agricultural winter-schools, there should be a permanent staff of itinerant teachers who give special scientific advice and instruction to the farmers of the district served. These teachers should specialize in some line of agricultural work, such as live stock, small grains, swine, dairying, horse-raising, bee-keeping, garden vegetables, fruits, or business. One of the principal advantages of this system of schools over the ordinary agricultural departments in high schools is the close touch between teachers, pupils, and parents—both in the school and on the farm.

In connection with such agricultural winter-schools there should also be conducted evening agricultural continuation schools for persons older than eighteen. Such classes should be under the same general management and direction as the agricultural winter-schools, and should be supplied with practical teachers. The courses, in addition to some academic work, should pay especial attention to the academic, technical and business needs of the pupils to be served.

These schools will necessarily be day schools, managed by specially trained teachers seeking special practical ends, and treating subjects as they are related to the vocational life of the pupils. They must, therefore, be administered and controlled largely by men and women from practical life for whom and with whom the youth will be associated in vocational life. As these schools are radically different from the ordinary ones in purpose, methods and scope of work, special machinery must be provided for organizing and administering them. These schools aim at vocational efficiency and can secure it only by the closest possible cooperation of the persons carrying on the vocation—the employers and employes. As the vocation is the center of interest, rather than any subject or subjects, persons must administer these schools who know the vocations from the standpoint of both employer and employe.

It will be futile to expect the ordinary teacher who has been trained to teach subjects in a systematic thorough-going way, to select and teach the portions of these subjects that have a direct practical bearing upon vocational life. Such teachers cannot possibly select these portions of the subject. Experience has shown, however, that no such controlling body has been entirely successful in the past that has not included teachers. There is no place in any educational institution—whether school or shop—where skill in handling youth, skill and facility in analyzing and developing subjects is not important. Then, too, the educator will be the one who will be most apt to look beyond the immediate practical aim of securing mechanical efficiency to the ultimate end of training the man and the citizen. Without the practical man the school will not keep in touch with actual life conditions; without the educator, they will waste the time and strength of the pupils by ill-considered methods of instruction, and will be dominated too completely by the vocational aim. We require men and citizens as well as workmen, and we cannot secure them without the united effort of both the practical men and the educators.

To recapitulate, in legislation providing for vocational education we should aim first at reaching all members of society, should attempt to offer opportunity for a finishing education to every one—both men and women. Second, such a scheme should take into consideration that the period covered is that of adolescence, when the enormous physical, mental and moral changes are taking place in the youth, and when the standards of social and personal efficiency will be made or marred.

It is the period of idealism, of adventure, of criticism, of restlessness under control. Through the activities of the vocation and the theoretical instruction related to it we must secure both economic and social efficiency, must attempt to train the man and the citizen as well as the mechanic.

We must realize in administering these schools the economic as well as the cultural value of the training in the ordinary school arts. Third, in organizing and administering these schools we should in-

clude both the man from the industries and the man from the school. We must have both. The practical men and women, however, should be given the more prominent place as experience shows that such schools have been successful only when they have been administered by the class of men and women for whom and with whom the youth will be associated during his vocational life.

It is plainly impossible to provide in the present system of elementary and secondary schools the instruction recommended. Separate schools are necessary whose equipment, corps of teachers, and board of administration must be in the closest possible relation to the occupations. In such schools the application of general education to vocational work can be made only by men who know the vocations. The boards of education administering such institutions must give them far greater attention on the practical side than the ordinary boards of education need to do in the case of academic schools. No corps of teachers can be expected to keep up with all the latest developments in vocational life. This must be the special problem of the boards of practical men administering the schools.

These schools must not in any way be regarded as substitutes for the present forms of schools. The present system is doing a necessary work, and ought not to be disturbed, except to perfect it. The new type of school is a supplement to the old one, an attempt to carry further and apply general education to the practical problems of life.

Such a system of schools will require a special tax to support it. The present school revenues are insufficient for the present needs of the schools. No part of this general school revenue should be set aside for the support of a system of vocational schools. A special tax one-half raised by the community served, and one-half provided in the shape of a state grant when authorized by Commission on Vocational Education, should be provided for the support of these vocational schools.

Such schools should be separate, independent, compulsory day schools, supported by special taxes, carried on usually in special buildings, administered by special boards of practical men and women, taught by specially trained practical men from the vocations, and securing the closest possible co-operation between the school and the factory, the school and the farm, the school and the counting room, or the school and the home. Adaptation and co-operation are the watch-words for the new type of schools.

The minutes of the joint convention were then read and approved.

On motion of Senator Perkins of Delaware, the joint convention was dissolved.

House reconvened, Speaker Cunningham in the chair.

Hansen of Shelby presented the following amendment to House Joint Resolution No. 5, and requested that it be printed in the Journal:

I move to amend the substitute resolution to House Joint Resolution No. 5 as follows:

By striking out from lines 5 and 6 of section 1 the words "and amendments to the constitution".

Also by striking out the words "or amendment to the constitution," in line 3 on page 474 of the House Journal.

Also by striking out the words "or amendment to the constitution" in lines 5 and 6 on page 474.

Also by striking out lines 14, 15 and 16 on page 474.

Also by striking out the second last paragraph on page 474.

Also by striking out the words "or amendments to the constitution" in line 4 on page 475 and the words "or a part of the constitution, as the case may be," in line 7 on page 475 of the House Journal.

On motion of Jacobs of Calhoun, the House adjourned until Friday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 7, 1913.

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

Prayer was offered by Rev. Orville M. Bond, Spencer, Iowa.

Journal of Thursday, March 6, corrected and approved.

On request of Jones of Dickinson, House File No. 191 was withdrawn from the committee on Claims and referred to the committee on Appropriations.

SPECIAL ORDER NO. 12.

House resumed consideration of Special Order No. 12; House Joint Resolution No. 5, and the amendments proposed by Jacobs of Calhoun and Hansen of Shelby.

Jacobs of Calhoun moved the adoption of his amendment.

Roll call was demanded by Downey of Crawford and Dunlap of Clinton.

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

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hazen, Huff, Hunt, Huntley, Jacobs, Jacobson, Jamison, Jones, Kane, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Odendahl, Peterson, Pickford, Ring, Rohwer, Saltzmann, Scholz, Sherman, Sidey, Steel-

smith, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—81.

The nays were:

Bartle, Downey, Enger, Hansen—4.

Absent or not voting:

Black, Boettger, Clark, Cronbaugh, Greene of Grundy, Griggs, Hamilton, Heaton, Helming, Hutchins, Jensen, Kelso, Lund, McCullough, Mitchell, Newcomb, Power, Rone, Scott, Shankland, Stipe, Trumbauer—22.

Amendment adopted.

Hansen of Shelby moved the adoption of his amendment.

Roll call was demanded by Downey of Crawford and Clark of Monroe.

Jacobs of Calhoun moved that House Joint Resolution No. 5, together with amendments, be referred to the committee on Judiciary, with the stipulation that same shall be reported back to the House not later than Tuesday, March 11th.

Motion prevailed, and the resolution was so referred.

On request of Ring of Linn, leave of absence was granted Jensen of Pocahontas indefinitely.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Workman of Mills presented remonstrance of citizens of Mills county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Stutt of Jones presented remonstrance of citizens of Jones county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Power of Jefferson presented remonstrance of citizens of Jefferson county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Ring of Linn presented remonstrance of citizens of Linn county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Lounsberry of Marshall presented remonstrance of citizens of Albion against creation of permanent tax commission.

Referred to committee on Ways and Means.

Dunlap of Clinton presented remonstrance of citizens of Clinton county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Blackford of Henry presented remonstrance of citizens of Winfield against creation of permanent tax commission.

Referred to committee on Ways and Means.

Barry of Linn presented remonstrance of citizens of Palo against creation of permanent tax commission.

Referred to committee on Ways and Means.

Blackford of Henry presented remonstrance of citizens of Henry county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Hazen of Pottawattamie presented petition of automobile owners of Pottawattamie county relative to protection by insurance against liability for damages on account of personal injuries or damages.

Referred to committee on Insurance.

Huntley of Lucas presented remonstrance of citizens of Chariton against creation of permanent tax commission.

Referred to committee on Ways and Means.

Sidey of Adair presented remonstrance of citizens of Adair county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Munro of Washington presented remonstrance of citizens of Riverside against creation of permanent tax commission.

Referred to committee on Ways and Means.

Munro of Washington presented remonstrance of citizens of Washington county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Steelsmith of Osceola presented remonstrance of citizens of Osceola county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Kelso of Jackson presented remonstrance of citizens of Jackson county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Hadley of Webster presented remonstrance of citizens of Webster county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Pickford of Cerro Gordo presented petition of residents of Portland school district, No. 1, Cerro Gordo county, asking passage of House File No. 130.

Referred to committee on Schools and Text Books.

Rohwer of Ida presented remonstrance of citizens of Ida county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Clark of Monroe presented remonstrance of voters of Monroe county against passage of Shankland bill.

Referred to committee on Suppression of Intemperance.

Clark of Monroe presented remonstrance of women of Monroe county against passage of Shankland bill.

Referred to committee on Suppression of Intemperance.

Kane of Dubuque presented petition of Dubuque Branch No. 257; National Association of Letter Carriers, favoring compensation of workingmen, teachers' annuity, suffrage for women, initiative and referendum and pensioning of mothers.

Referred to committee on Judiciary.

Burt of Taylor presented remonstrance of citizens of Taylor county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Halgrims of Humboldt presented remonstrance of citizens of Thor against creation of permanent tax commission.

Referred to committee on Ways and Means.

Hadley of Webster presented remonstrance of citizens of Fort Dodge against creation of permanent tax commission.

Referred to committee on Ways and Means.

Jamison of Des Moines presented remonstrance of citizens of Des Moines county against House File No. 210.

Referred to committee on Appropriation.

Heaton of Union presented remonstrance of citizens of Union county against a tax commission.

Referred to committee on Ways and Means.

Buxton of Warren presented remonstrance of citizens of Warren county against a tax commission.

Referred to committee on Ways and Means.

Brown of Mahaska presented two remonstrances of citizens of Mahaska county against a tax commission.

Referred to committee on Ways and Means.

Brady of Dallas presented remonstrance of citizens of Dallas county against a tax commission.

Referred to committee on Ways and Means.

Griggs of Scott presented two remonstrances of citizens of Scott county against a tax commission.

Referred to committee on Ways and Means.

Griggs of Scott presented remonstrance of citizens of Scott county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Kingland of Winnebago presented remonstrance of citizens of Winnebago county against a tax commission.

Referred to committee on Ways and Means.

Doze of Wayne presented petition of citizens of Wayne county favoring House File No. 364.

Referred to committee on Pharmacy.

Kelso of Jackson presented remonstrance of citizens of Jackson county against a tax commission.

Referred to committee on Ways and Means.

Munro of Washington presented two remonstrances of citizens of Washington county against a tax commission.

Referred to committee on Ways and Means.

Cole of Hancock presented remonstrance of citizens of Hancock county against a tax commission.

Referred to committee on Ways and Means.

Peterson of Cass presented a remonstrance of citizens of Cass county against a tax commission.

Referred to committee on Ways and Means.

Daniels of Appanoose county presented remonstrance of the official board of M. E. Church of Moravia, Iowa, against the Shankland bill.

Referred to committee on Suppression of Intemperance.

Clark of Monroe presented remonstrance of citizens of Monroe county against a tax commission.

Referred to committee on Ways and Means.

Elliott of Monona presented petition of teachers of Castana, Ia., favoring the teachers' annuity bill.

Referred to committee on Schools and Text Books.

Downey of Crawford presented remonstrance of citizens of Crawford county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Townsend of Tama presented remonstrance of citizens of Tama county against a tax commission.

Referred to committee on Ways and Means.

REPORTS OF COMMITTEES.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 329, a bill for an act to encourage corn and small grain growing in the state of Iowa and to aid in conducting an exposition and convention of the grain growers of the state and to make an appropriation therefor, 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 amended as follows:

Strike out the publication clause; and when so amended the bill do pass.

C. W. HUNT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 182, a bill for an act to amend section sixteen hundred fifty-seven-d and section sixteen hundred fifty-seven-e of the Supplement of the Code of Iowa, 1907, relative to the election of district directors of the state board of agriculture, 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 amended as follows:

By striking out all of section two (2) and substituting the following:

SEC. 2. That section one thousand six hundred fifty-seven-e (1657-e) of the Supplement to the Code of Iowa, 1907, be amended by inserting in line six (6) after the period (.) following the word "year" and before the word "at" in line six (6) the following sentence: "A director shall be a resident of the district he represents."

And that it be further amended by inserting after the period (.) following the word "years" in line seven (7) the following sentence: "These directors shall be elected by the members from their respective districts; provided, that when less than five (5) members are present from any district, the entire convention shall elect the director for that district."; and when so amended the bill do pass.

C. W. HUNT,
Chairman.

Brady of Dallas moved that House File No. 182 be re-referred to committee on Agriculture.

Motion prevailed, and bill was so referred.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 180, a bill for an act to require all railroad companies owning railroads in the state of Iowa, of less than four feet, eight and one-half inches (4ft. 8½ in.) gauge, to adopt such gauge within such reasonable time as may be fixed by the railroad commissioners, 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 do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 48, a bill for an act to amend section six hundred fifteen (615) of the Supplement to the Code, 1907, relative to the extension of the limits of cities and towns.

Also:

House File No. 86, a bill for an act to amend section two hundred twenty-seven (227) of the Supplement to the Code, 1907, as amended by the Thirty-fourth General Assembly, and to provide for an additional judicial district and an additional judge for the fourth judicial district.

Also:

House File No. 177, a bill for an act to legalize certain acts of the mayor and city council of the city of Marshalltown, and to legalize certain warrants of the said city of Marshalltown, Iowa.

W. W. ANDERSON,
Chairman.

Report adopted.

Dixon of Sac, 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. 339, a bill for an act to amend section one thousand eight hundred and forty-five (1845) of the Code, relating to the number of directors of savings banks, 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.

W. J. DIXON,
Chairman.

Report adopted, and House File No. 339 was indefinitely postponed.

Dawson of Cherokee, 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. 438, a bill for an act to amend section twenty-seven hundred ninety-two (2792) of the Code of 1897, relating to the restoration of territory to the school district from which it has been taken, 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 do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 340, a bill for an act to amend sections 1072, 2742 and 1272, Supplement to the Code, 1907, relating to the office of county superintendent; to repeal section 2734-b, Supplement to the Code, 1907, relating to county superintendent of schools and to provide for election, qualifications, duties and compensation of county superintendents of schools, 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 amended as follows:

That section three be amended by striking out all of that portion following the period in line five and ending with the period in line eleven, and inserting in lieu thereof the following:

“The county superintendent, who may be of either sex, shall be the holder of a regular five year state certificate or a life diploma, and shall have had at least five (5) years' experience in teaching or superintending, but this provision as to certification and experience shall not apply until September first, 1918”; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 413, a bill for an act to amend the law as it appears in section twenty-eight hundred six (2806), Supplement to the Code, 1907, and chapter one hundred eighty-two (182) of the acts of the Thirty-third General Assembly, relating to school taxes and to increase the amount that may be levied in the teachers' fund and the contingent fund, 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 do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 271, a bill for an act relating to the protection of employes on street railways, enclosing platforms and vestibules, and providing for the heating of same, and providing seats for certain employes and providing for toilet facilities for employes, amendatory of section seven hundred sixty-eight (768) of the Supplement to the Code, 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 amended as follows:

1. By striking from the third line of section two of the original bill the following words, to-wit: "along its car lines."

2. By striking out of section one all words after and including the word "said" in the sixth line of the original bill, to and including the word "times" in the eighth line, and by inserting in lieu of said words so stricken out the following, to-wit:

"Said vestibules shall at all times be heated to such degree of comfort as is reasonable in view of the operation of said cars."

3. By striking out all of that part of section two after and including the word "to" in the fourth line of said section, and by inserting in lieu of said words so stricken out the following, to-wit:

"the running schedule of said cars shall be so arranged as to afford and furnish ample opportunity and time to said employes to use said toilets."

4. That section four of the bill be stricken out.

5. That section one be amended by inserting immediately preceding the word "every" (being the first word of section one) the following, to-wit: "After November first, 1914."

6. By striking from the eighth line of section one the word "and", being the second word of said line.

7. That the letter "s", being the first letter of the word "seats" in the eighth line of section one, be capitalized.

8. That all parts of section one of the original bill commencing with the word "seats" in the eighth line of section one of the original bill and ending with the word "duty" in the twelfth line of the original bill, be numbered as section two.

9. That section two of the original bill be numbered section three.

10. That section three of the original bill be numbered section four; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 90, a bill for an act to repeal section one (1) and section five (5) of chapter sixty-one (61) of the acts of the Thirty-third General Assembly, as amended by chapter fifty (50) of the acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, relating to pensions for disabled and retired firemen, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Repeal Section Five (5) of Chapter Sixty-one (61) of the Acts of the Thirty-third General Assembly, as Amended by Chapter Fifty (50) of the Acts of the Thirty-fourth General Assembly, and to Enact a Substitute Therefor, Relating to Pensions for Disabled and Retired Firemen.

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

SECTION 1. That section five (5) of chapter sixty-one (61) of the acts of the Thirty-third General Assembly, as amended by chapter fifty (50) of the acts of the Thirty-fourth General Assembly, be repealed and the following is enacted in lieu thereof: "Any member of an organized paid fire department within the provisions of this act, who shall, while a member of such department, become physically or mentally permanently disabled from performing the duties of a fireman, or who shall have served twenty-two (22) years or more in such department and shall have reached the age of fifty years, shall be entitled to be retired and upon retirement he shall be paid out of the firemen's pension fund of the city in which such department is located a monthly pension equal to one-half the amount of salary received by him monthly at the date he became entitled to retirement. Provided, however, that the chief officer of any fire department shall have the power to assign any members of the department, retired or drawing pensions under this act, to the performance of light duties in such fire department in cases of extreme emergencies. The question of disability shall be determined by a physician appointed by the board of trustees for that purpose. Upon the death of any member of such fire department while in the service, or of any member who shall have been retired, leaving a widow or minor children or dependent father or mother surviving him, there shall be paid out of said fund as follows: To the surviving widow, so long as she remains unmarried and of good moral character, a pension of twenty dollars (\$20.00) per month. If there be no surviving widow, or upon the death or remarriage of such widow, then to his dependent father and mother, if both survive, or to either dependent parent, if one survive, twenty dollars (\$20.00) per month. To the guardian of each surviving minor child under sixteen (16) years of age, six dollars (\$6.00) per month. Provided, however, that the aggregate of all such payments shall not exceed one-half of the amount of the salary of such member at the

time of his death or retirement. If any such member shall have served twenty-two (22) years in such department but shall not have reached the age of fifty years, he shall be entitled to retirement as above; provided, however, that no pension shall be paid while he lives until he reaches the age of fifty (50) years. The provisions of this bill shall apply to volunteer or call members of a paid fire department, excepting that, as to such volunteer or call members, the amount of pension to be paid shall be such as the board of trustees shall fix or determine. After any member shall become entitled to be retired, such right shall not be lost or forfeited by discharge or for any other reason except conviction for felony. All pensions paid under the provisions of this act shall be exempt from liability for debts of the person to or on account of whom the same as paid and shall not be subject to seizure upon execution or other process; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 282, a bill for an act to amend section two, chapter thirty-eight of the acts of the Thirty-fourth General Assembly, relating to length of cars to be equipped with power brakes, 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 amended as follows:

1. By striking from section 1 of the bill all words after the words and figures, to-wit: "twenty-six (26)" in the fifth line of section 1 of the original bill; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 267, a bill for an act to prohibit persons, partnerships, or corporations, owning or operating street car systems, from using or operating any cars, unless the same shall be provided with a center aisle or passage way of not less than eighteen inches, running the entire length of such car, and fixing a penalty for the violation thereof, 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 amended as follows:

1. By striking out the word "eighteen" in the fifth line of the original bill and by inserting in lieu thereof the word "sixteen".

2. By inserting after the word "shall" in the third line of section 1 of the original bill and immediately before the word "use" the following, to-wit: "after January 1, 1914"; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 269, a bill for an act repealing section four thousand nine hundred ninety-nine-a-thirty-eight (4999-a-38) of chapter ten-b (10-b) of title twenty-four (24) of the Supplement to the Code, 1907, and enacting a substitute therefor relating to the enforcement of the pure drug laws, 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.

W. LARRABEE, JR.,
Chairman.

Report adopted, and House File No. 269 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 188, a bill for an act providing for the appointment of a commission to investigate and report upon the feasibility of altering, straightening and changing the natural water courses of the state in the interest of better drainage of agricultural lands and the protection of adjoining lands from overflow, 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.

W. LARRABEE, JR.,
Chairman.

Report adopted, and House File No. 188 was indefinitely postponed.

Also :

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 77, a bill for an act appropriating the sum of five thousand dollars (\$5,000) to indemnify Allan W. Hamaker for personal injuries sustained by him while employed as a guard in the reformatory at Anamosa, Iowa, 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 amended as follows:

That wherever the words and figures "five thousand dollars (\$5,000)" appear same be stricken out and the words and figures "twenty-seven hundred dollars (\$2700)" be inserted in lieu thereof; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By Hunt of Harrison, House File No. 521, a bill for an act to legalize conveyances by counties.

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

By Daniels of Appapoose, by request, House File No. 522, a bill for an act to prevent the collection of subscription to newspapers and magazines for a longer period of time than is agreed upon and making evidence of implied agreements to pay such subscriptions inadmissible.

Read first and second time and referred to committee on Printing.

By Fraley of Polk, House File No. 523.

A BILL FOR AN ACT to Legalize the Proceedings of the City Council of the City of Des Moines, Iowa, for the Construction of the Seventh Ward Sewer System in Said City.

WHEREAS: The city council of the city of Des Moines, Iowa, did on the thirtieth day of August, 1911, propose a resolution declaring the necessity of constructing the public improvement in said city called in said resolution the seventh ward sewer, and did thereafter adopt said resolution of necessity and did order the construction of said sewer, and did enter into contract for the construction of said sewer; and,

WHEREAS: Doubts have arisen respecting the legality of the proceedings of the city council preliminary to ordering the construction of said sewer and entering into contract therefor, and respecting the legality of the said resolution of necessity; therefore,

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

SECTION 1. Made legal. That the proceedings of the city council of the city of Des Moines, Iowa, concerning and providing for the construction of the seventh ward sewer in said city, including the resolution of necessity, the notice thereof, and the contract for constructing said sewer, be and the same are hereby legalized, and shall be held valid and effectual in every respect.

SEC. 2. In effect. 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 Judiciary.

By Koontz of Johnson, House File No. 524.

A BILL FOR AN ACT to Authorize and Empower the Governor of the State of Iowa to Issue Land Patent, Attested by Secretary of State, to and in Favor of Albert Husa, Conveying Certain Real Estate Located in Johnson County, Iowa, and Described More Particularly as Lot Seven (7), Block Fifty-five (55), Iowa City, Iowa.

On the 29th day of December, 1839, lot seven (7), block fifty-five (55), in Iowa City, Iowa, was sold to C. Swan for forty-one dollars (\$41), as shown by the record of original sales of lots in Iowa City, Iowa. Final payment was made therefor on the 31st day of May, 1841. On the same date certificate of final payment was issued to the said C. Swan. C. Swan failed to present his final certificate and no land patent was issued for said lot. Prior to 1845 the said lot was listed for taxes and on the 4th day of March, 1848, was reported to the district court of Iowa in and for Johnson county for delinquent taxes. Due notice was given according to law and the lot was afterwards sold for taxes. A tax deed was issued to George W. Brandon, who, together with his grantees, has been in possession of said lot since the 4th day of April, 1848. Albert Husa is now the record and equitable owner of said lot, holding by a direct chain of title since 1848, and since which date the property has been occupied in good faith. Valuable improvements have been made thereon from time to time by the owners thereof in the belief that a land patent had been issued therefor, and that said tax title was of full validity.

WHEREAS: The above is a complete and correct statement of fact regarding the ownership of the above described real estate, now, therefore,

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

SECTION 1. That the governor of the state of Iowa and the secretary of state be and they are hereby authorized, empowered and directed to issue to the said Albert Husa a land patent in the usual form to lot seven (7), block fifty-five (55), of Iowa City, Iowa, which shall constitute an absolute conveyance of all rights, title and interest which the state of Iowa may have in and to said premises. Provided, however, that this act shall not affect in any way pending litigation.

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 Capital, newspapers published in Des Moines, Iowa.

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

By Koontz of Johnson, House File No. 525.

A BILL FOR AN ACT to Authorize and Empower the Governor of the State of Iowa to Issue Land Patent Attested by the Secretary of State to and in Favor of John Vesely, Conveying Certain Real Estate Located in Johnson County, Iowa, and Described More Particularly as Lot Six (6), Block (9), County Seat of Johnson County, Iowa.

Lot six (6), block nine (9), county seat of Johnson county, Iowa, was on the 14th day of January, 1846, conveyed by the United States to the commissioners of Johnson county, Iowa, for county seat purposes. Johnson county, Iowa, sold the above described real estate to I. B. Hollingsworth, who paid the full consideration therefor, but who failed to secure from the said Johnson county deed therefor. Prior to June 1, 1858, the said lot was listed for taxes and on said date was sold for taxes to Le Grand Byington. On the 21st day of March, 1878, the above described property was conveyed by sheriff deed to Benjamin Owen, who together with his grantees, has been in possession of said lot since the 21st day of March, 1878. Jno. Vesely is now the record and equitable owner of said lot holding by a direct chain of title since 1878, and since which date the property has been occupied in good faith. Valuable improvements have been made thereon from time to time by the owners thereof in the belief that the property had been fully conveyed by Johnson county Iowa, and that the tax title referred to above was of full validity.

WHEREAS: The above is a complete and correct statement of facts regarding the ownership of the above described real estate, now, therefore,

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

SECTION 1. That the governor of the state of Iowa and the secretary of state be and they are hereby authorized, empowered and directed to issue to the said John Vesely a land patent in the usual form to lot six (6), block nine (9), county seat of Johnson county, Iowa, which shall constitute an absolute conveyance of all rights, title and interest which the state of Iowa may have in and to said premises. Provided, however, that this shall not affect in any way pending litigation.

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 Capital, newspapers published in Des Moines, Iowa.

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

By Crozier of Marion, House File No. 526, a bill for an act to amend section four thousand six hundred and twenty-three (4623) of the code of 1897 relating to books of account as evidence.

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

By Crozier of Marion, House File No. 527, a bill for an act repealing section four thousand and fifteen (4015) of the code in relation to exemptions from execution and to enact a substitute therefor.

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

By Dunlap of Clinton, House File No. 528, a bill for an act to amend the law as it appears in section two (2) of chapter seventy (70), acts of the Thirty-fourth (34th) General Assembly, relating to the dragging of public roads.

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

By Brown of Mahaska, House File No. 529, a bill for an act to amend section four thousand six hundred six (4606) chapter one (1) title twenty-three (XXIII) of the code of 1897 and the amendments thereto, in relation to husband and wife as witnesses.

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

By Clark of Monroe, House File No. 530, a bill for an act to repeal the law as it appears in chapter two (2) section thirteen (13) of the code and to enact a substitute therefor relating to the compensation of officers and employes of the general assembly.

Read first and second time and referred to committee on Compensation of Public officers.

By Anderson of Greene, House File No. 531, a bill for an act to amend section 1657-i of the supplement code of Iowa 1907, relative to holding a two weeks fair and exposition on the state fair grounds in Des Moines, Iowa.

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

By Anderson of Greene, House File No. 532, a bill for an act to amend section 1 chapter 75 acts of the Thirty-third General Assembly relating to bonds of county treasurers.

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

By Power of Jefferson, by request, House File No. 533, a bill for an act to license labor agencies and to repeal lines fourteen (14), fifteen (15), sixteen (16), and seventeen (17), of section seven hundred (700) of the 1907 supplement to the code, and to repeal sections two thousand four hundred seventy-seven-h (2477-h) to two thousand four hundred seventy-seven-l (2477-l) inclusive of the 1907 supplement to the code, and to enact a substitute therefor.

Read first and second time and referred to committee on Labor.

By Scholz of Clayton, House File No. 534, a bill for an act to repeal section two of chapter one hundred thirteen (113) laws of the Thirty-fourth General Assembly and section twenty-five hundred and twenty-two (2522) supplement to the code, 1907, and enact substitutes therefor, providing for the appointment of dairy and food commissioner and assistants and fixing salaries of said officers; also providing for the making of reports to the state dairy

commissioner; maintaining of certain establishments in a hygienic condition, proper cleaning of utensils and containers and providing penalties for violation thereof, regulating the sale of renovated butter or process butter; and amending section twenty-five hundred and twenty-four (2524) of the code relating to compensation of milk agents.

Read first and second time and referred to committee on Food and Dairy.

By Brady of Dallas, House File No. 535, a bill for an act to prevent fraud in the manufacture and sale of commercial fertilizers, providing for licensing of such products and making provision for enforcement.

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

By Brady of Dallas, House File No. 536, a bill for an act to repeal section thirteen (13), chapter ninety-five (95) acts of the Thirty-third (33rd) General Assembly.

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

By Carson of Davis, House File No. 537, a bill for an act to amend chapter two hundred twenty-seven (227) of the acts of the Thirty-third General Assembly, amendatory of section five thousand two hundred eighty-nine (5289) of the code, relating to the sufficiency of indictments and the waiver of objections thereto.

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

By Carson of Davis, by request, House File No. 538, a bill for an act regulating the compounding and dispensing of physicians' prescriptions; relating to the practice of pharmacy.

Read first and second time and referred to committee on Pharmacy.

By Shankland of Polk, House File No. 539, a bill for an act to authorize boards of county supervisors to reimburse school districts for the loss of tax by reason of the location of exempt county property in such school district.

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

By Shankland of Polk, House File No. 540.

A BILL FOR AN ACT to Legalize the Proceedings of the City Council of the City of Des Moines, Iowa, for the Construction of the Seventh Ward Sewer System in Said City.

WHEREAS: The city council of the city of Des Moines, Iowa, did, on the thirtieth day of August, 1911, propose a resolution declaring the necessity of constructing the public improvement in said city called in said resolution the seventh ward sewer, and did thereafter adopt said resolution of necessity and did order the construction of said sewer, and did enter into contract for the construction of said sewer; and,

WHEREAS: Doubts have arisen respecting the legality of the proceedings of the city council preliminary to ordering the construction of said sewer and entering into contract therefor, and respecting the legality of the said resolution of necessity; therefore,

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

SECTION 1. Made legal. That the proceedings of the city council of the city of Des Moines, Iowa, concerning and providing for the construction of the seventh ward sewer in said city, including the resolution of necessity, the notice thereof, and the contract for constructing said sewer, be and the same are hereby legalized, and shall be held valid and effectual in every respect.

SEC. 2. In effect. This act, being deemed of immediate importance, shall take effect and be in force immediately 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 referred to committee on Judiciary.

By Kane of Dubuque, House File No. 541, a bill for an act to amend the law as it appears in section five thousand four hundred and twenty-four (5424) of the code, relating to the causes for which the court may grant a new trial in criminal cases.

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

By Buxton of Warren, by request, House File No. 542, a bill for an act to amend the law relating to the publication of ordinances in cities and towns as the same appears in section six hundred eighty-six (686) of the code.

Read first and second time and referred to committee on Municipal Corporations.

By Thompson of Decatur, House File No. 543, a bill for an act to regulate common carriers and fix liability as common carriers.

Read first and second time and referred to committee on Railroads and Transportation.

By Bruce of Floyd, House File No. 544, a bill for an act to promote horticulture by the creation of new and better adapted varieties through scientific cross-breeding and selection, and to make an appropriation therefor.

Read first and second time and referred to committee on Horticulture.

By Whitney of Woodbury, House File No. 545, a bill for an act to amend the law as it appears in chapter sixty-eight (68), acts of the Thirty-fourth General Assembly, relating to the assessment and collection of a tax on collateral inheritance of estates, annuities, legacies, bequests, gifts and transfers; repealing certain sections thereof and providing substitutes therefor; making the provisions of said chapter applicable to direct inheritance of estates, annuities, bequests, gifts and transfers; subjecting the same to taxes, providing the rate of all such taxes, and making exceptions therefrom.

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

By Whitney of Woodbury, House File No. 546, a bill for an act to provide for the terms of court in the fourth and twenty-first judicial districts.

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

By Peterson of Cass, by request, House File No. 547, a bill for an act to amend the law as it appears in section twenty-five hundred ninety-four (2594) of the code relating to licensing itinerant vendors of drugs.

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

By Ring of Linn, House File No. 548, a bill for an act to amend section twenty-eight hundred twenty-a (2820-a) supplement to the code, 1907, relative to the indebtedness of certain independent school districts.

Read first and second time and referred to committee on Schools and Text Books.

By Peterson of Cass, by request, House File No. 549, a bill for an act appropriating a certain sum of money to A. S. Perryman, the said amount being the unearned license fee paid by said A. S. Perryman.

Read first and second time and referred to committee on Claims.

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. 164, a bill for an act to prevent and punish interfering with and enticing from any state institution or home or place of employment any ward of the state, and providing for the punishment of violation of the act.

JOS. E. MEYER,
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. 87, a bill for an act amending the law as it appears in section 2578 of the Supplement to the Code, 1907, relating to the revocation of physicians' certificates and defining unprofessional conduct.

JOS. E. MEYER,
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 to amend section 820 of the Code, fixing time in which the city council or board of public works, where such board exists, shall ascertain the cost and prepare the assessment plat and schedule relative to the special assessment of property for the making or reconstruction of street improvement.

JOS. E. MEYER,
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. 210, a bill for an act to amend the law as it appears in section 1056-a-25 and 1056-a-26, Supplement to the Code, 1907, as amended, and to provide for the appointment and power of library trustees in certain cities.

JOS. E. MEYER,
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. 24, a bill for an act to indemnify Clara Bahls for personal injury sustained while working in the laundry department for the deaf and dumb, at Council Bluffs, Iowa.

JOS. E. MEYER,
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. 192, a bill for an act additional to chapter 5, title 10, of the Code, requiring locomotives to be equipped with headlights, prescribing character of such headlights, and punishment for failure to so equip.

JOS. E. MEYER,
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. 266, a bill for an act to amend the law as it appears in section 741-o, Supplement to the Code, 1907, relating to the election of city hospital trustees.

JOS. E. MEYER,
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. 219, a bill for an act to provide for the transfer to the city or town treasurer unclaimed funds in the treasury of the county where such unclaimed funds are the proceeds of an invalid tax levied to pay for the construction of an electric light plant for such city or town, and making the same a part of the general fund of such city or town.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the House amendments to Senate concurrent resolution relative to extending to the new president our best wishes and congratulations.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 164, a bill for an act to prevent and punish interfering with and enticing from any state institution or home or place of employment any ward of the state and providing for the punishment of violation of the act.

Read first and second time and referred to committee on Board of Control.

Senate File No. 87, a bill for an act amending the law as it appears in section 2578 of the supplement to the code, 1907, relating to revocation of physicians' certificates and defining unprofessional conduct.

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

Senate File No. 245, a bill for an act to amend section eight hundred twenty (820) of the code fixing time in which the city council or board of public works, where such board exists, shall ascertain the cost and prepare the assessment, plat and schedule relative to the special assessment of property for the making or reconstruction of street improvements.

Read first and second time and referred to committee on Municipal Corporations.

Senate File No. 210, a bill for an act to amend the law as it appears in sections ten hundred fifty-six-a-twenty-five and ten hundred fifty-six-a-twenty-six (1056-a-25 and 1056-a-26) of the supplement to the code, 1907, as amended, and to provide for the appointment and powers of library trustees in certain cities.

Read first and second time and referred to committee on Municipal Corporations.

Substitute for Senate File No. 24, a bill for an act to appropriate money for the indemnity by way of compensation to Clara Bahls for personal injury sustained while working in the laundry department in the state institution for the deaf and dumb at Council Bluffs, Iowa.

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

Substitute for Senate File No. 192, a bill for an act additional to chapter five (5) title ten (10) of the code to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same.

Read first and second time and passed on file.

Substitute for Senate File No. 266, a bill for an act to amend the law as it appears in section seven hundred forty-one-o (741-o) supplement to the code, 1907, relating to the election of city hospital trustees.

Read first and second time and referred to committee on Municipal Corporations.

Substitute for Senate File No. 219, a bill for an act to provide for the transfer to the city or town treasurer of unclaimed funds in the treasury of the county where such unclaimed funds are the proceeds of an invalid tax levied to pay for the construction of an electric light plant for such city or town, and making the same a part of the general fund of such city or town.

Read first and second time and referred to committee on Municipal Corporations.

Jacobs of Calhoun, from the joint committee appointed to invite Mr. Hugh L. Cooper to deliver his lecture on the "Keokuk Dam," submitted the following report and moved its adoption:

MR. SPEAKER—The joint committee appointed to invite Mr. Hugh L. Cooper to deliver his stereoptican lecture on the "Keokuk Dam and Possibilities of Water Power in Iowa," beg leave to report that Mr. Cooper has accepted the invitation, and will deliver his lecture in the House Chamber at 8 o'clock P. M. on Monday, March 10, 1913.

We recommend that the south galleries of the House chamber be opened to the public and that no tickets of admission be issued, but that members of the Senate and House be given the privilege of extending invitations to friends.

Respectfully submitted,

E. P. McMANUS,
On part of the Senate.

J. W. JACOBS,
JULIUS ROHWER,
On part of the House.

Motion prevailed, and report was adopted.

CONSIDERATION OF BILLS.

On motion of Sherman of Poweshiek, Senate File No. 32, a bill for an act to amend the law as it appears in section two hundred sixty-five (265) of the code relating to the clerk of the supreme court, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Sherman moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Black, Bliss, Boettger, Brady, Brown, Burt, Buxton, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hansen, Heaton, Hunt, Jacobs, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Manning, McCullough, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Scholz, Scott, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, Whitney, Workman, Mr. Speaker—71.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Barry, Blackford, Bradley, Brockway, Bruce, Cannon, Clark, Cronbaugh, Crozier, Downey, Fraley, Griggs, Grout, Halgrims, Hamilton, Hazen, Helming, Huff, Huntley, Hutchins, Jacobson, Jamison, Jensen, Klay, Lenocker, Lund, McHose, Miller, Rone, Saltzmann, Shankland, Steelsmith, Trumbauer, White—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Sherman of Poweshiek, House File No. 120 was withdrawn from the further consideration of the House.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 11, a bill for an act to provide for widows who are the mothers of dependent children, 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 amended by substituting the following bill therefor:

A BILL FOR AN ACT to Amend Section Two Hundred Fifty-four-a-20 (254-a-20) of the Supplement to the Code, 1907, Providing for the Maintenance of Dependent Children Whose Mothers Are Widows.

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

SECTION 1. That section two hundred fifty-four-a-20 (254-a-20) of the Supplement to the Code, 1907, be and it is hereby amended by inserting in said section, after the word "provided" and before the word "the" in the ninth line of said section, the following:

"If the court finds that the mother of such dependent or neglected child is a widow, and if the court further finds that such mother is poor and unable to properly care for said child, but is otherwise a proper guardian, and that it is for the welfare of such child to remain at home, the court may enter an order finding such fact and fixing an amount of money necessary to enable such mother to properly care for such child, and thereupon it shall be the duty of the county board of supervisors, through its overseer of the poor, or otherwise, to pay to such mother, at such times as said order may designate, the amount so specified for the care of such dependent or neglected child until further order of the court; providing, however, that the amount to be paid for the care of any such child shall not exceed the sum of two dollars per week; and provided further, that such payments shall cease upon any such child attaining the age of fourteen years; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Boettger of Scott, House File No. 456, a bill for an act authorizing cities and towns, including those acting under special charter and cities under the commission form of government, to adopt a building code and to provide penalties for violation thereof, with report of committee recommending passage, was taken up and considered.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Bartle, Bernbrock, Bingham, Black, Bliss, Boettger, Bradley, Brady, Brown, Burt, Buxton, Carson, Chapman, Clark, Cole, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Huff, Hunt, Jones, Kane, Kelso, Kingland, Koontz, Larrabee, LeRoy, Lounsberry, Lund, McCullough, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Scholz, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Webb, Workman, Mr. Speaker—66.

The nays were:

Townsend—1.

Absent or not voting:

Anderson of Montgomery, Atkinson, Barry, Bauman, Blackford, Brockway, Bruce, Cannon, Craig, Cronbaugh, Downey, Elliott, Elwood, Fraley, Griggs, Halgrims, Hamilton, Hazen, Helming, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Klay, Kulp, Lenocker, Manning, McHose, Miller, Newcomb, Rone, Saltzman, Scott, Shankland, Steelsmith, Trumbauer, White, Whitney—40.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Lounsberry of Marshall, Senate File No. 75, a bill for an act to repeal chapter one hundred sixty-six (166) of the acts of the Thirty-third General Assembly and to enact a substitute therefor relating to payments for their support by members of the Soldiers' Home, with report of committee recommending passage, was taken up and considered.

Mr. Lounsberry moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Bartle, Bernbrock, Black, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Burt, Buxton, Carson, Clark, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Jacobs, Jones, Kane, Kelso, Kingland, Koontz, LeRoy, Lounsberry, Lund, McCullough, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Ring, Rohwer, Scholz, Scott, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—71.

The nays were:

Bingham—1.

Absent or not voting:

Anderson of Montgomery, Atkinson, Barry, Bauman, Blackford, Bruce, Cannon, Chapman, Cole, Craig, Cronbaugh, Downey, Fraley, Griggs, Halgrims, Hamilton, Helming, Huntley, Hutchins, Jacobson, Jamison, Jensen, Klay, Kulp, Larrabee, Lenoeker, Manning, McHose, Miller, Newcomb, Power, Rone, Saltzmann, Steelsmith, Trumbauer—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILLS.

By Lund of Hamilton, House File No. 550, a bill for an act to encourage the reclamation of wet lands by drainage in the state of Iowa and to aid in publishing the proceedings of the annual convention of the Iowa State Drainage Association—to make an appropriation therefor.

Read first and second time and referred to committee on Drainage.

By Lund of Hamilton, House File No. 551, a bill for an act to create the Iowa state drainage, waterways and conservation commission, and defining the powers and duties of the same.

Read first and second time and referred to committee on Conservation of Resources.

By Klay of Sioux, House File No. 552, a bill for an act authorizing and empowering the joint committee on Retrenchment and Reform to employ expert accountants and efficiency engineers, to institute reform and appropriate funds therefor.

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

Kingland of Winnebago offered the following amendment to House File No. 23 and asked that it be printed in the Journal:

MR. SPEAKER—I move to amend the substitute amendment to House File No. 23 proposed by the committee on Judiciary as follows:

1. To strike following from title: "Superintendent of public instruction," and the words, figures and marks "and to amend section one thousand sixty-five (1065) of the Supplement to the Code, 1907."
2. That sections 1 and 2 of said substitute amendment be stricken out and that sections 3, 4 and 5 be renumbered as sections 1, 2 and 3, respectively.

CONSIDERATION OF BILLS.

On motion of Sherman of Poweshiek, Senate File No. 127, a bill for an act to amend the law as it appears in section twenty-seven hundred and fifty-four (2754) of the supplement to the code, 1907, relating to the election of officers in independent school districts in towns and cities, with report of committee recommending passage, was taken up and considered.

Mr. Sherman moved that Senate File No. 127 be re-referred to the committee on Schools and Text Books.

Brady of Dallas moved to amend by referring the bill to the committee on Elections.

Amendment adopted.

Motion as amended adopted.

Peterson of Cass moved that House File No. 349 be referred to committee on Appropriations.

Motion prevailed, and House File No. 349 was so referred.

On motion of Elliott of Monona, House File No. 138, a bill for an act to legalize certain warrants of the city of Onawa, Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Elliott moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Bartle, Bauman, Bingham, Black, Bradley, Brady, Brown, Burt, Buxton, Carson, Chapman, Clark, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Hunt, Jacobs, Jones, Kane, Kelso, Kingland, Klay, Koontz, Larrabee, Lund, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Pickford, Ring, Saltzman, Scholz, Sherman, Stokes, Thompson, Townsend, Webb, White, Mr. Speaker
—58.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Barry, Bernbrock, Blackford, Bliss, Boettger, Brockway, Bruce, Cannon, Cole, Cronbaugh,

Dixon, Downey, Elwood, Greene of Grundy, Griggs, Halgrims, Hamilton, Hansen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kulp, Lenocker, LeRoy, Lounsberry, Manning, McCullough, McHose, Miller, Peterson, Power, Rohwer, Rone, Scott, Shankland, Sidey, Steelsmith, Stipe, Stutt, Trumbauer, Whitney, Workman—49.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Burt of Taylor, House File No. 235, a bill for an act to legalize certain warrants of the city of Bedford, Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Burt moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Bartle, Bauman, Bingham, Black, Bradley, Brady, Brockway, Brown, Burt, Buxton, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Hunt, Jacobs, Jones, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lund, McVicker, Milton, Mitchell, Munro, Newcomb, Odendahl, Pickford, Ring, Saltzmann, Scholz, Stokes, Thompson, Townsend, Webb, White, Mr. Speaker—56.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Barry, Bernbrock, Blackford, Bliss, Boettger, Bruce, Cannon, Clark, Cole, Cronbaugh, Dixon, Downey, Elwood, Greene of Grundy, Griggs, Halgrims, Hamilton, Hansen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Klay, Lenocker, Lounsberry, Manning, McCullough, McHose, Meredith, Miller, Peterson, Power, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stutt, Trumbauer, Whitney, Workman—51.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Halgrims of Humboldt, House File No. 293, a bill for an act to legalize the incorporation of Humboldt State Bank, Humboldt, Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Halgrims moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Bradley, Brady, Brockway, Brown, Buxton, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hazen, Hunt, Jacobs, Jones, Kelso, Kingland, Koontz, Larrabee, LeRoy, Lund, McVicker, Milton, Mitchell, Munro, Newcomb, Odendahl, Pickford, Ring, Saltzmann, Scholz, Stokes, Thompson, Townsend, Webb, White, Mr. Speaker—57.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bernbrock, Blackford, Bliss, Boettger, Bruce, Burt, Cannon, Clark, Cronbaugh, Dixon, Downey, Elwood, Greene of Grundy, Griggs, Hamilton, Hansen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Klay, Kulp, Lenoeker, Lounsberry, Manning, McCullough, McHose, Meredith, Miller, Peterson, Power, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stutt, Trumbauer, Whitney, Workman—50.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Jacobs of Calhoun, Senate File No. 134, a bill for an act for the relief of the grantees of G. W. Perkins, and for the purpose of having a patent issued in the name of John A. Rutter, for a certain tract of land, with report of committee recommending passage, was taken up and considered.

Mr. Jacobs moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Bradley, Brady, Brockway, Brown, Burt, Buxton, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Hunt, Jacobs, Jones, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lund, McVicker, Milton, Mitchell, Munro, Newcomb, Odendahl, Pickford, Ring, Saltzmann, Scholz, Sherman, Steelsmith, Stokes, Thompson, Townsend, Webb, White, Mr. Speaker—61.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bernbrock, Blackford, Bliss, Boettger, Bruce, Cannon, Clark, Cole, Cronbaugh, Dixon, Greene of Grundy, Griggs, Halgrims, Hamilton, Hansen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Klay, Lenocker, Lounsberry, Manning, McCullough, McHose, Meredith, Miller, Peterson, Power, Rohwer, Rone, Scott, Shankland, Sidey, Stipe, Stutt, Trumbauer, Whitney, Workman—46.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Hunt of Harrison, House File No. 343, a bill for an act to legalize an election held in the town of Modale, Iowa, March 25, 1912, in electing councilmen; and to legalize the acts

of the council of said town in filling vacancies in said council, with report of committee recommending passage, was taken up and considered.

Mr. Hunt moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Craig, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hazen, Heaton, Hunt, Jacobs, Jones, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McVicker, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Pickford, Ring, Rohwer, Saltzmann, Scholz, Sidey, Steelsmith, Stokes, Thompson, Townsend, Webb, White, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bernbrock, Blackford, Bliss, Boettger, Cole, Cronbaugh, Dixon, Hansen, Helming, Huff, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Klay, Lenocker, McCullough, McIlhose, Meredith, Peterson, Power, Rone, Scott, Shankland, Sherman, Stipe, Stutt, Trumbauer, Whitney, Workman—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Doze of Wayne, House File No. 336, a bill for an act authorizing the issue of a patent to the southeast quarter (S. E. $\frac{1}{4}$) of the southeast quarter (S. E. $\frac{1}{4}$) of section twenty-three (23), township sixty-seven (67), range twenty-three (23),

west of the fifth P. M., with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Doze moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hazen, Heaton, Hunt, Jacobs, Jamison, Jones, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McVicker, Milton, Mitchell, Newcomb, Odendahl, Pickford, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Webb, White, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Bernbrock, Blackford, Bliss, Boettger, Brockway, Clark, Cronbaugh, Dixon, Grout, Hamilton, Hansen, Helming, Huff, Huntley, Hutchins, Jacobson, Jensen, Kane, Klay, Lenocker, McCullough, McHose, Meredith, Miller, Munro, Peterson, Power, Rone, Stipe, Stutt, Trumbauer, Whitney, Workman—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Doze of Wayne, House File No. 337, a bill for an act authorizing the issue of a patent to the northeast quarter (N. E. $\frac{1}{4}$) of the southeast quarter (S. E. $\frac{1}{4}$) of section twenty-three (23), township sixty-seven (67), range twenty-three (23),

west of the fifth P. M., with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Doze moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hazen, Heaton, Hunt, Jacobs, Jamison, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McCullough, McVicker, Milton, Mitchell, Newcomb, Odendahl, Pickford, Ring, Rohwer, Saltzmann, Scholz, Sherman, Sidey, Stokes, Thompson, Townsend, Webb, Mr. Speaker—69.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Bernbrock, Blackford, Bliss, Boettger, Brockway, Cole, Craig, Cronbaugh, Dixon, Grout, Halgrims, Hamilton, Hansen, Helming, Huff, Huntley, Hutchins, Jacobson, Jensen, Klay, Lenocker, McHose, Meredith, Miller, Munro, Peterson, Power, Rone, Scott, Shankland, Steelsmith, Stipe, Stutt, Trumbauer, White, Whitney, Workman—38.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Townsend, House File No. 446, a bill for an act enabling the board of directors of the independent school district of Tama, Iowa, to compensate a member for services as superintendent of schools, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Townsend moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hazen, Heaton, Hunt, Jamison, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McCullough, McVicker, Milton, Mitchell, Newcomb, Odendahl, Pickford, Power, Ring, Rohwer, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stutt, Thompson, Townsend, Webb, White, Mr. Speaker—76.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Bernbrock, Blackford, Bliss, Brockway, Cronbaugh, Dixon, Grout, Hamilton, Hansen, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Klay, Lenocker, McHose, Meredith, Miller, Munro, Peterson, Rone, Saltzmann, Stipe, Stokes, Trumbauer, Whitney, Workman—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Milton of Cedar, the House adjourned until Saturday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 8, 1913.

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

Prayer was offered by Rev. W. Oscar Harless of Indianola, Iowa.

Journal of Friday, March 7th, corrected and approved.

Mr. Speaker granted indefinite leave of absence to Rone of Worth.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Clark of Monroe presented remonstrance of Iowa State Manufacturers' Association against passage of House File No. 302.

Referred to committee on Food and Dairy.

Black of Muscatine presented remonstrance of voters of Muscatine county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Crozier of Marion presented remonstrance of citizens of Marion county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Townsend of Tama presented remonstrance of citizens of Tama county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Crozier of Marion presented remonstrance of voters of Marion county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Crozier of Marion presented remonstrance of citizens of Marion county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Meredith of Jasper presented remonstrance of citizens of Jasper county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Stipe of Page presented remonstrance of citizens of Page county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Hazen of Pottawattamie presented remonstrance of voters of Pottawattamie county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Webb of Clay presented remonstrance of residents of Clay county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Kelso of Jackson presented remonstrance of voters of Jackson county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Crozier of Marion presented remonstrance of citizens of Marion county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Atkinson of Butler presented remonstrance of citizens of Butler county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Blackford of Henry presented remonstrance of citizens of Henry county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Atkinson of Butler presented remonstrance of residents of Butler county against creation of state highway commission.

Referred to committee on Ways and Means.

Koontz of Johnson presented remonstrance of citizens of Johnson county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Lounsberry of Marshall presented two remonstrances of citizens of Marshall county against creation of permanent tax commission.

Referred to committee on Ways and Means.

LeRoy of Delaware presented remonstrance of citizens of Delaware county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Brown of Mahaska presented remonstrance of citizens of Mahaska county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Scholz of Clayton presented remonstrance of citizens of Clayton county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Grout of Black Hawk presented remonstrance of citizens of Black Hawk county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens and hunters of Iowa against passage of bill prohibiting spring shooting.

Referred to committee on Fish and Game.

Downey of Crawford presented remonstrance of voters of Crawford county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Craig of Madison presented petition of residents of Madison county favoring House File No. 364.

Referred to committee on Pharmacy.

Clark of Monroe presented petition of Local Union Nos. 782, 2830, 796, 1121, 172, 242, District No. 13, relative to state institutions purchasing fuel supply from Iowa industries.

Referred to committee on Board of Control.

Mitchell of Wapello presented remonstrance of citizens of Wapello county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Cronbaugh of Iowa presented remonstrance of citizens of Iowa county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Clark of Monroe presented petition of soldiers, sailors and citizens of Iowa favoring House Joint Resolution No. 10 and House File No. 530.

Referred to committee on Compensation of Public Officers.

Stutt of Jones presented remonstrance of citizens of Jones county against the creation of a tax commission.

Referred to committee on Ways and Means.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against the Shankland bill.

Referred to committee on Suppression of Intemperance.

Buxton of Warren presented remonstrance of citizens of Warren county against the creation of a tax commission.

Referred to committee on Ways and Means.

McHose of Boone presented remonstrance of citizens of Boone county against the creation of a tax commission.

Referred to committee on Ways and Means.

Huff of Hardin presented remonstrance of citizens of Hardin county against any change in the governing of rural schools.

Referred to committee on Schools and Text Books.

Clark of Monroe presented remonstrance of citizens of Monroe county against the Shankland bill.

Referred to committee on Suppression of Intemperance.

Dixon of Sac presented remonstrance of citizens of Sac county against the creation of a tax commission.

Referred to committee on Ways and Means.

Eggleston of Clark presented remonstrance of citizens of Clark county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Newcomb of Adams presented remonstrance of citizens of Adams county against the creation of a tax commission.

Referred to committee on Ways and Means.

Elwood of Howard presented petition of citizens of Howard county relative to change in the fish and game laws.

Referred to committee on Fish and Game.

Greene of Grundy presented two remonstrances of citizens of Grundy county against House File No. 130.

Referred to committee on Schools and Text Books.

Greene of Grundy presented remonstrance of citizens of Grundy county against House File No. 210.

Referred to committee on Appropriations.

Greene of Grundy presented remonstrance of citizens of Grundy county against the creation of a tax commission.

Referred to committee on Ways and Means.

Heaton of Union presented remonstrance of citizens of Union county against the creation of a tax commission.

Referred to committee on Ways and Means.

Lund of Hamilton presented remonstrance of citizens of Hamilton county against House File No. 210 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Stokes of Plymouth submitted the following statement and asked that it be printed in the Journal:

MR. SPEAKER—I rise to a question of personal privilege. This General Assembly is being flooded with petitions which come in answer to circulars issued by one J. W. Johnson, who connects the Iowa State Grange with the opposition to a tax commission of the state. In these circulars are misstatements and misrepresentation of fact. I am a member of the Grange. Mr. Johnson is not connected with this organization and does not represent it in any wise. The Grange does not use methods which this man employs. The Grange stands for the building up of the interests of the farmers by all proper and lawful means. It stands for equal treatment to all and special privileges to none.

REPORTS OF COMMITTEES.

Grout of Black Hawk, from the committee on Board of Control, submitted the following report:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 387, a bill for an act to provide for the establishment of a state farm for the detention, treatment and employment of defectives and persons convicted of crime; to make provision for the control and management thereof; to provide what persons shall be kept thereon, and to make appropriation therefor, 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 do pass.

H. W. GROUT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred substitute for Senate File No. 44, a bill for an act to fix the compensation of the wardens and of certain officers and employes of the reformatory at Anamosa and the state penitentiary at Fort Madison, and to enlarge the support fund of said institutions; repealing sections five thousand seven hundred and seventeen (5717) and five thousand seven hundred eighteen (5718) of chapter two (2), title twenty-six (XXVI) of the Code and the law as found in sections five thousand seven hundred and sixteen (5716) and five thousand seven hundred eighteen-a-twenty-eight (5718-a-28), chapter two (2), title twenty-six (XXVI) of the Supplement to the Code, 1907, 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 do pass.

H. W. GROUT,
Chairman.

Report adopted.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 221, a bill for an act to provide for the transfer of inmates of the industrial school to the reformatory for the purpose of safe-keeping, training and disciplining, 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 amended as follows:

By striking out all of section 2, being the publication clause.

By striking out of the last line of section 1 the following: "welfare" and inserting in lieu thereof the word "welfare"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 389, a bill for an act to repeal the law as it appears in section nineteen hundred forty-eight (1948) of the Supplement to the Code, 1907, and to repeal the law as it appears in section nineteen hundred eighty-nine-a-fifteen (1989-a-15) of the Supplement to the Code, 1907, and to enact a substitute therefor, defining nuisances in construction of drainage ditches, and making the obstruction of such ditches and levees a misdemeanor, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 222, a bill for an act to prohibit marriages of persons committed to the industrial school and absent therefrom on parole or without authority and to provide punishment for violation of the act, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 222 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 488, a bill for an act to repeal section four hundred seventy-five (475) of the Code and to enact a substitute therefor relating to the criminal statistics to be kept by the county auditor and the reporting of same by the county auditor to the clerk of the district court, 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 amended as follows:

By striking out of the second line of the title the following: "an act to", and inserting in lieu thereof the following: "to enact a".

By striking out the capital letter C in the word "Code" in the second line of section 2 and inserting in lieu thereof a small letter "c"; and by striking out all the capital letters in section 2 except in the word "The" at the beginning of the section, the word "July" in the second line of said section and in the word "June" in the fourth line of said section, and inserting in lieu thereof small letters; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 483, a bill for an act to prevent and punish interfering with and enticing from any state institution or home or place of employment any ward of the state and providing for the punishment of violation of the act, 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 referred to the committee on Board of Control.

GERRIT KLAY,
Chairman.

Report adopted, and bill was so referred.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 380, a bill for an act to fix and declare the liability of persons, firms or private corporations, entering into contracts with the

state of Iowa, or with any county, city, town organized under special charter, school corporation or with any municipal corporation now existing or hereafter created and to provide for immunity to witnesses in proceedings to establish such liability, 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 amended as follows:

By inserting after the word "charter" in the fourth line of section 1 the following: " , cities acting under commission form of government; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Dawson of Cherokee, 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. 161, a bill for an act authorizing the giving of annuities to disabled and retired public school teachers of all rural and urban public schools, creating a fund from which to pay such annuities and providing for the distribution thereof, creating a board of trustees to care for such annuity fund and prescribing their powers and duties, and authorizing the retiring from service of public school teachers under certain conditions, 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 amended by the following substitute amendment:

A BILL FOR AN ACT Authorizing the Giving of Annuities to Disabled and Retired Public School Teachers of all Rural and Urban Public Schools, Creating a Fund from Which to Pay Such Annuities and Providing for the Distribution Thereof, Creating a Board of Trustees to Care for Such Annuity Fund and Prescribing Their Powers and Duties, and Authorizing the Retiring from Service of Public School Teachers Under Certain Conditions.

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

SECTION 1. The board of educational examiners shall be the board of trustees of the teachers' annuity fund herein created. They shall annually, at the proper time, certify to the state executive council the amount of tax, not exceeding two-tenths of a mill on the dollar, necessary to meet the requirements of the fund; and the state executive council shall levy such tax upon all the taxable property within the state at the time, and in the manner, of the levy of other state taxes. All moneys derived from taxes so levied and all moneys received as dues

hereinafter provided and all moneys received from grants, donations, and devises for the benefit of such fund shall constitute a fund to be known and designated as the teachers' annuity fund, which said fund shall be under the control of the board of trustees, and shall be devoted exclusively to and for the purposes herein enumerated. The fund shall be a state fund, and shall be deposited with the treasurer of the state. The board of trustees shall upon the retirement of the annuitant certify to the auditor of state, the name of the teacher, the amount of the annuity and the amount said teacher has contributed to the teachers' annuity fund. The auditor of the state shall draw on the said fund, warrants payable to the annuitant for the amount certified as provided herein.

SEC. 2. The teachers' annuity fund shall be kept and preserved as a separate fund. The auditor of state with the advice and consent of the board of trustees created hereby shall invest any surplus left in the fund at the end of the fiscal year not necessary for immediate use in carrying out the provisions of this act, in interest bearing bonds of the United States, of the state of Iowa, or of any county, township or municipal corporation of the state of Iowa, or in mortgages on unincumbered real estate within this state. Said fund may be loaned by the county auditor on lands within the county where application for such loan is filed. Each loan shall be made for at least one year and not more than ten years, evidenced by promissory notes bearing not less than five (5%) per cent interest per annum payable annually. Delinquent interest or principal to draw interest at the rate of eight (8%) per cent. The amount loaned to any one person or company shall not exceed five thousand (\$5,000) dollars and in no case shall exceed fifty (50%) per cent of the appraised value of the real estate, exclusive of improvements, by which such loan is secured. All application to borrow from the teachers' annuity fund shall be made to the auditor of the county in which the land is situated with which it is proposed to secure such loan. The county auditor shall cause an abstract of title to be prepared and the lands to be appraised at the borrower's expense, by three disinterested freeholders of such county. The said appraisers shall be paid as compensation for their services the sum of two and 50-100 (\$2.50) dollars per day and mileage. The county auditor shall be paid by the borrower the sum of three (\$3.00) dollars for each loan made. The lands shall be appraised at their value in the market in the ordinary course of trade and the appraisers shall make return to the county auditor under oath. Such return shall show the value of the land without improvements, the kind of buildings thereon, and the value of any such buildings and the value of any other improvements upon such lands. Upon receipt of an application to borrow from such fund, the county auditor shall make requisition upon the auditor of the state for the amount desired. The auditor of state, if there be sufficient funds available, shall so notify the county auditor and upon receipt of a proper application return of the appraisers, note and mortgage securing such loan, together with an abstract showing a good and perfect title to the lands to be vested in the proposed borrower as herein provided, issue his warrant upon such fund

to the treasurer of state in favor of such borrower, provided however, that no such warrant shall be issued except when the attorney general, after examination of the abstract of title, shall have found the borrower to have good and perfect title to the lands securing the proposed loan. Any officer, trustee or other person using or misappropriating any part of such funds, or any interest therefrom shall be deemed guilty of felony and punished as in case of embezzlement of other public funds, and any such person and any bond conditioned upon the faithful performance of the duties of any such person shall be liable for any such funds misappropriated with legal interest and costs.

The trustees created by this act shall cause to be prepared blank forms for application for loans, forms of bonds or notes with interest coupons attached, blanks for return of appraisers, mortgage and release blanks, also blank record books wherein the auditor and treasurer of state shall record all loans which record shall show the name of the borrower and his post office address, a description of the real estate securing such loans, the date and amount of the loan, and the date when such loan becomes due, the rate of interest, the date when interest payments become due and the amount of such payments, and such other information as will give a full description of such loan.

Upon payment of any interest, the treasurer of state shall report such payment to the auditor of state, giving the name of the payee, number of the loan and coupon paid, and upon payment of any part of the principal of such loan, the treasurer of state shall issue a receipt for such payment and file a duplicate thereof with the auditor of state.

Whenever any such loan shall have been redeemed the treasurer of state shall certify to the auditor of state such payment giving number of the loan redeemed and the name of the person making such redemption. Upon receipt of such certificates the auditor of state shall prepare a release of such loans which release shall be signed by the auditor of state and countersigned by the treasurer of state and forwarded by mail to the party making such redemption with the auditor of state's warrants for the amount of the necessary recording fee.

SEC. 3. The board of trustees may take by gift, grant, devise or bequest, any money or property, real or personal, or other thing of value for the benefit of the teachers' annuity fund, and such gift, grant, devise or bequest, shall be invested and held as a permanent fund unless otherwise specified by the grantor, and the interest or income from such investment shall be added to the general annuity fund for the payment of annuities.

SEC. 4. There shall be deducted one per cent from the monthly salary of every teacher who may come within the provisions of this act, and who may be credited with not more than ten years' service, and two per cent from the monthly salary of all teachers of more than ten years' service, who may come within the provisions of this act, for the benefit

of the annuity fund and the sum of said deductions shall be forwarded monthly to the county treasurer, who shall on the 15th day of each month forward to the state treasurer all moneys belonging to said fund in his hands. The amount of said deductions shall be a part of every teacher's contract unless otherwise provided in this act and shall continue until the expiration of twenty-five years' service, or until a total sum of five hundred (\$500) dollars shall have been contributed and the deductions shall then cease. There shall, however, be an additional sum paid by such teacher upon retirement equal to the difference in the amount already contributed and the amount of the annuity to be paid such teacher. This additional sum may either be paid in a lump sum or deducted from the first year's annuity. In determining the first ten years of service for which the one per cent deduction shall be made, the time served outside of the state shall be counted.

After the passage of this act every teacher employed in the public schools of this state during the school year of 1912-1913 upon renewing his or her contract shall be conclusively deemed to undertake and agree to have such assessments deducted from his or her salary, as provided herein, unless said teacher shall file with the board of trustees a written declaration of intention not to come within the provisions of this act. Upon the filing of such declaration the teacher may have until September 1, 1914, but not thereafter, the right to withdraw said declaration and accept the benefits provided herein. No teacher shall be discriminated against on account of refusal to come within the provisions of this act in renewing his or her contract.

SEC. 5. The required term of service to entitle a teacher to share in the benefits of the annuity fund shall be twenty-five years, eighteen years of which service shall have been spent in the state of Iowa. The remaining seven years of the twenty-five may have been spent in the public schools of any other state. After the required twenty-five years of service no credit shall be allowed for time thereafter spent in other than the public schools of Iowa.

SEC. 6. In computing the time of service of a teacher the length of the school year in the district taught shall constitute a year, provided said term shall not be less than six months. In a calendar year beginning July 1st and ending June 30th, credit shall be allowed for one school year only. If a teacher teaches only a fractional part of a year credit shall be given for such fractional part of a year as the time taught shall bear to the school year of such district.

SEC. 7. No period out of school work shall be counted in computing time of service unless such period was, or is, a leave of absence duly granted by the board of directors, and such leave of absence may consist of a whole year, or may consist of periods of leaves of absences but the total sum of such periods shall not exceed one full school year.

SEC. 8. The board of directors shall give to each teacher a certificate at the close of each school year certifying the time of service for that year and the amount contributed to the annuity fund as herein provided, and shall record the same in the records of the district, and such certificate shall be evidence of term of service and contribution to the annuity fund.

SEC. 9. Proof of term of service shall be the certificates given from year to year by the boards of directors as provided herein or it may be established by an affidavit from the teacher and one from the superintendent of schools or a member of the board of directors of each district in which such teacher was regularly employed. In case the superintendent or the members of the school board are deceased, or cannot be reached, the term of service may be established by the affidavits of reputable persons who were residents of the districts at the time of the service and can testify from their personal knowledge, or by such other evidence as the board of trustees may consider conclusive.

SEC. 10. Upon the completion of twenty-five or more years of service as herein provided the teacher shall have the right to retire upon a life annuity equal to fifteen dollars (\$15.00) for each year of accredited service, said sum to be paid in twelve equal monthly payments, but such annuity shall not in any case exceed the sum of six hundred dollars (\$600). Any teacher who has taught not less than twenty years in the state and has reached the age of sixty years, or any teacher who has taught not less than five years in the state and who has become permanently disabled, shall have the right to retire upon a life annuity of fifteen dollars (\$15.00) per year for each year of service accredited, but in estimating such term of service time taught outside of the state will not be counted.

SEC. 11. Any teacher who desires to retire as an annuitant, and who has complied with the provisions of the law, must make written application to the board of trustees, and must have been regularly employed in school work in the public schools of Iowa for a period of five of the seven years next preceding the date of such application. No teacher, however, who has the right to retire shall lose said right by being discharged from his or her position, and may make application and prove his or her rights. Any annuitant subsequently engaged in teaching for twenty (20) or more consecutive school days in any school year, shall forfeit his or her annuity for such time taught.

SEC. 12. Any teacher who resigns after three years of service without the intention of again teaching, may, upon written application to the board of trustees within six months after such resignation and presenting certificates of amount contributed to the annuity fund, be repaid one-half of the sum contributed and in case said teacher reenter public school work he or she shall restore such refund together with four per cent, simple interest in addition to the regular deduction from salary. In the event of the death of a teacher before retirement the entire amount of his or her contribution to the fund shall be paid to his or her estate.

SEC. 13. The word "teacher" as construed in this act shall mean all persons regularly engaged in teaching or administration in the public schools of any state, including city and county superintendents, assistant superintendents, supervisors, principals and teachers.

SEC. 14. No heirs, legatees, creditors or assignees shall be entitled to any part of the fund which shall be created as provided in this act, except as provided for in the death of a teacher, and such fund shall be exempt from garnishment or execution.

SEC. 15. The board of trustees are hereby authorized to retire teachers as provided herein, and to make such additional rules and regulations as may be necessary to carry out the purpose of this act. They are also authorized to employ such clerical assistance as may be necessary to discharge the duties created herein, the same to be paid as provided in section twenty-six hundred and thirty-four-a (2634-a), supplement to the Code, 1907; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Ring of Linn, from the committee on Building and Loan, submitted the following report:

MR. SPEAKER—Your committee on Building and Loan, to whom was referred House File No. 419, a bill for an act repealing section one thousand three hundred twenty-six (1326) of the Code and enacting a substitute in lieu thereof relating to the assessment of stock of building and loan associations, 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 do pass.

H. C. RING,
Chairman.

Report adopted.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 7, a bill for an act to invest the district courts of the state of Iowa with jurisdiction and authority to restrain violations of any law heretofore or hereafter enacted to protect the public and trade and commerce against unlawful restraints, trusts, conspiracies, combinations and monopolies, etc., 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 amended as follows:

That section three (3) be stricken out, also the words and figures "ten thousand dollars (\$10,000)" in line five (5) of section five (5) be stricken out and the words and figures "five thousand dollars (\$5,000)" be inserted therein; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 552, a bill for an act authorizing and empowering the joint committee on Retrenchment and Reform to employ expert accountants and efficiency engineers, to institute reform and appropriate funds therefor, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 132, a bill for an act to provide state aid to consolidated schools equipped with two or more rooms and making an appropriation therefor, 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.

W. LARRABEE, JR.,
Chairman.

Passed on file.

MINORITY REPORT.

We, the undersigned members of the Appropriation committee, as a minority report hereby recommend House File No. 132 for passage:

ARTHUR PICKFORD
JUSTIN BARRY
J. A. BLISS
W. W. ANDERSON
COL. HALGRIMS
C. W. MILLER
W. F. CRAIG
WALTER NEWCOMB

CLARK W. HUNTLEY
C. SALZMANN
D. C. STEELSMITH,
E. J. SIDEY
J. D. PETERSON,
FRED W. JONES
W. J. DIXON
GERRIT KLAY

D. E. KULP
W. I. ATKINSON
E. J. HEATON
J. M. BROCKWAY
F. S. SHANKLAND
GRANT CHAPMAN
C. A. TRUMBAUER
L. M. ENGER

Passed on file.

Daniels of Appanoose, 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. 6, a bill for an act to repeal section one, chapter 106, acts of the Thirty-fourth General Assembly, and enact a substitute therefor, 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 amended as follows:

By striking out the word and figure "four (4)" as it appears in the sixth and eighth lines of section one and inserting in lieu thereof the word and figure "six (6)"; and when so amended the bill do pass.

W. T. DANIELS,
Chairman.

Report adopted.

Huff of Hardin, from the committee on Contested Elections, submitted the following report:

REPORT OF COMMITTEE.

Frank Sellman, Contestant,

vs.

David Meredith, Incumbent.

MR. SPEAKER: Your committee on Contested Election appointed by the House to consider the contest of Frank Sellman, contestant, vs. David Meredith, incumbent, consisting of Huff of Hardin, Larrabee of Fayette, Chapman of Guthrie, Scholz of Clayton and Boettger of Scott, respectfully submit the following report to the House.

The initial meeting of the committee was held on the 29th day of January, at which meeting the chairman was authorized to request the speaker and chief clerk to issue subpoenas for the attendance of such witnesses as the contestant and incumbent may request the chairman to have subpoenaed, and also to request the speaker and chief clerk to issue a subpoena for the attendance of H. S. Rayburn, county auditor of Jasper county; said subpoena to require the said auditor to produce and bring with him for the use in the trial of this contest the ballots cast and the poll books used at the last general election held in Jasper county on November 5, 1912. The committee at this meeting also assigned the contest for trial on Friday, January 31st, at two o'clock, P. M.

In compliance with the request of the chairman of the committee, the speaker and chief clerk, did, on the 30th day of January, issue a subpoena directed to H. S. Rayburn, county auditor of Jasper county re-

questing him to appear at the room of said committee in the State House at Des Moines, Iowa, on the 31st day of January, to give evidence concerning said contest before said committee; said subpoena also required the said Rayburn to produce all ballots voted at the general election held in Jasper county on November 5, 1912, and also all of the poll books used at said election, and the said subpoena was mailed to W. S. Gove, sheriff of Jasper county for service upon the said Rayburn, and on the 31st day of January, the said subpoena was served upon the said Rayburn and return of service made thereon and the same was returned to the chief clerk. The said subpoena is returned with this report marked Exhibit "A" and made a part hereof.

On the 31st day of January, the committee met pursuant to adjournment, all members of the committee being present, L. A. Wells appearing for the contestant, Frank Sellman, and Jesse A. Miller, Charles S. Wilcox and E. J. Salmon appearing for the incumbent, David Meredith. The contestant and incumbent appeared in person. L. A. Wells, attorney for contestant, read the notice of contest and also the statement of contest of Frank Sellman, and made a preliminary statement to the committee; said petition is attached to this report, marked Exhibit "B" and made a part hereof. The contestant in his petition alleges that he is qualified to hold the office of representative from the 38th district of Iowa; that at the election held on the 5th day of November, 1912 in the said county and district, the contestant, Frank Sellman, received 2,479 votes and the incumbent, David Meredith, received 2,482 votes as shown by the official counts of the board of supervisors, and the incumbent was declared, on the 13th day of November, 1912, by the said county board* of canvassers to be elected by a plurality of three votes. The contestant further averred in said petition that the board of canvassers, to-wit, the judges and clerks of election, in each and every precinct in said county, committed errors and mistakes in counting said ballots cast in said precincts and in declaring the results of the votes in said precinct and counted and recorded a number of votes for the incumbent which should have been counted for the contestant, and failed to count votes for anybody which should have been counted for contestant, the exact number of votes so erroneously counted for the incumbent that were cast for the contestant and not counted at all that should have been counted for contestant, being to the contestant unknown, but the contestant alleges that if the said error, mistakes and omissions were corrected and the votes so cast in said precincts that were erroneously counted for the incumbent and counted for the contestant, and votes for contestant not counted, were counted for contestant, the contestant would have received more votes in each and every precinct than were declared by the said canvassing board and clerks of election, and the result of the election with reference to said office would have been thereby changed and contestant would have been declared elected instead of the incumbent; that the judges and clerks of said election, in each precinct, counted votes that were in truth and in fact not cast for any candidate for representative: that said judges and clerks of said

election counted votes for the incumbent that were represented by ballots that were illegal and should not have been counted for either candidate; that said judges and clerks of election counted sufficient number of votes for the incumbent that were not legally cast for the incumbent and a sufficient number of votes for the incumbent which were legally cast for contestant, and a sufficient number of votes for the incumbent that were represented on ballots that should have been wholly rejected as illegal and failed to count a number of votes which were cast for the office of representative to have changed the result of the election; that the contestant was legally elected representative for the 38th district of Iowa, consisting of Jasper county, by a substantial majority over the incumbent if said errors and mistakes by the board of canvassers had not been committed and if all legal votes cast for the contestant had been counted for contestant, and all illegal votes for the incumbent had been rejected by the board of canvassers and all votes counted that were legally cast for said office. Said petition contains the prayer that the contestant be declared to be duly elected and entitled to said office.

E. J. Salmon read the answer of the incumbent, David Meredith, and made a preliminary statement on behalf of said incumbent. The said incumbent, in his answer, denies each and every allegation made and contained in the various divisions and paragraphs of contestant's petition not admitted the same as if such separate allegations were traversed and denied in their order. Said answer admits (a) that contestant and incumbent were rival candidates for the office of representative as alleged, (b) that contestant was eligible to such office, (c) that incumbent was duly declared elected to said office and certificate was issued accordingly, and that it was determined by the board of canvassers of said district that contestant received 2,479 votes and incumbent 2,482 votes for said office at said election. The incumbent in said answer denies that the judges and clerks of any precinct at said election made any errors or mistakes in counting and recording to him any vote or votes which should have been accredited to contestant, or failed to count any vote or votes for contestant to which he was legally entitled, or counted any vote or votes for incumbent other than such as he had a right to. The incumbent further denies that any illegal ballot or ballots were cast and counted for him in any of the voting precincts in said district county at said election, or that any legal ballot or ballots cast for contestant were rejected or not counted by any election board at any of the said voting precincts as alleged by contestant. The incumbent further denies that any election board in any of the said voting precincts in canvassing and declaring the vote cast for said office of representative erroneously or illegally accredited to incumbent any vote or votes in excess of the number actually and legally cast for him for said office, or illegally or unlawfully rejected any vote or votes lawfully cast for contestant which were not counted for him. The incumbent further specifically denies that contestant was legally elected to said office of representative. For further answer thereto and as other grounds upon which in-

cumbent relies to further establish the validity of his election to the aforesaid office, he alleges, (1) that there were cast for incumbent for said office at said election in each of the voting precincts of said district county, legal votes, the exact number of which are not at this time known to incumbent, which were not counted and returned for him as by law required; (2) that there were cast at said election in each of the several voting precincts of said county, divers votes for said office of representative, the exact number of which are not at this time known to incumbent, which were erroneously and illegally counted and returned for contestant for the reasons following: (a) Said several voters failed to mark their respective ballots by making a cross in the square opposite the name of the contestant. (b) Numerous ballots were marked in such a manner as to constitute identification marks within the meaning of the law. (c) Numerous ballots were so marked that it was impossible to determine the voter's choice for said office. (3) That in Reasnor precinct, Palo Alto township, said county, the election board failed to substantially comply with the requirements of section 1096 of the Code of Iowa in conducting said election; that the poll in said precinct was opened at about six o'clock in the morning and numerous ballots were received and accepted from voters between said hour and the hour of eight o'clock A. M., at which time said poll should have been opened under the law, and that many ballots were received and accepted from divers voters before the election board of said precinct was legally organized. That by reason of the premises, the returns from said precinct, as also the votes cast therein, should be rejected, not counted, and held for naught. (4) That the several election boards in each of the precincts in said district county, in canvassing and declaring the vote cast for the contestant for said office, through mistake and oversight, inadvertently accredited to contestant votes in excess of the number actually cast for him for said office. (5) That incumbent received at said election a majority of all the legal votes cast by the qualified electors of said district, for said office, and he is therefore, duly, as he has been officially declared, elected to said office, and now rightfully holds the proper certificate thereof. (6) The incumbent further avers that the contest herein is frivolous, and not prosecuted in good faith by contestant, as will more fully appear in the further progress of said contest. The said answer is attached to this report, marked Exhibit "C" and made a part hereof.

Thereupon the following stipulation was entered in the record: "It is agreed by and between the parties to this contest that the auditor of Jasper county, H. S. Rayburn, shall have charge of and be the custodian of all the ballots cast in Jasper county at the election held on November 5, 1912, until such time as this committee shall discharge him from such duty. The preliminary proof being waived, it is conceded and agreed by the parties that the ballots now in the custody of H. S. Rayburn, county auditor of Jasper county, Iowa, are the ballots returned to him by the various judges and clerks of election in the several voting precincts in Jasper county, Iowa. Since the return of these ballots to the county auditor, they have been kept by Mr. Rayburn in his of-

face; the right to object to any of the ballots of any precinct or township is reserved, if, in opening the sacks containing the ballots, the seals, required to be fixed by the election boards, are found to have been tampered with or broken."

H. S. Rayburn, being sworn by the chairman of the committee, testified as shown by the transcript which is returned with this report, made a part hereof and marked Exhibit "D". At the conclusion of the testimony, the committee made the following order and ordered the same entered in the record: "In conformity with the agreement entered into between the contestant and the incumbent and their attorneys, it is ordered by the committee that the counsel for the contestant and the incumbent are hereby directed to count the ballots cast in Jasper county, Iowa, for representative at the election held on the 5th day of November, 1912, and, so far as possible, to agree upon the number of ballots cast in each precinct for the contestant and the incumbent, and to submit to this committee only such ballots as they cannot agree upon; said count to be in the presence of the county auditor of Jasper county, H. S. Rayburn, and in the presence and with the assistance of Lura Chapman and Jennie R. Gregg, clerks in the House of Representatives; and the said counsel and county auditor and the said clerks are hereby directed not to convey or communicate directly or indirectly to any member of this committee or to any person, the number of votes cast for the candidates on which agreement has been reached until after this committee has determined how the disputed ballots shall be counted."

In accordance with the terms and provisions of said order, the said attorneys and clerks proceeded to count the ballots cast at the general election held on the fifth day of November, 1912, for representative from Jasper county. The said attorneys and clerks continued to count the said votes from day to day until the count of the disputed ballots was completed, as will be shown by reference to the transcript attached hereto and made a part hereof. Upon being informed that the said attorneys and clerks had completed the count of the undisputed ballots and were ready to submit to the committee the disputed ballots for a determination of the question as to whether they, or any part of them, should be counted, the committee met on Monday, February 10th, all members of the committee being present. The attorney for contestant, Mr. Wells, offered in evidence Exhibits "1", "32", "26" and "24". These ballots were offered for the purpose of having the committee determine whether these ballots, and ballots marked in a similar manner, should be counted. One of these ballots was marked by the voter placing a cross in front of the name of one of the candidates for president and a cross in front of the name of the candidates for vice-president on the same ticket. Another was marked by the voter by placing a cross in front of the name of one of the candidates for president without placing a similar mark in front of the name of the candidate for vice-president. Another was marked by placing a cross in front of the party name. A reference to the transcript will show that neither the attorney for contestant nor the attorney for the incumbent had any objection to the

ballots offered in evidence providing the committee would hold that all ballots marked in a similar manner should be counted. It was the unanimous opinion of the committee that the ballots introduced in evidence, and all ballots marked in like manner, should be counted, and the attorneys were so notified. Thereupon, the said attorneys and clerks proceeded to count all the ballots which were marked as above indicated in all the precincts in said county.

The incumbent, David Meredith, at this time withdrew all objections to the methods of conducting the election in Reasnor precinct, and conceded that the votes cast in that precinct should be counted.

On the 11th day of February, the committee held a meeting for the purpose of further determining whether certain disputed ballots should be counted. All of the members of the committee were present. The contestant offered in evidence a ballot marked Exhibit "31", and the incumbent objected to Exhibit "31" for the reason that the same is not properly marked according to the statute in its state for the reason that the name of "Frank Sellman" for state representative from the 38th district is written in the blank space provided for that purpose on the Progressive ticket, the same being printed regularly on the Democratic ticket, and that if the voter decided to vote for Frank Sellman, he should have made a cross in the square to the left to Sellman's name as provided by statute.

The contestant offered in evidence Exhibit "63", it being marked by the voter by placing a straight line in the square without placing a line across the same. This ballot was objected to by the incumbent for the reason that it is not marked as required by statute, and under the provision of the statute, the vote should not be counted for the contestant.

After the arguments by the attorneys for contestant and incumbent and after proper consideration by the committee, it was unanimously decided that Exhibit "63", and all ballots marked in a similar manner, be rejected, and by a vote of four to one that Exhibit "31" and all ballots marked in a similar manner should be counted, and the attorneys and clerks were directed to count the said ballots and all ballots marked in like manner in all the precincts in said county.

At the completion of the count of all the ballots cast in said county, including the disputed ballots which were counted under the order of this committee, the contestant conceded that David Meredith, the incumbent, is elected to the office of representative from Jasper county by a majority of seven votes.

On the 12th day of February, the committee held its final meeting, Huff, Scholz and Chapman being present. Mr. Jesse A. Miller, one of the attorneys for the incumbent, appeared before the committee and made a report of the result of the count made by the attorneys and

clerks in accordance with the order made by the said committee and the decision of the committee as to how the disputed ballots should be counted. Said report contains the result of the vote on representative by precincts, which report it attached hereto and made a part thereof. Said count discloses the fact that David Meredith, the incumbent, received 2,553 votes, and Frank Sellman, the contestant, received 2,546 votes, giving the incumbent a majority of seven votes.

A motion was thereupon made and carried that the committee recommend to the House of Representatives that as David Meredith did receive a majority of the votes cast at the general election in Jasper county on the 5th day of November, 1912, that he be declared elected, and that he be entitled to his seat for this term.

A complete record of the entire proceedings before said committee is herewith returned and made a part of this report.

The committee, therefore, recommends that David Meredith, the incumbent, be declared elected representative from Jasper county, Iowa, at the general election held on the 5th day of November, 1912, and that he be permitted to retain his seat during the Thirty Fifth General Assembly.

HERRBERT A. HUFF,
Chairman.

WM. LARBABEE, JR.,
GRANT CHAPMAN,
HENRY H. BOETTGER,
CHAS. E. SCHOLZ.

Passed on file.

SUPPLEMENTAL REPORT OF COMMITTEE

Frank Sellman, Contestant.

vs.

David Meredith, Incumbent.

MR. SPEAKER—Your committee appointed to hear the report upon the contest brought by Frank Sellman against David Meredith, submit the following supplemental report:

It is the opinion of this committee that this contest was instituted by the said Frank Sellman in good faith and with the belief that a recount of the ballots would show that he was elected to the office of representative from Jasper county on the 5th day of November, 1912; that in bringing the contest, he has incurred the expense of employing counsel to prepare for the trial of said contest and to represent him during the trial thereof. His attorney, L. A. Wells of Newton, Iowa, was actually

engaged ten days in the trial of said contest. The incumbent, David Meredith, was represented by E. J. Salmon of Newton, Iowa, and Jesse A. Miller of Des Moines, Iowa, who were engaged in the trial of said contest for a period of ten days. Both the contestant and the incumbent claim that they are entitled to the allowance of a reasonable amount to reimburse them for fees paid to said attorneys. The committee does not deem it advisable to make any recommendations as to the amount to be paid to the attorneys named above.

H. S. Rayburn, county auditor of Jasper county, was, by order of the committee, made the custodian of the ballots cast in Jasper county on November 5, 1912, during the trial of this contest. Mr. Rayburn, under said order, had the custody of said ballots for a period of ten days, and also expended the sum of two and 40-100 (\$2.40) dollars in the purchase of a box in which to ship said ballots to Des Moines, and also paid the sum of four and 40-100 (\$4.40) dollars for express upon said ballots. It is the opinion of the committee that Mr. Rayburn should be paid the sum of three (\$3.00) dollars per day for the time he had charge and custody of said ballots. He also claims mileage for thirty-five (35) miles, amounting to three and 50-100 (\$3.50) dollars. The committee therefore recommends that the said Rayburn be allowed the sum of forty and 30-100 (\$40.30) dollars.

This committee also recommends that this supplemental report be referred to the committee on Appropriations for the purpose of fixing the amount of attorneys' fees, if any, to be allowed to the contestant, Frank Sellman, and the incumbent, David Meredith. All of which is respectfully submitted.

HERBERT A. HUFF,
Chairman.

GRANT CHAPMAN,
W. LARRABEE, JR.,
HENRY H. BOETTGER,
CHAS. E. SCHOLZ.

Passed on file.

Bingham of Emmet, from the committee on Judicial Districts, submitted the following report:

MR. SPEAKER—Your committee on Judicial Districts, to whom was referred House File No. 415, a bill for an act to amend the law as it appears in section two hundred twenty-seven (227) of the Supplement to the Code, 1907, relative to judicial districts and the number of judges therein, and to provide for three judges in the tenth judicial district and for the appointment of the extra judge herein provided for, 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.

L. L. BINGHAM,
Chairman.

Report adopted, and House File No. 415 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judicial Districts, to whom was referred House File No. 391, a bill for an act to amend the law as it appears in section two hundred twenty-seven (227) of the 1897 Code of Iowa relative to judicial districts and the number of judges therein and to provide for three judges in the tenth judicial district, the appointment and election of the judge herein provided for, 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 amended as follows:

That the title to the said bill be amended by striking out the words "1897 Code of Iowa" appearing in the second and third lines of the original printed bill and inserting in lieu thereof the words "Supplement to the Code, 1907," also by striking out the words "the appointment and election of the extra judge herein provided for" appearing in the fifth and sixth lines of the original bill, and the fourth and fifth lines of the printed bill. That section 1 be amended by striking out the words "1897 Code of Iowa" found in the second line of the original bill and the second line of the printed bill, and inserting in lieu thereof the words "Supplement to the Code, 1907," also by striking out the words "which created the tenth judicial district, and provided for the number of judges therein", found in the fourth, fifth and sixth lines of the original bill, and the third and fourth lines of the printed bill; that section 3 be amended by striking out the words "and of general circulation in the state" found in the fourth and fifth lines of the original bill, and in the third line of the printed bill; and when so amended the bill do pass.

L. L. BINGHAM,
Chairman.

Report adopted.

Hunt of Harrison moved that House File No. 329 be referred to committee on Appropriations.

Motion prevailed, and bill was so referred.

Bruce of Floyd, from the committee on Food and Dairy, submitted the following report:

MR. SPEAKER—Your committee on Food and Dairy, to whom was referred House File No. 33, a bill for an act to establish legal weights and measures, to provide for the inspection of the same, to punish the keeping or use of false or incorrect weights or measures, to pro-

vide for statements of net weight, placing the enforcement in charge of the dairy and food commissioner, and to repeal acts in conflict with this act, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Establish Legal Weights and Measures, to Provide for the Inspection of the Same, to Punish the Keeping or Use of False or Incorrect Weights and Measures, to Provide for Statements of Net Weight, Placing the Enforcement in Charge of the Dairy and Food Commissioner and to Repeal Acts in Conflict With This Act.

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

SECTION 1. The state dairy and food commissioner is hereby charged with the duty of carrying into effect the provisions of this act and wherever the word "commissioner" is used, in this act, it shall refer to the dairy and food commissioner. The commissioner shall appoint a chief inspector of weights and measures and upon approval of the executive council, such additional inspectors as may be deemed necessary to enforce the provisions of this act. The chief inspector of weights and measures shall receive a salary of not to exceed \$1800 per annum and other inspectors provided for, a salary not to exceed \$1600 per annum and their salaries shall be paid in the same manner as the salaries of other state officers. All inspectors shall be allowed the expenses necessarily incurred by them in the discharge of their duties. All accounts shall be itemized and sworn to and when approved by the commissioner and the executive council, shall be paid by warrant of the auditor upon the treasurer out of a sum appropriated for carrying on the work of the dairy and food commission. The chief inspector and all inspectors appointed under this act shall perform such duties as may be assigned by the commissioner.

SEC. 2. The commissioner shall appoint an employe of the dairy and food commission to be state sealer of weights and measures. The state sealer shall take charge of the standards of the state, causing them to be kept at the capitol in a fire-proof building belonging to the state, from which they shall not be removed except for repairs or for certification; and take all other necessary precautions for their safe keeping. He shall maintain the state standards in good order, and shall submit them once in ten years to the National Bureau of Standards for certification. He shall keep a seal which shall be so formed as to impress the letters, "Iowa" upon the weights and measures sealed by him. He shall have and keep a general supervision of the weights and measures, and the weighing and measuring devices of the state in use in the state. He shall upon a written request of any citizen, firm or corporation, city, town or county, or educational institution of the state, test or calibrate weights, measures, weighing or measuring devices, and instruments or apparatus used as standards in this state. It is hereby made the duty

of the department of physics at the State University of Iowa upon the request of the commissioner to assist the commissioner, the state sealer and all inspectors, in all such matters as may require the facilities of that laboratory or technical knowledge relating to physical measurements.

SEC. 3. The standard weights and measures received from the United States under a resolution of congress and approved June 14, 1836, and such new weights, measures, and other apparatus in addition thereto or in renewal thereof, and such as shall be made under the direction of the commissioner in conformity therewith and certified to by the National Bureau of Standards, shall be the state standards.

SEC. 4. The units or standard measures of length and surface from which all other measures of extension, whether lineal, superficial or solid, shall be derived and ascertained, are the standards of length designated in this act. For measures of cloth and other commodities commonly sold by the yard, the yard may be divided into halves, quarters, eighths and sixteenths. The rod, pole, or perch contains five and one-half yards; the mile, one thousand seven hundred sixty yards. A chain for measuring land is twenty-two yards long and is divided into one hundred equal parts called links. The acre for land measure shall be measured horizontally and contain ten square chains, equivalent in area to a rectangle sixteen rods in length and ten rods in breadth; six hundred and forty acres being contained in a square mile.

SEC. 5. The units or standards of weight, from which all other weights shall be derived and ascertained, shall be the standard weights designated in this act. The hundred-weight consists of one hundred avoirdupois pounds and twenty hundred-weight are a ton. Wherever, hereafter, in this act the word "pound" is used it shall mean the avoirdupois pound unless otherwise distinctly specified.

SEC. 6. The units or standards of measure of capacity for commodities not liquids, from which all other measures shall be derived and ascertained, shall be the standards for such commodities designated in this act. The peck, half peck, quarter peck, quart, pint, and half pint, measures for measuring commodities which are not liquids, shall be derived from the half bushel by successively dividing the cubic inch capacity of that measure by two.

SEC. 7. The units or standards of measure of capacity for liquids, from which all other measures shall be derived and ascertained, shall be the standard liquid measures designated in this act. The gallon shall be divided by continual division by the number two, so as to make half gallons, quarts, pints, half pints and gills.

SEC. 8. Wherever any of the articles or commodities mentioned in this section shall be sold by the bushel or fractional part thereof, and no special agreement shall be made in writing, the measure thereof shall be ascertained by avoirdupois weight, and shall be computed as follows:

Apples	48 pounds
Apples, dried	24 pounds
Alfalfa seed	60 pounds
Barley	48 pounds
Beans, green, unshelled	56 pounds
Beans, dried	60 pounds
Beans, lima	56 pounds
Beets	56 pounds
Blue grass seed	14 pounds
Bran	20 pounds
Bromus inermis	14 pounds
Broom corn seed	50 pounds
Buckwheat	48 pounds
Carrots	50 pounds
Castor beans, shelled	50 pounds
Charcoal	20 pounds
Cherries	40 pounds
Clover seed	60 pounds
Coal	80 pounds
Coke	40 pounds
Corn on the cob (field)	70 pounds
Corn in the ear, unhusked (field)	75 pounds
Corn, shelled (field)	56 pounds
Corn meal	48 pounds
Cucumbers	48 pounds
Emmer	40 pounds
Flax seed	56 pounds
Grapes, with stems	40 pounds
Hemp seed	44 pounds
Hickory nuts, hulled	50 pounds
Hungarian grass seed	50 pounds
Kaffir corn	56 pounds
Lime	80 pounds
Millet seed	50 pounds
Oats	32 pounds
Onions	52 pounds
Onion top sets	28 pounds
Onion bottom sets	32 pounds
Orchard grass seed	14 pounds
Osage orange seed	32 pounds
Parsnips	45 pounds
Peaches	48 pounds
Peaches, dried	33 pounds
Peanuts	22 pounds
Pears	45 pounds
Peas, green, unshelled	50 pounds
Peas, dried	60 pounds
Plums	48 pounds
Popcorn on the ear	70 pounds
Popcorn, shelled	56 pounds

Potatoes	60 pounds
Quinces	48 pounds
Rape seed	50 pounds
Red top seed	14 pounds
Rutabagas	60 pounds
Rye	56 pounds
Salt	80 pounds
Sand	130 pounds
Shorts	20 pounds
Sorghum saccharatum seed	50 pounds
Spelt	40 pounds
Sweet corn	50 pounds
Sweet potatoes	50 pounds
Timothy seed	45 pounds
Tomatoes	50 pounds
Turnips	55 pounds
Walnuts, hulled	50 pounds
Wheat	60 pounds
All root crops not specified above	50 pounds

SEC. 9. All sales of blackberries, blueberries, cranberries, currants, gooseberries, raspberries, cherries, strawberries and similar berries, also onion sets, in packages of one peck or less, may be sold by the quart, pint or half pint, dry measure; and all berry boxes sold, used, or offered for sale within the state shall be of an interior capacity of not less than one quart, pint, or half pint, dry measure. Any berry boxes or measures not conforming to this section shall be confiscated by the inspector.

SEC. 10. All dry commodities, weighing ten ounces or more, except drugs, section comb honey and those specified in section 9, shall be bought or sold only by standard weight or numerical count, lineal measure or surface measure, except where parties otherwise agree in writing. Whenever any product is sold and the selling price is determined other than by numerical count, lineal or surface measure, and the product does not have the net weight plainly written, stamped or printed thereon, the seller shall at the time of delivery, upon the request of the purchaser, furnish a plainly written or printed statement showing the name of the article sold, the quantity in net weight thereof, and the price paid for each item. Any person, firm or corporation, who sells, barter or trades, a less weight or amount to a purchaser than that which is asked for or agreed upon, of any article or commodity, shall be deemed guilty of a misdemeanor and shall be punished as herein provided. The use of bottomless measures is hereby declared a violation of this act, unless they conform in shape to the U. S. standard measure.

SEC. 11. Bottles used for the sale of milk and cream shall be of a capacity of one-half gallon, three pints, one quart, one pint, one-half pint, one gill, filled full to the bottom of the lip. Bottles or jars used for the sale of milk shall have clearly blown or otherwise permanently marked in the side of the bottle, the capacity of the bottle, and, on the

bottom of the bottle, the name, initials or trademark of the manufacturer, and designating number, which designating number shall be different for each manufacturer and may be used in identifying bottles. The designating number shall be furnished by the commissioner on request. The state sealer shall not be required to seal bottles or jars for milk or cream, marked as in this section provided, but the inspectors shall from time to time make tests of individual bottles in use, in order to ascertain whether the above provisions are being complied with.

SEC. 12. It shall be unlawful to sell or offer to sell in this state any coal, charcoal, or coke in any other manner than by weight. No person, firm, or corporation shall deliver any coal, charcoal, or coke, without each such delivery being accompanied by a delivery ticket and a duplicate thereof, on each of which shall be in ink or other indelible substance, distinctly expressed in pounds, the gross weight of the load, the tare of the delivering vehicle, and the net amount in weight of coal, charcoal or coke contained in the cart, wagon, or other vehicle used in such deliveries, with the name of the purchaser thereof and the name of the dealer from whom purchased. One of these tickets shall be surrendered by the person in charge of the load to the inspector upon demand for his inspection, and a ticket or weight slip issued by the inspector, when the inspector desires to retain the original, shall be delivered to said purchaser of said coal, charcoal, or coke, or his agent or representative, at the time of the delivery of the fuel; and the other ticket shall be retained by the seller of the fuel. When the buyer carries away the purchase, a delivery ticket, showing the actual number of pounds delivered must be given to the purchaser at the time delivery is made. The commissioner or any of his assistants or inspectors are hereby empowered to compel the party or parties having charge of such coal, charcoal or coke to bring same on demand to a scale designated by the said commissioner or his assistant or inspector and weighed for the purpose of proving the true net weight of the article or commodity.

SEC. 13. It shall be unlawful for any person, firm or corporation by himself, or as the officer, servant, agent, or employe of any person, firm, or corporation to operate or use or display for use, any scale or scales, known as money in the slot or automatic scale or scales or any weighing device, apparatus, or machine, which is used or intended for use to determine the weight of any person or persons, where compensation is derived, or any public or custom scale for which a fee is charged or accepted for weighing, unless said scale or device is licensed by the commissioner. Upon payment of the license fee of \$3.00, the commissioner shall issue a metal license tag bearing the words "Licensed, by the Dairy and Food Commission, State of Iowa, No.....", each tag to be numbered consecutively and bear the year for which license is valid. The tag shall be displayed prominently on the front of the weighing device. Absence of the license tag shall be prima facie evidence that the weighing device is being operated contrary to law. No license shall be issues until the annual fee of three dollars (\$3.00) is paid to the commissioner for each scale or weighing device operated or used. Any person desiring

to secure said license shall make application therefor upon blanks to be furnished by the commissioner. The commissioner may withhold or revoke any license for cause. All licenses issued under this act shall expire December 31, 1914, and on December 31st, of each year thereafter. All license and inspection fees collected under this act shall be paid into the state treasury by the commissioner.

SEC. 14. The commissioner and his assistants are each hereby empowered and it is hereby made their duty to make an inspection of scales, weights and measures wherever the same are kept for use in connection with the sale of merchandise or other commodities sold by weight or measurement, or where the price to be paid for producing or manufacturing any article or commodity is based upon the weight or measurement thereof, within this state. The commissioner and his assistants may for the enforcement of this act and in the performance of their official duties, with or without formal warrant, enter or go in or upon any stand, place, building or premises; or may stop vender, peddler, junk dealer, coal wagon, ice wagon, or any dealer whatsoever for the purpose of making the proper tests. An inspection fee of \$5.00 shall be charged the person owning or operating the scales so inspected, but he shall not be required to pay more than two inspection fees in any one year. Whenever such inspection shall be made upon the complaint of any person other than the owner of the scale and upon examination the scale is found by the inspector to be in proper condition for weighing, the inspection fee of \$5 shall be paid by the person making complaint. Provided, however, no inspection fee shall be charged for the inspection of any scale of less than 2,000 pounds capacity.

SEC. 15. Whenever complaint shall be made to the commissioner that any false or incorrect scales, weights or measures are being made use of by any person, firm, or corporation in the purchase or sale of merchandise or other commodities or in weighing any article or commodity, the piece price paid for producing which is determined by weight or measure, it shall be his duty to cause the same to be inspected as soon as the duties of his office will permit, and he shall make such other inspection of weights and measures as in his judgment is necessary or proper to be made.

SEC. 16. If any person engaged in the purchase or sale of merchandise or other commodities by weight or measurement or in the employment of labor where the price thereof is to be determined by weight or measurement of the articles or other thing upon which such labor is bestowed, be found having in his place of business any scales, weights, measures or other apparatus for determining the quantity of any commodity, which does not conform to the standards of weight and measurement of this state, shall be guilty of a misdemeanor and upon conviction shall be punished as provided in this chapter.

SEC. 17. The inspector may confiscate and seize without warrant any incorrect scales, weights or measures or any weighing apparatus or part

thereof which does not conform to the state standards or upon which the license fee has not been paid. If any weighing or measuring apparatus or part thereof be found out of order the same may be tagged by the inspector "condemned until repaired" which tag shall not be altered or removed until said apparatus is properly repaired.

SEC. 18. 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 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 of not less than five dollars (\$5.00) nor more than one hundred dollars (\$100.00), or by imprisonment in the county jail not to exceed thirty days or by both such fine and imprisonment, at the discretion of the court.

SEC. 19. The commissioner may from time to time make a report in the printed bulletins issued by the dairy and food commission, of the work undertaken and accomplished under this act, together with such general information as may be deemed suitable.

SEC. 20. That sections 3009, 3010, 3011, 3012, 3013, 3014, 3015, 3019, 3020, 3021, 3034, 3035, and 5044 of the Code and section 3016 of the Supplement to the Code, be and they are hereby repealed.

SEC. 21. 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; and when so amended the bill do pass.

J. E. BRUCE,
Chairman.

Report adopted.

Ring of Linn offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: We have learned with sorrow of the death of the beloved mother of Representative Walter P. Jensen; therefore,

Be it resolved, That we, the members of the House of Representatives of the Thirty-fifth General Assesfby, do hereby extend to our colleague and friend our sincere sympathy in the great sorrow that has now come upon him, and while we recognize no other can take the dear mother's place in his heart and affections and in his life, yet he has the comforting assurance that when at last the night of waiting is gone, he shall again behold the face he has loved long since and lost a little while.

Be it further resolved, That this resolution be printed in the journal of proceedings of today, and that the chief clerk be instructed to forward a copy hereof to Representative Walter P. Jensen.

Motion prevailed, and resolution was unanimously 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 Senate was asked:

House Joint Resolution No. 6, joint resolution proposing an amendment to the constitution of the state of Iowa by repealing section 1, article 2 of said constitution and the enactment and adoption of a substitute therefor relating to the right of suffrage.

JOS. E. MEYER,
Secretary.

INTRODUCTION OF BILLS.

By Huff of Hardin, House File No. 553, a bill for an act to repeal section three thousand five hundred thirty-eight (3538) of the code, relative to the bringing of actions against unknown defendants, and to enact a substitute therefor.

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

By Greene of Clinton, House File No. 554, a bill for an act to amend the law as it appears in section six hundred sixty-nine (669) of the supplement to the code, 1907, relating to the compensation of councilmen when acting as members of the board of review.

Read first and second time and referred to committee on Municipal Corporations.

By Newcomb of Adams, House File No. 555, a bill for an act to regulate the operation of railway and railroad passenger trains.

Read first and second time and referred to committee on Railroads and Transportation.

By Newcomb of Adams, House File No. 556, a bill for an act to amend section two (2) of chapter one hundred and ninety (190), laws of the Thirty-third General Assembly relative to the library commission and traveling library.

Read first and second time and referred to committee on Public Libraries.

By Newcomb of Adams, by request, House File No. 557, a bill for an act relating to the sale of butter at retail, and providing a penalty for violating the provisions of this act. (Additional to chapter thirteen (13) of title twenty-four (24) of the code relating to cheating by false pretenses, gross frauds and conspiracy.)

Read first and second time and referred to committee on Food and Dairy.

By Mitchell of Wapello, House File No. 558, a bill for an act to amend section two thousand four hundred five (2405) of the code relating to injunctions.

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

By Mitchell of Wapello, by request, House File No. 559, a bill for an act to repeal section twenty-five hundred and ninety-three (2593) supplement to the code, 1907, as amended by chapter one hundred and sixty (160) acts of the Thirty-third General Assembly, as amended by chapter one hundred and sixty-two (162) acts of the Thirty-third General Assembly, and enact a substitute therefor, relating to the practice of pharmacy.

Read first and second time and referred to committee on Pharmacy.

By Jacobs of Calhoun, House File No. 560, a bill for an act to require foreign corporations owning, controlling, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located within the state of Iowa, or the business of such works, plants or railways or owning or controlling stock in any corporation owning, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located

within the state of Iowa or the business of such plants or railways to comply with the laws governing the issuance of capital stock of domestic corporations and the making of reports by domestic corporations and to require said foreign corporations to obtain a permit to transact business within the state of Iowa, and conferring upon courts of equity jurisdiction to dissolve and terminate corporations, works, plants or businesses violating this act and providing penalties for violations of this act.

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

By Elwood of Howard, by request, House File No. 561, a bill for an act to amend section two thousand five hundred forty (2540) of the supplement to the code 1907; chapter one hundred fifty-three (153) of the acts of the 33rd General Assembly and section two thousand five hundred fifty-one (2551) of the supplement to the code 1907, relative to the protection of fish and game.

Read first and second time and referred to committee on Fish and Game.

By Kulp of Palo Alto, House File No. 562.

A BILL FOR AN ACT to Legalize Ordinances of the Town of Ayrshire, Iowa, and Authorizing the Substitution of a New Ordinance Record in Place of the Original Record.

WHEREAS: Doubts have arisen as to the validity of the ordinances adopted by the town of Ayrshire, Iowa, and as to their legality, because of certain errors and omissions in the passage thereof and also because of the original record thereof having been lost or destroyed; and,

WHEREAS: The town council of the incorporated town of Ayrshire, Iowa, have caused said ordinances to be transcribed from the published copies thereof into a book known and designated as the "Ordinance Book of the Town of Ayrshire, Iowa," containing ordinances numbered from one (1) to fourteen (14), both inclusive; now, therefore,

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

SECTION 1. That the said ordinances of the town of Ayrshire, Iowa, designated as numbers one (1) to fourteen (14), both inclusive, as transcribed from the published copies of said ordinances into said record book, known as the "Ordinance Book of the Town of Ayrshire, Iowa," be and the same are hereby fully legalized and declared to be valid and of the same force and effect as if they had been in all respects adopted, approved, published and recorded in the form, manner and time provided

by law and as if the law had in all respects been fully complied with and said transcript, as certified by the clerk of said town, made from said published copies of ordinances as aforesaid, is hereby declared to be competent evidence of the said ordinances of the said town and such transcript, shall have the same force as the original record; provided, however, that this act shall not affect any litigation.

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

By Clark of Monroe, House File No. 563, a bill for an act to amend section eighteen (18) of chapter seventy-two (72) of the acts of the Thirty-fourth General Assembly of the state of Iowa relative to signals on motor vehicles.

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

By Lund of Hamilton, House File No. 564, a bill for an act making provisions for the settlement of all liabilities of the state growing out of the sale of certain lands of the Des Moines river, improvement grant as school lands.

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

By Meredith of Jasper, House File No. 565, a bill for an act to amend the law as it appears in section twenty-seven hundred fifty-seven (2757) supplement to the code, 1907, and chapter one hundred forty-three (143) acts of the Thirty-fourth General Assembly, amendatory of section twenty-seven hundred ninety-four-a (2794-a), supplement to the code, 1907, relating to the time of meeting of the board of directors of school corporations.

Read first and second time and referred to committee on Schools and Text Books.

By Buxton of Warren, by request, House File No. 566, a bill for an act to amend section one thousand eight hundred seventy (1870) of the supplement to the code 1907, relating to limiting liabilities to state and savings banks.

Read first and second time and referred to committee on Banks and Banking.

By Buxton of Warren, by request, House File No. 567, a bill for an act relative to payment of deposits in trust.

Read first and second time and referred to committee on Banks and Banking.

By Scott of Fremont, House File No. 568, a bill for an act to repeal chapter two hundred and eight (208) of the acts of the Thirty-third (33rd) General Assembly, relating to the compensation of justices of the peace.

*Read first and second time and referred to committee on Judiciary.

By Bingham of Emmet, House File No. 569, a bill for an act to amend chapter two-a (2-a) of title ten (X) of the supplement to the code, 1907, relative to drainage warrants.

Read first and second time and referred to committee on Drainage.

By Ring of Linn, House File No. 570, a bill for an act to amend section six hundred fifty-four (654) of the supplement to the code, 1907, relating to the appointment of police matrons.

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

By Ring of Linn, House File No. 571, a bill for an act to amend sections twenty-four hundred seventy-seven-a (2477-a) and twenty-four hundred seventy-seven-b (2477-b) of the supplement to the code, 1907, relating to the employment of child labor, and to provide for the enforcement thereof.

Read first and second time and referred to committee on Labor.

By Ring of Linn, House File No. 572, a bill for an act to amend section two hundred fifty-four-a-fourteen (254-a-14) of the supplement to the code, 1907, relating to juvenile courts and the definition of terms.

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

By Ring of Linn, House File No. 573, a bill for an act to amend the law as it appears in section thirteen hundred four (1304) of the supplement to the code, 1907, relating to the exemption of property from taxation.

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

By Klay of Sioux, House File No. 574, a bill for an act to repeal section five hundred forty-nine (549) of the code relating to the publication of notices and to enact the following in lieu thereof.

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

By Klay of Sioux, House File No. 575, a bill for an act to provide for the restoration of lost or destroyed public records.

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

By Brockway of Louisa, House File No. 576, a bill for an act to repeal the law as it appears in section twenty-seven hundred and forty-seven (2747), chapter fourteen (14) of title thirteen (13) of the code of 1897 and enacting a substitute therefor relative to qualifications at school elections.

Read first and second time and referred to committee on Schools and Text Books.

By Anderson of Greene, by request, House File No. 577, a bill for an act to be entitled an act to regulate the practice of suggestive therapeutics, in the treatment of mental and bodily ailments within the state of Iowa.

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. 111, a bill for an act to provide for an expression of opinion on the question of suffrage at the next general election.

JOS. E. MEYER,
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. 52, a bill for an act requiring common carriers to settle claims for delay in delivering freight or injury or loss of freight in transit or for excessive freight rates within a specified time, and providing a penalty for failure to comply therewith.

JOS. E. MEYER,
Secretary.

HOUSE MESSAGES CONSIDERED.

Substitute for Senate File No. 111, a bill for an act providing for an expression of opinion on the question of suffrage at the next general election.

Read first and second time and referred to committee on Woman's Suffrage.

Senate File No. 52, a bill for an act requiring common carriers to settle claims for delay in delivering freight or injury or loss of freight in transit or for excessive freight rates within a specified time, and providing a penalty for failure to comply therewith.

Read first and second time and referred to committee on Railroads and Transportation.

On request of Carson of Davis, leave of absence was granted Bliss of Ringgold for today.

Lund of Hamilton moved that Senate File No. 111 be referred to committee on Elections.

Motion prevailed and the bill was so referred.

CONSIDERATION OF BILLS.

On motion of Klay of Sioux, House File No. 552, a bill for an act authorizing and empowering the joint committee on Retrenchment and Reform to employ expert accountants and efficiency en-

gineers, to institute reform and appropriate funds therefor, with report of committee recommending passage, was taken up and considered.

Mr. Klay moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Blackford, Boettger, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Jacobs, Jamison, Jones, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Piekford, Ring, Scholz, Scott, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Bernbrock, Black, Bliss, Bradley, Cronbaugh, Griggs, Hamilton, Hansen, Heaton, Hutchins, Jacobson, Jensen, Kingland, Manning, Power, Rohwer, Rone, Saltzmann, Shankland, Stipe—20.

So the bill having received a constitutional majority was declared to have passed the House.

Mr. Klay proposed the following amendment to the title:

Amend by striking out the words "appropriate funds" and inserting in lieu thereof the words "making an appropriation".

Amendment adopted.

Title as amended agreed to.

On motion of Stipe of Page, House File No. 166, a bill for an act to provide additional qualifications for office. (Additional to chapter 6, title VI, of the code, relating to qualifications for office), with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Stipe moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Blackford, Brockway, Burt, Cannon, Chapman, Clark, Cole, Craig, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Grout, Hadley, Halgrims, Halstead, Heaton, Helming, Huff, Hunt, Huntley, Jacobs, Jacobson, Jones, Kane, Klay, Larrabee, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Sherman, Stipe, Thompson, Townsend, White, Whitney, Mr. Speaker—62.

The nays were:

Black, Boettger, Bradley, Brown, Carson, Downey, Griffin, Hazen, Jamison, Koontz, Kulp, Lenoeker, Miller, Milton, Mitchell, Scholz, Scott, Shankland, Sidey, Steelsmith, Stokes, Trumbauer, Workman—23.

Absent or not voting:

Bernbrock, Bliss, Brady, Bruce, Buxton, Cronbaugh, Crozier, Elliott, Fraley, Griggs, Hamilton, Hansen, Hutchins, Jensen, Kelso, Kingland, Manning, McCullough, Rone, Saltzmann, Stutt, Webb—22.

So the bill having received a constitutional majority was declared to have passed the House.

Stipe of Page offered the following amendment to the title:

Amend by adding after the word "office" in the first line, the words "and relating to removal from office":

Amendment adopted and title as amended agreed to.

Jacobs of Calhoun moved to reconsider the vote by which House File No. 166 passed the House, and that the motion to reconsider be laid on the table.

Klay of Sioux seconded the motion.

Motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 48, a bill for an act to amend section six hundred fifteen (615), of the Supplement to the Code, 1907, relative to the extension of the limits of cities and towns.

Also:

House File No. 177, a bill for an act to legalize certain acts of the mayor and city council of the city of Marshalltown, and to legalize certain warrants of the said city of Marshalltown, Iowa.

Also:

House File No. 86, a bill for an act to amend section two hundred twenty-seven (227) of the Supplement to the Code, 1907, as amended by the Thirty-fourth General Assembly, and to provide for an additional judicial district and an additional judge for the fourth judicial district.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted

CONSIDERATION OF BILLS

On motion of Scholz of Clayton, House File No. 130, a bill for an act to amend the law as it appears in sections twenty-seven hundred thirty-nine (2739), twenty-seven hundred fifty-four (2754), twenty-seven hundred sixty-two (2762), twenty-eight hundred and eight (2808), and twenty-eight hundred and twelve-f

(2812-f), supplement to the code, 1907, and sections twenty-seven hundred fifty-nine (2759, twenty-seven hundred and sixty (2760), twenty-seven hundred sixty-six (2766), twenty-seven hundred and eighty (2780), and twenty-eight hundred and eleven (2811) of the code, and to repeal section twenty-eight hundred and ten (2810) of the code, and sections twenty-seven hundred and fifty-seven (2757), twenty-seven hundred and sixty-eight (2768), and twenty-seven hundred sixty-nine (2769), supplement to the code, 1907, and to enact substitutes therefor and to abolish the office of school treasurer and provide that the county treasurer shall perform the duties of said officer, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Brockway of Louisa in the chair.

Speaker Cunningham in the chair.

Whitney of Woodbury asked unanimous consent to take up Senate File No. 151 on first and second reading and consider for passage at this time.

Objected to by Dixon of Sac.

Unanimous consent was granted to consider Senate messages.

MESSAGE 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. 151, a bill for an act to amend the law relating to compensation and duties of school treasurers.

Jos. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Senate File No. 151, a bill for an act to amend the law relating to the compensation and duties of school treasurers as the same appears in section twenty-seven hundred eighty (2780) of the code and section twenty-seven hundred sixty-eight (2768) of the supplement to the code, 1907.

Read first and second time and placed on file.

Lund of Hamilton presented the following resolutions:

WHEREAS: There have been a large number of petitions relative to a revision of the revenue laws of the state of Iowa presented to the General Assembly; and,

WHEREAS: Certain persons are lobbying in relation thereto, and question has arisen as to the motives of such petitions and lobbying;

Be it therefore resolved, That the committee on Ways and Means be and hereby is authorized to make an investigation as to the source of said petitions, the persons employed therein, manner of their employment and the motive inspiring the same.

Said investigation shall also extend to the lobbying aforesaid and to such other matters in relation to said petitions and lobbying as said committee may deem fit and proper.

Said committee is authorized to require the personal attendance of witnesses and any person may be compelled to appear before such committee as a witness by the service of an order upon such witness, signed by the chairman of said committee.

Laid over under Rule 34.

Also:

WHEREAS: There has been a large number of petitions relative to various legislation of vital importance to the welfare of the state of Iowa, presented to the General Assembly; and,

WHEREAS: Various persons have been lobbying in relation thereto, and question has arisen as to the motive of such petitions and lobbying; be it therefore,

Resolved, That a committee be appointed by the speaker of this House, consisting of not less than ten (10) members to make investigation as to the source of such petitions, persons employed therein, manner of their employment, and the motive inspiring the same.

Said investigation shall extend to all matters upon which petitions have been presented, or lobbying has been done and to such other matters as the committee may deem fit and proper for investigation, except such matters as have heretofore been specifically referred to other committees or may hereafter be committed for investigation.

Said committee is authorized to require the personal attendance of witnesses and any persons may be compelled to appear before such committee as a witness by the service of an order upon such witness, signed by the chairman of such committee.

Laid over under Rule 34.

On request of Bingham of Emmett, leave of absence was granted Hadley of Webster until Thursday.

On request of Bingham of Emmett, leave of absence was granted Jacobson of Audubon until Monday.

On request of Bradley of Wapello, leave of absence was granted Cronbaugh of Iowa indefinitely.

On motion of Klay of Sioux, the House adjourned until 9:00 o'clock A. M., Monday.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 10, 1913.

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

Prayer was offered by Rev. Nathan H. Gist, of Clarion, Iowa.

Journal of Saturday, March 8th, corrected and approved.

On request of Ring of Linn, leave of absence was granted Le Roy of Delaware until Thursday.

On request of Power of Jefferson, leave of absence was granted Carson of Davis for today.

Mr. Speaker granted leave of absence to Greene of Grundy for today.

Mr. Speaker granted leave of absence to Hadley of Webster for today.

On request of Hunt of Harrison, leave of absence was granted Huntley of Lucas until Wednesday.

House resumed consideration of House File No. 130, a bill for an act to amend the law as it appears in sections twenty-seven hundred thirty-nine (2739), twenty-seven hundred fifty-four (2754), twenty-seven hundred sixty-two (2762), twenty-eight hundred and eight (2808), and twenty-eight hundred and twelve-f (2812-f), supplement to the code, 1907, and sections twenty-seven hundred fifty-nine (2759), twenty-seven hundred and sixty (2760), twenty-seven hundred sixty-six (2766), twenty-seven hundred and eighty (2780), and twenty-eight hundred and eleven (2811) of the code, and to repeal section twenty-eight hundred and ten (2810) of the code, and sections twenty-seven hundred and fifty-seven (2757), twenty-seven hundred and sixty-eight (2768), and twenty-seven hundred sixty-nine (2769), supplement to the code, 1907, and to enact substitutes therefor and to abolish the office of school treasurer and provide that the county treasurer shall perform the duties of said officer.

Brady of Dallas moved to defer further consideration of House File No. 130 and take up the consideration of Senate File No. 151.

Roll call was demanded by Downey of Crawford and Clark of Monroe.

On the question, "Shall the House defer further consideration of House File No. 130 and take up consideration of Senate File No. 151?"

The ayes were:

Atkinson, Barry, Bartle, Brady, Elwood, Erickson, Fraley, Griffin, Hansen, Helming, Huff, Hunt, Jacobs, Lenoeker, Lounsberry, Lund, Meredith, Munro, Newcomb, Power, Ring, Shankland, Sherman, Steelsmith, Stipe, Whitney, Workman, Mr. Speaker—28.

The nays were:

Anderson of Montgomery, Anderson of Greene, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley Brockway, Brown, Bruce, Buxton, Cannon, Chapman, Clark Cole, Craig, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Greene of Clinton, Griggs, Grout, Halgrims, Halstead, Hamilton, Hazen, Heaton, Hutchins, Jamison, Jones, Kane, Kingland, Klay, Koontz, Kulp, Manning, McHose, McVicker, Miller, Milton, Mitchell, Peterson, Pickford, Rohwer, Saltzmann, Scholz, Scott, Stokes, Stutt, Thompson, Trumbauer, Webb, White—61.

Absent or not voting:

Bernbrock, Burt, Carson, Cronbaugh, Crozier, Greene of Grundy, Hadley, Huntley, Jacobson, Jensen, Kelso, Larrabee, LeRoy, McCullough, Odendahl, Rone, Sidey, Townsend—18.

Motion lost.

Whitney of Woodbury proposed the following amendment to House File No. 130.

Amend by striking out all of said bill after the enacting clause and by inserting the following in lieu thereof:

SECTION 1. That the law as it appears in section twenty-seven hundred eighty (2780) of the Code be and the same is hereby amended by striking out of line eight (8) of said section the words "and treasurer" and by inserting immediately following the word "board" in said line of said section the words "or treasurer."

Sec. 2. That the law as it appears in section twenty-seven hundred sixty-eight (2768) of the Supplement to the Code, 1907, be and the same is hereby amended by adding thereto the following:

"It is hereby made the duty of the treasurer of each school corporation to deposit all funds in his hands as such treasurer in some bank, or banks, in the state at interest at the rate of at least two per cent per annum on ninety per cent of the daily balances payable at the end of each month, all of which shall accrue to the benefit of the contingent fund of such school corporation; but before such deposit is made, such bank shall file a bond with sureties to be approved by the treasurer and the board of directors of such corporation in double the amount deposited, conditioned to hold the school corporation harmless from all loss by reason of such deposit or deposits; provided, that in cases where an approved surety company's bond is furnished, said bond may be accepted in an amount equal to ten (10) per cent more than the amount deposited. Said bond shall be filed with the president of the school board and action may be brought thereon either by the treasurer or the school corporation as the board may elect."

Stipe of Page moved the previous question on the adoption of the amendment.

Barry of Linn seconded the motion.

Roll call was demanded by Downey of Crawford and Clark of Monroe.

On the question, "Shall the previous question be ordered?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bingham, Brady, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Craig, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Fraley, Griffin, Grout, Halgrims, Halstead, Hansen, Heaton, Huff, Hunt, Hutchins, Jacobs, Jamison, Jones, Kelso, Kingland, Klay, Kulp, Larrabee, Lenocker, Lounsberry, Lund, McHose, McVicker, Meredith, Mitchell Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stutt, Townsend Trumbauer, Whitney, Mr. Speaker—61.

The nays were:

Bartle, Bauman, Black, Bradley, Brockway, Brown, Clark, Cole, Crozier, Daniels, Downey, Dunlap, Eggleston, Greene of Clinton, Griggs, Hamilton, Helming, Kane, Koontz, Manning, Milton, Odendahl, Saltzmann, Scholz, Scott, Stokes, Thompson, White—28.

Absent or not voting:

Bernbrock, Blackford, Bliss, Boettger, Cronbaugh, Doze, Greene of Grundy, Hadley, Hazen, Huntley, Jacobson, Jensen, LeRoy, McCullough, Miller, Rone, Webb, Workman—18.

Motion prevailed and previous question was ordered.

On the adoption of the amendment, roll call was demanded by Jacobs of Calhoun and Halgrims of Humboldt.

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

The ayes were:

Atkinson, Barry, Boettger, Brady, Bruce, Cannon, Cole, Craig, Elwood, Enger, Erickson, Fraley, Green of Clinton, Griffin, Grout, Halgrims, Halstead, Hansen Huff, Hunt, Jacobs, Jones, Larrabee, Lund, McVicker, Meredith, Odendahl, Peterson, Power, Ring, Rohwer, Shankland, Sherman, Steelsmith, Stipe, Stutt, Trumbauer, Whitney, Mr. Speaker—40.

The nays were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Bradley, Brockway, Brown, Burt, Buxton, Clark, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Griggs, Hamilton, Hazen, Heaton, Helming, Hutchins, Jamison, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Lounsberry, Manning, McCullough, McHose, Milton, Mitchell, Munro, Newcomb, Pickford, Saltzmann, Scholz, Scott, Stokes, Thompson, Townsend, Webb, White, Workman—54.

Absent or not voting:

Bernbrock, Carson, Chapman, Cronbaugh, Greene of Grundy, Hadley, Huntley, Jacobson, Jensen, Lenoeker, LeRoy, Miller, Rone—13.

Amendment lost.

Dixon of Sac moved the previous question on the main question.

Whitney of Woodbury seconded the motion.

Motion prevailed.

On request, Eggleston of Clarke was excused from voting.

Scholz of Clayton moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bingham, Bliss, Brockway, Bruce, Burt, Buxton, Chapman, Cole, Dawson, Dixon, Elliott, Elwood, Enger, Grout, Halstead, Hutchins, Jacobs, Kingland, Klay, Kulp, Larrabee, McHose, McVicker, Pickford, Rohwer, Scholz, Sidey, Stokes, White, Whitney. Mr. Speaker—33.

The nays were:

Atkinson, Barry, Bartle, Bauman, Black, Blackford, Boettger, Bradley, Brady, Brown, Cannon, Clark, Craig, Crozier, Daniels, Downey, Doze, Dunlap, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Jacobson, Jamison, Jones, Kane, Kelso, Koontz, Lenoeker, Lounsberry, Lund, Manning, McCullough, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Power, Ring, Saltzmann, Scott, Shankland, Sherman, Steelsmith, Stipe, Stutt, Thompson, Townsend, Trumbauer, Webb, Workman—64.

Absent or not voting:

Bernbrock, Carson, Cronbaugh, Eggleston, Greene of Grundy, Hadley, Huntley, Jensen, LeRoy, Rone—10.

So the bill having failed to receive a constitutional majority was declared to have been lost.

Brady of Dallas called up Senate File No. 151, and moved that the House consider same at this time.

Motion prevailed.

Mr. Brady moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bingham, Bliss, Brady, Brockway, Burt, Buxton, Cannon, Chapman, Cole, Craig, Crozier, Dawson, Dixon, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Halstead, Hansen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lenocker, McHose, McVicker, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Scholz, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Trumbauer, Whitney, Mr. Speaker—65.

The nays were:

Bartle, Bauman, Black, Blackford, Boettger, Bradley, Brown, Bruce, Clark, Daniels, Downey, Doze, Eggleston, Hamilton, Hazen, Heaton, Helming, Koontz, Lounsberry, Lund, Manning, McCullough, Meredith, Saltzmann, Scott, Steelsmith, Thompson, Townsend, Webb, Workman—30.

Absent or not voting:

Bernbrock, Carson, Cronbaugh, Greene of Grundy, Hadley, Halgrims, Huntley, Jensen, LeRoy, Miller, Rone, White—12.

So the bill having received a constitutional majority was declared to have passed the House and the title agreed to.

Brady of Dallas moved that the House reconsider the vote by which Senate File No. 151 passed the House.

Stipe of Page seconded the motion.

Klay of Sioux moved to lay the motion to reconsider on the table.

Whitney of Woodbury seconded the motion.

Motion prevailed, and the motion to reconsider was laid on the table.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Elliott of Monona presented two remonstrances of citizens of Monona county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Munro of Washington presented petition of citizens of the second senatorial district favoring House Files No. 478 and 479.

Referred to committee on Commerce and Trade.

Odendahl of Carroll presented remonstrance of citizens of Carroll county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Hutchins of Kossuth presented remonstrance of citizens of Kossuth county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Newcomb of Adams presented remonstrance of citizens of Adams county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Townsend of Tama presented remonstrance of citizens of Tama county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Hutchins of Kossuth presented remonstrance of voters of Kossuth county against passage of House File No. 210 relative to moving pictures.

Referred to committee on Appropriations.

Townsend of Tama presented petition of school teachers of Tama county favoring state annuity fund.

Referred to committee on Schools and Text Books.

Clark of Monroe presented petition of Local Union No. 1799, District No. 13, relative to requiring state institutions to purchase fuel supply from Iowa industries.

Referred to committee on Board of Control.

Craig of Madison presented remonstrance of citizens of Madison county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Barry of Linn presented remonstrance of citizens of Linn county against creation of permanent tax commission.

Referred to committee on Ways and Means.

McVicker of Wright presented remonstrance of citizens of Wright county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Kulp of Palo Alto presented remonstrance of citizens and tax payers of Iowa against passage of Senate File No. 174.

Referred to committee on Food and Dairy.

Lenoeker of Pottawattamie presented remonstrance of voters of Pottawattamie county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Lenoeker of Pottawattamie presented petition of citizens of Pottawattamie favoring manufacture and distribution of hog cholera serum.

Referred to committee on Animal Industry.

Buxton of Warren presented remonstrance of citizens of Warren county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Elwood of Howard presented remonstrance of citizens of Howard county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Munro of Washington presented three remonstrances of citizens of Washington county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Mitchell of Wapello presented petition of citizens of Wapello county relative to extension of open season for fishing.

Referred to committee on Fish and Game.

Burt of Taylor presented petition of ladies of the Nineteenth Century Club favoring teachers' annuities.

Referred to committee on Schools and Text Books.

Daniels of Appanoose presented petition of citizens of Appanoose county favoring House File No. 364.

Referred to committee on Pharmacy.

Newcomb of Adams presented remonstrance of citizens of Adams county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Dunlap of Clinton presented remonstrance of citizens of Clinton county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Hansen of Shelby presented petition of citizens of Defiance, Iowa, relative to fees of justices of the peace.

Referred to committee on Judiciary.

Saltzmann of Chickasaw presented petition of citizens of Chickasaw relative to tuition of rural students attending high schools.

Referred to committee on Schools and Text Books.

Hazen of Pottawattamie presented remonstrance of citizens of Pottawattamie county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Peterson of Cass presented remonstrance of citizens of Cass county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Trumbauer of Keokuk presented six remonstrances of citizens of Keokuk county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Dawson of Cherokee presented remonstrance of citizens of Cherokee county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Peterson of Cass presented remonstrance of citizens of Cass county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Kane of Dubuque presented two remonstrances of citizens of Dubuque county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Cannon of O'Brien presented remonstrance of citizens of O'Brien county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens of Crawford county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of tax payers of Crawford county against creation of highway commission.

Referred to committee on Roads and Highways.

Brockway of Louisa presented petition of citizens of Louisa county asking for changes in the present fish and game law.

Referred to committee on Fish and Game.

Power of Jefferson presented remonstrance of citizens of Jefferson county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Milton of Cedar presented remonstrance of citizens of Cedar county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Mr. Speaker presented remonstrance of citizens of Buena Vista county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Mr. Speaker presented petition of Local Union No. 2496, District No. 13, relative to Iowa institutions purchasing fuel supply from Iowa industries.

Referred to committee on Board of Control.

Huff of Hardin presented remonstrance of citizens of Hardin county against any change in the present school laws.

Referred to committee on Schools and Text Books.

Huff of Hardin presented petition of citizens of Hardin favoring the creation of a department for women and children in the bureau of labor.

Referred to committee on Labor.

Lund of Hamilton presented remonstrance of voters of Hamilton county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Lund of Hamilton presented remonstrance of citizens of Hamilton county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Chapman of Guthrie presented remonstrance of citizens of Guthrie county against the creation of a tax commission.

Referred to committee on Ways and Means.

Lounsberry of Marshall presented remonstrance of citizens of Marshall county against the creation of a tax commission.

Referred to committee on Ways and Means.

Eggleston of Clarke presented remonstrance of citizens of Clarke county against the creation of a tax commission.

Referred to committee on Ways and Means.

Greene of Clinton presented remonstrance of citizens of Clinton county against the creation of a tax commission.

Referred to committee on Ways and Means.

Hazen of Pottawattamie presented remonstrance of citizens of Pottawattamie county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Trumbauer of Keokuk presented six remonstrances of citizens of Keokuk county against the creation of a tax commission.

Referred to committee on Ways and Means.

Miller of Bremer presented remonstrance of citizens of Bremer county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Doze of Wayne presented remonstrance of citizens of Wayne county against the creation of a tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens of Crawford county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Mr. Speaker presented remonstrance of citizens of Buena Vista county against House File No. 210.

Referred to committee on Appropriations.

Clark of Monroe presented remonstrance of citizens of Monona county against the creation of a tax commission.

Referred to committee on Ways and Means.

Manning of Story presented remonstrance of citizens of Story county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Heaton of Union presented remonstrance of citizens of Union county against the creation of a tax commission.

Referred to committee on Ways and Means.

Anderson of Montgomery presented two remonstrances of citizens of Montgomery county against the creation of a tax commission.

Referred to committee on Ways and Means.

Huff of Hardin presented remonstrance of citizens of Hardin county against the creation of a tax commission.

Referred to committee on Ways and Means.

Mr. Speaker presented a petition of Local Union No. 2482 of the United Mine Workers of America requesting the enactment of a law requiring the boards of Iowa institutions to use Iowa coal.

Referred to committee on Board of Control.

REPORTS OF COMMITTEES.

Lounsberry of Marshall, from the committee on Penitentiaries, submitted the following report:

MR. SPEAKER—Your committee on Penitentiaries, to whom was referred House File No. 416, a bill for an act to prohibit the extension or renewal of contracts now existing between the board of control and certain firms, associations or corporations for the services of prisoners confined at Anamosa and Ft. Madison, to prohibit any further or additional contracts for the services of said prisoners; to provide the kind and character of employment for said prisoners, and the disposition and sale of articles manufactured at any penal institution of this state, 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 do pass.

H. C. LOUNSBERRY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Penitentiaries, to whom was referred House File No. 455, a bill for an act making an appropriation for the purpose of providing industries in the penal institutions of this state, the same to be expended under the direction of the board of control, 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 do pass, and that the same be referred to the committee on Appropriations for favorable consideration.

H. C. LOUNSBERRY,
Chairman.

Report adopted, and bill was so referred.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred Senate File No. 210, a bill for an act to amend the law as it appears in sections ten hundred fifty-six-a-twenty-five and ten hundred fifty-six-a-twenty-six (1056-a-25 and 1056-a-26) of the Supplement to the Code, 1907, as amended, and to provide for the appointment and powers of library trustees in certain cities, 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 referred to committee on Public Libraries.

U. G. WHITNEY,
Chairman.

Report adopted, and bill was so referred.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 239, a bill for an act to provide for examination and registration of plumbers; providing for the creation of a state board of examiners; providing for the state board to make rules and regulations for the installation of plumbing in certain cities; and the inspection thereof; providing for the compensation of said board, and providing for penalties for violations and for the enforcement thereof, and to repeal all laws or acts inconsistent with this act, 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.

U. G. WHITNEY,
Chairman.

Report adopted, and House File No. 239 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 421, a bill for an act to amend the law as it appears in section seven hundred forty-one-o (741-o), Supplement to the Code, 1907, relating to the election of city hospital trustees, 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 amended as follows:

By striking out all of section two of the original bill; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 427, a bill for an act to amend section two thousand eighty-five of the Code Supplement of 1907, relating to taxes in aid of railroads and in relation to the number of signatures of resident freeholders to petitions therefor in cities, cities acting under special charter and cities organized under the commission plan, having a population of 75,000 or over, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 474, a bill for an act to amend section six hundred and ninety-four-a of the Supplement to the Code, 1907, relating to membership fees and dues in League of Iowa Municipalities, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 431, a bill for an act to repeal section eight hundred fifty-c (850-c) of the Supplement to the Code, 1907, as amended by chapter fifty-seven (57) of the acts of the Thirty-third General Assembly, relating to the tax levy for park purposes, and to enact substitute therefor, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 351, a bill for an act to confer additional powers upon certain cities organized under chapter forty-eight (48) of the Thirty-second General Assembly of Iowa as the same appears in chapter fourteen-c (14-c) of Title five of the Supplement to the Code, 1907, providing for the levy and collection of a special tax for the benefit of the police division or department of the department of public safety, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Enger of Winneshiek, from the committee on Public Health, submitted the following report:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 492, a bill for an act to amend section six (6) of chapter one hundred sixty-eight (168) of the Thirty-third General Assembly, relating to hotels, inns and lodging houses, 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 amended as follows:

By adding the words "public buildings" after the word "in" in the sixth line of section one (1); and when so amended the bill do pass.

L. M. ENGER,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 143, a bill for an act to repeal the law as it appears in section twenty-five hundred sixty-four (2564) of the Supplement to the Code, 1907, and to enact a substitute therefor, relative to the state board of health, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Repeal the Law as it Appears in Section Twenty-five Hundred Sixty-four (2564) of the Supplement of the Code, 1907, and to Enact a Substitute Therefor, Relative to the State Board of Health.

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

Section 1. That the law as it appears in section twenty-five hundred sixty-four (2564) of the Supplement to the Code, 1907, be and the same is hereby repealed, and the following enacted in lieu thereof:

That the governor, secretary of state and auditor of state are hereby made a Board of Appointment, two of whom shall constitute a quorum for the purpose of making appointments as hereinafter provided; and the secretary of the Executive Council shall be the secretary thereof. Said Board of Appointment shall appoint a secretary of the State Board of Health, who shall be a legally qualified physician and a graduate of a reputable school of medicine, of not less than ten years' experience, and who shall serve for a term of five years or until his successor is appointed, as are the members of the State Board of Health, and who shall be the executive officer and commissioner of Public Health as hereinafter provided, and five members of the State Board of Health, of which not more than three shall belong to the same political party, nor more than two be of the same school of medical practice, which shall be constituted as follows:

That the State Board of Health shall consist of one well qualified civil and sanitary engineer, who shall devote as much of his time to the service of the state as may be required, and when so engaged, shall have all his necessary traveling and incidental expenses paid by the state, and shall have his salary fixed by the Board of Appointment, not to exceed twenty-five hundred (\$2,500) dollars per annum, and four physicians, each of whom shall be a graduate of a reputable school of medicine, each to serve for a term of five years, unless sooner removed by said board of appointment for good cause, same to apply to the secretary, and until his successor is appointed; provided, that the term of the office of the five members first appointed shall be for one, two, three, four and five years, respectively, their terms to be designated by the Board of Appointment, and to be so arranged that the term of one such member shall expire on the thirtieth day of June of each year. Any vacancies that may occur shall be filled by appointment by the Board of Appointment, and at the expiration of the term of each member, his successor shall be appointed for a full term of five years. No member of the State Board of Health shall be an officer or a member of the faculty of any medical school, and the Board of Appointment shall have the power to remove any member or the secretary of said Board of Health for good cause.

That the Board of Health shall meet semi-annually, in July and January of each year, and at such other times as it may be deemed necessary by the secretary, such meeting to be held at the seat of government; suitable rooms, furniture, office supplies, postage, stationery and printing therefor, to be provided by the executive council in the same manner as for other department of the state,

That at the meeting held in July, a president shall be elected from the Board of Health for one year, and the Board of Appointment shall in July, 1913, name and appoint a secretary, as herein provided, not a member of the Board of Health, who shall serve for a term of five years or until his successor is appointed, unless sooner removed by the Board of Appointment for good cause, said secretary shall have charge of the office of the State Board of Health.

That when the Board of Health is not in session, the secretary shall be the executive officer thereof, and commissioner of Public Health, and with the approval of a majority of the ex officio members of the Board of Health, shall have full power and authority to execute and enforce all of the laws, rules and regulations of the Board of Health, pertaining to the health and life of the citizens of the state; to quarantine, to marriages, births and deaths, to sanitary investigations, and to all other matters subject to regulations and control by the Board of Health, the Board of Medical Examiners, and all of the various other departments that are now are may hereafter be provided by law, or by the rules and regulations of such boards or commissions as are authorized to make and adopt rules with reference thereto.

That the compensation of the members of the State Board of Health, except the civil and sanitary engineer which is otherwise provided for in this section, not only as such members, but as members of the State Board of Medical Examiners, and for any and all other services which they may render, either in their individual capacity, or in connection with any other boards or commissions, by virtue of their membership, either upon the Board of Health, Board of Medical, Embalmers, Nurses or Optometry Examiners, shall be twelve hundred (\$1,200) dollars per annum, to be paid as are the salaries of other state officers, which shall be in lieu of all per diem and expenses, except transportation expenses.

That all other laws pertaining to compensation or expenses of the physician members of the State Board of Health and State Board of Medical Examiners as such members, or in connection with any of the other departments, boards or commissions connected with the office of the State Board of Health, and all laws in conflict with any of the provisions of this act are hereby amended to conform to its provisions.

That the terms of the present members of the State Board of Health and the secretary thereof as such, and in connection with all other departments connected with the office of said State Board of Health shall terminate upon the taking effect of this act.

Sec. 2. That all appropriations or provisions hereafter to be made or which have been made for public health purposes of whatever nature or character, shall be expended under the immediate supervision and direction of the Executive Council of the state, composed of the governor, secretary of state, auditor of state and treasurer of state, all of whom shall be members, ex officio, of the State Board of Health, and no bill for contingent or miscellaneous expenses, or expenses of any kind, of said State Board of Health shall be allowed or paid unless it is properly itemized, verified and certified to, and audited by the Executive Council of the state.

Sec. 3. That all laws and parts of laws in conflict with any of the provisions of this act are hereby repealed; and when so amended the bill do pass.

L. M. ENGER,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 208, a bill for an act to require a certificate of mental and physical soundness issued by a legally authorized practitioner of human medicine to be filed with the clerk of courts, as an essential in the issuance of marriage license, 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.

L. M. ENGER,
Chairman.

Report adopted, and House File No. 208 was indefinitely postponed.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 47, a bill for an act to authorize the incorporation in each county of the state of an association for the advancement and improvement of agriculture, animal husbandry and horticulture, to define the powers and rights of such associations and their members and

to provide funds for carrying on the work of the same, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Authorize the Incorporation in Each County of the State of an Association for the Advancement and Improvement of Agriculture, Animal Husbandry and Horticulture, to Define the Powers and Rights of Said Association and its Members; to Provide for the Submission to the Voters of the Question of Levying a Tax in Aid of the Objects of Such Association and to Provide for the Termination of Said Tax.

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

Section 1. For the purpose of improving and advancing the science and art of agriculture, animal husbandry and horticulture, a body corporate is hereby authorized in each county in the state.

Sec. 2. Such body corporate may be formed by the acknowledging and filing for record with the county recorder of such county, of articles of incorporation by at least ten farmers, land owners, or other business men of each of the majority of the several townships of the county.

Sec. 3. The articles of incorporation shall be as follows: "We, the undersigned farmers, land owners and business residents of county, Iowa, do hereby adopt the following articles of incorporation:

Article 1. The objects of this incorporation shall be to advance and improve, in county, Iowa, the science and art of agriculture, horticulture and animal husbandry.

Art. 2. The name of this incorporation shall be The Farm improvement Association of county, Iowa. (Inserting the name of the county of which the incorporators are residents.)

Art. 3. The affairs of this incorporation shall be conducted by a president, a vice-president, a secretary and a treasurer, who shall perform the duties usually pertaining to such positions, and by a board of directors of nine members all of which officers and directors shall be elected by the members of said incorporation at an annual meeting on the first Monday of January of each year. Not more than two directors shall be residents of the same township, when elected. All officers and directors shall hold their position for one year and until their successors are elected. We, the said incorporators, have

elected the following provisional officers to hold their respective positions until their successors are elected at the annual meeting in the year

- President
- Vice-President
- Secretary
- Treasurer

Board of Directors:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.
- 9.

Art. 4. The yearly dues of the members of this incorporation shall be one dollar, payable at the time of applying for membership and on first Monday in January of each year thereafter. No member having once paid dues, shall forfeit his membership until his or her subsequent dues are six months in arrears.

Art. 5. Any citizen of the county and any non-resident owning land in the county shall have the right to become a member of the incorporation by paying one year's dues and thereafter complying with the articles of incorporation and by-laws.

Art. 6. This incorporation shall endure until terminated by operation of law.

Sec. 4. Such body corporate may sue and be sued, but the private property of the members shall be exempt from corporate debts. It may have a seal which it may alter at pleasure.

Sec. 5. Such body corporate may, in such manner as it may see fit, adopt by-laws; shall have power to take by gift, purchase, devise or bequest real and personal property for purposes appropriate to its creation; may employ one or more experts or advisors to advance and improve agriculture, horticulture and animal husbandry in said county, provided that the president of the Iowa State College of Agriculture and Mechanic Arts certifies to the qualification and fitness of such person to give expert instructions or advice in said sciences. Such

body corporate shall have and exercise all powers necessary, appropriate and convenient for the successful carrying out of the objects of said incorporation. The said association shall have authority to use part or all of the sum annually received as dues from its members in the payment of prizes offered in any department of its work, including agriculture fairs, short courses or farmer's institutes.

Sec. 6. The articles of incorporation shall be recorded by the recorder of deeds without fee of any kind.

Sec. 7. No salary or compensation of any kind shall be paid to the president, vice-president, treasurer or to any director.

Sec. 8. No dividend shall ever be declared by this incorporation. Any diversion of the funds or property of such incorporation to any purpose except the purposes of incorporation shall constitute larceny and be punished accordingly.

Sec. 9. The treasurer shall give bond, the amount to be fixed by the board of directors in double the amount of money likely to come into his hands, with sureties. Said bond shall be filed with and approved by the county auditor and recorded without fee. In no case shall the bond of the treasurer be less than five thousand dollars.

Sec. 10. The outgoing president and treasurer shall, on the first Monday of January of each year, file with the county auditor full and detailed reports under oath of all receipts and expenditures of said incorporation, showing from who received and to whom paid and for what purpose. A duplicate of said report shall also be laid before the members at the annual meeting. The books, papers and records of said incorporation shall at all times be open to the inspection of the board of supervisors and to any one appointed by them to make examination.

Sec 11. Whenever the articles of incorporation are filed as herein provided and the president and secretary certifies to the board of supervisors that the incorporation of said association has been effected, the said board shall at the next regular election in said county submit to the voters of said county the question whether a yearly tax of not to exceed five thousand dollars shall be thereafter levied for the purpose of improving and advancing the science and art of agriculture, animal husbandry and horticulture. Said question shall be submitted on a separate ballot and substantially in the following form:

"Shall a yearly tax of not to exceed five thousand dollars be hereafter levied for the purpose of improving and advancing the science and art of agriculture, animal husbandry and horticulture."

The voters shall signify his vote on said proposition by placing a cross in the square opposite the word "yes" or "no."

Sec. 12. The vote on said proposition shall be canvassed and returns made thereof as in other cases and if a majority of the votes are in favor of said proposition the board of supervisors shall, prior to the first day of January following said election, set aside, out of the general county fund, the sum of five thousand dollars, less any sum advanced to said association by the government of the United States in aid of its objects. Said sum so set aside shall be paid to the treasurer of said association, who shall be liable on his bond for the proper distribution thereof. If a majority of the votes be in favor of said proposition, the board of supervisors shall annually thereafter, and at the time of levying taxes generally, levy on all the property of the county a tax of five thousand dollars, less any amount advanced to said association by the government of the United States in aid of its objects and at the first general levy of taxes following the advance of funds herein provided, levy an additional tax sufficient to reimburse said county for the funds so advanced.

Sec. 13. The treasurer of said incorporation shall receive all funds belonging to said incorporation and all taxes collected as herein provided and shall pay out the same only on bills allowed by the board of directors, such allowance to be certified to by the president or secretary.

Sec. 14. Any office making a certificate as provided herein, knowing the same to be false or incorrect in any particular shall be guilty of a misdemeanor and punished accordingly.

Sec. 15. Any treasurer of such association who in any manner converts the funds or property of such association to his own use or pays out or disposes of the same in any manner different than as directed herein, shall be considered guilty of larceny and punished accordingly.

Sec. 16. The president and secretary of said association shall, prior to the time of making any levy or advancing any funds, as herein provided, certify to the board of supervisors the amount of any, advanced to said association by the government of the United States for the ensuing year in aid of its objects.

Sec. 17. After five successive levies have been made hereunder, any one hundred resident land owners of the county may petition the board of supervisors to submit to the voters of the county the question of discontinuing the levy herein provided for and upon said petition being found sufficient, the said board shall, at the next general election submit, on separate ballot, to the voters, the question whether said levy shall be discontinued. If a majority of the votes be in favor of discontinuing said levy, then no farther levies shall be made"; and when so amended the bill do pass.

C. W. HUNT,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 342, a bill for an act to provide for the erection of a woman's and children's building on Iowa State Fair Grounds, and to make an appropriation therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation, and it be referred to the committee on Appropriations.

C. W. HUNT,
Chairman.

Report adopted, and bill was so referred.

Also :

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 85, a bill for an act to repeal section five thousand twenty-eight-b (5028-b) of the Supplement to the Code, 1907, and chapter two hundred twenty-two (222), laws of the Thirty-third General Assembly, amendatory thereof, and to enact a substitute therefor, relating to unfair discrimination in any commodity of commerce between different sections, localities, communities, cities or towns, 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 do pass.

C. W. HUNT,
Chairman.

Report adopted.

Stipe of Page moved that consideration of House Files Nos. 7 and 85 be made a special order for Monday, March 17th, at 10:00 o'clock A. M., and continue to be such special order until both bills are disposed of.

Motion prevailed, and House Files Nos. 7 and 85 were made a special order for Monday, March 17th, at 10:00 o'clock A. M.

The speaker announced that as speaker of the House, he had signed in the presence of the House, House Files Nos. 177, 86 and 48.

On request of Huff of Hardin, House File No. 146 was withdrawn from the committee on Agriculture and from the further consideration of the House.

Milton of Cedar moved that House File No. 109 be withdrawn from the committee on Fish and Game and be placed upon the calendar.

Motion lost.

Sherman of Poweshiek, from the committee on Elections, submitted the following report:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 59, a bill for an act to repeal section eleven hundred thirty-eight (1138) of the Code, and section ten hundred ninety-three (1093) of the Supplement to the Code, 1907, and to enact substitutes therefor, also to amend sections eleven hundred twenty-four (1124) and eleven hundred thirty-two (1132) of the Code, relating to election boards and the manner of canvassing the ballots, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Repeal Section Eleven Hundred Thirty-eight (1138) of the Code, and Section Ten Hundred Ninety-three (1093) of the Supplement to the Code, 1907, and to Enact Substitutes Therefor, also to Amend Sections Eleven Hundred Twenty-four (1124) and Eleven Hundred Thirty-Two (1132) of the Code, relating to Election Boards and the Manner of Canvassing the Ballots.

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

Section 1. That section ten hundred and ninety-three (1093) of the supplement to the code, 1907, be repealed and the following enacted in lieu thereof:

“Election boards shall consist of four judges and four clerks, who shall be chosen, when practicable, from opposing political parties. One of the judges shall be designated as presiding judge, who, with one associate judge, shall act in receiving and depositing the ballots in the ballot box. The other two judges, representing different political parties, shall act in counting the votes cast, and shall be designated as counting judges. Two of the clerks shall keep the poll lists of qualified voters, and two clerks representing different political parties shall be counting clerks, and shall keep tally lists of votes counted, and perform such other duties as the presiding judge may direct. In townships, not divided into precincts, the trustees and township clerk shall serve as members of the election board, and in townships divided into election precincts the trustees and township clerk shall act on such board in the precinct in which they reside. The membership of election boards in all precincts shall be made up or completed by the Board of Supervisors from the political parties which cast the largest

and next largest number of votes in said precinct at the last general election, and the Board of Supervisors shall designate the official position to be filled by the several members; but, in city and town elections, the powers given in this chapter and duties herein made incumbent upon the Board of Supervisors shall be performed by the city or town council as the case may be. If, at the opening of the polls in any precinct, there shall be a vacancy in the election board, the same shall be filled by the members of the board present, and from the political party which is entitled to such vacant office under the provisions of this chapter. Provided that in all elections other than general elections and the June primary elections, the officers to be appointed by the Board of Supervisors, city or town clerks, shall be a presiding judge, two associate judges and two clerks, who shall constitute the election board and shall canvass the vote after the polls close.

Sec. 2. That section eleven hundred twenty-four (1124) of the Code, be amended by adding after the period (.) in the last line thereof, the following: "Provided that such committees shall not be allowed behind the guard rail or near the counting board till after the polls close."

Sec. 3. That section eleven hundred thirty-two (1132) of the Code, is hereby amended by adding after the period (.) in the last line the following: "Provided, that for general elections and June primary election the poll books shall be made in two parts, part one, for the use of the receiving clerks, which shall contain blanks for the list of voters, and sufficient printed blank leaves to contain the entries of oaths as well as the jury lists when required; part two, for use of the counting clerks shall contain the tally sheets, certificates and returns."

Sec. 4. That section eleven hundred and thirty-eight (1138) of the Code, be repealed and the following enacted in lieu thereof;

The counting judges and clerks shall present themselves at the voting place at one o'clock P. M., on the day of election. The presiding judge shall administer to them the following oath: I, A. B., do solemnly swear that I will impartially, and to the best of my knowledge and ability, perform the duties of counting judge or clerk of this election, and shall endeavor to prevent fraud, deceit and abuse in conducting the same, and will keep the count secret until after the polls close."

At one o'clock P. M., after the counting judges and clerks have each cast their ballot, and after they have been duly sworn as herein provided, the ballot box shall be unlocked, after first having been well shaken to mix the ballots; the ballots shall be removed to a receptacle and the box shall be locked and the balloting continued. The ballots removed from the box shall be delivered to the counting board, who shall immediately proceed with the official count. The clerks of the election shall enter in the poll books, after the name of the last elector whose ballot has been deposited in the box before the same is opened, the following words: "Official count begun."

The counting judges shall call from the ballots the names of the candidates voted for, and the clerks shall record the vote upon the tally sheet provided for that purpose, each one recording upon a different sheet at the same time, by the familiar method of a tally on each fifth vote. The canvass shall be public after the polls close.

The counting board shall make no announcement of the result of the vote during its progress, nor shall they, at any time during the count, until after the polls close, give any intimation by sign, word or otherwise, as to how any vote stands. They shall not communicate with any person, after the count begins until the polls close, except through the presiding judge and such communication with the judge shall not relate to the result of the count. While the count is proceeding, and until the polls close, the counting board shall have its place behind the guard rail and shall be in private as much as possible, and no elector or other person shall be allowed to approach within ten (10) feet of where such count is progressing. The official count must be conducted within the view of the presiding judge of the election. Any violation of this section, shall upon conviction, subject the offender to a fine of not less than twenty-five dollars (\$25.00) nor more than two hundred dollars (\$200.00), or imprisonment in the county jail for not less than thirty (30) or more than ninety (90) days.

When the counting board has completed the count of the ballots which were cast before ten o'clock A. M., or as soon thereafter as there are twenty (20) or more ballots in the box as shown by the poll books, the ballot box shall again be unlocked and opened, the ballots removed and counted in the same manner as was done before. This operation may be repeated at intervals during the day. At the close of the canvassing and during its progress, the counting clerks shall compare their tally lists, and together with the presiding judge and counting judges shall certify officially to the correctness of the returns. The presiding judge shall sign officially both part one and part two of the poll books and it shall be his duty also, after the polls close, to assist the counting board in deciding how disputed ballots shall be counted. The candidate receiving the highest number of votes, if for any office in that precinct alone, shall be declared elected, and the election board shall issue certificates accordingly. After the receiving board has completed its work and certified to part one of the polls book, the associate judge and receiving clerks shall be dismissed from further service; and when so amended the bill do pass.

RALPH SHERMAN,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 354, a bill for an act to amend section ten hundred eighty-seven-a-6 (1087-a-6) of the Supplement to the Code, 1907, as amended by section three (3), chapter sixty-nine (69), of the acts of the Thirty-third (33rd) General Assembly, relating to the hour at which the polls shall be opened on primary election day, 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.

RALPH SHERMAN,
Chairman.

Report adopted, and House File No. 354 was indefinitely postponed.

Bruce of Floyd, from the committee on Food and Dairy, submitted the following report:

MR. SPEAKER—Your committee on Food and Dairy, to whom was referred House File No. 107, a bill for an act to amend the law as it appears in sections 2505 and 2508 of the Supplement to the Code, 1907, in reference to the inspection of petroleum products, 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 amended as follows:

By adding thereto section 4: "This act being deemed of immediate importance shall take effect from and after its passage and approval and publication thereof in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa."; and when so amended the bill do pass.

J. E. BRUCE,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Food and Dairy, to whom was referred House File No. 441, a bill for an act to regulate the sale of calcium carbide or so-called carbide and prescribe the manner in which the same shall be packed and labeled, 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 do pass.

J. E. BRUCE,
Chairman.

Report adopted.

Brockway of Louisa, 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. 318, a bill for an act to repeal chapter 70 of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor relating to the dragging of public highways, providing a separate dragging fund to pay a part of the cost thereof, and providing for the taxation of certain portions of the cost of the dragging to the owners of land in each township, 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.

JAMES M. BROCKWAY,
Chairman.

Report adopted, and House File No. 318 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred House File No. 153, a bill for an act to amend section 1572 of the Code, relating to bridges, 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.

JAMES M. BROCKWAY,
Chairman.

Report adopted, and House File No. 153 was indefinitely postponed.

Bliss of Ringgold, 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. 436, a bill for an act to amend sections two thousand four hundred forty-eight (2448) of the Supplement to the Code, 1907, two thousand four hundred forty-nine (2449) of the Code of 1897, two thousand four hundred fifty-one (2451) of the Supplement to the Code, 1907, relating to the sale of intoxicating liquors, 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.

J. A. BLISS,
Chairman.

Passed on file.

MINORITY RECOMMENDATION.

MR. SPEAKER—We, the undersigned members of the committee on Suppression of Intemperance hereby dissent from the majority report and recommend that the same be amended by substituting the following substitute amendment therefor:

A BILL FOR AN ACT to Amend Sections Two Thousand Four Hundred Forty-eight (2448) of the Supplement to the Code, 1907, Two Thousand Four Hundred Forty-nine (2449) of the Code of 1907, Two Thousand Four Hundred Fifty-one (2451) of the Supplement to the Code, 1907, Relating to the Sale of Intoxicating Liquors.

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

Section 1. That section two thousand four hundred forty-eight (2448) of the supplement to the code, 1907, be amended by striking out the words beginning with the first word in the first line thereof, and ending with the word "provided" in line twenty-four (24) thereof, and inserting in lieu thereof the following:

"In any city, including cities acting under special charter, of six thousand or more inhabitants, no proceedings shall be maintained against any person who has paid the last preceding quarterly assessment of mullet tax, nor against any premises as a nuisance on account of the selling or keeping for sale therein, or thereon, by such persons of such liquors provided the following conditions are complied with:

Whenever within ninety days and not less than thirty days preceding any general or city election as the case may be, there shall be filed with the city clerk, a verified petition signed by 25 per centum of the voters residing in said city voting therein at the last preceding election as shown by the poll lists of said election, asking that the proposition "shall the sale and keeping for sale of intoxicating liquors be permitted within the limits of (name of city) under the provisions of the laws of the state of Iowa?" be submitted at the next general or city election, as the case may be, then at the next general or city election, as the case may be, the foregoing proposition shall be submitted to the electors, the votes canvassed and the result declared in the same manner as provided by law in respect to other questions. If the proposition receive a number of votes which shall be equivalent to a majority of the votes cast at such election as shown by the poll lists of said election, it shall, unless sooner revoked as hereinafter provided, be effectual for the purpose herein contemplated for a period of five years only. Whenever the proposition has been submitted to the voters of any city, it shall not be submitted again within a period of four years thereafter.

In any city of over twenty-five hundred and less than six thousand inhabitants, when a written statement of consent that intoxicating liquors may be sold in such city signed by eighty per cent of the voters residing in such city voting at the last preceding election as shown by the poll lists of said election shall have been filed with the county auditor, and shall by the board of supervisors at a regular meeting, or at a special meeting called for that purpose, have been held sufficient and its findings entered of record, which statement when thus found sufficient, shall be effectual for the purpose herein contemplated until revoked, said city shall come within the provisions of this section.

Sec. 2. The petition referred to in section one (1) hereof shall be canvassed by the city clerk and his certificate of approval or disapproval attached thereto within ten days from the filing of same.

Sec. 3. That section two thousand four hundred forty-nine (2449) of the Code of 1897, be amended by striking out the words "five thousand" in lines two (2) and three (3) thereof, and inserting in lieu thereof the words "six thousand".

Sec. 4. That section two thousand four hundred fifty-one (2451) of the Supplement to the Code, 1907, be amended by inserting after the word "it" in line seven (7) thereof the following:

"Whenever within ninety days and not less than thirty days preceding any general or city election, as the case may be, there shall be filed with the city clerk, a certified petition of qualified electors equal in number to 25 per centum of the votes cast for all the candidates for the office for which the largest number of votes was cast at the last preceding general or city election, as the case may be, asking that the proposition "shall the city of (name of city) prohibit the sale and keeping for sale of intoxicating liquors within its incorporate limits?", be submitted at the next general or city election, as the case may be, the foregoing proposition shall be submitted to the electors, the votes canvassed and the result declared in the same manner as provided by law in respect to other questions. If the proposition receives a number of votes which shall be equivalent to a majority of the votes cast at such election, then the bar to proceedings as provided herein shall cease to operate and persons engaged in the sale of intoxicating liquors shall be liable to all of the penalties provided by law."

Sec. 5. Nothing in this act shall be construed to remove the bar now existing in any city or town where saloons are now conducted under the laws of the state of Iowa and saloons may be conducted in such cities and towns under the laws of the state of Iowa until the resolutions of consent under which the same are now being conducted expire, or have been cancelled or revoked in any manner provided by the laws of the state of Iowa, or until the right to sell and keep for sale intoxicating liquors has been determined in the manner provided in this act; and when so amended the bill do pass.

FRANK S. SHANKLAND.
JOHN L. BROWN.

Passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 75, a bill for an act to repeal chapter one hundred sixty-six (166) of the acts of the Thirty-third General Assembly and to enact a substitute therefor relating to payments for their support by members of the Soldiers' Home.

Also:

Senate File No. 32, a bill for an act to amend the law as it appears in section two hundred sixty-five (265) of the Code, relating to the clerk of the superior court.

Also:

Senate File No. 134, a bill for an act for the relief of the grantees of G. W. Perkins, and for the purpose of having a patent issued in the name of John A. Rutter, for a certain tract of land.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

INTRODUCTION OF BILLS.

By Kingland of Winnebago, House File No. 578, a bill for an act to amend section three thousand seven hundred four (3704) of the code, relating to the arguments of attorneys in cases on trial in the district court.

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

By Kingland of Winnebago, House File No. 579, a bill for an act to provide for the election of delegates to state conventions of political parties at primary elections, additional to chapter two-a (2-a), title six (VI) of the supplement to the code, 1907.

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

By Kingland of Winnebago, House File No. 580, a bill for an act to amend the law as it appears in section one thousand eighty-seven-a-13 (1087-a-13) and section one thousand eighty-seven-a-14 (1087-a-14) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, providing for the expression of a second choice by the voters at all primary elections.

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

By Kingland of Winnebago, House File No. 581, a bill for an act to amend the law as it appears in section one thousand eighty-seven-a-1 (1087-a-1) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) acts of the Thirty-third General Assembly; section one thousand eighty-seven-a-4 (1087-a-4) of the supplement to the code, 1907, as amended by chapter fifty-eight (58) acts of the Thirty-fourth General Assembly; and section one thousand eighty-seven-a-10 (1087-a-10) as amended by chapter sixty-nine acts of the Thirty-third General Assembly, relating to primary elections, and providing for the nomination of candidates for judges of the supreme, district and superior courts at the primary election.

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

By Kingland of Winnebago, House File No. 582, a bill for an act to amend section four hundred seventy-three of the code so as to provide that the board of supervisors and the county auditor shall be required to keep the court room in the court house well heated, lighted and ventilated during the times when court is in session.

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

By Kingland of Winnebago, House Joint Resolution No. 12.

JOINT RESOLUTION.

JOINT RESOLUTION Proposing to Amend the Constitution by Adding Thereto a New Section to be Numbered Twenty-three (23), and Relating to the Recall of Officers, and Providing that the Legislature May by Law Provide for the Removal of All Public Officers by the Electors En titled to Vote for the Successor to the Incumbent of Such Offices.

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. That the following amendment to the constitution of the state of Iowa be and the same is hereby proposed: To add as section twenty-three (23) to article four (4) of said constitution the following, to-wit:

"Section 23. The legislature may, by law, provide for the recall or removal of any public officer, elective or appointive, six months after his taking office, except that a member of the General Assembly may by law be recalled ten days after the opening of any session of the Assembly of which he is a member, but no such law shall be enacted without providing that, in case of elective offices, such removal shall be petitioned for by at least twenty per cent (20%) of the number of electors voting at the last preceding election for candidates for such offices, and in case of appointive offices petitioned for by twenty per cent (20%) of the electors voting at the last preceding election for the candidates running for the office in whom the appointing power is vested, providing, however, that where the appointing power is vested in a board or commission, such removal shall be petitioned for by twenty per cent of the voters of the state or district, as the case may be, voting for the head of the ticket for the state or district. The legislature may also provide that at the election, when such removal shall be voted for, a successor to the officer sought to be removed or recalled may also be voted for. The legislature is also empowered to carry out by proper laws the provisions of this section and the method of removal herein provided for shall be in addition to other methods of removal provided for by this constitution, or by laws now in force."

Sec. 2. That the foregoing proposed amendment to the constitution of the state of Iowa be and the same is hereby referred to the legislature to be chosen at the next general election for members of the General Assembly, and that the secretary of state shall cause the same to be published for three months previous to the day of such election, as provided by law.

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

By Atkinson of Butler, House File No. 583, a bill for an act to amend the law as it appears in section thirty-three hundred forty-eight (3348) of the code relating to the payment of claims against the estates of decedents.

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

By Erickson of Lyon, House File No. 584, a bill for an act to authorize payment out of the general county fund of certain

expenses of county officers incurred while attending their respective state conventions.

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

By Erickson of Lyon, House File No. 585, a bill for an act providing a license for all vending machines, providing for the inspection of the same and making a penalty for the violation thereof.

Read first and second time and referred to committee on Food and Dairy.

By Klay of Sioux, House File No. 586, a bill for an act to repeal sections six (6), seven (7), eight (8), nine (9), ten (10), eleven (11), and fourteen (14), of chapter one hundred seventy (170) acts of the Thirty-third General Assembly, as amended by chapters one hundred thirty-two (132) and one hundred forty-one (141), acts of the Thirty-fourth General Assembly, relating to the board of education, and to enact a substitute therefor.

Read first and second time and referred to committee on State Educational Institutions.

By Black of Muscatine, House File No. 587, a bill for an act to amend section twenty-five hundred and forty-six (2546) of the supplement to the code, 1907, relating to permits for seining certain designated lakes of the state.

Read first and second time and referred to committee on Fish and Game.

By Black of Muscatine, House File No. 588, a bill for an act to amend section twenty-five hundred and forty (2540) of the code and twenty-five hundred and forty (2540) of the supplement to the code, 1907, relating to taking fish by the use of spear, except during certain months.

Read first and second time and referred to committee on Fish and Game.

By Mitchell of Wapello, House File No. 589, a bill for an act to amend section three hundred forty-two (342) of the code and the law as it appears therein relating to the drawing of jurors.

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

By Mitchell of Wapello, House File No. 590, a bill for an act to amend section two thousand four hundred nineteen (2419) of the code relating to transportation of certain merchandise.

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

By Mitchell of Wapello, House File No. 591, a bill for an act specifying qualifications for county attorneys additional to chapter nine (9), title three (3) of the code.

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

By Crozier of Marion, House File No. 592, a bill for an act to repeal the law as it appears in section forty-nine hundred thirteen-a (4913-a) of the supplement to the code, 1907, and to enact a substitute therefor in regard to bringing into certain state institutions and other places where inmates may lawfully be, drugs or liquors, or weapons, explosives or other article for use in making or attempting an escape.

Read first and second time and referred to committee on Board of Control.

By Griffin of Woodbury, House File No. 593, a bill for an act to amend section seven hundred fifty-one (751) of the code relating to streets and public grounds.

Read first and second time and referred to committee on Municipal Corporations.

By Griffin of Woodbury, by request, House File No. 594, a bill for an act providing for a lien by laborers, workmen and others upon personal property upon which work has been done or improvements made.

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

By Griffin of Woodbury, House File No. 595, a bill for an act to repeal section three thousand ninety-three (3093) of the

code, and to enact a substitute therefor relating to subcontractor's mechanics' liens and the liability of the owner of a building or structure to the principal contractor and the subcontractor.

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

By Griffin of Woodbury, by request, House File No. 596, a bill for an act amending section twenty-one hundred fifty-seven-g (2157-g) of the supplement to the code, 1907, relating to the free issuing of transportation by common carriers of passengers in certain cases.

Read first and second time and referred to committee on Railroads and Transportation.

By Elwood of Howard, by request, House File No. 597, a bill for an act to amend chapter seventy (70) of the acts of the 34th General Assembly relating to the dragging of public highways.

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

By Elwood of Howard, by request, House File No. 598, a bill for an act to repeal chapter one hundred and sixty-eight (168) of the acts of the Thirty-third General Assembly and to enact in lieu thereof the following relating to hotels, public lodging houses and restaurants, defining the same and prescribing rules for their operation and maintenance, so as to insure the safety and health of employees and patrons of the same, providing for inspection thereof, establishing a hotel commission and providing for a hotel commissioner, and for the licensing of hotel and restaurant keepers and fixing penalties for violation of such rules and regulations.

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

By Elwood of Howard, House File No. 599, a bill for an act to repeal section three thousand one hundred and thirty-eight of the supplement to the code, 1907, and chapter one hundred and ninety-five (195) of the laws of the Thirty-third General Assembly and to enact as a substitute therefor the following relating

to the care of property belonging to guests of hotels and inns and liability for the loss thereof and to the lien of hotel and inn keepers thereon.

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

By Milton of Cedar, House File No. 600.

A BILL FOR AN ACT to Legalize the Proceedings of the City Council of the City of Tipton, Iowa, for the Construction of a Sewer System.

WHEREAS: The city council of the city of Tipton, Iowa, did on the 22nd day of January, 1912, pass a resolution declaring the necessity of constructing a system of sewers and a disposal or purifying plant in said city, and did thereafter order the construction of said sewer system and disposal or purifying plant, and did let contracts for the construction of said improvements; and.

WHEREAS: Doubts have arisen respecting the legality of the proceedings of the city council preliminary to entering into the contract for the construction of said sewer system and respecting the legality of the resolution of necessity, the resolution ordering the construction of said improvements, the proposal to bidders and the notice thereof; therefore,

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

Section 1. That the resolution of necessity passed by the city council of the city of Tipton, Iowa, relative to the construction of the sewer system in said city, and the resolution ordering the construction of said work, and the proposal for bids and notice thereof dated February 3, 1913, be and the same are hereby legalized and made of as binding force as though done in strict conformity to law. Nothing in this act shall affect pending litigation.

Section 2. This act being deemed of immediate importance shall take effect and be in force immediately after its publication in the Register and Leader and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa, which publication shall be without expense to the state.

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

By Fraley of Polk, House File No. 601, a bill for an act providing for the severance of territory from cities of the first class and cities acting under the commission plan of government.

Read first and second time and referred to committee on Municipal Corporations.

By Fraley of Polk, House File No. 602, a bill for an act to provide state aid toward the establishment of agricultural schools in cities having a population of thirty thousand (30,000) or over.

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

By Hamilton of Lee, House File No. 603, a bill for an act to repeal sections seven hundred and twenty (720) and seven hundred and twenty-five (725) of the supplement to the code, 1907, and provide that cities operating under the general incorporation laws, special charter and commission plan shall have power to establish, erect, purchase and acquire, lease, sell, maintain and operate, within or without the corporate limits of any city or town, heating plants, water works, gas works, or electric light or electric power plants, or telephone system or plant, or any other public service plant, or to grant to individuals or private corporations the authority to erect and maintain such works, plants, and to fix or regulate rates of service for use of said plants, fixtures and appurtenances contemplated under this act.

Read first and second time and referred to committee on Public Utilities.

By Hamilton of Lee, House File No. 604, a bill for an act to provide for the improvement of the water and harbor fronts of incorporated or chartered cities and towns situated on navigable waterways within or bordering on the state of Iowa; for the acquirement, construction, maintainance and operation of public docks, and for the acquirements by condemnation or otherwise of lands for same; to create a board to carry on such work, and to regulate and control the construction, maintainance and operation of belt railways, wharves, docks, slips, piers, basins, other waterfront lands, and of all structures, equipment and apparatus thereon, in said cities and towns; to authorize the issuance and sale of bonds and to levy a tax for carrying out the above purposes.

Read first and second time and referred to committee on Public Utilities.

By Jamison of Des Moines, House File No. 605.

A BILL FOR AN ACT to Legalize the Incorporation and Acts and Proceedings of Leopold Desk Company of Burlington, Des Moines County, Iowa.

WHEREAS: On the 14th day of May, 1886, a corporation to be known as the Northwestern Furniture Company was duly and legally organized, for the purpose of engaging in the manufacturing, buying and selling of furniture at Burlington, Des Moines county, Iowa, the existence of such corporation to continue for twenty (20) years; and,

WHEREAS: On the 1st day of January, 1892, the name of said corporation was duly and legally changed to the "Rand-Leopold Desk Company"; and,

WHEREAS: On the 14th day of February, 1903, the name of said corporation was duly and legally changed to the "Leopold Desk Company"; and,

WHEREAS: By oversight and inadvertence the officers and stockholders failed to renew the existence of said corporation upon the expiration of the time for which it was incorporated; and,

WHEREAS: After the expiration of the time for which said corporation was created, the business of said corporation was continued in the same manner and by the same stockholders and officers who owned and managed said business prior to the expiration of the time for which it was created; and,

WHEREAS: The oversight in failing to renew the existence of said corporation did not come to the knowledge of the stockholders and officers until January 1, 1908; and,

WHEREAS: When said oversight was discovered, the same persons who owned and held all of the stock of said corporation, and were managing the business, prior to the expiration of the time for which it was created, and had continued the business subsequent to the expiration of the time for which said corporation was created in the same manner and at the same place as it had been conducted prior to such expiration, desiring to continue the same business, on the 6th day of January, 1908, signed and acknowledged articles of incorporation, which articles were duly recorded in the office of the recorder of Des Moines county, Iowa, and with the secretary of state at Des Moines, Iowa, and a certificate was duly issued by said secretary, authorizing said corporation to carry on the business for which it was incorporated, and the statutory notice of the organization of said corporation was given; and,

WHEREAS: The sole purpose in the execution and recording of said articles of incorporation, and the giving of said notice was to continue the business of the corporation in the same manner and by the same persons and at the same place as it had been conducted prior to the date of the expiration of the time for which said corporation was originally organized, and was in effect but a renewal of the corporate existence, but by oversight a schedule of the assets of the corporation was not furnished the executive council and valued by said council; and,

WHEREAS: Since the date of such re-incorporation, the stock of said corporation has all been owned by the same persons who owned it prior to such expiration of the time for which the corporation was originally organized, and the business of the corporation has been and is now being conducted by the same persons and in the same manner and at the same place as prior to the expiration of the corporate existence, and it is the desire of the stockholders to continue such business; and,

WHEREAS: Because of such omission, the legality of the corporate existence may be questioned; therefore,

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. (Acts legalized.) That the incorporation of the Leopold Desk Company, of Burlington, Iowa, be and is hereby legalized, and all acts and transactions of said Leopold Desk Company, of Burlington, Iowa, and the officers and agents thereof, be and are hereby legalized and declared to be as legal, sufficient and binding as if said corporation had furnished the executive council of the state of Iowa with a schedule of its assets and said assets had been valued, as provided by statute.

Section 2. (In effect.) This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Burlington Daily Gazette, and in the "Saturday Evening Post," newspapers published at Burlington, Des Moines county, Iowa, which publication shall be without expense to the state.

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

On motion of Larrabee of Fayette, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

INTRODUCTION OF BILLS.

By Ring of Linn, House File No. 606, a bill for an act to amend section eight hundred ninety-four (894), of the supplement to the code, 1907, relative to the levy of taxes in cities under the commission form of government.

Read first and second time and referred to committee on Municipal Corporations.

By Ring of Linn, House File No. 607, a bill for an act to amend section two hundred fifty-three (253) of the supplement to the code, 1907, relative to the salary of the district judges.

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

Peterson of Cass offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: The Honorable J. S. Crawford, a former and honored member of this House from Cass county, has recently departed this life at his home in Cherokee, Cherokee county, Iowa; therefore,

Be it resolved, That a committee on three be appointed to draft suitable resolutions commemorating his life and public service to the state.

Motion prevailed, and the resolution was adopted.

The speaker named as such committee, Peterson of Cass, Dawson of Cherokee and Rohwer of Ida.

INTRODUCTION OF BILLS.

By Grout of Black Hawk, by request, House File No. 608, a bill for an act to amend the law as it appears in sections eight hundred seventy-nine-g (879-g), eight hundred seventy-nine-k (879-k) and eight hundred seventy-nine-o (879-o), supplement to the code, 1907, relating to the powers and duties of river front improvement commissioners.

Read first and second time and referred to committee on Municipal Corporations.

By Rohwer of Ida, House File No. 609, a bill for an act to amend the law as it appears in chapter eleven-c (11-c) of title thirteen (XIII) of the supplement to the code, 1907, relating to the state sanatorium for the treatment of tuberculosis, to provide for the care of advanced cases in said sanatorium and making an appropriation therefor, and to repeal the law as it appears in section twenty-seven hundred twenty-seven-a-86 (2727-a-86) of the supplement to the code, 1907, and enact a substitute therefor requiring counties to pay for the care of patients in the sanatorium and making such patients and persons legally bound for their support liable to counties for money so paid.

Read first and second time and referred to committee on Board of Control.

By Power of Jefferson, House File No. 610, a bill for an act to repeal sections two thousand one hundred and fifty-seven-l (2157-l), two thousand one hundred and fifty-seven-m (2157-m), two thousand one hundred and fifty-seven-n (2157-n) of the supplement to the code, 1907, 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, and enact a substitute therefor.

Read first and second time and referred to committee on Railroads and Transportation.

By Power of Jefferson, House File No. 611, a bill for an act authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employees, providing the powers, duties and compensation of such board and setting forth the manner in which the investigation of disputes shall be made and the publication and recording of the decision and finding of said board and making appropriation therefor.

Read first and second time and referred to committee on Labor.

By Trumbauer of Keokuk, House File No. 612, a bill for an act to amend section three thousand three hundred fifty (3350) of the code relating to the payment of claims.

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

By Trumbauer of Keokuk, House File No. 613, a bill for an act to amend section four thousand eight hundred fifty-two-d (4852-d) supplement to the code, 1907, relating to larceny of poultry.

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

By Downey of Crawford, House File No. 614, a bill for an act to amend chapter seventy-two (72) of the acts of the Thirty-fourth General Assembly; the same being an act regulating the registration of motor vehicles.

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

By Downey of Crawford, House File No. 615, a bill for an act to amend the law as it appears in section seventeen hundred fifty-nine-h (1759-h) of the supplement to the code, 1907, and to provide additional requirements, supplemental and amendatory to title nine (9), chapter five (5), all relating to mutual hail insurance companies doing business in Iowa.

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

By Pickford of Cerro Gordo, House File No. 616, a bill for an act to amend the laws pertaining to the misbranding and adulteration of food products and providing appropriation for expense of dairy and food department.

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

By Kingland of Winnebago, House File No. 617, a bill for an act to amend section three thousand forty-one (3041) of the code, relating to usury and changing the penalty therefor.

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

By Dixon of Sac, House File No. 618, a bill for an act to repeal chapter one hundred fifteen (115), laws of the Thirty-third General Assembly, and to enact a substitute therefor, relating to banks and banking.

Read first and second time and referred to committee on Banks and Banking.

By Dixon of Sac, House File No. 619, a bill for an act to amend section five (5), chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, relating to the publication of the primary ballot.

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

On request of Atkinson of Butler, House File No. 492 was withdrawn from the committee on Judiciary and referred to the committee on Public Health.

By Stipe of Page, House File No. 620, a bill for an act to repeal section thirteen hundred and five (1305) of the supplement to the code, 1907, and to enact a substitute therefore relating to the valuation of property subject to taxation.

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

By Stipe of Page, House File No. 621, a bill for an act to repeal section fifteen hundred and sixty (1560) of the supplement to the code, 1907, and to enact a substitute therefor, relating to the removal of obstructions in the public highways.

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

By Stipe of Page, House Joint Resolution No. 13.

Joint Resolution Proposing an Amendment to the Constitution of the State of Iowa, Providing Time for Commencement of the Session of the General Assembly.

Be It Resolved by the General Assembly of the State of Iowa:

SECTION 1. That the following amendment to the constitution of the state of Iowa be and the same is hereby proposed: To repeal section two, of section two of article three of the constitution, and to adopt a substitute therefor, relating to the legislative department, as follows, to-wit:

"SEC. 2. The sessions of the General Assembly shall be biennial, and shall commence on the first Monday in December next ensuing the election of its members; unless the governor of the state shall, in the meantime, convene the General Assembly by proclamation."

SEC. 2. That the foregoing proposed amendment to the constitution of the state of Iowa be and the same is hereby referred to the legislature to be chosen by the next general election for members of the General Assembly and that the secretary of state cause the same to be published for three months previous to the day of such election, as provided by law.

SEC. 3. *Resolved further*, That should said proposed amendment be agreed to by a majority of the members of the said succeeding General Assembly, the said proposed amendment shall be submitted to the electors of the state of Iowa at the general election in the year 1916.

Read first and second time and referred to committee on Constitutional Amendments.

By Lund of Hamilton, House File No. 622, a bill for an act to regulate the levy and collection of special assessments in cities and towns and cities acting under special charter and cities under commission plan of government. (Amendatory to chapter seven (7), title five (5) of the code.)

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

By Lund of Hamilton, House File No. 623, a bill for an act to amend section eight hundred seventeen (817) of the code, relating to special assessments for street improvements.

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

By Lund of Hamilton, House File No. 624, a bill for an act to amend section sixteen hundred fifty-seven-e (1657-e) of the supplement to the code, 1907, relative to the qualifications of board of directors of state board of agriculture.

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

By Lund of Hamilton, House File No. 625, a bill for an act to prevent the issuance of free passes for admission to the Iowa State Fair.

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

By Scott of Fremont, House File No. 626, a bill for an act to amend section two (2), chapter seventeen (17) acts of the Thirty-third General Assembly, relative to the office of county attorney.

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

By Clark of Monroe, House File No. 627, a bill for an act to require railroads to stop passenger trains at stations maintained by them when signaled so to do.

Read first and second time and referred to committee on Railroads and Transportation.

By Barry of Linn, by request, House File No. 628, a bill for an act to regulate the profession of public accountants.

Read first and second time and referred to committee on Public Accounting.

By Enger of Winneshiek, House File No. 629, a bill for an act to make an appropriation for the payment of the salary of the secretary of the state board of health.

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

By Enger of Winneshiek, House File No. 630, a bill for an act to amend the law as it appears in section two thousand twenty-two (2022) of the supplement to the code, 1907, relating to private railway crossings.

Read first and second time and referred to committee on Railroads and Transportation.

By Shankland of Polk, House File No. 631, a bill for an act to repeal the law as it appears in section two hundred fifty-four-a-eighteen (254-a-18) of the supplement to the code, 1907, as amended by chapter ten (10), acts of the Thirty-fourth (34th) General Assembly, and to enact a substitute therefor, relating to the appointment, duties and compensation of probation officers.

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

By Workman of Mills, House File No. 632, a bill for an act to amend section No. thirty-two hundred seventy-four (3274) of the code of 1897, title No. seventeen (17) with reference to proof of wills.

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

By Buxton of Warren, House File No. 633, a bill for an act to amend section twenty-four (24), chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly, relating to the payment of collateral inheritance tax.

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

By Lenoeker of Pottawattamic, by request, House File No. 634, a bill for an act to amend section three thousand seven hundred sixty-four (3764) of the code, relating to the dismissal of actions.

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

By Dawson of Cherokee, House File No. 635, a bill for an act to amend section eight (8) of chapter seventy-two (72) of the laws of the Thirty-fourth General Assembly.

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

By Bruce of Floyd, House File No. 636, a bill for an act relating to the practice of law, and prohibiting the judges of courts of records from making orders when application therefor is presented by others than duly admitted attorneys; and providing a penalty therefore.

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

By Downey of Crawford, House File No. 637, a bill for an act to create a depositors guaranty fund to insure depositors against loss if the bank becomes insolvent, and empowering the auditor of the state to levy and collect the same. Additional to title nine (9), chapter twelve (12) of the code, and code supplement.

Read first and second time and referred to committee on Banks and Banking.

By Bingham of Emmet, House File No. 638, a bill for an act to amend the law as it appears in sections nineteen hundred eighty-nine-a-nine (1989-a-9) and nineteen hundred eighty-nine-a-thirty-four (1989-a-34) of the supplement to the code, 1907, relating to engineers' estimates for work performed on drainage contracts.

Read first and second time and referred to committee on Drainage.

By Bingham of Emmet, House File No. 639, a bill for an act to amend the law as it appears in chapter two (2) as amended by chapter two-a (2-a), of title, ten (X) of the supplement to the code, 1907, relative to the disbursement of surplus drainage funds.

Read first and second time and referred to committee on Drainage.

By Crozier of Marion, House File No. 640, a bill for an act in relation to actions to quiet title to real estate additional to chapter four (4) of title twenty-one (21) of the code.

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

By Halgrims of Humboldt, House File No. 641, a bill for an act to repeal the law as it appears in chapter one hundred **twenty-nine** (129) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to the prevention of the procreation of criminals, rapists, idiots, feeble-minded, imbeciles, lunatics, drunkards, drug fiends, epileptics, syphilitics, moral and sexual perverts, and diseased and degenerate persons.

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

By Kingland of Winnebago, House File No. 642, a bill for an act to amend section four thousand three hundred eighty-five (4385) and section four thousand three hundred eighty-six (4386) of the code, relating to arbitration, and providing that in civil actions where the amount in controversy does not exceed five hundred dollars, such controversies must be arbitrated.

Read first and second time and referred to committee on Labor.

On request of Manning of Story House File No. 74 was withdrawn from the committee on Appropriations and from the further consideration of the House.

On request of Lounsberry of Marshall House File No. 124 was withdrawn from the committee on Board of Control and from the further consideration of the House.

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. 162, a bill for an act to legalize the special election held in the town of Calmar, Iowa, on the 16th day of October, 1911.

JOS. E. MEYER,
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. 235, a bill for an act to legalize certain warrants of the city of Bedford, Iowa.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate insists on its amendments to, and asks for a Conference committee on, House File No. 135, a bill for an act to amend the law as it appears in chapter sixty-four (64), acts of the Thirty-third General Assembly, relating to the government of certain cities, and the president has appointed as Conference committee on the part of the Senate, Senators Spaulding, Webber, McManus, Heald.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House concurrent resolution relating to the opening night of the Des Moines Household Show, March 29, 1913, be designated as "Governor's and Legislative Night."

JOS. E. MEYER,
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. 176, a bill for an act to amend section 1, chapter 68, acts of the Thirty-fourth General Assembly, relating to the assessment and collection of a tax upon collateral estates, annuities, legacies, bequests, gifts, transfers and inheritances.

JOS. E. MEYER,
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. 231, a bill for an act to amend the law as it appears in chapter 83, acts of the Thirty-third General Assembly, relating to the issuance of bonds in cities and towns.

JOS. E. MEYER,
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. 28, a bill for an act making an appropriation of \$500,00 for Henry H. Rood, on account of special service rendered to the Iowa Vicksburg Park Monument Commission.

JOS. E. MEYER,
Secretary.

The Speaker appointed as Conference committee on House File No. 135 on the part of the House, Representatives Sherman of Poweshiek, Stipe of Page, Mitchell of Wapello and Lund of Hamilton.

SENATE MESSAGES CONSIDERED.

Substitute for Senate File No. 176, a bill for an act to amend section one (1) of chapter sixty-eight (68) of the acts of the thirty-fourth General Assembly relating to the assessment and collection of tax upon collateral estates, annuities, legacies, bequests, gifts, transfers and inheritances.

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

Substitute for Senate File No. 231, a bill for an act to amend the law as it appears in chapter eight three (83) acts of the Thirty-third (33d) General Assembly relating to the issuance of bonds in cities and towns.

Read first and second time and referred to committee on Municipal Corporations.

Senate File No. 28, a bill for an act making an appropriation of five hundred dollars for Henry H. Rood on account of special services rendered to the Iowa Vicksburg Park Monument Commission in the erection of the State Memorial on the Vicksburg National Military Park.

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

CONSIDERATION OF BILLS.

On motion of Griffin of Woodbury, Senate File No. 103, a bill for an act declaring the emission of smoke within the corporate limits of certain cities, including cities acting under special charter, to be a public nuisance and conferring upon such cities additional powers for the abatement of such nuisances (additional to chapter four (4) and fourteen (14) of title five (V) of the code), with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Griffin moved that the rules be suspended, the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Barry of Linn asked unanimous consent to amend by striking out the publication clause.

Unanimous consent granted and the amendment was adopted.

On the question "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Chapman,

Clark, Cole, Craig, Daniels, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Halgrims, Halstead, Hansen Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jones, Kane, Kingland, Klay, Koontz, Kulp, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Power, Ring, Rohwer, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—78.

The nays were:

None.

Absent or not voting:

Blackford, Bliss, Carson, Cronbaugh, Crozier, Dawson, Dixon, Elliott, Fraley, Greene of Grundy, Hadley, Hamilton, Hazen, Huntley, Jacobs, Jensen, Kelso, Larrabee, Lenoeker, LeRoy, Manning, McCullough, Miller, Pickford, Rone, Saltzmann, Sidey, Townsend, White—29.

So the bill, having received a constitutional majority, was declared to have passed the House.

Whitney of Woodbury proposed the following amendment to the title:

Amend the title to Senate File No. 103 by striking out the parenthesis near the end of line four of the title, and all words, figures and parenthesis following and insert in lieu thereof the following: "and repealing chapter thirty-seven (37) of the laws of the Thirty-fourth General Assembly."

Amendment adopted, and title as amended agreed to.

On request of Griffin of Woodbury, House File No. 144 was withdrawn from the further consideration of the House.

On motion of Klay of Sioux the House adjourned until Tuesday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 11, 1913.

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

Prayer was offered by Rev. Orr Campbell of Humeston, Iowa.

Journal of Monday, March 10th, corrected and approved.

EXPLANATION OF VOTE.

MR. SPEAKER—On page 977 of yesterday's Journal I am recorded as being absent or not voting.

I was called to the office of the attorney general and failed to return in time to vote. Had I been present, I would have voted aye.

H. C. WHITE.

MR. SPEAKER—I desire to explain my vote of yesterday on Senate File No. 151. I had left my seat for a few minutes and on my return the roll was being called. On making inquiry as to the nature of the bill was told that it was a bill requiring school treasurers to deposit the funds in their hands at interest. Had I known that it contained a provision for the abolition of the salaries of school treasurers I should have voted "nay".

GEO. W. CROZIER.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Burt of Taylor presented remonstrance of residents of Taylor county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Huff of Hardin presented remonstrance of citizens of Hardin county against creation of state highway commission.

Referred to committee on Roads and Highways.

Huff of Hardin presented remonstrance of citizens of Hardin county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Huff of Hardin presented petition of citizens of Hardin county favoring passage of law permitting automobile insurance.

Referred to committee on Insurance.

Scholz of Clayton presented remonstrance of voters of Clayton county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

McHose of Boone presented remonstrance of citizens of Boone county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Munro of Washington presented remonstrance of citizens of Washington county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Newcomb of Adams presented remonstrance of citizens of Adams county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Dixon of Sac presented remonstrance of citizens of Sac county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Lounsberry of Marshall presented remonstrance of citizens of Marshall county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Meredith of Jasper presented remonstrance of citizens of Jasper county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Hadley of Webster presented remonstrance of citizens of Webster county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Thompson of Decatur presented remonstrance of citizens of Decatur county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens of Crawford county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens of Crawford county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Bliss of Ringgold presented petition of citizens of Diagonal favoring passage of House File No. 484.

Referred to committee on Railroads and Transportation.

Brown of Mahaska presented remonstrance of citizens of Oska-loosa against creation of a permanent tax commission.

Referred to committee on Ways and Means.

Lenöcker of Pottawattamie presented remonstrance of citizens of Carson, Iowa, against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Hutchins of Kossuth presented remonstrance of citizens of Bancroft, Iowa, against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Munro of Washington presented remonstrance of citizens of Riverside, Iowa, against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Enger of Winneshiek presented remonstrance of citizens of Winneshiek county against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Kelso of Jackson presented remonstrance of citizens of Fulton, Iowa, against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Trumbauer of Keokuk presented remonstrance of voters of Keokuk county against House File No. 262.

Referred to committee on Schools and Text Books.

Huff of Hardin called up the report of the Contest committee on Sellman vs. Meredith and moved the adoption of the report.

Motion prevailed.

Huff of Hardin called up the supplemental report of the Contest committee on Sellman vs. Meredith and moved that same be referred to the committee on Appropriations.

Motion prevailed, and the report was so referred.

REPORTS OF COMMITTEES.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 182, a bill for an act to amend section sixteen hundred fifty-seven-d (1657-d) and section sixteen hundred fifty-seven-e (1657-e) of the Supplement of the Code, 1907, relative to the election of district directors of the state board of agriculture, 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. W. HUNT,
Chairman.

Passed on file.

MINORITY REPORT.

MR. SPEAKER—The undersigned members of the committee on Agriculture beg leave to report that they dissent from the majority report on

House File No. 182, and recommend that the same do pass as amended by the committee.

J. W. BLACKFORD
M. L. BURT
A. T. STOKES
EDW. DOWNEY
OTTO A. HELMING
ARTHUR PICKFORD
U. G. WHITNEY
PETER HADLEY
F. HALSTEAD
J. G. SCOTT
J. D. PETERSON
D. R. MUNRO
S. H. BAUMAN
A. BARTLE
B. H. BLACK
C. C. CRONBAUGH
J. H. J. STUTT
M. F. McCULLOUGH.

Passed on file.

Lund of Hamilton moved that the report of the committee on House File No. 182, together with minority recommendations, be made a special order for Tuesday, March 18th. at 10:00 o'clock A. M.

Motion prevailed.

Kulp of Palo Alto moved that the report on House Joint Resolution No. 5 be deferred for the time being.

Motion prevailed.

Klay of Sioux, from the committee on Judiciary. submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 411, a bill for an act to amend section thirty-five hundred five (3505) of the Code, 1897, in relation to change of place of trial when a county is a party, 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 amended as follows:

By striking out of the second line of the title the figures "1897" and the comma (,) thereafter.

By inserting in the title after the word "Code" the following: "as amended by the acts of the Thirty-third General Assembly,"; and inserting in section 1 after the word "Code" in the second line thereof the following: "as amended by the acts of the Thirty-third General Assembly"; and by striking from the second line of section 1 the following: "1897,".

By striking out all of section 2, being the publication clause; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Hutchins of Kossuth, from the committee on Drainage, submitted the following report:

MR. SPEAKER—Your committee on Drainage, to whom was referred House File No. 468, a bill for an act to amend section nineteen hundred eighty-nine-a-34 (1989-a-34), Supplement to the Code, 1907, requiring contractors to furnish proof of payment for material and labor on public drainage improvements before receiving final payment, 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 do pass.

C. B. HUTCHINS,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Drainage, to whom was referred House File No. 412, a bill for an act to amend sections nine (9) and thirteen (13) of chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly in relation to actions involving drainage districts, 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 do pass.

C. B. HUTCHINS,
Chairman.

Report adopted.

On request of Bliss of Ringgold, leave of absence was granted Jones of Dickinson until Wednesday.

On request of Atkinson of Butler, leave of absence was granted Elliott of Monona indefinitely.

On request of Larrabee of Fayette, leave of absence was granted Jacobs of Calhoun for today.

Dixon of Sac presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: Harry Davis has been acting as assistant janitor for the past eleven days, since the resignation of Edward Pendleton; and,

WHEREAS: The service of three men in the cloak room does not seem necessary; therefore,

Be it resolved, That the chief clerk be directed to issue requisition for a warrant to remunerate him for his services for the state at the regular statutory per diem.

Motion prevailed, and the resolution was adopted.

Klay of Sioux presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

Be it resolved by the House, That the Senate be requested to instruct its secretary that all House bills passed by the House, messaged to the Senate and assigned to a committee, be turned over to the chairman of such committee on the same day of the assignment.

Motion prevailed, and the resolution was adopted.

REPORT OF COMMITTEE.

MR. SPEAKER—Your joint committee on Retrenchment and Reform beg leave to report that they have had under consideration the department of agriculture and its conduct of the State Fair, and request that all members of the Senate and House submit to the committee any information at their disposal relative to the state board of agriculture, and an invitation is hereby extended to any person desiring to submit evidence to the committee relative to the management of the State Fair, to appear before said committee on the 13th or 14th day of March, 1913, in the afternoon of said dates.

J. H. ALLEN,

GERRIT KLAY.

Chairman Committee on Retrenchment and Reform.

Report adopted.

The following communication was received from the governor:

To the Senate and House of Representatives of the Thirty-fifth General Assembly:

The state of Illinois has a commission of four senators appointed to investigate the "white slave" traffic in that state. The lieutenant governor is the chairman of the commission. I am advised by him that it has been found that "rings existing in Chicago work hand in hand with similar rings in Iowa." It is apparent that the Illinois committee can do little, if anything, with its information with reference to "white slavery" in Iowa. Much, however, might be done to stamp out the evil, if it actually exists here, if this state would make thorough investigation through a like commission. It could co-operate with the Illinois commission and, indeed, with other states that might enter upon a crusade against the vice. The evil is a most revolting one. Every effort should be made to obliterate it.

I recommend, therefore, and urge upon you, that you authorize the appointment of such a commission, with, if you think best, a tenure of two years, and that you clothe it with such powers as will enable it to thoroughly investigate the whole subject, directing it to ultimately report its findings and recommend such legislation as it may deem advisable and do any and all such other things as you may think wise in the premises.

G. W. CLARKE,
Governor.

Des Moines, Iowa, March 11, 1913.

Stipe of Page moved that the message just received from the governor be referred to the committee on Police Regulations and that such committee be instructed to report same back to the House within ten days.

Motion prevailed.

The speaker announced that as speaker of the House, he had signed in the presence of the House, Senate Files Nos. 32, 75 and 134.

Lund of Hamilton offered the following resolution and asked that it be printed in the Journal:

WHEREAS: There have been a large number of petitions relative to various legislation of vital importance to the welfare of the state of Iowa presented to the General Assembly; and,

WHEREAS: Various persons have been lobbying in relation thereto, and question has arisen as to the motive of such petitions and lobbying; be it therefore

Resolved, That a committee be appointed by the speaker of this House, consisting of not less than ten (10) members, to make investigation as to the source of such petitions, persons employed therein, manner of their employment, and the motive inspiring the same.

Said investigation shall extend to all matters upon which petitions have been presented, or lobbying has been done and to such other matters as the committee may deem fit and proper for investigation, except such matters as have heretofore been specifically referred to other committees or may hereafter be committed for investigation.

Said committee is authorized to require the personal attendance of witnesses and any persons may be compelled to appear before such committee as a witness by the service of any order upon such witness, signed by the chairman of such committee.

The following communication was received from the Secretary to the President:

THE WHITE HOUSE.

WASHINGTON.

March 7, 1913.

Gentlemen:--The president was gratified to receive your kind telegram of March 5th, tendering the best wishes of the members of the Iowa General Assembly, and asks me to convey to you and to the members of the two houses an expression of his warmest thanks for the pledge of support which you give him.

Sincerely yours,

J. P. TUMULTY,
Secretary to the President.

Hon. Joseph E. Meyer,
Secretary of the Senate, and
Hon. A. C. Gustafson,
Chief Clerk of the House,
Des Moines, Iowa.

INTRODUCTION OF BILLS.

By committee on Judiciary, House Joint Resolution No. 14.

Joint Resolution Proposing an Amendment to the Constitution of the State of Iowa by Repealing Section One (1) of Article Ten (X) of Said Constitution, and by Enacting a Substitute in Lieu Thereof.

Be It Resolved by the General Assembly of the State of Iowa:

That section one (1) of article ten (X) of the constitution of the state of Iowa be and the same is hereby repealed and the following enacted in lieu thereof, to-wit:

SECTION 1. Any amendment or amendments to this constitution may be proposed in either house of the General Assembly; and if the same shall be agreed to by a majority of the members elected to each of the two houses, such proposed amendment shall be entered on their Journals, with the yeas and nays taken thereon. Then it shall be the duty of the General Assembly to submit such proposed amendment or amendments to the people in such manner, and at such time as the General Assembly shall provide; and if the people shall approve and ratify such amendment or amendments by a majority of the electors qualified to vote for members of the General Assembly, voting thereon, such amendment or amendments shall become a part of the constitution of this state.

Read first and second time and placed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Substitute for Senate File No. 40, a bill for an act relating to the loaning and depositing of public funds by city treasurers.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Substitute for Senate File No. 40; a bill for an act relating to the loaning and depositing of public funds by city treasurers.

Read first and second time and referred to committee on Municipal Corporations.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, House File No. 23, a bill for an act to repeal section one thousand sixty-eight (1068) of the supplement to the code, 1907, and to repeal section one thousand sixty-seven (1067) of the code and to amend section one thousand sixty-five (1065) of the supplement to the code, 1907, and to pro-

vide for the appointment of railroad commissioners, superintendent of public instruction, clerk of the supreme court and reporter of the supreme court and to fix their term of office, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Kingland of Winnebago moved the adoption of the amendment to the substitute amendment proposed by him on February 7th.

McHose of Boone moved the previous question on the adoption of the amendment.

Anderson of Montgomery seconded the motion.

Roll call was demanded by Downey of Crawford and Clark of Monroe.

On the question, "Shall the previous question be ordered?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bernbrock, Bingham, Bradley, Brady, Bruce, Burt, Buxton, Cannon, Chapman, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Kane, Kelso, Kingland, Klay, Koontz, Larrabee, Lenoeker, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Rohwer, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workhman, Mr. Speaker—71.

The nays were:

Bauman, Black, Brockway, Clark, Crozier, Enger, Hansen, Hazen, Helming, Miller, Power, Sidey—12.

Absent or not voting:

Barry, Blackford, Bliss, Boettger, Brown, Carson, Cole, Craig, Cronbaugh, Dawson, Elliott, Greene of Grundy, Griggs, Hamilton, Heaton, Jacobs, Jensen, Jones, Kulp, LeRoy, Manning, Rone, Saltzmann, Scott—24.

Motion prevailed, and the previous question was ordered.

On the adoption of the amendment, roll call was demanded by Downey of Crawford and Kingland of Winnebago.

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

The ayes were:

Atkinson, Bartle, Bauman, Blackford, Boettger, Bradley, Brown, Bruce, Buxton, Cannon, Chapman, Clark, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Fraley, Greene of Clinton, Grout, Hadley, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hutchins, Jamison, Kane, Kelso, Kingland, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, McCullough, Miller, Milton, Mitchell, Oden-dahl, Peterson, Rohwer, Saltzmann, Scholz, Scott, Sidey, Steel-smith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman—59.

The nays were:

Anderson of Montgomery, Anderson of Greene, Barry, Bern-brock, Bingham, Black, Bliss, Brady, Brockway, Burt, Cole, Craig, Dixon, Elliott, Elwood, Enger, Erickson, Griffin, Griggs, Halgrims, Heaton, Hunt, Huntley, Jacobson, Jensen, Klay, Larrabee, Man-ning, McHose, McVicker, Meredith, Munro, Newcomb, Pickford, Power, Ring, Shankland, Sherman, Stipe, Whitney, Mr Speaker—41.

Absent or not voting:

Carson, Cronbaugh, Dawson, Greene of Grundy, Jacobs, Jones, Rone—7.

Amendment adopted.

Whitney of Woodbury offered the following amendment:

Amend section 2 by striking out the words "immediately upon" in the fourth line and inserting in lieu thereof the words "within 90 days prior to".

Amendment adopted.

Mr. Whitney moved that further consideration of House File No. 23 be made a special order for 1:00 o'clock P. M.

Motion prevailed.

On motion of Bartle of Mitchell, House File No. 58, a bill for an act to amend section eleven hundred eighty-two (1182) of the code of 1897 relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors, with report of committee recommending passage as amended, was taken up and considered.

Stipe of Page proposed the following substitute amendment to House File No. 58:

SECTION 1. That sections four hundred ten (410) and four hundred eleven (411), Supplement to the Code, 1907, and sections four hundred sixteen (416), four hundred seventeen (417), four hundred eighteen (418) and four hundred nineteen (419) of the Code, be and the same is hereby repealed and the following enacted in lieu thereof:

The board of supervisors of each county shall consist of three persons who shall be qualified electors. They shall hold office for a term of four years and until their successors are elected and qualified. The terms of office of all supervisors elected prior to the general election in the year 1916 shall expire on the second secular day of January, 1917. At the general election in the year 1916, there shall be elected according to the provisions of this act, three supervisors at large, one of whom shall be elected for the short term of two years commencing on the second secular day in January, 1917, and the other two for the long term of four years commencing on the second secular day in January, 1917. At the general election in 1916, and every fourth year thereafter, there shall be elected in each county one supervisor, and at the general election in 1920, and every fourth year thereafter there shall be elected in each county two supervisors as herein provided. The term of office of all supervisors elected under the provisions of this act shall commence on the second secular day of January immediately following their election.

SEC. 2. Immediately following the taking effect of this act and at each regular meeting in June every fifth year thereafter, the board of supervisors shall divide its county by townships into three supervisor districts. Such districts shall be as nearly equal in population as possible, and shall each embrace townships as nearly contiguous as practicable, each of which said districts shall be entitled to one member of such board, to be nominated and elected by the qualified voters of the county at large; provided, however, that not more than one supervisor shall be elected to serve the same time from any one city or town. No county shall be redistricted, as provided herein, oftener than once every five years.

SEC. 3. Before entering upon the discharge of the duties of his office, each member of the board of supervisors shall give a bond in the penal sum of five thousand dollars (\$5000) conditioned as provided in sec-

tion eleven hundred eighty-three (1183) of the Code, the same to be approved by the judge of the district court of the county and be filed in the office of the clerk of the district court.

Sec. 4. All acts and parts of acts in so far as they are in conflict with this act are hereby repealed.

Barry of Linn moved that further consideration of House File No. 58 be deferred and that the substitute amendment be printed in the Journal.

Motion prevailed.

On motion of Kingland of Winnebago, House File No. 87, a bill for an act to amend section forty-six hundred three (4603) of the code of 1897 by providing for the cross examination of the adverse party to the record of any civil action or proceeding, or a person for whose benefit action or proceeding is prosecuted or defended, or the directors, officers, superintendent, or managing agents of any corporation which is a party to the record, and providing that the party calling such witness shall not be bound by his testimony and that the testimony of such witness may be rebutted by the party calling such witness by other evidence; all relating to evidence in civil actions and proceedings, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Bingham of Emmet offered the following amendment:

Amend by striking out the word and figures "of 1897" in the second lines of section one.

Amendment adopted.

Mr. Kingland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Chapman, Clark, Cole, Craig,

Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobson, Jensen, Kane, Kelso, Kingland, Klay, Lenocker, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—81.

The nays were:

Bradley, Jamison—2.

Absent or not voting:

Atkinson, Black, Boettger, Burt, Carson, Cronbaugh, Doze, Elliott, Greene of Grundy, Griggs, Hamilton, Hunt, Jacobs, Jones, Koontz, Kulp, Larrabee, LeRoy, Manning, Miller, Munro, Rone, Sidey, Stutt—24.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Halgrims of Humboldt, leave of absence was granted Greene of Grundy for today.

On request of Power of Jefferson, leave of absence was granted Carson of Davis for today.

On request of Huff of Hardin, leave of absence was granted Atkinson of Butler for today.

On request of Cronbaugh of Iowa, leave of absence was granted Trumbauer of Keokuk for today.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, House File No. 48, a bill for an act to amend section six hundred fifteen (615) of the Supplement to the Code, 1907, relative to the extension of the limits of cities and towns.

Also:

House File No. 86, a bill for an act to amend section two hundred twenty-seven (227) of the Supplement to the Code, 1907, as amended by the Thirty-fourth General Assembly, and to provide for an additional judicial district and an additional judge for the fourth judicial district.

Also:

House File No. 177, a bill for an act to legalize certain acts of the mayor and city council of the city of Marshalltown, and to legalize certain warrants of the said city of Marshalltown, Iowa.

W. W. ANDERSON,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Klay of Sioux, House File No. 159, a bill for an act to amend section three thousand seven hundred fifty-six (3756) of the code relating to the hearing of motions for a new trial and the decisions thereon, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Klay moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Cole, Craig, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Klay, Lenocker, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Scholz, Shankland, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Workman, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Atkinson, Brockway, Carson, Chapman, Clark, Cronbaugh, Crozier, Elliott, Fraley, Greene of Grundy, Jacobs, Jones, Koontz, Kulp, Larrabee, LeRoy, Munro, Rone, Saltzmann, Scott, Sherman, Stutt, Trumbauer, Whitney—24.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Mr. Speaker granted leave of absence to Robert Mears, page, Tuesday afternoon, March 11th, and each Monday and Friday afternoon for the two weeks commencing Monday, March 17th.

On motion of Downey of Crawford, the House adjourned until 1 o'clock P. M.

AFTERNOON SESSION.

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

Mr. Speaker granted leave of absence to Klay of Sioux for the afternoon.

Mr. Speaker granted leave of absence to Larrabee of Fayette for the afternoon.

Elwood of Howard offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: There has been a large demand and will continue to be a large demand from the commercial men and hotel proprietors of the state for copies of House Files No. 598 and No. 599; therefore,

Be it resolved, That the state printer be instructed to print two thousand (2000) extra copies of House File No. 598 and five hundred (500) extra copies of House File No. 599.

Bingham of Emmet moved to amend by striking out the words and figures "two thousand (2000)" and inserting the words and figures "one thousand (1000)" in lieu thereof.

Motion prevailed, and the amendment was adopted.

Resolution as amended adopted.

SPECIAL ORDER NO. 13.

House resumed consideration of House File No. 23.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Brady, Bruce, Burt, Buxton, Cannon, Chapman, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Lenoeker, Lund, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell; Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Saltzmann, Scholz, Shankland, Steelsmith, Stipe, Stokes, Stutt, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—72.

The nays were:

Bradley, Clark, Downey, Koontz, Kulp, Lounsberry, Odendahl, Scott, Thompson—9.

Absent or not voting:

Atkinson, Barry, Black; Brockway, Brown, Carson, Cole, Craig, Cronbaugh, Dawson, Elliott, Fraley, Greene of Grundy, Hamilton, Huntley, Hutchins, Jacobs, Jones, Klay, Larrabee, LeRoy, Manning, Munro, Rone, Sherman, Sidey—26.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Power of Jefferson, Senate File No. 144, a bill for an act to amend sections 2, 3 and 7 of the law as it appears in

chapter 100 of the laws of the Thirty-fourth General Assembly, and adding new sections relating to stallions and jacks, was taken up and considered.

Huff of Hardin in the chair.

Brady of Dallas proposed the following amendment:

Amend by striking out the words "or veterinarian licensed by said board," from the ninth and tenth lines of section 1.

Kingland of Winnebago moved the previous question on the amendment.

Anderson of Montgomery seconded the motion.

Motion prevailed, and the previous question was ordered.

Amendment lost.

Mr. Power moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Black, Blackford, Bliss, Boettger, Bruce, Burt, Buxton, Cannon, Chapman, Clark, Cole, Daniels, Dawson, Downey, Dunlap, Eggleston, Erickson, Greene of Clinton, Griggs, Grout, Halgrims, Halstead, Hamilton, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Koontz, Lenoeker, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Saltzmann, Scott, Sherman, Stokes, Townsend, Webb, White, Whitney, Workman—68.

The nays were:

Bauman, Bingham, Bradley, Brady, Brown, Crozier, Dixon, Doze, Elwood, Hadley, Hansen, Heaton, Ring, Scholz, Shankland, Thompson—16.

Absent or not voting:

Atkinson, Brockway, Carson, Craig, Cronbaugh, Elliott, Enger, Fraley, Greene of Grundy, Griffin, Jacobs, Jones, Klay, Kulp, Larabee, LeRoy, Rone, Sidey, Steelsmith, Stipe, Stutt, Trumbauer, Mr. Speaker—23.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Scholz of Clayton, House File No. 231, a bill for an act to amend section one (1), chapter one hundred four (104) of the acts of the Thirty-third General Assembly, as amended by chapter seventy-three (73) of the acts of the Thirty-fourth General Assembly, relative to recording of articles of incorporation of incorporations for pecuniary profit, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Scholz offered the following amendment:

Amend section one (1) of House File No. 231 by striking out of the fifth line of the printed bill the word "found" and insert in lieu thereof the word "purpose"; also by striking out the word "ninth" in line 5 of the printed bill and inserting in lieu thereof the word "eleventh".

Amendment adopted.

Mr. Scholz moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison.

Kelso, Kingland, Koontz, Lenocker, Lounsberry, Lund, Manning, McCullough, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Power, Ring, Rohwer, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, White, Whitney, Workman—81.

The nays were:

None.

Absent or not voting:

Atkinson, Black, Bliss, Brockway, Carson, Cronbaugh, Elliott, Fraley, Greene of Grundy, Hamilton, Jacobs, Jensen, Jones, Kane, Klay, Kulp, Larrabee, LeRoy, McVicker, Pickford, Rone, Saltzmann, Stipe, Trumbauer, Webb, Mr. Speaker—26.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Barry of Linn, the House adjourned until Wednesday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 12, 1913.

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

Prayer was offered by Rev. C. S. Carroll of Hillsboro, Iowa.

Journal of Tuesday, March 11th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mitchell of Wapello presented remonstrance of citizens of Wapello county against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Lund of Hamilton presented remonstrance of citizens of Hamilton county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Sidey of Adair presented remonstrance of citizens of Adair county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Black of Muscatine presented remonstrance of voters of Muscatine county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Clark of Monroe presented remonstrance of citizens of Monroe county against passage of the Shankland bill.

Referred to committee on Suppression of Intemperance.

Sidey of Adair presented remonstrance of citizens of Adair county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Power of Jefferson presented petition of the Fairfield Commercial Club asking for the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Hutchins of Kossuth presented remonstrance of voters of Kossuth county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Anderson of Greene presented remonstrance of citizens of Greene county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Elwood of Howard presented remonstrance of citizens of Howard county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Dawson of Cherokee presented remonstrance of citizens of Cherokee county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Blackford of Henry presented remonstrance of citizens of Henry county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Dixon of Sac presented remonstrance of citizens of Sac county against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Ring of Linn presented petition of citizens of Linn county favoring Senate File No. 172.

Referred to committee on Appropriations.

Hadley of Webster presented remonstrance of citizens of Webster county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Bartle of Mitchell presented remonstrance of citizens of Mitchell against creation of permanent tax commission.

Referred to committee on Ways and Means.

Lund of Hamilton presented remonstrance of citizens of Hamilton county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Stutt of Jones presented remonstrance of citizens of Jones county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Cronbaugh of Iowa presented remonstrance of citizens of Iowa county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Greene of Grundy presented remonstrance of citizens of Grundy county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens of Crawford county against creation of highway commission.

Referred to committee on Roads and Highways.

Downey of Crawford presented remonstrance of citizens of Crawford county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Carson of Davis presented remonstrance of citizens of Davis county against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Erickson of Lyon presented three remonstrances of citizens of Lyon county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Crozier of Marion presented remonstrance of voters of Marion county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Huff of Hardin presented remonstrance of citizens of Hardin county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Barry of Linn presented remonstrance of citizens of Linn county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Black of Muscatine presented remonstrance of citizens of Muscatine county against passage of House File No. 210 relative to moving pictures.

Referred to committee on Appropriations.

Kane of Dubuque presented remonstrance of voters of Dubuque county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Helming of Allamakee presented remonstrance of the citizens of Allamakee county against House File No. 262.

Referred to committee on Schools and Text Books.

Thompson of Decatur presented petition of citizens of Grand River favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Scholz of Clayton presented three remonstrances of citizens of Clayton county against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Peterson of Cass presented remonstrance of citizens of Cass county against any legislation requiring rural salesmen to pay high licenses.

Referred to committee on Pharmacy.

Odendahl of Carroll presented remonstrance of citizens of Carroll county against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

McHose of Boone presented remonstrance of citizens of Boone county against the creation of permanent tax commission.

Referred to committee on Ways and Means.

Burt of Taylor presented petition of citizens of Clearfield favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Burt of Taylor presented remonstrance of citizens of Taylor county against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Helming of Allamakee presented remonstrance of citizens of Allamakee county against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Trumbauer of Keokuk presented petition of teachers of Sigourney favoring the teachers' annuity bill.

Referred to committee on Schools and Text Books.

Kane of Dubuque presented remonstrance of citizens of Dyersville against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Halstead of Buchanan presented remonstrance of citizens of Buchanan county against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

On request of Cannon of O'Brien, leave of absence was granted Townsend of Tama until noon today.

On request of Bliss of Ringgold, leave of absence was granted Jones of Dickinson for today.

REPORTS OF COMMITTEES.

Dawson of Cherokee, 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. 350, a bill for an act to amend section twenty-seven hundred thirty-four-p (2734-p), Supplement to the Code, 1907, relating to qualifications of teachers, 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 amended by adding thereto the following sections:

Sec. 2. The provisions of this act shall in no way bar any teacher who may make application for the renewal or life validation of certificate, provided such applicant shall file satisfactory evidence of not less than six months' successful experience as a teacher.

Sec. 3. If there should be schools without teachers and teachers cannot be secured with qualifications as provided in sections one (1) or two (2) of this act, then provisional certificates may be issued regardless of qualifications as provided in said sections to so many teachers as shall be required to supply such schools; and when so amended the bill do pass.

W. P. DAWSON,
Chairman

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred Senate File No. 79, a bill for an act to amend section 2823-a and section 2823-i, Supplement to the Code, 1907, relative to the attendance of children of certain age in public schools, 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 amended as follows:

That the words, as well as the figures, referring to chapters of the acts of the Thirty-third General Assembly, be inserted in both the title and the second line of the bill, and that the last three words in section 1 be stricken out and the following inserted in lieu thereof: "that of pupils who have completed the eighth grade"; and when so amended the bill do pass.

W. P. DAWSON,
Chairman

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred Senate File No. 205, a bill for an act to require the teaching of elementary agriculture, domestic science, and manual training in the public schools after a specified time, 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 do pass.

W. P. DAWSON,
Chairman

Report adopted.

Sherman of Poweshiek, from the Conference committee appointed to consider Senate substitute for House File No. 135, submitted the following report:

MR. SPEAKER—Your Conference committee, appointed to consider Senate substitute for House File No. 135, hereby report that they have had same under consideration and have agreed upon the attached substitutes for subdivisions one (1) and two (2) of section three (3) of Senate substitute for said House File No. 135 as found on page 401 of the Senate Journal.

H. W. SPAULDING.
J. F. WEBBER.
F. A. HEALD,
E. R. MITCHELL.
RALPH SHERMAN.
WM. F. STIPE.
F. J. LUND.

COMMITTEE SUBSTITUTE.

1. In cities having by the last preceding state or national census a population of less than 25,000, the mayor and councilmen shall receive as their annual salaries the amount to be fixed by ordinance, as follows:

“For the mayor, not to exceed the sum of one hundred fifty dollars (\$150.00) per annum for each one thousand (1000) of population, or major portion thereof, in such city, and for each councilman in such city, not to exceed the sum of one hundred twenty dollars (\$120.00) per annum for each thousand (1000) population, or major portion thereof; provided, however, that in such city no mayor shall receive a salary greater than the sum of twenty-five hundred dollars (\$2500.00) per annum, nor in such city shall a councilman receive as his annual salary an amount greater than two thousand dollars (\$2000.00) per annum; and provided, further, that from and after the passage of this act, and during the first term of his office under the provisions of this act, the mayor and councilmen shall by ordinance fix their compensation as herein

provided for their term of office; but thereafter the salary of any such officer shall not be increased or decreased during the term for which he shall have been elected or appointed."

Report adopted.

Sherman of Poweshiek moved that the conference committee amendments be adopted.

Ring of Linn moved that further consideration of House File No. 135 be deferred and that the amendment be printed in the Journal.

Motion prevailed.

Grout of Black Hawk, from the committee on Board of Control, submitted the following report:

MR. SPEAKER—Your committee on Board of Control, to whom was referred Senate File No. 159, a bill for an act to prohibit marriages of persons committed to the industrial school and absent therefrom on parole or without authority, and to provide punishment for violation of the act, 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.

H. W. GROUT,
Chairman

Report adopted, and House File No. 159 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred Senate File No. 164, a bill for an act to prevent and punish interfering with and enticing from any state institution or home or place of employment any ward of the state and providing for the punishment of violation of the act, 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 do pass.

H. W. GROUT,
Chairman

Report adopted.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred Senate File No. 140, a bill for an act to repeal the law as it ap-

pears in section fifty-six hundred eighty-five-a (5685-a) of the Supplement to the Code, 1907, and to enact a substitute therefor in regard to collection of money from visitors and its use, 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 do pass.

H. W. GROUT,
Chairman

Report adopted.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred Senate File No. 142, a bill for an act to repeal chapter one hundred thirty-seven (137) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to the support of industrial schools, 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 do pass.

H. W. GROUT,
Chairman

Report adopted.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred Senate File No. 180, a bill for an act to amend the law as it appears in section twenty-seven hundred twenty-seven-a-sixty-four (2727-a-64) of the Supplement to the Code, 1907, relating to removal of patients from county asylum, and providing for the expense thereof, 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 do pass.

H. W. GROUT,
Chairman

Report adopted.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 317, a bill for an act defining the number of employes necessary to constitute a full crew of railroad trains and yard service, providing a limit for the number of cars constituting a train and providing penalties for the violation thereof, 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.

HERBERT A. HUFF,
Chairman

Passed on file.

MINORITY RECOMMENDATION.

MR. SPEAKER—The minority of your committee on Railroads and Transportsations respectfully dissent from the recommendation of the committee on House File No. 317, and respectfully recommend the following substitute for said bill:

A BILL FOR AN ACT Defining the number of Employes Necessary to Constitute a Full Crew for Railroad Trains and Yard Service, Providing a Limit to the Number of Cars for Freight Trains and Providing Penalties for the Violation Thereof.

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

Section 1. That no railroad company owning or operating any line or lines of railroad in the state of Iowa, to which the regulative power of this state extends, and engaged in the transportation of freight over its line or lines shall equip any of its freight trains consisting of forty (40) cars or more, with a train crew consisting of less than one (1) engineer, one (1) fireman, one (1) conductor, two (2) brakemen, and one (1) flagman; in trains consisting of less than forty (40) cars, the train crew shall consist of not less than one (1) engineer, one (1) fireman, one (1) conductor, one (1) brakeman, and one (1) flagman; in case of light engine movements of more than twenty-five (25) miles, the train crew shall consist of not less than one (1) engineer, one (1) fireman and one (1) pilot, providing, however, that this section shall not apply to any railroad owning and operating but one (1) engine, or train crew upon its line or lines.

Sec. 2. No railroad company owning or operating any line or lines of railroad in the state of Iowa, to which the regulative power of this state extends, shall equip its passenger, mail or express trains which shall consist of four (4) or more cars with a train crew consisting of less than one (1) engineer, one (1) fireman, one (1) conductor, one (1) brakeman, one (1) flagman and one (1) baggageman, exclusive of train porters and pullman employes, provided, however, that no baggageman shall be required upon trains not carrying baggage.

Sec. 3. In the event of unavoidable accident or casualty to any train or trains operated by any railroad company within this state, the said railroad company may be permitted to move its said train or trains to the next division point without the said crew or crews as herein provided.

Sec. 4. No railroad company owning or operating any line or lines of railroad in the state of Iowa, to which the regulative power of this state extends, shall operate any train upon any of its said line or lines consisting of more than eighty-five (85) cars, exclusive of caboose.

Sec. 5. The violation of any of the provisions hereof, shall be deemed unlawful and any railroad company violating the same, or the division officers of any railroad company who suffers or permits the provisions hereof to be violated, shall upon conviction thereof be fined not less than \$50.00 nor more than \$300.00."; and when so amended the bill do pass.

HENRY BRADY,
F. J. LUND,
E. J. BRADLEY,
L. L. BINGHAM,
JOHN L. BROWN.

Passed on file.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred Senate File No. 52, a bill for an act requiring common carriers to settle claims for delay in delivering freight or injury or loss of freight in transit or for excessive freight rates within a specified time, and providing a penalty for failure to comply therewith, 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 amended as follows:

By striking out the word "and" in the seventh line of section one: and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 298, a bill for an act relating to elevators and warehouses on railroad land and prescribing methods and conditions of procuring and holding sites therefor, and liability for loss or destruction thereof, 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 amended by the following substitute amendment:

A BILL FOR AN ACT Relating to Elevators and Warehouses on Railroad Land, and Prescribing Methods and Conditions of Procuring and Holding Sites Therefor, and Liability for Loss or Destruction Thereof.

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

Section 1. That whenever the owner of an elevator, warehouse, coal shed, ice-house, buying station, flour mill or any other building used for receiving, storing or manufacturing any article of commerce transported or to be transported, situated on a railroad right-of-way, or on land owned or controlled by a railroad company, and such railroad company cannot agree upon the terms, conditions or rent of a lease for a site therefor, or whenever any person shall make application to a railroad company for a site for the erection of an elevator, warehouse, coal shed, ice-house, buying station, flour mill or any other building used for receiving, storing or manufacturing any article of commerce transported or to be transported, and said applicant and railroad company cannot agree as to the terms, conditions or rent for leasing the same, then, in either such event, such owner or applicant for site may apply to the board of railway commissioners to fix the terms, conditions and rent for a lease by said railroad company of the site already occupied or for which application is made, as the case may be, and the said board of railroad commissioners shall, as speedily as possible after the filing of such application, investigate the matter, hear evidence and make an order fixing such terms, conditions and rent for such site for the said owner or applicant, and such other reasonable order as will do justice between the parties, and may, by action of mandus, enforce such order.

Sec. 2. In the event that any elevator, warehouse, coal shed, ice-house, buying station, flour mill or any other building used for receiving, storing or manufacturing any article of commerce transported or to be transported, situated on the right-of-way or other land of a railroad company shall be injured or destroyed by the negligence of any railroad company, or the servants or agents of any railroad company in the conduct of the business of such company, the railroad company so causing such injury or destruction shall be liable therefor to the same extent as if such elevator, warehouse, coal shed, ice-house, buying station, flour mill or any other building used for receiving, storing or manufacturing any article of commerce transported or to be transported was not situated on the right-of-way or other land of such railroad company, any provision in any lease or contract to the contrary notwithstanding; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman

Report adopted.

Huntley of Lucas, from the committee on Animal Industry, submitted the following report:

MR. SPEAKER—Your committee on Animal Industry, to whom was referred Senate File No. 114, a bill for an act to amend section 453-c of the Supplement to the Code, 1907, and chapter 32 of the acts of the Thirty-third General Assembly, relating to the payment of claims for injuries to domestic animals, 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 do pass.

C. W. HUNTYEY,
Chairman

Report adopted.

Jones of Dickinson, from the committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your committee on Police Regulations, to whom was referred House File No. 300, a bill for an act to amend the law as it appears in section four thousand seven hundred ninety-nine-a (4799-a) of the Supplement to the Code, 1907, relating to burglary with explosives, 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 do pass.

FRED W. JONES,
Chairman

Report adopted.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 513, a bill for an act to prohibit the importation of diseased bees, 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 amended as follows:

By striking out the publication clause; and when so amended the bill do pass.

C. W. HUNT,
Chairman

Report adopted.

Also:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 481, a bill for an act to amend the law as it appears in section twenty-three hundred fifty-eight (2358) of the Code, relating to

partition fences, 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 amended as follows:

By inserting the words "or parties" after the word "party" in line six (6); also insert the words "or parties" after the word "party" in line eight (8); also insert the words "or parties" after the word "party" in the eleventh (11th) line; and when so amended the bill do pass.

C. W. HUNT,
Chairman

Report adopted.

Also:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 461, a bill for an act to amend the law relating to the destruction of weeds as it appears in sections three (3) and four (4) of chapter ninety-six (96) of the acts of the Thirty-third General Assembly, 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 do pass.

C. W. HUNT,
Chairman

Report adopted.

Bliss of Ringgold, 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. 471, a bill for an act to amend chapter one hundred two (102) of the acts of the Thirty-fourth General Assembly, relating to the penalty for the violation of the laws relating to the sale or keeping of intoxicating liquors, 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 do pass.

J. A. BLISS,
Chairman

Report adopted.

Lenocker of Pottawattamie, from the committee on Pharmacy, submitted the following report:

MR. SPEAKER—Your committee on Pharmacy, to whom was referred House File No. 364, a bill for an act to regulate the compounding, manufacture and sale of certain habit-forming and other drugs or medicines,

and preparations containing same, 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 amended as follows:

That the word "cocaine" as it appears in line 4 of section 1 of the original bill be stricken out.

That the words "or a registered assistant pharmacist" in lines 2 and 3 of section 2 of the original bill be stricken out and the following words substituted therefor: "except such as are assistants to and under the direct supervision of one who is a registered pharmacist."

And by adding after the period following the word "preparations" in line 5 of section 2 the following: "Nor shall he sell or deliver such drug or medicine unless upon due inquiry it be found that the party receiving it is aware of its character and represents it to be used for proper purposes, nor sell or deliver the drug or medicine heretofore enumerated without entering in a book kept for that purpose, the date of the sale, the name and address of the purchaser, the name of the drug or medicine, the name of the person for whom it is purchased and the name of the dispenser, which book shall be open for inspection by the proper authorities and preserved for at least five years."

And by striking out all following the word "provided" in line 5 of section 2 and inserting in lieu thereof the following: "That the provisions of this act shall not apply to physicians, dentists, and veterinarians who dispense their own prescriptions only."; and when so amended the bill do pass.

A. L. LENOCKER,
Chairman

Report adopted.

Also:

MR. SPEAKER—Your committee on Pharmacy, to whom was referred House File No. 482, a bill for an act granting additional powers to the commission of pharmacy, relating to the license of itinerant vendors, 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.

A. L. LENOCKER,
Chairman

Report adopted, and House File No. 482 was indefinitely postponed.

Hazen of Pottawattamie moved that consideration of House File No. 161 be made a special order for Wednesday, March 19th, at 10:00 o'clock A. M., and continue a special order until disposed of.

Motion prevailed.

Scott of Fremont, from the committee appointed to draft resolutions commemorating the life, character and public service of the late Francis M. Estes of Fremont county, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed by rising vote, and the resolution was unanimously 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. 291, a bill for an act to legalize conveyances of real property by foreign executors or trustees under foreign wills where the provisions of section 3295 of the Code were not observed or complied with.

JOS. E. MEYER,
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 to pension the survivors of the Spirit Lake Relief Expedition of 1857.

JOS. E. MEYER,
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 to reimburse innocent persons who have been, or may be, convicted of crime and imprisoned in the state reformatory or state penitentiary.

JOS. E. MEYER,
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 to provide for and require instruction in public schools with reference to preventing accidents.

JOS. E. MEYER,
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. 43, a bill for an act appropriating the sum of \$2,700.00 to indemnify Allan W. Hamaker for personal injuries sustained by him while employed as a guard in the reformatory at Anamosa, Iowa.

JOS. E. MEYER,
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. 316, a bill for an act to legalize the adoption of certain propositions at an election of the county of Wapello, state of Iowa, with the effect of authorizing the board of supervisors to purchase land for an addition to the county home farm.

JOS. E. MEYER,
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. 6, a bill for an act to amend section 2849 of the Supplement to the Code, 1907, relative to school loans.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On request of Lund of Hamilton, unanimous consent having been given, House File No. 6, a bill for an act to amend section twenty-eight hundred forty-nine (2849) of the supplement to the code, 1907, relative to school loans, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Amend the title by inserting a “,” (comma) after the word “Code” in line two.

Amend section 1 by inserting a “,” (comma) after the word “Code” in line two.

Amend section 1 by striking out the “,” (comma) after the figure “1” (one), and inserting a “.” (period) in lieu thereof.

Mr. Lund moved that the House concur in the Senate amendments.

On the question, “Shall the House concur?”

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Canion, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hansen, Heaton, Huff, Helming, Huntley, Hutchins, Jamison, Jensen, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Saltzmann, Scott, Shankland, Sidey, Stokes, Stutt, Thompson, White, Whitney, Workman, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Black, Brockway, Cronbaugh, Downey, Dunlap, Elliott, Fraley, Halgrims, Hamilton, Hazen, Hunt, Jacobs, Jacobson, Jones, Larrabee, Lenoeker, LeRoy, McCullough, Miller, Rone, Scholz, Sherman, Steelsmith, Stipe, Townsend, Trumbauer, Webb—27.

So the House concurred.

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 concurrent resolution, in which the concurrence of the House is asked:

Senate concurrent resolution relative to chairman of board of railroad commissioners furnishing certain information relating to commerce counsel and changes of Senate File No. 306.

JOS. E. MEYER,
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 to amend the law as it appears in sections 1087-a-10, 1087-a-22 and 1087-a-27, Supplement to the Code, 1907, as amended by chapter 69, acts of the Thirty-third General Assembly, all relating to the nomination of candidates for the office of senator in the congress of the United States.

JOS. E. MEYER,
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. 189, a bill for an act to legalize and cure the acts and proceedings of the incorporated town of Aurelia and the town council of the said incorporated town in the county of Cherokee, state of Iowa.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Klay of Sioux called up Senate concurrent resolution relative to chairman of the board of railroad commissioners furnishing information relative to commerce counsel and changes of Senate File No. 306 and moved its adoption.

SENATE CONCURRENT RESOLUTION.

WHEREAS: Senate File No. 306 proposes several fundamental and far-reaching changes in the law relating to the commerce counsel, and this Senate should be thoroughly advised of the important facts concerning the same before any action be taken; therefore,

Be it resolved by the Senate, the House concurring, That the chairman of the board of railroad commissioners be requested to furnish the General Assembly with a statement of the functions of the commerce counsel, as distinguished from those of the board of railroad commissioners, together with a description of the cases, and the work which has been done by said official during the past biennial period, individually, and also showing what said official has accomplished in connection with any member of members of the board of railroad commissioners.

Motion prevailed, and the resolution was adopted.

Senate File No. 291, a bill for an act to legalize conveyences of real property by foreign executors or trustees under foreign wills where the provisions of section 3295 of the code were not observed or complied with.

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

Senate File No. 80, a bill for an act to pension the survivors of the Spirit Lake relief expedition of 1857, providing the amount of such pensions, the method of payment, and making an appropriation therefor.

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

Senate File No. 276, a bill for an act to reimburse innocent persons who have been, or may be convicted of a felony and imprisoned in a penal institution in Iowa.

Read first and second time and referred to committee on Penitentiaries.

Senate File No. 283, a bill for an act to provide for and require instruction in public schools with reference to preventing accidents.

Read first and second time and referred to committee on Schools and Text Books.

Substitute for Senate File No. 43, a bill for an act appropriating the sum of twenty-seven hundred (\$2,700.00) dollars, to indemnify Allan W. Hamaker for personal injuries sustained by him while employed as a guard in the reformatory at Anamosa, Iowa.

Read first and second time and passed on file.

Senate File No. 316, a bill for an act to legalize the adoption of certain propositions at an election of the county of Wapello, state of Iowa, with the effect of authorizing the board of supervisors of said county to purchase land for an addition to the county home farm of said county, and to incur indebtedness for the purchase of such land, and to levy a continuing annual tax to provide for the payment of such indebtedness.

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

CONSIDERATION OF BILLS.

On motion of Scholz of Clayton, Senate File No. 135, a bill for an act to amend section 3377 of the code, relating to the election between the distributive share and occupancy of homestead by surviving spouse and setting off such distributive share, with report of committee recommending passage as amended, was taken up and considered.

Mr. Scholz moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson,

Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Klay, Kulp, Lenoeker, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Brockway, Cronbaugh, Elliott, Fraley, Hamilton, Jacobs, Jones, Koontz, Larrabee, LeRoy, Milton, Rohwer, Rone, Scott, Stipe, Townsend, Trumbauer—17.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Scholz of Clayton, House File No. 232 was withdrawn from the further consideration of the House.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 144 passed the House.

HERBERT A. HUFF.

I second the motion.

F. J. LUND.

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 144 passed to its third reading.

HERBERT A. HUFF.

I second the motion.

F. J. LUND.

Power of Jefferson moved to lay the motions to reconsider on the table.

Roll call was demanded by Brady of Dallas and Hadley of Webster.

On the question, "Shall the motions to reconsider be laid on the table?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bernbrock, Blackford, Bliss, Boettger, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Craig, Daniels, Dawson, Downey, Dunlap, Eggleston, Greene of Clinton, Griggs, Halgrims, Halstead, Hazen, Helming, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Koontz, Kulp, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Peterson, Power, Saltzmann, Scott, Sidey, Steelsmith, Stokes, Stutt, Webb, White, Whitney, Mr. Speaker—56.

The nays were:

Atkinson, Bauman, Bingham, Bradley, Brady, Brockway, Brown, Burt, Crozier, Dixon, Doze, Elwood, Enger, Erickson, Greene of Grundy, Griffin, Grout, Hadley, Hansen, Heaton, Huff, Hunt, Klay, Lenocker, Lounsberry, Lund, Mitchell, Pickford, Ring, Scholz, Shankland, Sherman, Thompson, Workman—34.

Absent or not voting:

Barry, Black, Cole, Cronbaugh, Elliott, Fraley, Hamilton, Jacobs, Jones, Larrabee, LeRoy, McCullough, Rohwer, Rone, Stipe, Townsend, Trumbauer—17.

Motion prevailed, and the motions to reconsider were laid on the table.

On motion of Enger of Winneshiek, House File No. 93, a bill for an act to repeal chapter one hundred and forty-six (146) of the acts of the Thirty-fourth General Assembly, relating to high school tuition, and to enact a substitute therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Hansen of Shelby offered the following amendment:

Amend by striking the word "out" from the last line of the printed bill.

Amendment adopted.

Kingland of Winnebago offered the following amendment:

Amend by striking out the words "in the high school departments" in lines three and four of section 1.

Mr. Kingland moved that House File No. 93 be referred to the committee on Judiciary.

Dawson of Cherokee moved to amend by referring House File No. 93 to committee on Schools and Text Books, and that the bill be retained on the calendar.

Amendment adopted.

Motion as amended adopted.

On request of Lounsberry of Marshall, leave of absence was granted Munro of Washington for the afternoon.

Klay of Sioux moved that House File No. 5 be made a special order for Thursday at 10:00 A. M., and that all amendments be handed in today and be printed in the Journal.

Stipe of Page moved to amend by making House File No. 5 a special order for one week from today at 11:00 o'clock A. M.

Amendment lost.

Motion prevailed, and House File No. 5 was made a special order for Thursday at 10:00 o'clock A. M.

On motion of Scholz of Clayton, House File No. 49, a bill for an act entitled "An act relating to cold storage and refrigerating warehouses," the disposition or sale of the food kept or preserved therein, and defining the duties of the state dairy and food commissioner in relation thereto, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Speaker pro tempore in the chair.

Odendahl of Carroll offered the following amendment:

Amend by adding to section 2 of the printed bill the following: "Provided, however, that no one shall be required to pay any license or inspection fee who shall have been found to have complied with the requirements of the law."

Lounsberry of Marshall moved the previous question on the amendment.

Ring of Linn seconded the motion.

Motion prevailed.

Amendment lost.

Scholz of Clayton proposed the following amendment:

Amend section 2 as amended by adding the words "following the issuing thereof".

Amendment adopted.

Bliss of Ringgold proposed the following amendment:

Amend by inserting the word "fee" after the word "license" in line 9 of section 2.

Amendment adopted.

Scholz of Clayton moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Koontz, Kulp, Lenoeker, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Trumbauer, Webb, White, Whitney, Workman—86.

The nays were:

Clark, Odendahl, Thompson—3.

Absent or not voting:

Boettger, Brockway, Cronbaugh, Elliott, Elwood, Griggs, Hamilton, Helming, Jacobs, Jones, Klay, Larrabee, LeRoy, Miller, Munro, Rone, Townsend, Mr. Speaker—18.

So the bill having received a constitutional majority was declared to have passed the House.

Scholz of Clayton proposed the following amendment to the title:

Amend by striking out the words "entitled an act".

Amendment adopted, and title as amended agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 162, an act to legalize the special election held in the town of Calmar, Iowa, on the 16th day of October, 1911, wherein there was submitted to the voters of said town the question of issuing bonds in the sum of five thousand dollars (\$5,000.00) for the purpose of erecting a system of gas works and to validate and legalize the bonds issued in pursuance of said election.

Also:

House File No. 235, an act to legalize certain warrants of the city of Bedford, Iowa.

W. W. ANDERSON,
Chairman

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 162, an act to legalize the special election held in the town of Calmar, Iowa, on the 16th day of October, 1911, wherein there was submitted to the voters of said town the question of issuing bonds in the sum of five thousand dollars (\$5,000.00) for the purpose of erecting a system of gas works and to validate and legalize the bonds issued in pursuance of said election.

Also:

House File No. 235, an act to legalize certain warrants of the city of Bedford, Iowa.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 6, joint resolution proposing an amendment to the constitution of the state of Iowa by repealing section one (1) of article two (2) of said constitution and the enactment and adoption of a substitute therefor, relating to the right of surffage.

W. W. ANDERSON,
Chairman

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 6, joint resolution proposing an amendment to the con-

tistution of the state of Iowa by repealing section one (1) of article two (2) of said constitution and the enactment and adoption of a substitute therefor, relating to the right of suffrage.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Whitney of Woodbury proposed the following amendment to House File No. 54:

I move that House File No. 54 be amended as follows:

1. That there be stricken from line six (6) and seven (7) of section one (1) of the printed bill the following words, to-wit: "the health of the operatives, employes, clerks or other persons therein employed".

2. That after the word "condiment" and before the word "whether" in the ninth (9) line of section one (1) of the printed bill there be inserted the following words, to-wit: "intended for man or domestic animals".

3. That the word "*equipment*," be inserted after the word "implement" and before the word "and" in line one (1) of section two (2) of the printed bill.

4. That the words "*with soap and water*" be stricken from line six (6) of section three (3) of the printed bill.

5. That the words "Provided that nothing in this section shall apply" be stricken from line four (4) of section four (4) of the printed bill.

6. That the word "store" in the fourth line of section four (4) of the printed bill be stricken out and that the word "ware" be inserted in lieu thereof.

7. That the period (.) after the word "corn" in the fourth (4) line of section four (4) of the printed bill be changed to a comma (,) and that following said comma there be inserted the word "nor".

8. That the following be inserted immediately following section eleven (11) of the bill, to-wit:

"Sec. 12. No person, firm, or corporation shall operate or conduct a bakery, candy factory, ice cream factory, canning factory, slaughter house, meat market, or place where fresh meats are sold at retail, without being licensed by the state dairy and food commissioner. Each license shall be valid for one year from date of issue, and shall be numbered

and contain the name of the person and the location of the place for which the license is issued. No license shall be issued until a fee of three dollars (\$3.00) has been paid to the state dairy and food commissioner, and application for such license shall be made on blanks to be provided by the state dairy and food commissioner. The state dairy and food commissioner may withhold a license from any applicant therefor, whom he may deem unworthy, and he may revoke any license issued under this act. Fees collected under the provisions of this act shall be paid into the state treasury by the state dairy and food commissioner.

9. That section twelve (12) be stricken out and the following be inserted in lieu thereof:

Sec. 13. It shall be the duty of the state dairy and food commissioner or appointees to enforce this act. The state food and dairy commissioner, and the food or dairy inspectors of the state shall have full power at all times to enter, and inspect every building, room, basement, cellar or vehicle occupied or used for the production of foods intended for sale, manufactured for sale, used for storage, distribution, or transportation; and to inspect the premises and all utensils, fixtures, furniture and machinery used as aforesaid. If any person, firm or corporation or food producing or distributing establishment, conveyance, employer, operative, employe, clerk, driver or other person is found to be violating any of the provisions of this act, or if the production, preparation, manufacture, packing storing, sale, distribution or transportation of foods is being conducted in a manner detrimental to the character or quality of the food therein produced, manufactured, packed, stored, sold, distributed or conveyed, such person, firm or corporation shall be punished as herein provided."

10. That section thirteen (13) be stricken out and that the following be inserted in lieu thereof, to-wit:

"Sec. 14. Any person, firm or corporation who violates any of the provisions of this act shall be guilty of a misdemeanor and on conviction shall be punished for the first offense by a fine of not less than ten (10) dollars nor more than fifty (50) dollars; for the second offense by a fine of not less than twenty-five (25) dollars nor more than one hundred (100) dollars; and for the third and subsequent offense by a fine of two hundred (200) dollars and imprisonment in the county jail for not less than thirty nor more than ninety days.

11. That section fourteen be numbered as section fifteen.

On motion of Mitchell of Wapello, the House adjourned until Thursday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 13, 1913.

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

Prayer was offered by Rev. Franklin Weatherwax of Bellevue, Iowa.

Journal of Wednesday, March 12th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bartle of Mitchell presented remonstrance of citizens of Mitchell county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Rohwer of Ida presented remonstrance of citizens of Ida county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Brown of Mahaska presented remonstrance of citizens of Mahaska county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Newcomb of Adams presented remonstrance of citizens of Adams county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Chapman of Guthrie presented remonstrance of citizens of Guthrie county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Lounsberry of Marshall presented remonstrance of citizens of Marshall county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Cronbaugh of Iowa presented remonstrance of citizens of Iowa county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Trumbauer of Keokuk presented two remonstrances of citizens of Keokuk county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Crozier of Marion presented remonstrance of voters of Marion county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Trumbauer of Keokuk presented petition of citizens of Keokuk county favoring widows' pension bill.

Referred to committee on Appropriations.

Eggleston of Clarke presented remonstrance of citizens of Clarke county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of voters of Crawford county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Ring of Linn presented remonstrance of Hod Carriers' Union of Cedar Rapids against passage of law permitting garnishment of wages for payment of debts.

Referred to committee on Judiciary.

Munro of Washington presented remonstrance of electors of Washington county against passage of House File No. 344 relative to consolidation of schools.

Referred to committee on Schools and Text Books.

Hutchins of Kossuth presented remonstrance of voters of Kossuth county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Power of Jefferson presented remonstrance of citizens of Jefferson county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Elwood of Howard presented remonstrance of citizens of Howard county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Atkinson of Butler presented remonstrance of citizens of Butler county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Townsend of Tama presented petition of teachers of Tama county favoring teachers annuity bill.

Referred to committee on Schools and Text Books.

Downey of Crawford presented three remonstrances of citizens of Crawford county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of voters of Crawford county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Dixon of Sac presented petition of citizens of Wall Lake, Iowa, favoring the passage of a road tax law.

Referred to committee on Roads and Highways.

Milton of Cedar presented remonstrance of citizens of Cedar county against the creation of a tax commission.

Referred to committee on Ways and Means.

Scholz of Clayton presented remonstrance of citizens of Clayton county against the creation of a tax commission.

Referred to committee on Ways and Means.

Hadley of Webster presented remonstrance of citizens of Webster county against the creation of a tax commission.

Referred to committee on Ways and Means.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against the creation of a tax commission.

Referred to committee on Ways and Means.

Crozier of Marion presented remonstrance of Threshers' Association against the creation of a tax commission.

Referred to committee on Ways and Means.

Crozier of Marion presented remonstrance of Threshers' Association against a state highway commission.

Referred to committee on Roads and Highways.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against the creation of a tax commission.

Referred to committee on Ways and Means.

Hadley of Webster presented remonstrance of citizens of Webster county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Trumbauer of Keokuk presented remonstrance of citizens of Keokuk county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Griggs of Scott presented remonstrance of citizens of Scott county against the creation of a tax commission.

Referred to committee on Ways and Means.

Clark of Monroe presented remonstrance of citizens of Monroe county against the creation of a tax commission.

Referred to committee on Ways and Means.

Boettger of Scott presented two remonstrances of citizens of Scott county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Boettger of Scott presented remonstrance of citizens of Scott county against the creation of a tax commission.

Referred to committee on Ways and Means.

Boettger of Scott presented remonstrance of citizens of Scott county against House File No. 210.

Referred to committee on Appropriations.

Heaton of Union presented remonstrance of citizens of Union county against the creation of a tax commission.

Referred to committee on Ways and Means.

LeRoy of Delaware presented remonstrance of citizens of Delaware county against the creation of a tax commission.

Referred to committee on Ways and Means.

REPORTS OF COMMITTEES.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 312, a bill for an act to confer certain powers on cities organized under chapter forty-eight (48) of the acts of the Thirty-second (32) General Assembly of Iowa as the same appears in chapter fourteen-c (14-c) of title five (5) of the 1907 Supplement to the Code of 1897, and on cities having a population of five thousand (5000) or more organized under chapter two (2) of title five (5) of the Code of 1897, and including cities acting under special charters, relating to the organization, equipment and operation of fire departments in addition to all the other powers now granted to such cities by law, and providing for the levy and collection of a special tax for the use and benefit of such fire departments, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Confer Certain Powers on Cities Organized Under the Commission Form of Government and on Cities Having a Population of Five Thousand (5000) or More Organized Under Chapter Two (2) of Title Five (5) of the Code, and Cities Organized Under Special Charter, Relating to the Organization, Equipment and Operation of Fire Departments and Providing for the Levy and Collection of a Special Tax for the Use and Benefit of Such Fire Departments and Granting Power to Anticipate Said Tax and to Issue Fire Fund Certificates or Bonds.

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

Section 1. Cities organized under the commission form of government, and cities having a population of five thousand (5000) or more organized under chapter two (2) of title five (5) of the Code, and cities organized under special charter shall have power to levy a special tax of not to exceed one and one-half mills each year, upon all taxable property in said city, for the purpose of acquiring property for the use of the fire department and equipping the same and shall have power to levy a special tax of not to exceed six mills each year on said property for the purpose of maintaining said department, but the aggregate levy in any one year for equipment and maintenance shall not exceed seven mills. No part of the general fund shall be used for equipping or maintaining said fire department. Nothing in this act shall be held to extend the power of such cities to make annual levies for general and special taxes in excess of forty-eight (48) mills.

Sec. 2. Such cities shall have the power after the purchase of the property and equipment, by ordinance or resolution, to levy at any one time the whole or any part of the cost of such property and equipment upon such taxable property and determine the percentage of tax, not exceeding one and one-half mills, to be paid each year, and the number of years not exceeding ten, given for the maturity of each installment thereof. Certificates of such levy shall be filed with the county auditor in which said city is located, setting forth the amount of percentage and maturity of said tax, or each installment thereof, certified as correct by the city clerk or auditor, and thereupon said tax shall be placed upon the tax lists of the proper county or counties, and collected as other taxes.

Sec. 3. Any such city may anticipate the collection of taxes authorized to be levied for a fire fund for the equipment, or purchase of property for the fire department, and for that purpose may issue fire fund certificates or bonds with interest coupons, and the provisions of chapter twelve (12), title five (5) of the Code shall be operative as to such certificates, bonds and coupons, in so far as they may be applicable.

Sec. 4. Said certificates, bonds and interest thereon shall be secured by said assessments and levies and shall be payable only out of the funds derived from such levies and pledged to the payment of the same, and no certificates or bonds shall be issued in excess of taxes authorized and levied to secure the payment of the same. It shall be the duty of such city on receipt of such funds to hold the same separate and apart in trust for the payment of said certificates, bonds and interest and to apply the proceeds of such funds to the payment of said certificates, bonds and interest; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 451, a bill for an act amending the law as it appears in subdivision one (1), section 1304, of the Code of 1907, and Supplement thereto, relating to exemptions of different classes of property, 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 referred to the committee on Ways and Means.

GERRIT KLAY,
Chairman.

Report adopted, and bill was so referred.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 510, a bill for an act to amend the law as it appears in sections ten hundred fifty-six-a-fifteen (1056-a-15) and ten hundred fifty-six-a-sixteen (1056-a-16), Supplement to the Code, 1907, relating to appointments and removals, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 510 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 440, a bill for an act to amend the law as it appears in section three thousand four hundred and forty-seven (3447) of the Code of Iowa and to fix the time within which certain actions for the recovery of real estate may be brought, 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 amended as follows:

By striking out the words "of Iowa" in the second line of the title and by striking out the words "of Iowa" in the second line of section 1; and by striking out the words and figures "prior to January 1, 1880," in the sixth line of section 1; and also striking out the words "by a trustee is of record" in the ninth line of said section 1 and inserting in lieu thereof the words "was duly recorded" and inserting in said line after

the word "county" the words and figures "prior to January 1, 1890,"; also by striking out all of section 2, being the publication clause; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 425, a bill for an act to amend section four thousand six hundred-a (4600-a) of the Code of 1907, relative to fees of justices of the peace and constables, and the time of payment of same, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Section Four Thousand Six Hundred-a (4600-a) of the Supplement to the Code, 1907, as Amended by Chapter Two Hundred Eight (208) of the Acts of the Thirty-third General Assembly, Relative to Fees of Justices of the Peace and Constables and the Time of Payment of Same.

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

Section 1. That section four thousand six hundred-a (4600-a) of the Supplement to the Code, 1907, as amended by chapter two hundred eight (208) of the acts of the Thirty-third General Assembly, be and the same is hereby amended as follows: By striking out of line fifteen (15) of said section the word "quarterly" and inserting in lieu thereof the word "monthly"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 360, a bill for an act to amend section two hundred and sixty-one of the Supplement to the Code of Iowa, 1907, relating to the removal of causes from the superior courts of the state of Iowa, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Section Two Hundred Sixty-one (261) of the Supplement to the Code, 1907, Relating to Changes of Venue from Superior Courts.

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

Section 1. That section two hundred sixty-one (261) of the Supplement to the Code, 1907, be and the same is hereby amended by inserting after the word "was" in the seventh line of said section the following: "a resident of said county and"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 527, a bill for an act repealing section four thousand and fifteen (4015) of the Code, in relation to exemptions from execution and to enact a substitute therefor, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 546, a bill for an act to provide for the terms of court in the fourth and twenty-first judicial districts, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Townsend of Tama, from the committee on Horticulture, submitted the following report:

MR. SPEAKER—Your committee on Horticulture, to whom was referred House File No. 241, a bill for an act to repeal section two thousand five hundred and seventy-five-a-fifty-two (2575-a-52) of the Supplement

of the Code, 1907, and to enact a substitute therefor, making annual appropriations for carrying on the work of the state entomologist, 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 amended as follows:

By striking out the word "by" in the third line of section one, and inserting in lieu thereof the word "be".

By striking out the word "it" in the fifth line of section one and inserting in lieu thereof the word "there".

By striking out of said bill all of section two; and when so amended the bill do pass.

W. N. TOWNSEND,
Chairman.

Report adopted.

Sherman of Poweshiek called up conference committee report on House File No. 135 and moved the adoption of the amendment proposed by the committee.

Motion prevailed, and the amendment was adopted.

On the question, "Shall the House concur in the Senate substitute for House File No. 135 as amended by the Conference committee?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brown, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griggs, Grout, Halgrims, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kulp, Lenocker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—76.

The nays were:

Bartle, Bradley, Clark, Cronbaugh, Crozier, Downey, Doze, Hadley, Halstead, Hansen, Kingland, Larrabee, Shankland, Trumbauer—14.

Absent or not voting:

Brockway, Bruce, Elliott, Fraley, Griffin, Hamilton, Helming, Jacobs, Jones, Kane, Kelso, Klay, Koontz, Manning, Miller, Rone, Saltzmann—17.

So the House concurred.

Bauman of Van Buren presented the following concurrent resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: The Supplement to the Code of 1907 and the session laws of the Thirty-third General Assembly and annotations for the same issued to William J. Green, representative from Clinton county, has been taken from his desk and cannot be found; therefore,

Be it resolved by the House, the Senate concurring, That the secretary of state be authorized to deliver to Mr. Green one copy of the Supplement to the Code of 1907, and one copy of the session laws of the Thirty-third General Assembly, and annotations for the same, to replace the ones which have been lost or stolen.

Motion prevailed, and the resolution was adopted.

Jacobson of Audubon moved that House File No. 416 be made a special order for Saturday, March 15th, at 10:00 o'clock A. M.

Motion prevailed.

Cole of Hancock moved that House File No. 143 be made a special order for March 21, at 10:00 o'clock A. M., and continue such special order until disposed of.

Motion prevailed.

SPECIAL ORDER NO. 14.

Time having arrived for Special Order No. 14, on motion of Klay of Sioux, House File No. 5, a bill for an act providing for the nonpartisan nomination and election of judges of the su-

preme, district and superior courts of Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Klay proposed the following amendment:

Amend by inserting after the word "candidates" in the eighth line of section 4 the following: "and rotated as near as practicable in such manner as to give equal advantage to all candidates,".

Stipe of Page proposed the following amendment:

MR. SPEAKER—I move to amend House File No. 5 as follows: Strike out all after the enacting clause and insert in lieu thereof the following:

Section 1. At the general election in November, of each year in which such judges are to be elected, there shall be provided a separate ballot upon which shall be placed the names of the candidates for judges of the supreme court, district court and superior court, who have been nominated in the state, districts or cities as provided by law, which ballot shall be entitled "Judiciary Ballot." The names of all candidates shall be placed thereon in the same order as far as possible as other candidates, but without party designation and rotated as provided in section six (6), of chapter sixty-nine (69), laws of the Thirty-third General Assembly; and there shall be designated thereon the number of judges each elector is entitled to vote for. This ballot shall be delivered to each elector, and the candidates on such "Judiciary Ballot" receiving the highest number of votes, shall be duly elected.

Sec. 2. The judges of election, in each voting precinct, shall provide a separate ballot box, in which shall be placed the ballots cast for the election of judges, as provided in this act.

Sec. 3. The secretary of state shall make separate certificate to the various county auditors, of the names and residences of the candidates for judges and in this certificate shall arrange all the names of candidates for each judicial office to be filled, in alphabetical order and without party designation.

Sec. 4. The method of preparation of such "Judiciary Ballot," of publishing notice of election, of conducting the election, of canvassing the vote, of announcing the result, of recounting the ballot, of the penalty for illegal voting, misconduct of election officials, and making the sworn return of election expense, shall, so far as applicable, be the same as now provided in the general election laws of Iowa.

Sec. 5. All acts and parts of acts inconsistent with this act, are hereby repealed.

Ring of Linn moved that House File No. 5 with amendments proposed be referred to the committee on Judiciary.

Roll call was demanded by Klay of Sioux and Lounsberry of Marshall.

On the question, "Shall the bill be referred to the committee on Judiciary?"

The ayes were:

Atkinson, Brown, Dawson, Hunt, Lounsberry, Pickford, Ring, Sidey, Townsend—9.

The nays were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Bliss, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Downey, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Klay, Kulp, Larrabee, Lenocker, LeRoý, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Power, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—80.

Absent or not voting:

Bauman, Black, Blackford, Boettger, Doze, Elliott, Fraley, Griggs, Hamilton, Hazen, Jones, Kane, Kelso, Kingland, Koontz, Manning, McCullough, Rone—18.

Motion to re-refer lost.

Dixon of Sac moved the previous question to apply to the substitute amendment and the original bill.

Whitney of Woodbury seconded the motion.

Motion prevailed, and the previous question was ordered.

Roll call was demanded by Klay of Sioux and Odendahl of Carroll.

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

The ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Craig, Crozier, Daniels, Dixon, Doze, Dunlap, Elwood, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Kane, Kelso, Koontz, Lounsberry, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Peterson, Power, Ring, Rohwer, Scholz, Stipe, Stutt, Trumbauer, Webb, White, Whitney, Mr. Speaker—61.

The nays were:

Anderson of Montgomery, Bliss, Bradley, Brown, Burt, Chapman, Clark, Cole, Cronbaugh, Dawson, Downey, Eggleston, Enger, Erickson, Helming, Jamison, Jensen, Klay, Kulp, Larrabee, Lenocker, LeRoy, Munro, Odendahl, Pickford, Saltzmann, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Workman—34.

Absent or not voting:

Black, Boettger, Elliott, Fraley, Griggs, Hamilton, Jones, Kingland, Manning, McCullough, Rone, Scott—12.

Amendment adopted.

Mr. Klay moved that the rules be suspended, 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 ayes were:

Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Brown, Cannon, Carson, Craig, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elwood, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hansen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kane, Kelso, Koontz, Lenocker, Lund, McCullough, McHose, Meredith, Miller, Milton,

Mitchell, Newcomb, Peterson, Rohwer, Saltzmann, Scholz, Scott, Sherman, Stipe, Stokes, Stutt, Trumbauer, Webb, White, Whitney, Mr. Speaker—59.

The nays were:

Anderson of Montgomery, Anderson of Greene, Bliss, Bradley, Brady, Bruce, Burt, Buxton, Chapman, Clark, Cole, Cronbaugh, Dawson, Downey, Enger, Erickson, Halgrims, Hazen, Heaton, Helming, Jacobson, Jamison, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, McVicker, Munro, Odendahl, Pickford, Power, Ring, Shankland, Sidey, Steelsmith, Thompson, Townsend, Workman—40.

Absent or not voting:

Brockway, Elliott, Fraley, Griggs, Grout, Hamilton, Manning, Rone—8.

So the bill having received a constitutional majority was declared to have passed the House.

Stipe of Page offered the following amendment to the title:

Amend by striking out the words "nomination and," in the first line.

Amendment adopted and title as amended agreed to.

Whitney of Woodbury moved to reconsider the vote by which House File No. 5 passed the House, and that the motion to reconsider be laid on the table.

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 passed the following concurrent resolution, in which the concurrence of the Senate was asked:

House concurrent resolution relative to furnishing Supplement to the Code, 1907, and session laws of the Thirty-third General Assembly and annotations to Representative Green.

JOS. E. MEYER,
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. 384, a bill for an act to amend the law as it appears in section 639 of the Code relating to the classes of cities and towns.

JOS. E. MEYER,
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. 200, a bill for an act to amend section 1, chapter 161, laws of the Thirty-fourth General Assembly, relating to the foreclosure of real estate mortgages.

JOS. E. MEYER,
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. 552, a bill for an act to authorize and empower the joint committee on Retrenchment and Reform to employ expert accountants and efficiency engineers, to institute reform and appropriate funds therefor.

JOS. E. MEYER,
Secretary.

Scholz of Clayton moved that the remarks of Crozier of Marion and Brockway of Louisa relative to House File No. 332 be printed in the Journal.

Motion prevailed.

Mr. Crozier addressed the House as follows:

MR. SPEAKER—I rise to a question of personal privilege this morning and I ask in particular the attention of the members of the committee on Roads and Highways. I wish it understood that what I may say is in no sense in the nature of an apology for anything I have said or done as a member of this House.

I refer to a bill introduced by me, by request, in the early part of this session with relation to bridges. A measure which has engaged the attention of the committee on Roads and Highways and upon which there has been much discussion in the newspapers. I do not make this explanation on account of any matter that may have been published in the newspapers. I recognize the right of the newspapers to criticise me or any one else in the matter of public duty and it is not in reply to any of the newspaper criticisms that I arise this morning but rather at the instance of the members of this House to whom I owe the duty of explaining my conduct as to any measure before this House.

This bill was handed to me by a gentleman claiming to represent the interests of the smaller bridge contractors, giving me to understand that the larger bridge contractors were opposed to it. I stated to him at the time that if, as it was claimed, this measure was in the interests of what is known as the "bridge gang" I would not support it.

I wish to say further that it was at my instance that Mr. Metz was brought before the committee. I suggested to the chairman, Mr. Brockway, that when Mr. Metz came before the committee that they should subject him and the bill to a careful scrutiny and at the same time informing him that I had been informed that Mr. Metz was not representing the larger bridge companies.

My knowledge of Mr. Metz and his family connections for a number of years was sufficient to entitle his representations to my confidence and I wish to say now that if it is as I have been informed, that he is representing the greater bridge companies, that I shall not support this measure.

At the close of the remarks of Mr. Crozier, Mr. Brockway, chairman of the Roads and Highways committee, arose, corroborated the statements of Mr. Crozier, and further stated that no member of the committee, as he believed, held the gentleman from Marion responsible for the bill.

Mr. Brockway addressed the House as follows:

MR. SPEAKER—I wish to state that the gentleman from Marion came to me soon after the introduction of the bill that he has mentioned and the conversation between us was exactly as he has stated. He said that the bill was introduced by him "by request", that the party said it was entirely in the interest of the small bridge companies and for the purpose of enabling them to hold their own in competition with the big concerns. I believe that those of us who saw Mr. Metz before our committee can understand how the gentleman from Marion was misled. I believe that any other member of this House would have made the same error.

I do not believe that any member of the committee on Roads and Highways attaches any responsibility for the introduction of this bill to the gentleman from Marion.

The speaker announced that as speaker of the House, he had signed in the presence of the House, House Files Nos. 162 and 235 and House Joint Resolution No. 6.

Dawson of Cherokee moved that Hon. J. W. Bowman, a former member of the House from Linn county, be invited to address the House.

Motion prevailed.

The speaker appointed Dawson of Cherokee as a committee to escort Mr. Bowman to the chair.

Mr. Bowman then addressed the assembly.

On motion of Ring of Linn, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bliss of Ringgold presented petition of citizens of Beaconsfield, Iowa, in behalf of House File No. 484.

Referred to committee on Railroads and Transportation.

Bliss of Ringgold presented two remonstrances of citizens of Ringgold county against the creation of a tax commission.

Referred to committee on Ways and Means.

Larrabee of Fayette presented petition of citizens of Fayette county favoring the widows' pension bill.

Referred to committee on Appropriations.

REPORT OF COMMITTEE.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 417, a bill for an act amending chapter 157 of the acts of the Thirty-fourth General Assembly relative to legalizing certain conveyances by foreign administrators and executors; regulating the proof of titles to real property and legalizing certain instruments and proceedings as against defects arising prior to 1895; legalizing certain proceedings and instruments when of record ten years and regulating proof of title as affected by such defects; legalizing certain instruments executed by executors, administrators, trustees, guardians, referees and commissioners prior to 1893; giving certain assignments the same force and effect as a deed of conveyance; providing that persons in possession or pending litigation shall not be affected by the provisions of this act and giving claimants one year in which to commence actions and barring their rights thereafter, 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 amended by the following substitute amendment:

A BILL FOR AN ACT Amending Chapter One Hundred Fifty-seven (157) of the Acts of the Thirty-fourth General Assembly, Relative to Legalizing Certain Conveyances by Foreign Administrators and Executors; Regulating the Proof of Titles to Real Property and Legalizing Certain Instruments and Proceedings as Against Defects Arising Prior to 1900, and as to Defects Prior to 1895; Legalizing Certain Proceedings and Instruments When of Record Ten (10) Years and Regulating Proof of Title as Affected by Such Defects; Legalizing Certain Instruments Executed by Executors, Administrators, Trustees, Guardians, Referees and Commissioners Prior to 1903; Declaring Certain Bonds and Contracts for Deeds Void; Giving Certain Assignments the Same Force and Effect as a Deed of Conveyance; Providing That Persons in Possession or Pending Litigation Shall Not Be Affected by the Provisions of the Act and Giving Claimants One (1) Year in Which to Commence Actions and Barring Their Rights Thereafter.

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

Section 1. That all conveyances of real estate executed prior to January 1, 1900, wherein the grantor or grantors described herself, himself or themselves as the surviving spouse, heir at law, heirs at law, surviving spouse and heir at law, or surviving spouse and heirs at law of some person deceased in whom the record title or ownership of said real estate previously vested, shall be conclusive evidence of the facts purported to be so recited as far as they relate to the right of the grantor or grantors to convey, and said conveyance or the records thereof shall be conclusive evidence of the facts purported to be recited so far as they relate to the right of said grantor or grantors to convey and the said conveyance or the records thereof shall be conclusive evidence of his, her or their rights to convey the entire estate, title or interest of such purported deceased person as fully as though the record title of said grantor or grantors has been established by due probate proceedings

in the county where the real estate is situated; provided, however, that where any such conveyance in express terms purports to convey less than the entire estate or a limited estate, the recitals above referred to shall be conclusive evidence of the facts purported to be recited so far as they relate to the rights of said grantor or grantors to convey and said conveyance or the records thereof shall be conclusive evidence of his, her or their right to convey that portion, title or interest which said conveyance purports to convey as fully as though the record title of said grantor or grantors had been established by due probate proceedings in the county where the real estate is located.

Sec. 2. No existing judgment or decree quieting title to real estate as against defects arising prior to January 1, 1895, and purporting to sustain the record title shall be held ineffectual because of the failure to properly set out in the petition or notice the derivation or devolution of the interest of the unknown defendants or on account of the failure of the record to show that such notice was approved by the court or that the same was published as directed by the court or because of the failure of the record to show that an affidavit was filed by plaintiff showing that personal service could not be made on any defendant in the state of Iowa, or because of the failure of defense by a guardian ad litem for any defendant under legal disability or because of failure to comply with any other provision of law, but all such decrees are hereby made legal and effectual the same as if all provisions of law had been complied with in obtaining them.

Sec. 3. No action shall be brought to set aside a judgment or decree quieting title to real estate rendered prior to January 1, 1903.

Sec. 4. No foreclosure proceeding or sale of real estate on execution prior to January 1, 1895, wherein a sheriff's deed was executed and which purports to sustain the record title shall be held ineffectual on account of the failure of the record to show that any of the steps in obtaining said judgments or in the sale of said property were not complied with, that such proceedings are hereby legalized and made valid as if the record showed that all the provisions of the law had been complied with.

Sec. 5. Affidavits on record in the office of any county recorder at the time of taking effect of this act explaining any defect in the chain of title to real estate arising prior to January 1, 1900, or the records thereof made under section two thousand nine hundred fifty-seven (2957) of the Code shall be conclusive evidence of the facts purported to be stated therein in all actions involving the title to said real estate and affidavits thereafter made and recorded as provided in section two thousand nine hundred fifty-seven (2957) of the Code shall be prima facie evidence of the facts therein contained for three (3) years next succeeding the recording thereof and thereafter the same shall be conclusive evidence of the facts therein contained.

Sec. 6. In all cases where the record shows that a contract or bond for a deed has been given prior to January 1, 1895, and the record discloses no performance of the same and that more than ten (10) years have elapsed since the contract by its terms was to be performed, that such contract shall be deemed abandoned and of no effect and the land freed from any lien or defect on account of such contract.

Sec. 7. In the proof of title to real estate derived from deeds or other conveyances or instruments affecting real estate, executed prior to January 1, 1900, wherein there is a difference between the Christian name, names, initial or initials in which title is taken, and the Christian name, names, initial or initials of the grantor or grantors in a succeeding conveyance, the surname in both instances being written the same or sounding the same, such conveyances or the records thereof shall be conclusive evidence that the same surname refers to the same person in the several conveyances and instruments.

Sec. 8. In all cases where, prior to the year A. D. 1903, an executor, administrator, trustee, guardian, referee or commissioner, acting as such in this or any state, has conveyed in such trust capacity real estate lying in this state and such conveyance has been of record since prior to the first day of January, A. D. 1903, in the county where the real estate so conveyed is located and which conveyance purports to sustain the title in the present record owner or owners thereof, such conveyance shall not be held void or insufficient by reason of the fact that due and legal notice of all proceedings with reference to the making of any such conveyance was not served upon all interested or necessary parties or that such executor, administrator, trustee, guardian, referee or commissioner is not shown to have been duly authorized by an order of court to make and execute such conveyance, that a bond was not given therefor, or that no report of the sale was made; or such sale or deed of conveyance was not approved by order of court or that any such foreign executor, administrator, trustee, guardian, referee or commissioner was not appointed or qualified in the state of Iowa prior to the making of such conveyance or that the record thereof fails to disclose compliance with any other provisions of law, and all such conveyances are hereby legalized and declared valid, legal and binding and of full force and effect.

Sec. 9. No judgment or decree purporting to set aside any will, or the provisions of any will, or to place any construction upon any will or terms of any will, or to aid in carrying out the provisions of any will and no contract or agreement purporting to be a settlement of any suit or action to set aside any will or the terms of any will or to place any construction upon any will or any of the terms thereof shall be held ineffectual, void or insufficient because the records fail to show proper service of notice on all parties interested, that persons under disability affected by the action were not properly served with notice or represented by guardian or guardian ad litem, either in suit, action or in a settlement thereof, that all persons interested participated in the settlement, or that any other provisions of law had been complied with which are

necessary to make a valid decree, judgment or settlement, provided more than ten (10) years have elapsed since the judgment, decree, contract or agreement was filed, entered or placed on record in the county where the real estate affected thereby is situated. And said decree, judgment, contract or agreement shall be conclusive evidence of the right, title or interest it purports to establish or adjudicate in so far as it affects the title to such real estate, and said proceedings therein are hereby made legal and effectual the same as though all provisions of law had been complied with in the obtaining of said decree, judgment or execution of said contract or agreement. And that any judgment, decree, contract or agreement such as above described which is now of record less than ten (10) years in the county in which the real estate is situated, shall, at the expiration of ten (10) years from date of filing, entering or recording thereof, have the same force and effect as is above given to those now in effect more than ten (10) years.

Sec. 10. That in the event the record title to any parcel of real estate discloses that the original entry, certificate of entry, receipt or duplicate thereof has been assigned, that prior to such assignment or thereafter, the United States or state issued a patent or conveyance to the assignor, that no deed of conveyance appears on record from the original entryman or assignor to the assignee, that the present record owner holds title by, through or under such assignment, such assignment shall have the same force and effect as a deed of conveyance and shall be conclusively presumed to carry all right, title, and interest of the patentee of said real estate, the same as though a deed of conveyance had been subsequently executed by the patentee or assignor to a subsequent grantor.

Sec. 11. No sale of real property for taxes made prior to January 1, 1895, wherein the tax deed was executed and which deed purports to sustain the record title, shall be held ineffectual on account of the failure of the record to show that any of the steps in the sale and deeding of said property were not complied with; that said proceedings are hereby legalized and made valid and effectual as if the record showed that all the provisions of law had been complied with.

Sec. 12. That chapter one hundred fifty-seven (157) of the acts of the Thirty-fourth General Assembly are hereby amended as follows: By striking out the figures "1911" in the second line of section 1 and inserting in lieu thereof the figures "1913".

Sec. 13. Any grantee, grantor, surviving spouse, heirs, legatees, devisees, assignees, assignors, personal representative or any other person or persons having or claiming any right, title or interest in any real estate, which right, title or interest may be terminated, divested or cut off by the terms of this act, or whose right, title or interest this act purports to terminate, divest or cut off, but for any reason it would not be thereby terminated, divested or cut off, shall have one (1) year from and after the taking effect of this act in which to commence actions to establish any right, title or interest claimed. But after one (1) year from the taking effect of this act no action shall be maintained and in all matters of evidence made conclusive by this act shall, in actions commenced under this section, be presumptive evidence.

Sec. 14. That the provisions of section three thousand four hundred fifty-three (3453) of the Code extending the period of limitations in favor of minors and insane persons shall not be applicable to any of the provisions of this act.

Sec. 15. This act shall not affect pending litigation; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By Brockway of Louisa, House Joint Resolution No. 15.

Joint Resolution Authorizing and Directing the Committee on Roads and Highways of the House of Representatives and the Joint Committee on Roads and Highways of the House of Representatives and Senate of the Thirty-fifth General Assembly to Make an Investigation Into the Methods and Practices of Bridge Contractors and Others Furnishing Bridge and Road Material in the State of Iowa.

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. That the committee on Roads and Highways of the House of Representatives or the joint committee on Roads and Highways of the House of Representatives and Senate of the Thirty-fifth General Assembly is hereby authorized and directed to make investigation into the methods and practices of bridge companies and all persons, firms or corporations furnishing road and bridge material or contracting work upon bridges and highways of this state, and to that end said committee on Roads and Highways of the House of Representatives or said joint committee of the House of Representatives and Senate on Roads and Highways of the Thirty-fifth General Assembly is hereby authorized to require the personal attendance of witnesses, to issue subpoenas and exercise all authority, and to provide for the payment of all expenses incurred incident thereto as authorized in sections 21 and 22 of the Code.

Read first and second time and passed on file.

By joint committee on Public Health, House File No. 643, a bill for an act to provide for the creation of a state registrar, county registrar and local registrar of vital statistics, and the appointment thereof, and for the immediate registration of all births and deaths throughout the state of Iowa by means of certificates of births and deaths, burial and removal permits; to require prompt returns to the bureau of vital statistics at the capital of the state as required to be established by the state registrar of vital statistics;

to insure the thorough efficiency of the registration of vital statistics throughout the state; to provide penalties for the violation thereof, and making an appropriation of ten thousand (\$10,000) dollars therefor, and to repeal sections twenty-five hundred seventy-five-a-eleven (2575-a-11), twenty-five hundred seventy-five-a-twelve (2575-a-12), twenty-five hundred seventy-five-a-thirteen (2575-a-13), twenty-five hundred seventy-five-a-fourteen (2575-a-14), twenty-five hundred seventy-five-a-fifteen (2575-a-15) supplement to the code, 1907, and all acts and parts of acts in conflict herewith; all pertaining to vital statistics and registration of births and deaths.

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

On request of Enger of Winneshiek, House File No. 393 was withdrawn from the further consideration of the House.

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. 175, a bill for an act to repeal section 2348 of the Code, and enacting a substitute therefor providing for a bounty on wild animals.

JOS. E. MEYER,
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. 14, a bill for an act to amend chapter 200, acts of the Thirty-third General Assembly, relating to administration of the estates of absentees.

JOS. E. MEYER,
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. 277, a bill for an act to authorize the use and expenditure of the sinking fund provided for in chapter 5, title 5 of the Code.

JOS. E. MEYER,
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 to legalize deeds and instruments of conveyance, tax deeds, sheriff's deeds, deeds of administrators, executors, and guardians, and all other conveyances made and recorded prior to the first day of January, A. D. 1890.

JOS. E. MEYER,
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. 17, a bill for an act to repeal section 5097 of the Code, and enact a substitute therefor defining magistrates and limiting the jurisdiction of certain of such magistrates.

JOS. E. MEYER,
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 to establish industrial schools at Eldora and the department at Mitchellville as two separate and distinct institutions.

JOS. E. MEYER,
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 to repeal hte law as it appears in section 2724, Supplement to the Code, and enact a substitute therefor relating to admission to the school for the deaf.

JOS. E. MEYER,
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. 119, a bill for an act to require foreign corporations operating within the state of Iowa, to comply with the laws governing the issuance of capital stock of domestic corporations, and to require foreign corporations to obtain a permit to transact business within the state.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to a substitute for Senate File No. 103, a bill for an act declaring the emission of smoke within the corporate limits of certain cities to be a public nuisance.

JOS. E. MEYER,
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. 66, a bill for an act in relation to assessments for benefits to roads, streets and highways, in levee or drainage districts.

JOS. E. MEYER,
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. 155, a bill for an act to amend sections 3146 and 3147 of the Code, relative to the time for making return of solemnization of marriage.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Substitute for Senate File No. 175, a bill for an act to amend section twenty-three hundred forty-eight (2348) of the code relating to bounty on wolves.

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

Substitute for Senate File No. 14, a bill for an act to amend chapter two hundred (200) of the acts of the Thirty-third General Assembly relating to administration of the estates of absentees.

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

Senate File No. 277, a bill for an act to authorize the use and expenditure of the sinking fund provided for in chapter five (5) of title V of the code of 1897.

Read first and second time and referred to committee on Municipal Corporations.

Senate File No. 240, a bill for an act to legalize deeds and instruments of conveyance, tax deeds, sheriff's deeds, deeds of administrators, executors, and guardians, and all other conveyances made and recorded prior to the first day of January, A. D. 1890, additional to chapter 6, title 14 of the code, relating to the conveyance of real estate.

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

Substitute for Senate File No. 17, a bill for an act to repeal section five thousand ninety-seven (5097) of the code and to enact a substitute therefor defining magistrates and limiting the jurisdiction of certain of such magistrates.

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

Senate File No. 275, a bill for an act to establish the industrial school at Eldora and the department at Mitchellville as two separate and distinct institutions, to provide official designation for them, and to repeal acts in conflict with this act.

Read first and second time and referred to committee on Board of Control.

Senate File No. 279, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-four (2724) of the supplement to the code, 1907, and to enact a substitute therefor relating to admission to the school for the deaf and to reports by county superintendents of deaf persons.

Read first and second time and referred to committee on Board of Control.

Senate File No. 119, a bill for an act to require foreign corporations owning, controlling, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located within the state of Iowa, or the business of such works, plants or railways or owning or controlling stock in any corporation owning, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban street railway located within the state of Iowa or the business of such plants or railways to comply with the laws governing the issuance of capital stock of domestic corporations and the making of reports by domestic corporations and to require said foreign corporations to obtain a permit to transact business within the state of Iowa, and conferring upon courts of equity jurisdiction to dissolve and terminate corporations, works, plants or businesses violating this act and providing penalties for violations of this act.

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

CONSIDERATION OF BILLS.

On request of Kulp of Palo Alto, unanimous consent having been given, House File No. 66, a bill for an act to amend the law as it appears in sections 1989-a-19, 1989-a-26, 1989-a-27, and 1989-a-38, of the supplement to the code, 1907, and section 16 of chapter 118 of the acts of the Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third General Assembly, relating to assessments for benefits to roads, streets, and highways in levee or drainage districts, to interest thereon, and to the issu-

ance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued, with Senate amendments, was taken up and the amendments read and considered:

SENATE AMENDMENT.

Amend the bill by striking out the catch words following sections 1, 2, 3, 4, 5 and 6 of the bill.

Mr. Kulp moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Klay, Kulp, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steel-smith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Atkinson, Black, Boettger, Brown, Clark, Cronbaugh, Crozier, Dixon, Downey, Elliott, Fraley, Greene of Grundy, Heaton, Helming, Jacobs, Jones, Koontz, Larrabee, Lenoeker, Manning, McCullough, Miller, Odendahl, Rohwer, Rone, Stipe, Webb—27.

So the House concurred in Senate amendments.

On request of Lund of Hamilton, unanimous consent having been given, House File No. 155, a bill for an act amending sections three thousand one hundred forty-six (3146) and three thousand

one hundred forty-seven (3147) of the code relative to the time for making return of solemnization of marriage, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Amend section 1 by inserting the words "fifteen days" in lieu of the word "thirty days".

Amend section 2 by striking out the word "thirty" at the end thereof and substituting the word "fifteen".

Amend section 1 by inserting the words "of the Code" following the figures (3146) in the second line.

Mr. Lund moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Chapman, Cole, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Kane, Kelso, Kingland, Klay, Kulp, Lenocker, LeRoy, Lund, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Atkinson, Bauman, Black, Boettger, Brockway, Carson, Clark, Craig, Cronbaugh, Dawson, Elliott, Fraley, Greene of Grundy, Hazen, Heaton, Helming, Jacobs, Jamison, Jones, Koontz, Larrabee, Lounsberry, Manning, Miller, Odendahl, Rohwer, Rone, Scott, Stipe, Webb—30.

So the House concurred in Senate amendments.

On motion of Doze of Wayne, substitute for Senate File No. 192, a bill for an act additional to chapter 5, title 10, of the code, requiring locomotives to be equipped with headlights, prescribing character of such headlights, and punishment for failure to so equip, was taken up and considered.

Mr. Doze moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Atkinson, Black, Boettger, Clark, Craig, Cronbaugh, Dawson, Elliott, Fraley, Greene of Grundy, Griggs, Halgrims, Helming, Jacobs, Jones, Klay, Koontz, Larrabee, McCullough, Miller, Rone, Stipe, Webb—23.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Doze of Wayne, House File No. 292 was withdrawn from the further consideration of the House.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Senate File No. 204, a bill for an act to repeal the law as it appears in sections 2743, 2745, 2751, 2753, 2790, 2797, 2798, 2744, 2752, 2800, 2801, Supplement to the Code, 1907, and to enact substitutes therefor relative to the units of school organization.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Senate File No. 204, a bill for an act to repeal the law as it appears in sections twenty-seven hundred forty-three (2743), twenty-seven hundred forty-five (2745), twenty-seven hundred fifty-one (2751), twenty-seven hundred fifty-three (2753), twenty-seven hundred ninety (2790), twenty-seven hundred ninety-seven (2797), and twenty-seven hundred ninety-eight (2798) of the code, and sections twenty-seven hundred forty-four (2744), twenty-seven hundred fifty-two (2752), twenty-eight hundred (2800), and twenty-eight hundred one (2801) of the supplement to the code, 1907, and to enact substitutes therefor; and to amend the law as it appears in sections twenty-seven hundred fifty-four (2754), twenty-seven hundred ninety-four (2794), supplement to the code, 1907, and twenty-seven hundred ninety-four-a (2794-a), supplement to the code, 1907, as amended by the acts of the Thirty-fourth General Assembly, relative to the units of school organizations.

Read first and second time and passed on file.

CONSIDERATION OF BILLS.

On motion of Bartle of Mitchell, House File No. 58, a bill for an act to amend section eleven hundred eighty-two (1182) of the code of 1897 relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors, with report of committee recommending passage as amended, together with substitute amendment proposed by Stipe of Page, was taken up and considered.

Mr. Bartle moved the adoption of the substitute amendment proposed by Stipe of Page.

Power of Jefferson moved that further consideration of House File No. 58 be deferred and that it retain its place on the calendar.

Barry of Linn moved to amend by referring House File No. 58 to committee on Elections.

Motion prevailed, and the amendment was adopted.

Motion as amended prevailed and the bill was referred to the committee on Elections.

On request of Bliss of Ringgold, leave of absence was granted Jones of Dickinson for today.

Mr. Speaker granted leave of absence to Greene of Grundy until Monday.

On motion of Shankland of Polk, House File No. 110, a bill for an act to provide for the nomination of district judges in judicial districts composed wholly of one county and having a population of 75,000 or more, at the primary election, with report of committee recommending passage, was taken up and considered.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Whitney, Workman, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Barry, Bauman, Black, Boettger, Clark, Cronbaugh, Crozier, Downey, Elliott, Fraley, Greene of Grundy, Heaton, Helming, Hunt, Jones, Klay, Koontz, Lenocker, Miller, Power, Rohwer, Rone, Steelsmith, Stipe, Trumbauer, Webb, White—27.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Whitney of Woodbury, House File No. 54, a bill for an act providing for the sanitation of bakeries, canneries, packing houses, slaughter houses, dairies, creameries, cheese factories, confectioneries, restaurants, hotels, groceries, meat markets, and all other food producing establishments, manufactories, or other places where food is prepared, manufactured, packed, stored, sold, or distributed, and vehicles in which food is placed for transportation; regulating the health of operatives, employes, clerks, drivers and all other persons working on the premises who handle the material from which food is prepared or the finished product; defining food, regulating the wholesomeness of food manufactured, prepared, packed, stored, sold, distributed or transported; defining the duties of the state food and dairy commissioner in relation thereto; providing penalties for the violation thereof, and repealing acts in conflict therewith, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Whitney moved the adoption of the amendment proposed by him on March 12th.

On motion of Ring of Linn, the House adjourned until 9:00 o'clock A. M., Friday.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 14, 1913.

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

Prayer was offered by Rev. C. W. Cleveland of Elwood, Iowa.

Journal of Thursday, March 13th, corrected and approved.

CONSIDERATION OF BILLS.

House resumed consideration of House File No. 54, a bill for an act providing for the sanitation of bakeries, canneries, packing houses, slaughter houses, dairies, creameries, cheese factories, confectioneries, restaurants, hotels, groceries, meat markets, and all other food producing establishments, manufactories, or other places where food is prepared, manufactured, packed, stored, sold, or distributed, and vehicles in which food is placed for transportation; regulating the health of operatives, employes, clerks, drivers and all other persons working on the premises who handle the material from which food is prepared or the finished product; defining food, regulating the wholesomeness of food manufactured, prepared, packed, stored, sold, distributed or transported; defining the duties of the state food and dairy commissioner in relation thereto; providing penalties for the violation thereof, and repealing acts in conflict therewith, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Whitney of Woodbury moved the adoption of the amendments to section 1 proposed by him on March 12th.

Motion prevailed, and the amendments were adopted.

Mr. Whitney offered the following amendment:

Amend by striking out the word "and" just preceding the word "upon" in the seventh line of section 1 of the printed bill.

Amendment adopted.

Mr. Whitney moved the adoption of his amendment to section 2.

Motion prevailed, and the amendment was adopted.

Mr. Whitney moved the adoption of his amendment to section 3.

Motion prevailed, and the amendment was adopted.

Mr. Whitney moved the adoption of his amendments to section 4.

Motion prevailed, and the amendments were adopted.

Mr. Whitney moved the adoption of his amendment inserting a new section to be numbered section 12, immediately following section 11 of the bill.

Barry of Linn moved the previous question to apply to the amendment and to the main question.

Hadley of Webster seconded the motion.

Motion prevailed.

Amendment adopted.

Mr. Whitney moved the adoption of his amendment to strike out section 12 of the bill and insert in lieu thereof section 13 proposed by him.

Motion prevailed, and the amendment was adopted.

Mr. Whitney moved the adoption of his amendment to strike out section 13 of the printed bill and insert in lieu thereof section 14 as proposed by him.

Motion prevailed, and the amendment was adopted.

Mr. Whitney moved the adoption of his amendment to renumber section 14 of the bill as section 15.

Motion prevailed, and the amendment was adopted.

Ring of Linn asked unanimous consent to amend section 11 of the printed bill.

Consent granted.

Mr. Ring then proposed the following amendment:

Amend by inserting the words "and fresh" after the word "dried" in line 1.

Amendment adopted.

Brady of Dallas moved to reconsider the vote by which the previous question was ordered.

Barry of Linn seconded the motion.

Motion lost.

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

Scholz of Clayton in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Doze, Elwood, Engér, Erickson, Griffin, Grout, Hadley, Halgrims, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Kingland, Klay, Kulp, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Scholz, Scott, Sherman, Sidey, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—73.

The nays were:

Black, Bradley, Brown, Clark, Cronbaugh, Crozier, Downey, Dunlap, Eggleston, Greene of Clinton, Halstead, Hamilton, Hansen, Kane, Kelso, Odendahl, Saltzmann, Steelsmith, Stokes, Stutt, Thompson—21.

Absent or not voting:

Boettger, Elliott, Fraley, Greene of Grundy, Griggs, Jamison, Jones, Koontz, Larrabee, McCullough, Rohwer, Shankland, Stipe—13.

So the bill having received a constitutional majority was declared to have passed the House.

Speaker Cunningham in the chair.

Whitney of Woodbury offered the following amendment to the title.

Amend by striking from said title the following:

“Regulating the health of operatives, employes, clerks, drivers, and all other persons working on the premises who handle the material from which food is prepared or the finished product”.

Also: By adding to said title in lieu of the words stricken out as above, the following: “Providing for the licensing of persons, firms or corporations operating or conducting bakeries, candy factories, slaughter houses, meat markets, or places where fresh meats are sold at retail; fixing such license fee and the duration of such license and the rights thereunder.”

Amendment adopted, and title as amended agreed to.

Huff of Hardin presented the following concurrent resolution, asked unanimous consent for immediate consideration, and moved its adoption:

CONCURRENT RESOLUTION.

WHEREAS: Mr. John J. Mitchell, former president of the United Mine Workers of the United States, is now in the city of Des Moines; therefore,

Be it resolved, That a joint convention of the two houses of the Thirty-fifth General Assembly be held on Friday, March 14, at 10:30 A. M..

Be it further resolved, That the said John J. Mitchell be invited to address said joint convention, and that the speaker of the House and the president of the Senate be authorized to appoint a committee of two members to deliver the invitation to the said John J. Mitchell.

Motion prevailed, and resolution was adopted.

The speaker appointed as such committee on part of the House, Huff of Hardin.

MESSAGE FROM THE SENATE.

The following messages was received from the Senate:

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 extending an invitation to John J. Mitchell to address the joint convention today, and the president appoints as committee on part of the Senate, Senator Ream.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On motion of Brockway of Louisa, House Joint Resolution No. 15, a joint resolution authorizing and directing the committee on Roads and Highways of the House of Representatives and the joint committee on Roads and Highways of the House of Representatives and Senate of the Thirty-fifth General Assembly to make an investigation into the methods and practices of bridge contractors and others furnishing bridge and road material in the state of Iowa, was taken up and considered.

Mr. Brockway moved that the rules be suspended, the joint resolution be considered engrossed, and read a third time now, which motion prevailed, and the resolution was read a third time.

Joint Resolution Authorizing and Directing the Committee on Roads and Highways of the House of Representatives and the Joint Committee on Roads and Highways of the House of Representatives and Senate of the Thirty-fifth General Assembly to Make an Investigation Into the Methods and Practices of Bridge Contractors and Others Furnishing Bridge and Road Material in the State of Iowa.

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. That the committee on Roads and Highways of the House of Representatives or the joint committee on Roads and Highways of the House of Representatives and Senate of the Thirty-fifth General Assembly is hereby authorized and directed to make investigation into the methods and practices of bridge companies and all persons, firms or corporations furnishing road and bridge material or contracting work upon bridges and highways of this state, and to that end said committee on Roads and Highways of the House of Representatives or said joint committee of the House of Representatives and Senate on Roads and Highways of the Thirty-fifth General Assembly is hereby authorized

to require the personal attendance of witnesses, to issue subpoenas and exercise all authority, and to provide for the payment of all expenses incurred incident thereto as authorized in sections 21 and 22 of the Code.

Larrabee of Fayette in the chair.

On the question, "Shall the joint resolution pass?"

The ayes were:

Anderson of Greene, Barry, Bauman, Bingham, Bliss, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Clark, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Scholz, Sherman, Sidey, Stipe, Stokes, Thompson, Townsend, White, Whitney—73.

The nays were:

Bartle, Black, Blackford, Bradley, Brown, Cronbaugh, Downey, Greene of Clinton, Kane, Kelso, Kingland, McCullough, Scott, Shankland, Stutt, Trumbauer, Webb—17.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bernbrock, Boettger, Bruce, Cole, Elliott, Greene of Grundy, Jensen, Jones, Klay, Koontz, Odendahl, Rohwer, Steelsmith, Workman, Mr. Speaker—17.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

The speaker appointed as a committee to notify the Senate that the House was ready to receive it in joint convention, Anderson of Montgomery, Jensen of Pocahontas and Steelsmith of Osceola.

The sergeant-at-arms announced the arrival of the members of the Senate, who took their seats on the west side of the House chamber.

JOINT CONVENTION.

The joint convention was called to order by President Pro Tem Savage, president of the joint convention, at 10:40 o'clock A. M.

The roll was then called and the following members responded as present:

Allen, Anderson of Montgomery, Anderson of Greene, Ames, Arney, Atkinson, Balkema, Balluff, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boe, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Chase, Clark, Clarkson, Cole, Cowles, Craig, Crist, Cronbaugh, Crow, Crozier, Cunningham, Daniels, Darrah, Dawson, DeWolf, Dixon, Doran, Downey, Doze, Dunlap, Dunnegan, Eggleston, Elwood, Enger, Erickson, Farr, Fellows, Fraley, Francis, Garrett, Gillette, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Hagemann, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heald, Heaton, Helming, Hilsinger, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones of Montgomery, Kane, Kelso, Kimball, Kingland, Klay, Kulp, Larrabee of Webster, Larrabee of Fayette, Legel, Lenocker, LeRoy, Lounsberry, Lund, Malmberg, Manning, Mattes, McColl, McCullough, McHose, McManus, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Neal, Newcomb, Nye, Odendahl, Perkins, Peterson, Pickford, Power, Quigley, Ream, Ring, Robinson, Rone, Saltzman, Savage, Scholz, Schrup, Scott, Shankland, Sheean, Sherman, Sidey, Smith, Steelsmith, Stipe, Stokes, Stutt, Sullivan, Taylor, Thomas, Thompson, Townsend, Trumbauer, Webb, Webber, White of Iowa, White of Benton, Whitney, Wilson of Appanoose, Wilson of Clinton, Workman—150.

Absent:

Elliott, Greene of Grundy, Jewell, Jones of Dickinson, Koontz, Rohwer, Spaulding—7.

The president then announced the joint convention duly organized with a quorum of members present, pursuant to the adoption of concurrent resolutions.

The joint convention then listened to addresses by John J. Mitchell, vice-president of the American Federation of Labor, and Hon. Jas. A. Wilson, retiring secretary of agriculture.

Senator Thomas of Union moved that the joint convention be dissolved.

Motion prevailed.

House reconvened, Larrabee of Fayette in the chair.

On motion of Odendahl of Carroll, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Larrabee of Fayette in the chair.

Lund of Hamilton moved that Hon. Frank O'Connor, a former member of the House from Chickasaw county, be invited to address the House.

Motion prevailed.

The speaker appointed Lund of Hamilton to escort Mr. O'Connor to the chair.

Mr. Lund reported that Mr. O'Connor would address the House on Saturday.

On request of Cannon of O'Brien, leave of absence was granted Rohwer of Ida until Monday.

On request of Bliss of Ringgold, leave of absence was granted Jones of Dickinson until Monday.

On request of Miller of Bremer, leave of absence was granted Koontz of Johnson until Tuesday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Rone of Worth presented remonstrance of citizens of Worth county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Boettger of Scott presented remonstrance of voters of Scott county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Ring of Linn presented remonstrance of citizens of Linn county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Griffin of Woodbury presented remonstrance of citizens of Woodbury county against Senate File No. 306.

Referred to committee on Public Utilities.

Boettger of Scott presented remonstrance of citizens of Scott county against the creation of a tax commission.

Referred to committee on Ways and Means.

Scholz of Clayton presented remonstrance of citizens of Clayton county against the creation of a tax commission.

Referred to committee on Ways and Means.

Trumbauer of Keokuk presented remonstrance of citizens of Keokuk county against the creation of a tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens of Crawford county against the creation of a tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens of Crawford county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Eggleston of Clarke presented remonstrance of citizens of Clarke county against the creation of a tax commission.

Referred to committee on Ways and Means.

Odendahl of Carroll presented remonstrance of citizens of Carroll county against the creation of a tax commission.

Referred to committee on Ways and Means.

McHose of Boone presented remonstrance of citizens of Boone county against the creation of a tax commission.

Referred to committee on Ways and Means.

Hazen of Pottawattamie presented remonstrance of citizens of Pottawattamie county against the creation of a tax commission.

Referred to committee on Ways and Means.

Brown of Mahaska presented remonstrance of citizens of Mahaska county against the creation of a tax commission.

Referred to committee on Ways and Means.

Whitney of Woodbury presented remonstrance of citizens of Woodbury county against Senate File No. 306.

Referred to committee on Public Utilities.

Burt of Taylor presented remonstrance of citizens of Taylor county against the creation of a tax commission.

Referred to committee on Ways and Means.

Huff of Hardin presented remonstrance of citizens of Hardin county against any change in government of the rural schools.

Referred to committee on Schools and Text Books.

Huff of Hardin presented remonstrance of citizens of Hardin county against Senate File No. 306.

Referred to committee on Public Utilities.

Newcomb of Adams presented remonstrance of citizens of Adams county against the creation of a tax commission.

Referred to committee on Ways and Means.

Kane of Dubuque presented remonstrance of citizens of Dubuque county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Doze of Wayne presented remonstrance of citizens of Wayne county against the creation of a tax commission.

Referred to committee on Ways and Means.

Hutchins of Kossuth presented remonstrance of citizens of Kossuth county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Black of Muscatine presented remonstrance of citizens of Muscatine county against the creation of a tax commission.

Referred to committee on Ways and Means.

Cannon of O'Brien presented remonstrance of citizens of O'Brien county against the creation of a tax commission.

Referred to committee on Ways and Means.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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 substitute for Senate File No. 144, a bill for an act to amend sections two (2), three (3), five (5) and seven (7) of the law as it appears in chapter one hundred (100) of the laws of the Thirty-fourth General Assembly, and adding new sections to the same relating to stallions and jacks.

Also:

Senate File No. 151, a bill for an act to amend the law relating to the compensation and duties of school treasurers as the same appears in section twenty-seven hundred eighty (2780) of the Code, and section twenty-seven hundred sixty-eight (2768) of the Supplement to the Code, 1907.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORTS OF COMMITTEES.

Dawson of Cherokee, 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. 93, a bill for an act to repeal chapter one hundred and forty-six (146) of the acts of the Thirty-fourth General Assembly, relating to high school tuition, and to enact a substitute therefor, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Repeal Chapter One Hundred and Forty-six (146) of the Acts of the Thirty-fourth General Assembly, and to Enact a Substitute Therefor, Relating to High School Tuition.

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

Section 1. That chapter one hundred forty-six (146) of the acts of the Thirty-fourth (34) General Assembly is hereby repealed and the following is enacted in lieu thereof:

"Any person of school age who is a resident of a school corporation which does not offer a four-year high school course and who has completed the said course as approved by the department of public instruction in such corporation shall be permitted to attend any public high school in the state, approved in like manner, that will receive him.

Any person applying for admission to any high school under the provisions of this act shall present to the officials of said high school a certificate from the president or secretary of the school corporation in which he resides stating that the said applicant is of school age and that he is a resident of said school corporation, which certificate shall be issued on application therefor. He shall also present a certificate signed by the county superintendent showing proficiency in the common school branches, reading, orthography, arithmetic, physiology, grammar, civics of Iowa, geography, United States history, penmanship and music.

The school corporation in which such student resides shall pay to the secretary of the corporation which such student shall be permitted to enter a tuition fee equal to the average cost of tuition and the average proportion of contingent expenses in the high school department in the latter corporation during the time he so attends, not exceeding, however, a total period of four (4) school years. Such payment to be made out of the teachers' fund and the contingent fund or out of the general fund of the debtor corporation and such tuition fee as collected by the secretary shall be turned over by him with an itemized statement, to the treasurer of the school funds on or before February 15th and June 15th of each year, provided the maximum fee collected from any district for each pupil shall not exceed the sum of three and one-half dollars (\$3.50) per month.

If payment is refused or neglected the board of the creditor corporation shall file with the auditor of the county of the pupil's residence a statement certified by its president specifying the amount due for tuition and for contingent expenses respectively, and the time for which the same is claimed; and the auditor shall transmit to the county treasurer an order directing such treasurer to transfer the amount of such account from the debtor corporation to the creditor corporation, and the treasurer shall pay the same in accordance therewith."; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 344, a bill for an act relative to units of school organization, 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 amended as follows:

Amend by striking out the parenthesis and the words enclosed therein in lines one (1), two (2) and three (3) of section four (4); and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Speaker Cunningham in the chair.

Also :

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 470, a bill for an act to amend chapter one hundred forty-six (146) of the acts of the Thirty-fourth General Assembly relative to the payment of tuition of pupils attending high schools located in other districts, 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.

W. P. DAWSON,
Chairman.

Report adopted, and House File No. 470 was indefinitely postponed.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 486, a bill for an act to amend sections thirteen hundred thirty-four (1334), thirteen hundred thirty-four-a (1334-a), thirteen hundred thirty-seven (1337) of the Supplement to the Code, 1907, and to repeal section thirteen hundred thirty-eight (1338) of the Code, and to enact a substitute therefor, and all relating to the assessment and taxation of railways and to requirements of railway companies and duties of officers in connection therewith, 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 referred to the Ways and Means committee.

HERBERT A. HUFF,
Chairman.

Report adopted, and House File No. 486 was so referred.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 453, a bill for an act appropriating a certain sum of money to Bertha G. Myers, widow of Elmer Myers, deceased, an itinerant vendor of drugs, the said amount so appropriated being the unearned license fee paid by said Elmer Myers, 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 do pass.

WM. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred substitute for Senate File No. 24, a bill for an act to indemnify Clara Bahls for injuries sustained in the institution for the deaf and dumb at Council Bluffs, Iowa, 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 amended as follows:

Strike out all after the enacting clause and insert the following: "There is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of \$1,000 for payment in full for damages sustained by Clara Bahls arising from injuries sustained by her while at work in the laundry at the state school for the deaf and dumb at Council Bluffs, Iowa; said sum to be placed in the hands of the executive council as trustee for the benefit of said Clara Bahls"; and when so amended the bill do pass.

WM. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 124, a bill for an act to indemnify H. C. Jackson for personal injury sustained by him while employed as head farmer at the state hospital at Mt. Pleasant, Iowa, 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 amended as follows:

By striking out the words and figures "two thousand dollars (\$2,000), in line three (3) and inserting in lieu thereof the words and figures "five hundred dollars (\$500)"; and when so amended the bill do pass.

WM. LARRABEE, JR.,
Chairman.

Report adopted.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 508, a bill for an act to repeal chapter forty-five (45) of the acts of the Thirty-fourth (34) General Assembly of the state of Iowa, relating to the approval of plats of additions to cities or towns by city and town councils, and to enact a substitute therefor, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred substitute Senate File No. 266, a bill for an act to amend the law as it appears in section 741-o, Supplement to the Code, 1907, relating to the election of city hospital trustees, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 373, a bill for an act to amend the law as it appears in chapter eighty-three (83), acts of the Thirty-third (33) General Assembly, relating to the issuance of bonds in cities and towns, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 509, a bill for an act to repeal chapter 49 of the acts of the Thirty-fourth General Assembly, relating to the improvement of water fronts in cities acting under special charter and conferring additional powers upon said cities, and to enact a substitute therefor, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred Senate File No. 245, a bill for an act to amend section 820 of the Code, fixing the time in which the city council or board of public works shall ascertain the cost and prepare the assessment, plat and schedule relative to the special assessment of property for the making or reconstruction of street improvements, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Huntley of Lucas, from the committee on Police Regulations, submitted the following report :

MR. SPEAKER—Your committee on Police Regulations, to whom was referred House File No. 439, a bill for an act to authorize the appointment of special agents to aid in the detection, identification, capture and conviction of criminals, delinquents and defectives, and to require the cooperation and assistance of all sheriffs, police and peace officers and all other officers charged with the care, supervision and jurisdiction over criminals, delinquents or defectives, 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 do pass.

C. W. HUNTLEY,
Chairman Pro Tem.

Report adopted.

Fraleay of Polk, from the committee on Commerce and Trade, submitted the following report:

MR. SPEAKER—Your committee on Commerce and Trade, to whom was referred House File No. 108, a bill for an act to prohibit the sale, loaning, giving away, or carrying of certain dangerous weapons, to prevent the carrying of concealed weapons, except in certain specified cases when a license is issued therefor; to provide punishment for the violation of the provisions hereof, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Prohibit the Sale, Keeping for Sale, Loaning, Giving Away or Carrying of Certain Dangerous Weapons, to Prevent the Carrying of Concealed Weapons, Except in Specified Cases When a Permit is Issued Therefor; to Provide Punishment for the Violation of the Provisions Hereof.

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

Section 1. It shall be unlawful for any person, except as hereinafter provided, to go armed with a dirk, dagger, sword, pistol, revolver, stiletto, metallic knuckles, pocket billy, sand bag, skull cracker, slung-shot, razor or other offensive and dangerous weapons or instruments concealed upon his person.

Sec. 2. It shall be unlawful to sell, to keep for sale or offer for sale, loan or give away, dirk, dagger, stiletto, metallic knuckles, sand bag or skull cracker. The provisions of this section shall not prevent the selling or keeping for sale of hunting and fishing knives.

Sec. 3. The chief of police in cities of the first and second class, special charter cities and cities under commission form, or where there is no organized police force, in counties, towns and villages the sheriff or mayor shall issue a permit to carry concealed a revolver, pistol or pocket billy, provided that in the judgment of said officials such permit should be granted.

Sec. 4. It shall be the duty of said officials to issue a permit to go armed with a revolver, pistol or pocket billy to all peace officers and such other persons who, in the judgment of said officials, should be permitted to go so armed. Mining companies, banks, trust companies, railroad and express companies may obtain a general permit good for any of their employes only while on duty actually engaged in guarding any property or the transportation of moneys or other valuables.

Permits issued to peace officers or to employes of railroad or express companies shall permit such persons to go armed anywhere within the state while in the discharge of their duties.

Sec. 5. The chief of police, sheriff or mayor shall keep a correct list of all persons to whom permits are issued, together with the number of such permit and the date each is revoked, and furnish the county recorder a copy of all such permits issued and revocations made.

Sec. 6. Whenever any permit is issued under this act to any person to carry any of the weapons mentioned herein, by virtue of said person being a peace officer, the right of said person to carry any of said weapons shall cease when said person ceases to be such official. Said officials shall have the power to at any time at his discretion, revoke any permit under and by virtue of this act.

The county recorder shall keep a complete record, in a book provided for the purpose of all permits issued, and revocations made, and sales of pistols, revolvers and pocket billies. Such record shall not be open to inspection to any, except the sheriff, mayor, or chief of police of the county or municipality.

Sec. 7. No permit shall be granted to any person to go armed as heretofore stated, with a revolver, pistol or pocket billy, unless the applicant shall make personal application before the officials heretofore mentioned, and the applicant must state: First, the full name, residence and age of the applicant; second, the place of business, place of employment or vocation of the applicant; third, the nature of the applicant's business.

Sec. 8. It shall be the duty of any person armed with a revolver, pistol or pocket billy concealed upon his person, to produce at all times and upon the request of any peace officer or any other person in authority, the permit provided for in this act. And failure to so produce such permit upon request shall be deemed prima facie evidence of the violation of the terms of this act.

Sec. 9. It shall be unlawful for any person, firm, association or corporation to engage in the business of selling, keeping for sale, exchange or give away to any person within the state, any revolver, pistol or pocket billy or other weapons of a like character which can be concealed on the person, without first securing a permit from the proper official having authority to issue such permit.

Sec. 10. Every person selling revolvers, pistols, pocket billy and other weapons of a like character which can be concealed on the person, whether such person is a retail dealer, pawn broker or otherwise, shall report within twenty-four hours to the county recorder, the sale of any revolver, pistol or pocket billy and in such report shall set forth the time of sale, age, occupation, place of employment or business, name and residence of such purchaser of said weapon or weapons, together with the number, make, and other marks of identification of such weapon or weapons. Every person who shall fail to make such report will be guilty of a misdemeanor, and on being convicted of a second offense his permit shall be revoked.

Any person purchasing a revolver, pistol or a pocket billy according to the provisions in sections seven and ten, and giving a fictitious name will be guilty of a misdemeanor.

Sec. 11. Any person who shall violate any of the provisions of section 1 shall be deemed guilty of a felony and upon conviction thereof shall be punished by a fine of not more than five hundred dollars or by imprisonment in the state prison not more than two years, or by both such fine and imprisonment in the discretion of the court, and in addition thereto may be required to enter into a recognizance with sufficient surety in such sum as the court may order, not exceeding one thousand dollars, to keep the peace and be of good behavior for a period not exceeding one year, provided that in case of the first offense the court may in its discretion reduce the punishment to imprisonment in the county jail of a term not more than three months, or a fine of not more than one hundred dollars.

Sec. 12. This act shall not affect in any respect wholesale dealers or jobbers.

Sec. 13. All acts, and parts of acts, in so far as they are in conflict with this act, are hereby repealed"; and when so amended the bill do pass.

W. S. FRALEY,
Chairman.

Report adopted.

Burt of Taylor, from the committee on Telegraph and Express, submitted the following report:

MR. SPEAKER—Your committee on Telegraph and Express, to whom was referred House File No. 308, a bill for an act relating to the transfer of messages by telegraph companies and providing penalties for the violation thereof. And conferring power on the board of railroad commissioners in connection therewith, 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 amended by the following substitute amendment:

A BILL FOR AN ACT Relating to the Transfer of Messages by Telegraph Companies and Providing for the Violation Thereof, and Conferring Power on the Board of Railroad Commissioners in Connection Therewith.

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

Section 1. Every person, firm or corporation, whether organized within or without the state, engaged in the business of transmitting messages by telegraph in this state shall, immediately upon the taking effect of

this act, provide and thereafter maintain at as many points within this state as shall be necessary to carry out the provisions of this act, transfer or exchange stations, for the purpose of transferring messages originating on the lines of the initial company to the lines of the company having the station of destination.

Sec. 2. It shall be the duty of all such telegraph companies upon receiving a message either within or without this state, to be transmitted to a point within this state on the line of another telegraph company and not on that of the receiving company when demanded by the sender thereof, to transmit such messages by the quickest route from the point of receiving to the point of destination and with the least possible delay.

Sec. 3. It shall be the duty of the initial telegraph company to transfer messages without delay to the telegraph company upon whose line the point of destination is located when demanded by the sender thereof and it is hereby made the duty of the connecting company upon whose line the point of destination is located to receive and transmit such message or messages to the point of destination without delay and in the same manner as though the message had originated upon the line of the final company.

Sec. 4. It shall be the duty of all such companies to prepare and publish for the use of the public a schedule of rates for the transmission of messages over the lines of connecting companies as in this act provided, and which rates for transmission shall not exceed the sum of the rates now charged by the initial company from the point of receiving to the nearest point of intersection or crossing of the lines of the receiving company and those of the company having the point of destination, plus the regular rate now charged from such point of intersection or crossing to the destination.

Sec. 5. For the purpose of carrying out the provisions of this act, the state board of railroad commissioners shall have general supervision of all telegraph companies operating and doing business in this state and shall have authority to compel compliance with this act, and to prevent discrimination and to fix and establish just rates for such transferred messages, as provided in this act, provided, however, that should a state utility commission be hereafter created by virtue of statute then the powers herein granted to the railroad commission shall immediately cease and be transferred to such utility commission the same as though this act had directly conferred upon such utility commission the powers herein granted.

Sec. 6. If the proprietor of any such telegraph line or lines within the state of Iowa, or person having control or management thereof, fail to comply with or violate any of the provisions of this act, it shall subject such proprietor or person in control to a penalty of one hundred dollars (\$100.00) in addition to actual damage, if any, for each and every such violation or failure, to be recovered by the sender of such message in a court of competent jurisdiction.

Sec. 7. Any person, firm, or corporation, or any employe or agent of such firm or corporation, violating any of the provisions of this act shall be deemed guilty of a misdemeanor and punished accordingly; and when so amended the bill do pass.

M. L. BURT,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By committee on Ways and Means, House File No. 644, a bill for an act providing for the raising of revenue for state, county, town, cities and other subdivisions by taxation, and providing by whom and in what manner assessments, equalizations and levies shall be made, and repealing sections one thousand three hundred and seven (1307), one thousand three hundred and eight (1308), one thousand three hundred and nine (1309), one thousand three hundred and ten (1310), one thousand three hundred and eleven (1311), one thousand three hundred and twelve (1312), one thousand three hundred and thirteen (1313), one thousand three hundred and fourteen (1314), one thousand three hundred and fifteen (1315), one thousand three hundred and sixteen (1316), one thousand three hundred and seventeen (1317), one thousand three hundred and eighteen (1318), one thousand three hundred and nineteen (1319), one thousand three hundred and twenty (1320), one thousand three hundred and twenty-three (1323), one thousand three hundred and twenty-four (1324), one thousand three hundred and twenty-five (1325), one thousand three hundred and twenty-six (1326), one thousand three hundred and twenty-seven (1327), one thousand three hundred and thirty-two (1332), one thousand three hundred and thirty-five (1335), one thousand three hundred and thirty-six (1336), one thousand three hundred and thirty-eight (1338), one thousand three hundred and thirty-nine (1339), one thousand three hundred and forty-one (1341), one thousand three hundred and forty-two (1342), one thousand three hundred and forty-three (1343), one thousand three hundred and forty-four (1344), one thousand three hundred and forty-five (1345), one thousand three hundred and forty-six (1346), one thousand three hundred and forty-seven (1347), one thousand three hundred and fifty (1350), one thousand three hundred and fifty-one (1351), one thousand three hundred and fifty-two (1352), one thousand three hundred fifty-three (1353), one thousand three hundred and fifty-four (1354). one thousand three hundred and

fifty-five (1355), one thousand three hundred and fifty-six (1356), one thousand three hundred and fifty-seven (1357), one thousand three hundred and fifty-eight (1358), one thousand three hundred and fifty-nine (1359), one thousand three hundred and sixty-two (1362), one thousand three hundred and sixty-four (1364), one thousand three hundred and sixty-five (1365), one thousand three hundred and sixty-seven (1367), one thousand three hundred and sixty-eight (1368), one thousand three hundred and sixty-nine (1369), one thousand three hundred and seventy (1370), one thousand three hundred and seventy-five (1375), one thousand three hundred and seventy-six (1376), one thousand three hundred and seventy-seven (1377), one thousand three hundred and seventy-nine (1379), one thousand three hundred and eighty-one (1381), one thousand three hundred and eighty-four (1384), one thousand three hundred and eighty-six (1386), one thousand three hundred and eighty-seven (1387), one thousand three hundred and eighty-eight (1388), of the code as the same are amended by the acts of the Thirty-third and Thirty-fourth General Assemblies, and sections one thousand three hundred and three (1303), one thousand three hundred and four (1304), one thousand three hundred and four-a (1304-a), one thousand three hundred and five (1305), one thousand three hundred and five-a (1305-a), one thousand three hundred and six-b (1306-b), one thousand three hundred and six-c (1306-c), one thousand three hundred and six-d (1306-d), one thousand three hundred and six-e (1306-e), one thousand three hundred and six-f (1306-f), one thousand three hundred and twenty-one (1321), one thousand three hundred and twenty-eight (1328), one thousand three hundred and twenty-nine (1329), one thousand three hundred and thirty (1330), one thousand three hundred and thirty-a (1330-a), one thousand three hundred thirty-b (1330-b), one thousand three hundred and thirty-c (1330-c), one thousand three hundred and thirty-d (1330-d), one thousand three hundred and thirty-e (1330-e), one thousand three hundred and thirty-f (1330-f), one thousand three hundred and thirty-g (1330-g), one thousand three hundred and thirty-h (1330-h), one thousand three hundred and thirty-i (1330-i), one thousand three hundred and thirty-one-a (1331-a), one thousand three hundred and thirty-three (1333), one thousand three hundred and thirty-three-a (1333-a), one thousand three hundred and thirty-three-b (1333-b), one thousand three hundred and thirty-three-c (1333-c), one thousand three hundred and thirty-three-d (1333-d), one thou-

sand three hundred and thirty-three-e. (1333-e), one thousand three hundred and thirty-four (1334), one thousand three hundred and thirty-four-a (1334-a), one thousand three hundred and thirty-four-b (1334-b), one thousand three hundred and thirty-four-c (1334-c), one thousand three hundred and thirty-seven (1337), one thousand three hundred and thirty-seven-a (1337-a), one thousand three hundred and thirty-seven-b (1337-b), one thousand three hundred and forty (1340), one thousand three hundred and forty-a (1340-a), one thousand three hundred and forty-b (1340-b), one thousand three hundred and forty-c (1340-c), one thousand three hundred and forty-d (1340-d), one thousand three hundred and forty-e (1340-e), one thousand three hundred and forty-f (1340-f), one thousand three hundred and forty-two-a (1342-a), one thousand three hundred and forty-two-b (1342-b), one thousand three hundred and forty-two-c (1342-c), one thousand three hundred and forty-two-d (1342-d), one thousand three hundred and forty-two-e (1342-e), one thousand three hundred and forty-two-f (1342-f), one thousand three hundred and forty-two-g (1342-g), one thousand three hundred and forty-six-a (1346-a), one thousand three hundred and forty-six-b (1346-b), one thousand three hundred and forty-six-c (1346-c), one thousand three hundred and forty-six-d (1346-d), one thousand three hundred and forty-six-e (1346-e), one thousand three hundred and forty-six-f (1346-f), one thousand three hundred and forty-six-g (1346-g), one thousand three hundred and forty-six-h (1346-h), one thousand three hundred and forty-six-i (1346-i), one thousand three hundred and forty-six-j (1346-j), one thousand three hundred and forty-seven-a (1347-a), one thousand three hundred and forty-eight (1348), one thousand three hundred and sixty (1360), one thousand three hundred and sixty-one (1361), one thousand three hundred and seventy-one (1371), one thousand three hundred and seventy-two (1372), one thousand three hundred and seventy-three (1373), one thousand three hundred and seventy-three-a (1373-a), one thousand three hundred and seventy-eight (1378), one thousand three hundred and eighty-a (1380-a), one thousand three hundred and eighty-b (1380-b), one thousand three hundred and eighty-c (1380-c), one thousand three hundred and eighty-d (1380-d), one thousand three hundred and eighty-two (1382), one thousand three hundred and eighty-two-a (1382-a), one thousand three hundred and eighty-three (1383), one thousand three hundred and eighty-five-a (1385-a), one thousand three hundred and eighty-five-b (1385-b),

one thousand three hundred and eighty-five-c (1385-c), one thousand four hundred-a (1400-a), one thousand four hundred-b (1400-b), one thousand four hundred-c (1400-c), one thousand four hundred-d (1400-d), one thousand four hundred-e (1400-e), one thousand four hundred-f (1400-f), one thousand four hundred-g (1400-g), one thousand four hundred-h (1400-h), one thousand four hundred-i (1400-i), one thousand four hundred-j (1400-j), one thousand four hundred-k (1400-k), one thousand four hundred-l (1400-l), one thousand four hundred-m (1400-m), one thousand four hundred-n (1400-n), one thousand four hundred-n (1400-o), one thousand four hundred-p (1400-p), of the supplement to the code, 1907, as the same are amended by the acts of the Thirty-third and Thirty-four General Assemblies, and repealing chapter eighty-seven (87) of the acts of the Thirty-third General Assembly, and chapter sixty-three (63) of the acts of the Thirty-fourth General Assembly, and amending all other acts and parts of acts inconsistent with the provisions of this act so as to conform with the provisions of this act.

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 Senate joint resolution, in which the concurrence of the House is asked:

Senate Joint Resolution No. 10, resolution referring House Joint Resolution No. 6 relating to amendment proposed to section 1, article 2 of the constitution of the state, to the Thirty-sixth General Assembly.

JOS. E. MEYER,
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. 161, a bill for an act in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa.

JOS. E. MEYER,
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 to provide for the destruction of noxious weeds and other weeds and brush upon lands, highways and other public places.

JOS. E. MEYER,
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 to amend section 33, chapter 72, acts of the Thirtyfourth General Assembly, relating to the distribution of the fees derived from the registration of motor vehicles.

JOS. E. MEYER,
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. 104, a bill for an act to amend the law as it appears in paragraph 4, section 1850, Supplement to the Code, 1907, relating to the investment of funds by savings banks.

JOS. E. MEYER,
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. 235, a bill for an act to amend section 1187 of the Code relative to sureties upon official bonds.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate Joint Resolution No. 10, a resolution referring House Joint Resolution number six (6), relative to the amendment proposed to section one (1) of article two (2) of the constitution of the state of Iowa, to the Thirty-sixth General Assembly.

Read first and second time and referred to committee on Constitutional Amendments.

Substitute for Senate File No. 161, a bill for an act in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, providing a custodial department for habitual inebriates, authorizing the board of control of state institutions on the recommendation of the superintendent to remove patients from one department to another and providing for compensation for the labor of patients.

Read first and second time and referred to committee on Board of Control.

Substitute for Senate File No. 136, a bill for an act to provide for the destruction of noxious weeds and other weeds upon lands, highways and other places; prescribing penalties for the violation thereof; assessing the costs and expenses of the destruction of the same to the lands and owners thereof; and providing funds with which to destroy the same, and repealing all of chapter ninety-six (96) of the acts of the Thirty-third General Assembly relating to weeds upon lands and highways.

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

Senate File No. 224, a bill for an act to amend section thirty-three (33), chapter seventy-two (72), acts of the Thirty-fourth General Assembly, relating to the distribution of the fees derived from the registration of motor vehicles.

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

Senate File No. 104, a bill for an act to amend the law as it appears in paragraph four (4) of section eighteen hundred fifty (1850) supplement to the code, 1907, relating to the investment of funds by savings banks.

Read first and second time and referred to committee on Banks and Banking.

Senate File No. 235, a bill for an act to amend section one thousand one hundred eighty-seven (1187) of the code relative to sureties upon official bonds.

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

Whitney proposed the following amendments to House File No. 68, and asked that they be printed in the Journal:

I move that House File No. 68 be amended by inserting after the word "associations" and before the word "shall" in the third line of the printed bill, the following, to-wit: "if they desire to preserve the defenses hereinafter named." Also by inserting after the word "otherwise" in the thirteenth line of the printed bill the following, to-wit: "Created by voluntary act of the insured, or within his control." Also by striking out the last word in line twenty-four of the printed bill, to-wit: the word "or", and by inserting immediately after the word "otherwise" in the twenty-fourth line of the printed bill, the following, to-wit: "Created by voluntary act of the insured or within his control."

CONSIDERATION OF BILLS.

On motion of Anderson of Montgomery, House File No. 55, a bill for an act to amend section one thousand eighty-seven-a-ten (1087-a-10) of the supplement to the code, 1907, relating to nomination papers, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Klay of Sioux moved that the consideration of House File No. 55 be deferred and that it be retained on the calendar.

Motion prevailed.

Hansen of Shelby proposed the following amendments and asked that they be printed in the Journal:

MR. SPEAKER—I move to amend House File No. 145 by striking out lines 29, 30, 31, 32, 33 and 34 of section one (1) of the printed bill and substituting the following in lieu thereof:

22. Adair county and Cass county shall constitute the twenty-second (22d) district.

23. Pottawattamie county shall constitute the twenty-third (23d) district.

24. Harrison county and Shelby county shall constitute the twenty-fourth (24th) district.

25. Monona county and Crawford county shall constitute the twenty-fifth (25th) district.

26. Carroll county, Audubon county and Guthrie county shall constitute the twenty-sixth (26th) district.

By striking out the words "twenty-three" and figures "(23)" in line two, section two, of the printed bill, and substituting the following in lieu thereof: "twenty-four (24)".

By striking out the words "twenty-four" and the figures "(24)" in line three, section three, of the printed bill and substituting the following in lieu thereof: "twenty-three (23)".

CONSIDERATION OF BILLS.

On motion of Grout of Black Hawk, House File No. 149, a bill for an act to amend the law as it appears in section ten hundred and fifty-six-a-nine (1050-a-9) of the supplement to the code, 1907, relating to municipal accounting of cities and towns, with report of committee recommending passage, was taken up and considered.

Mr. Grout moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jensen, Jones, Kane, Kelso, Kingland, Klay, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Scholz, Scott,

Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—83.

The nays were:

Hansen—1.

Absent or not voting:

Atkinson, Bernbrock, Black, Brady, Cole, Crozier, Elliott, Enger, Greene of Grundy, Griggs, Halgrims, Hamilton, Heaton, Jacobs, Jacobson, Jamison, Koontz, Kulp, Larrabee, Meredith, Miller, Rohwer, Trumbauer—23.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Whitney of Woodbury, the House adjourned until Saturday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 15, 1913.

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

Prayer was offered by Rev. Everett Dean Martin of Des Moines, Iowa.

Journal of Friday, March 14th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Boettger of Scott presented remonstrance of citizens of Davenport against creation of permanent tax commission.

Referred to committee on Ways and Means.

White of Benton presented remonstrance of citizens of Benton county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Workman of Mills presented remonstrance of citizens of Mills county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Lenocker of Pottawattamie presented remonstrance of citizens of Pottawattamie county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Cronbaugh of Iowa presented remonstrance of voters of Iowa county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Kane of Dubuque presented remonstrance of voters of Dubuque county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Chapman of Guthrie presented remonstrance of citizens of Bagley against creation of permanent tax commission.

Referred to committee on Ways and Means.

Meredith of Jasper presented remonstrance of citizens of Jasper county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of voters of Crawford county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Dawson of Cherokee presented remonstrance of citizens of Cherokee against creation of permanent tax commission.

Referred to committee on Ways and Means.

Carson of Davis presented remonstrance of citizens of Davis county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Power of Jefferson presented remonstrance of citizens of Jefferson county against the creation of a tax commission.

Referred to committee on Ways and Means.

Miller of Bremer presented remonstrance of citizens of Bremer county against the creation of a tax commission.

Referred to committee on Ways and Means.

Scholz of Clayton presented remonstrance of citizens of Clayton county against the creation of a tax commission.

Referred to committee on Ways and Means.

Scholz of Clayton presented remonstrance of the mayor and council of North McGregor against Senate File No. 306.

Referred to committee on Public Utilities.

Thompson of Decatur presented remonstrance of citizens of Decatur county against the creation of a tax commission.

Referred to committee on Ways and Means.

LeRoy of Delaware presented remonstrance of citizens of Delaware county against the creation of a tax commission.

Referred to committee on Ways and Means.

Dunlap of Clinton presented remonstrance of citizens of Clinton against the creation of a tax commission.

Referred to committee on Ways and Means.

Bliss of Ringgold presented petition of citizens of Tingley favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Townsend of Tama presented remonstrance of citizens of Tama county against the creation of a tax commission.

Referred to committee on Ways and Means.

Anderson of Montgomery presented petition of citizens of Montgomery county favoring House File No. 439.

Referred to committee on Police Regulations.

Kane of Dubuque presented remonstrance of citizens of Dubuque county against creation of permanent tax commission.

Referred to committee on Ways and Means.

On request of Piekford of Cerro Gordo, leave of absence was granted Cole of Hancock until Monday.

REPORTS OF COMMITTEES.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 526, a bill for an act to amend section four thousand six hundred and twenty-three (4623) of the Code of 1897 relating to books of account as evidence, 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 amended as follows:

By striking out of the second line of the title the following: "of 1897".

By striking out the word "copied" in the 8th line of section 1 and inserting in lieu thereof the word "photographed"; and by inserting between the words "by" and "the" in the 8th line of said section 1 the following: "or under the direction of"; and by inserting between the words "such" and "copy" in the 9th line of said section the following: "photographic"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 347, a bill for an act to amend section thirty-five hundred thirty-four (3534) of the Code of Iowa, 1897, relating to service by publication when an affidavit is filed that personal service cannot be made on defendant within this state, 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 amended as follows:

By striking out of the second line of the title the following: "of Iowa, 1897"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 595, a bill for an act to repeal section three thousand ninety-three (3093) of the Code, and to enact a substitute therefor relating to subcontractor's mechanics' liens and the liability of the owner of a building or structure to the principal contractor and the subcontractor.

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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 562, a bill for an act to legalize ordinances of the town of Ayrshire, Iowa, and authorizing the substitution of a new ordinance record in place of the original record, 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 amended as follows:

By striking out the words "now therefore" before the enacting clause and inserting in lieu thereof the word "and"; and by adding the following as an additional paragraph before the enacting clause:

"WHEREAS: It appears that the ordinances as transcribed from the published copies thereof and now set out as the "Ordinance Book of the Town of Ayrshire, Iowa," are true copies of the original ordinances numbered from one (1) to fourteen (14), inclusive, of said town as passed and adopted by said town; now therefore"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 445, a bill for an act to confirm the title of Anna L. Edgar to the west one-half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$) of section two (2), township eighty-nine (89) north, range thirty-four (34) west, 5th P. M. Iowa, and authorizing the issuance of a patent therefor, 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 amended as follows:

By striking out the title to said bill and inserting in lieu thereof the following:

"For an act to authorize and direct the governor to issue a quit claim deed from the state of Iowa to Anna L. Edgar covering the west one-half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$) of section two (2), township eighty-nine (89) north, range thirty-four (34) west, fifth principal meridian."

By striking out all of section 1 of said bill and inserting in lieu thereof the following:

"Section 1. That the governor be and he is hereby authorized and directed to issue to the said Anna L. Edgar a quit claim deed from the state of Iowa, attested by the secretary of state, conveying the west one-half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$) of section two (2), township eighty-nine (89) north, range thirty-four (34) west, fifth principal meridian, such quit claim deed to be executed without expense to the state of Iowa."

By striking out of the first line of section 2 the words "pending litigation" and the two periods (..) following the same; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 525, a bill for an act to authorize and empower the governor of the state of Iowa to issue land patent attested by the secretary of state to and in favor of John Vesely, conveying certain real estate located in Johnson county, Iowa, and described more particularly as lot six (6), block nine (9), county seat of Johnson county, Iowa, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Authorize and Direct the Board of Supervisors of Johnson County, Iowa, to Issue a Quit Claim Deed to John Vesely, Conveying Certain Real Estate Located in Johnson County, Iowa, More Particularly Described as Lot Six (6), Block Nine (9), of County Seat of Johnson County, Iowa.

WHEREAS: Lot six (6), block nine (9) of the county seat of Johnson county, Iowa, was, on the 14th day of January, 1846, granted or conveyed by the United States to the commissioners of Johnson county, Iowa, for county seat purposes; and,

WHEREAS: The said Johnson county, Iowa, subsequently thereto sold the above described premises to one I. B. Hollingsworth, who paid full consideration therefor; and,

WHEREAS: No deed of conveyance appears of record conveying said premises from said commissioners of Johnson county, Iowa, or from the said Johnson county, Iowa, to said I. B. Hollingsworth or his grantees; and,

WHEREAS: Doubts have arisen whether said county or its board of supervisors have authority to issue such deed of conveyance; and,

WHEREAS: Said John Vesely is the owner of said premises by virtue of sheriff's deed dated March 21, 1878, to one Benjamin Owen and intermediate conveyances between said deed and a deed from Frank Dunkel and wife to said John Vesely, dated March 18, 1911; and,

WHEREAS: John Vesely and his grantors have been in open, notorious, hostile and adverse possession of said premises under claim of right and title thereto by virtue of said last named conveyance for more than thirty (30) years last past; and,

WHEREAS: By reason of the fact that no deed from the commissioners of Johnson county, Iowa, appear of record, a cloud is created upon the title of said premises; therefore,

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

Section 1. That the board of supervisors of the county of Johnson, state of Iowa, be and they are hereby authorized and directed to issue to the said John Vesely a quit claim deed in the usual form, conveying to him all right, title and interest that the said Johnson county, Iowa, may have in and to lot six (6), block nine (9), of county seat of Johnson county, Iowa.

Sec. 2. This act shall in no way affect pending litigation; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 575, a bill for an act to provide for the restoration of lost or destroyed public records, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 553, a bill for an act to repeal section three thousand five hundred thirty-eight (3538) of the Code, relative to the bringing of

actions against unknown defendants, and to enact a substitute therefor, 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 do pass.

GERRIT KLAY,
Chairman

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 221, a bill for an act legalizing the ordinances, resolutions and acts of the council of the incorporated town of Pacific Junction in Mills county, Iowa, so far as affected by the election of six members of said council instead of five, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Miller of Bremer, from the committee on Claims, submitted the following report:

MR. SPEAKER—Your committee on Claims, to whom was referred House File No. 191, a bill for an act authorizing the commission of pharmacy of the state of Iowa to pay to L. Rasmussen the sum of \$100.00 paid by him for a license as an itinerant vendor of drugs, 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 referred to the committee on Appropriations for favorable consideration.

C. W. MILLER,
Chairman.

Report adopted, and bill was so referred.

Also:

MR. SPEAKER—Your committee on Claims, to whom was referred House File No. 549, a bill for an act appropriating a certain sum of money to A. S. Perryman, the said amount being the unearned license fee paid by said A. S. Perryman, 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 referred to the committee on Appropriations for favorable consideration.

C. W. MILLER,
Chairman.

Report adopted, and bill was so referred.

Townsend of Tama, from the committee on Horticulture, submitted the following report:

MR. SPEAKER—Your committee on Horticulture, to whom was referred House File No. 544, a bill for an act to promote horticulture by the creation of new and better adapted varieties through scientific cross-breeding and selection, and to make appropriation therefor, 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 do pass.

W. N. TOWNSEND,
Chairman.

Report adopted.

Newcomb of Adams, from the committee on Public Libraries, submitted the following report:

MR. SPEAKER—Your committee on Public Libraries, to whom was referred House File No. 464, a bill for an act to extend the benefits of free public libraries, and to repeal sections 729-a, 592-a and 741-n of the Supplement to the Code, 1907, relating thereto, and to enact substitutes therefor, and to amend sections 422, 2749 and 2823-n of the Supplement to the Code, 1907, by granting school corporations and boards of county supervisors additional powers relating thereto, 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 amended as follows:

By striking out the following, which appears in the seventh line of section two: "729-a of the Supplement to the Code, 1907," and inserting in lieu thereof "one of this act".

By striking out of lines seven and eight of section three the following: "729-a of the Supplement to the Code, 1907," and inserting in lieu thereof "one of this act".

By striking out of the sixth line of section four the following: "729-a of the Supplement to the Code, 1907," and inserting in lieu thereof "one of this act".

By striking out of the sixth and seventh lines of section five the following: "729-a of the Supplement to the Code, 1907," and inserting in lieu thereof "one of this act"; and when so amended the bill do pass.

WALTER NEWCOMB,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Public Libraries, to whom was referred House File No. 556, a bill for an act to amend section two (2) of chapter one hundred and ninety (190), laws of the Thirty-third General Assembly, relative to the library commission and traveling library, 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 do pass.

WALTER NEWCOMB,
Chairman.

Report adopted.

Larrabee of Fayette in the chair.

Grout of Black Hawk, from the committee on Board of Control, submitted the following report:

MR. SPEAKER—Your committee on Board of Control, to whom was referred Senate File No. 74, a bill for an act to repeal section twenty-six hundred six (2606) of the Supplement to the Code, 1907, and to enact a substitute therefor relating to admission to the Soldiers' Home, 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.

H. W. GROUT,
Chairman.

Report adopted, and Senate File No. 74 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 467, a bill for an act to repeal section twenty-seven hundred twenty-seven-a-89 (2727-a-89) of the Supplement to the Code of Iowa, 1907, relating to an appropriation for the collection and dissemination of information concerning tuberculosis, 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.

H. W. GROUT,
Chairman.

Report adopted, and House File No. 467 was indefinitely postponed.

On request of Halgrims of Humboldt, House Joint Resolution No. 8 was withdrawn from committee on Constitutional Amendments and from the further consideration of the House.

On request of Kulp of Palo Alto, House File No. 21 was withdrawn from further consideration of the House.

Halgrims of Humboldt, 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. 99, a bill for an act to repeal section two thousand two hundred sixty-one (2261) and section two thousand three hundred nine (2309) of the Code, relative to commissions of insanity and enact substitutes therefor, 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 amended as follows:

Insert after the period after the word "present" in line twenty-two (22) of section 1 of the original bill the following:

"In any county in the state having a population of fifty thousand (50,000) or over and where the county attorney and his assistant are both otherwise engaged in their official duty, the county attorney shall designate a member of the bar to serve on said commission instead of the county attorney, and in all such cases the attorney so appointed shall receive the same per diem, mileage and expenses as is provided for the coroner and physician in section 2 hereof"; and when so amended the bill do pass.

COL. HALGRIMS,
Chairman.

Report adopted.

Bruce of Floyd, from the committee on Food and Dairy, submitted the following report:

MR. SPEAKER—Your committee on Food and Dairy, to whom was referred House File No. 220, a bill for an act to amend the law as it appears in section three (3), chapter one hundred seventy-four (174), laws of the Thirty-fourth General Assembly, relating to the misbranding of foods, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend the Law as it Appears in Section Three (3), Chapter One Hundred Seventy-four (174), Laws of the Thirty-fourth General Assembly, Relating to the Misbranding of Foods.

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

Section 1. That section three (3), chapter one hundred seventy-four (174), laws of the Thirty-fourth General Assembly, and the law as it appears therein, be and the same is hereby amended by striking out in lines eleven (11), twelve (12) and thirteen (13) the words "if in package form, which bears any statement of the weight or measure unless the same be a correct statement of the net weight or measure of the contents."

Sec. 2. That section 3, chapter 174, laws of the Thirty-fourth General Assembly, and the law as it appears therein, be and the same is hereby amended by adding the following sub-section to be known as sub-section fifth (5th), "If any person shall sell, offer or expose for sale any food in package form if the quality of the contents be not plainly and conspicuously marked on the outside of the package in terms of weight, measure, or numerical count; provided, however, that reasonable variations shall be permitted, and tolerances and also exemptions as to small packages shall be established by rules and regulations made by the state dairy and food commissioner.

Sec. 3. That this act shall take effect from and after its passage; provided, however, that no penalty of fine, imprisonment, or confiscation shall be enforced for any violation of its provisions prior to September 3, 1914; and when so amended the bill do pass.

J. E. BRUCE,
Chairman.

Report adopted.

Lund of Hamilton, from the committee on Military, submitted the following report:

MR. SPEAKER—Your committee on Military, to whom was referred House File No. 323, a bill for an act to repeal section 5028-a of the Supplement to the Code, 1907, and to enact a substitute therefor, relative to the prevention and punishment of the desecration, mutilation or improper use of the flag of the United States of America and the flag of the state of Iowa, 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 amended as follows:

By striking out the words "repeal—desecration of the flag—penalty—evidence" in the first and second lines of section one and by adding an

additional section to said bill as follows: "Section 2. This act shall be in full force and effect on and after January 1, 1914"; and when so amended the bill be passed.

F. J. LUND,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By committee on Military, House File No. 645, a bill for an act to appropriate means for the payment of the expense of the home-coming of Iowa soldiers of the civil war.

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. 353, a bill for an act providing for the record title of lands granted to the Dubuque & Pacific Railroad Company.

JOS. E. MEYER,
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. 325, a bill for an act to amend section 2930, Supplement to the Code, 1907, relating to the platting and transferring of real estate.

JOS. E. MEYER,
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. 95, a bill for an act to legalize the incorporation of the town of Sharpsburg, Taylor county, Iowa.

JOS. E. MEYER,
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 amend the law as it appears in section 825 of the Code, relating to street improvements and sewers.

JOS. E. MEYER,
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 to repeal the law as it appears in sections 2691 and 2692, Supplement to the Code, 1907, and to enact a substitute therefor to provide for the support of the Iowa Soldiers' Orphans' Home.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 353, a bill for an act providing for the record title of lands granted to the Dubuque and Pacific Railroad Company.

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

Substitute for Senate File No. 325, a bill for an act to repeal section two thousand nine hundred thirty (2930), supplement to the code, 1907, relating to the platting and transferring of real estate.

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

Substitute for Senate File No. 95, a bill for an act to legalize the incorporation of the town of Sharpsburg, Taylor county, Iowa, the election of its officers, the passage and record of all valid ordinances and resolutions, and all acts done that were in compliance with law by the council of said town.

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

Senate File No. 349, a bill for an act to amend the law as it appears in section eight hundred twenty-five (825) of the code, relating to street improvements and sewers.

Read first and second time and referred to committee on Municipal Corporations.

Senate File No. 226, a bill for an act to repeal the law as it appears in sections twenty-six hundred ninety-one (2691) and twenty-six hundred ninety-two (2692) of the supplement to the code, 1907, and to enact a substitute therefor to provide for the support of the Iowa Soldiers' Orphans' Home.

Read first and second time and referred to committee on Board of Control.

CONSIDERATION OF BILLS.

On motion of Anderson of Montgomery, House File No. 55, a bill for an act to amend section one thousand eighty-seven-a-ten (1087-a-10) of the supplement to the code, 1907, relating to nomination papers, with report of committee recommending passage as amended, was taken up and considered.

Mr. Anderson proposed the following amendment:

I move to amend the title to House File No. 55 by inserting after the figures "1907" the following:

"As amended by chapter sixty-nine (69) acts of the Thirty-third (33rd) General Assembly, and chapters fifty-eight (58) and fifty-nine (59) acts of the Thirty-fourth (34th) General Assembly."

Also: I move to amend section 1 of House File No. 55 by inserting after the figures "1907" in line two of the printed bill the following:

“As amended by chapter sixty-nine (69) acts of the Thirty-third (33rd) General Assembly, and chapters fifty-eight (58) and fifty-nine (59) acts of the Thirty-fourth (34th) General Assembly.”

Amendment adopted.

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

Speaker Cunningham in the chair.

On the question, “Shall the bill pass?”

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Craig, Cronbaugh, Daniels, Doze, Dunlap, Elliott, Elwood, Erickson, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Hazen, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kulp, Larrabee, Lenoeker, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Scholz, Scott, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—75.

The nays were:

Downey—1.

Absent or not voting:

Bauman, Bernbrock, Boettger, Brown, Cannon, Clark, Cole, Crozier, Dawson, Dixon, Eggleston, Enger, Fraley, Greene of Grundy, Griggs, Grout, Hamilton, Heaton, Helming, Hunt, Kingland, Klay, Koontz, LeRoy, Miller, Munro, Rohwer, Shankland, Sherman, Steelsmith, Trumbauer—31.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

REPORTS OF COMMITTEE.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 462, a bill for an act to amend the law as it appears in section nine hundred fifteen (915) of the Supplement to the Code, 1907, relative to the attaching and recording of the abstract of title to platted premises, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 570, a bill for an act to amend section six hundred fifty-four (654) of the Supplement to the Code, 1907, relating to the appointment of police matrons, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 600, a bill for an act to legalize the proceedings of the city council of the city of Tipton, Iowa, for the construction of a sewer system, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Legalize Certain Proceedings of the City Council of Tipton, Iowa, Providing for the Construction of a Sewer System.

WHEREAS: The city council of Tipton, Iowa, did, on the 22nd day of January, 1912, pass a resolution declaring the necessity of constructing a system of sewers and a disposal or purifying plant in said city, and did thereafter order the construction of said sewer system and disposal or purifying plant, and let contracts for the construction of said improvements; and,

WHEREAS: In said resolution of necessity said city council failed to specify what adjacent property it was proposed to assess for the construction of said sewer system and disposal or purifying plant; and,

WHEREAS: There may have been other irregularities in the proceedings and resolutions providing for the construction of said sewer system and disposal or purifying plant; and,

WHEREAS: Doubts have arisen respecting the legality of all the proceedings of the said city council preliminary to entering into the contract for the construction of said sewer system; therefore,

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

Section 1. That the resolution of necessity passed by the city council of the city of Tipton, Iowa, on the 22nd day of January, 1912, relative to the construction of a sewer system and a disposal or purifying plant in said city and the resolution ordering the construction of said sewer system and disposal or purifying plant, and the proposals for bids and notices thereof dated February 3, 1913, be and the same are hereby legalized and made binding in force and effect the same as though the said resolution declaring the necessity of constructing a system of sewers and a disposal or purifying plant in said city, and all other proceedings connected with the construction of said plant, had been made in strict conformity with the provisions of law.

Sec. 2. Nothing in this act shall affect pending litigation.

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, a newspaper published at Des Moines, Iowa, and the Conservative, a newspaper published in the city of Tipton, Iowa, which publications shall be without expense to the state; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 532, a bill for an act to amend section 1, chapter 75, acts of the Thirty-third General Assembly, relating to bonds of county treasurers, 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 amended as follows:

Amend the title so as to read as follows: "for an act to amend section one (1), chapter seventy-five (75), acts of the Thirty-third General Assembly, relating to bonds of county treasurers."

Also by inserting after the word "section" in the first line of section 1 the word "one" and placing the figure "1" thereafter in parenthesis; and also inserting after the word "chapter" in said first line the following: "seventy-five" and placing the figures "75" in parenthesis; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 594, a bill for an act providing for a lien by laborers, workmen and others upon personal property upon which work has been done or improvement made, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 594 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 634, a bill for an act to amend section three thousand seven hundred sixty-four (3764) of the Code, relating to the dismissal of actions, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 634 was indefinitely postponed.

SPECIAL ORDER NO. 15.

Time having arrived for special order, on motion of Jacobson of Audubon, House File No. 416, a bill for an act to prohibit the extension or renewal of contracts now existing between the board of control and certain firms, associations or corporations for the services of prisoners confined at Anamosa and Fort Madison, to pro-

hibit any further or additional contracts for the services of said prisoners, to provide the kind and character of employment for said prisoners, and the disposition and sale of articles manufactured at any penal institution of this state, with report of committee recommending passage, was taken up and considered.

Jacobs of Calhoun proposed the following amendment:

Amend by striking out period (.) at the end of section two, and inserting in lieu thereof a comma (,), and by adding the following: "and provided further that the said articles shall be sold at the reasonable market value."

Amendment adopted.

Jamison of Des Moines moved that House File No. 416 be referred to committee on Board of Control and that the same be reported back when the other bills pertaining to convict labor are reported back.

Motion lost.

Mr. Jacobson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Klay, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—83.

The nays were:

None.

Absent or not voting :

Bernbrock, Brown, Clark, Cole, Crozier, Eggleston, Fraley, Greene of Grundy, Griggs, Hamilton, Heaton, Helming, Jamison, Kingland, Koontz, Manning, Miller, Munro, Newcomb, Odendahl, Rohwer, Steelsmith, Thompson, Trumbauer—24.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Barry of Linn, leave of absence was granted Helming of Allamakee until Tuesday.

On request of Power of Jefferson, leave of absence was granted Heaton of Union for today.

On request of Power of Jefferson, leave of absence was granted Buxton of Warren for today.

On request of Huntley of Lucas, leave of absence was granted Munro of Washington for today.

On request of Bradley of Wapello, leave of absence was granted Brown of Mahaska until

On request of Halgrims of Humboldt, leave of absence was granted Greene of Grundy for today.

CONSIDERATION OF BILLS.

On motion of Pickford of Cerro Gordo, House File No. 132, a bill for an act to provide state aid to consolidated schools equipped with two or more rooms and making an appropriation therefor, with report of committee recommending indefinite postponement and minority views recommending passage, was taken up, considered, and the minority recommendations were substituted for the report of the majority.

Mr. Pickford moved that the amendments proposed by the committee on Schools and Text Books be adopted.

Motion prevailed.

Mr. Pickford moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Cannon, Carson, Chapman, Craig, Daniels, Dawson, Dixon, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Halgrims, Hamilton, Hansen, Hazen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Klay, Kulp, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Trumbauer, White, Whitney, Workman, Mr. Speaker—71.

The nays were:

Bauman, Clark, Cronbaugh, Downey, Doze, Hadley, Halstead, McCullough, Miller, Odendahl, Scott, Stutt, Thompson, Townsend, Webb—15.

Absent or not voting:

Bernbrock, Brown, Buxton, Cole, Crozier, Eggleston, Fraley, Greene of Grundy, Griggs, Grout, Heaton, Helming, Jamison, Kingland, Koontz, Larrabee, Lenocker, Munro, Power, Rohwer, Saltzmann—21.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Dixon of Sac moved to reconsider the vote by which House File No. 132 passed the House and that the motion to reconsider be laid on the table.

Pickford of Cerro Gordo seconded the motion.

Motion prevailed.

The speaker announced that as speaker of the House, he had signed in the presence of the House, Senate Files Nos. 144 and 151.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval House File No. 162, an act to legalize the special election held in the town of Calmar, Iowa, on the 16th day of October, 1911, wherein there was submitted to the voters of said town the question of issuing bonds in the sum of five thousand dollars (\$5,000.00) for the purpose of erecting a system of gas works and to validate and legalize the bonds issued in pursuance of said election.

Also:

House File No. 235, an act to legalize certain warrants of the city of Bedford, Iowa.

W. W. ANDERSON,
Chairman.

Report adopted.

Also:

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. 6, joint resolution proposing an amendment to the constitution of the state of Iowa by repealing section one (1) of article two (2) of said constitution and the enactment and adoption of a substitute therefor, relating to the right of suffrage.

W. W. ANDERSON,
Chairman.

Report adopted.

Anderson 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 sections ten hundred eighty-seven-a-ten (1087-a-10), ten hundred eighty-seven-a-twenty-two (1087-a-22), and ten hundred eighty-seven-a-twenty-seven (1087-a-27), of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third (33d) General Assembly, section eleven hundred six (1106) of the Supplement to the Code, 1907, and sections eleven hundred fifty (1150), eleven hundred fifty-one (1151), eleven hundred fifty-seven (1157), and eleven hundred sixty-two (1162), of the Code, and repealing chapter one (1) of the acts of the special session of the Thirty-second (32d) General Assembly, and enacting a substitute therefor, all

relating to the nomination of candidates for the office of senator in the congress of the United States and of the canvass of the vote for senator in the congress of the United States, and providing for nominations for such office in case of vacancy.

Also:

House File No. 6, a bill for an act to amend section twenty-eight hundred forty-nine (2849) of the Supplement to the Code, 1907, relative to school loans.

Also:

House File No. 200, a bill for an act to amend section one (1) of chapter one hundred sixty-one (161), of the laws of the Thirty-fourth General Assembly, relating to the foreclosure of real estate mortgages.

W. W. ANDERSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 86, a bill for an act to amend the law as it appears in sections 1989-a-19, 1989-a-27, and 1989-a-38, of the Supplement to the Code, 1907, and section 16 of chapter 118 of the acts of the Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third General Assembly, relating to assessments for benefits to roads, streets, and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued.

Also:

House File No. 155, a bill for an act amending sections three thousand one hundred forty-six (3146) and three thousand one hundred forty-seven (3147) of the Code, relative to the time for making return of solemnization of marriage.

W. W. ANDERSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 189, a bill for an act legalizing and curing the acts and proceedings of the incorporated town of Aurelia and the town council of the said incorporated town, in the county of Cherokee and state of Iowa, in relation to the establishment, erection, maintenance and operation of a system of water works and a gas plant and the issuance of bonds and warrants of said town in payment thereof, and authorizing the town council of said town to issue bonds for the purpose of taking up its floating indebtedness represented by its bonds and warrants.

Also:

House File No. 384, a bill for an act to amend the law as it appears in section six hundred thirty-nine (639) of the Code, relating to the classes of cities and towns.

Also:

House File No. 552, a bill for an act authorizing and empowering the joint committee on Retrenchment and Reform to employ expert accountants and efficiency engineers, to institute reform, and making an appropriation therefor.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 66, a bill for an act to amend the law as it appears in sections 1989-a-19, 1989-a-26, 1989-a-27, and 1989-a-38, of the Supplement to the Code, 1907, and section 16 of chapter 118 of the acts of the Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third General Assembly, relating to assessments for benefits to roads, streets, and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued.

Also:

House File No. 155, a bill for an act amending sections three thousand one hundred forty-six (3146) and three thousand one hundred forty-seven (3147) of the Code, relative to the time for making return of solemnization of marriage.

Also:

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 ten hundred eighty-seven-a-ten (1087-a-10), ten hundred eighty-seven-a-twenty-two (1087-a-22), and ten hundred eighty-seven-a-twenty-seven (1087-a-27), of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third (33d) General Assembly, section eleven hundred six (1106) of the Supplement to the Code, 1907, and sections eleven hundred fifty (1150), eleven hundred fifty-one (1151), eleven hundred fifty-seven (1157), and eleven hundred sixty-two (1162), of the Code, and repealing chapter one (1) of the acts of the special session of the Thirty-second (32d) General Assembly, and enacting a substitute therefor, all relating to the nomination of candidates for the office of senator in the congress of the United States and of the canvass of the vote for senator in the congress of the United States, and providing for nominations for such office in case of vacancy.

Also:

House File No. 6, a bill for an act to amend section twenty-eight hundred forty-nine (2849) of the Supplement to the Code, 1907, relative to school loans.

Also:

House File No. 200, a bill for an act to amend section one (1) of chapter one hundred sixty-one (161) of the laws of the Thirty-fourth General Assembly, relating to the foreclosure of real estate mortgages.

Also:

MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 189, a bill for an act legalizing and curing the acts and proceedings of the incorporated town of Aurelia and the town council of the said incorporated town, in the county of Cherokee and state of Iowa, in relation to the establishment, erection, maintenance and operation of a system of water works and a gas plant and the issuance of bonds and warrants of said town in payment thereof, and authorizing the town council of said town to issue bonds for the purpose of taking up its floating indebtedness represented by its bonds and warrants.

Also :

House File No. 384, a bill for an act to amend the law as it appears in section six hundred thirty-nine (639) of the Code, relating to the classes of cities and towns.

Also :

House File No. 552, a bill for an act authorizing and empowering the joint committee on Retrenchment and Reform to employ expert accountants and efficiency engineers, to institute reform, and making an appropriation therefor.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Enger of Winneshiek, House File No. 93, a bill for an act to repeal chapter one hundred and forty-six (146) of the acts of the Thirty-fourth General Assembly, relating to high school tuition, and to enact a substitute therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

The House then proceeded to consider the amendment proposed by Kingland of Winnebago on March 12th, which amendment was lost.

Carson of Davis proposed the following amendment:

Amend by adding the following words, "or city superintendent" following the word "superintendent" in the seventh line of paragraph three of substitute amendment.

Amendment lost.

Power of Jefferson in the chair.

Miller of Bremer proposed the following amendment:

Amend by striking from the bill all after the word "repealed" in the second line of section one.

Ring of Linn proposed the following amendment:

Amend the substitute amendment to House File No. 93 by adding thereto the following paragraph:

“Wherever the words ‘high school’ herein are used the same shall be held to include academies not under sectarian influence or control, directly or indirectly.”

Klay of Sioux moved the previous question to apply to the main question and to the amendments.

Miller of Bremer seconded the motion.

Motion lost.

Barry of Linn moved the previous question to apply to the amendment proposed by Miller of Bremer.

Lounsberry of Marshall seconded the motion.

Motion prevailed.

Roll call was demanded by Miller of Bremer and Odendahl of Carroll.

On the question, “Shall the amendment be adopted?”

The ayes were:

Bartle, Bradley, Clark, Cronbaugh, Crozier, Downey, Doze, Dunlap, Greene of Clinton, Halstead, Hamilton, Hansen, Miller, Newcomb, Odendahl, Peterson, Scott, Stutt, Thompson—19.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Cannon, Carson, Chapman, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Griffin, Grout, Hadley, Halgrims, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Larrabee, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Pickford, Power, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Townsend, Webb, White, Whitney, Workman—62.

Absent or not voting:

Bauman, Bernbrock, Black, Boettger, Brown, Buxton, Cole, Eggleston, Fraley, Greene of Grundy, Griggs, Hazen, Heaton, Helming, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Lund, Munro, Röhwer, Saltzmann, Trumbauer, Mr. Speaker—26.

Amendment lost.

Ring of Linn moved the previous question on the amendment now pending and on the main question.

Pickford of Cerro Gordo seconded the motion.

Motion prevailed.

Amendment lost.

Enger of Winneshiek moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Burt, Cannon, Carson, Chapman, Clark, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Larrabee, Lenocker, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Miller, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Scholz, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—83.

The nays were:

Cronbaugh, Kulp, Lund, Scott—4.

Absent or not voting:

Bernbrock, Black, Boettger, Brown, Buxton, Cole, Fraley, Greene of Grundy, Griggs, Hazen, Heaton, Helming, Kingland, Koontz, Meredith, Milton, Munro, Rohwer, Shankland, Mr. Speaker—20.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The following resignation was received:

To the Sergeant-at-Arms of the House:

I hereby tender my resignation as page in the House.

TONY BARBER.

Lund of Hamilton moved that at this time the House listen to the address of Hon. Frank O'Connor, former representative from Chickasaw county.

Motion prevailed.

Mr. O'Connor then addressed the House.

Enger of Winneshiek moved to reconsider the vote by which House File No. 93 passed the House and that the motion to reconsider be laid on the table.

Anderson of Montgomery seconded the motion.

Motion prevailed.

The following communication was received from Clifford Thorne, chairman of the state board of railroad commissioners, in response to concurrent resolution duly adopted:

March 13, 1913

The Honorable Members of the Thirty-fifth General Assembly:

Gentlemen: In compliance with the Concurrent Resolution, passed by both houses of the General Assembly, March 11th and 12th, we hereby submit to you the following description of the duties of, and cases handled by, the Commerce Counsel of Iowa during the past biennial period, and his relation to the Commission.

In the cases hereafter described, the Commission co-operated with the Commerce Council in handling the following:

Advances in rates on butter, poultry and eggs;

Western Classification No. 51;

Mississippi River case;

"Interior" Iowa case (affecting shipments between Iowa points and the East);

Iowa-Western Rate Case; and the

Sanborn Rate Case.

The Advanced Rate Case is described because it was concluded during the past two years and had the Commerce Council been in existence, it would have been the duty of this official to have co-operated in handling the case or to have taken charge of the same.

The Commerce Council had charge of all of the other cases hereafter described.

FUNCTIONS OF THE COMMERCE COUNSEL.

The Commerce Council is attorney for the consumers, shippers and producers generally throughout this state in cases involving rates and services before the Interstate Commerce Commission, and the Iowa Board of Railroad Commissioners. The Commerce Council is not attorney for the Commission any more than are the lawyers who appear for the railroads and express companies; on the other side of these same controversies.

The State Board of Railroad Commissioners is primarily a tribunal for the determination of opposing interests on intra-state matters, including rates and services.

In the past it has been customary to find the railroads represented in these cases by lawyers and traffic men of very great capacity and long expert training, while the people were usually represented by amateurs, who worked under tremendous disadvantages.

It has been our plan to develop a department whose special duty it was to care for these matters, which would be composed of capable lawyers and rate experts devoting their entire time to these matters, and thereby becoming experts capable of meeting the experts on behalf of the railroads.

Our State Railroad Commission, the Inter-state Commerce Commission and practically every state commission in the country, is empowered to act practically as a judge, deciding controversies as to rates and services between the public and the railroads; and at the same time they are

empowered to take the initiative on behalf of the public. In other words, they are expected to act as judge, jury, lawyer and witness, all at one and the same time. This is an absurd combination and was bound to fail. What has been the result? Every commission in the country, including both the strong ones and the weak ones, have dropped their prosecuting functions and have confined themselves almost exclusively to deciding cases brought before them. You cannot name a case decided in the entire history of the Inter-state Commerce Commission where an advance was denied or a rate reduced affecting Iowa, in which some person outside of the commission did not initiate and prosecute the case.

Up to two years ago, no department of the Iowa state government had ever successfully prosecuted a case before the Inter-state Commerce Commission. During the past two years Iowa has handled cases before the Inter-state Commerce Commission involving several millions of dollars. As yet we have not lost a case. This is due simply to the remarkably fruitful field for work which awaited this department; and the fact that we have tried to carefully select only such causes as were just.

The field for the work of the Commerce Counsel is tremendous, and almost inexhaustible, depending wholly upon the capacity of the man who fills the place.

The railroad earnings from Iowa traffic last year amounted in round numbers to \$80,000,000.00; of this sum approximately \$70,000,000.00 was earned on inter-state traffic, and \$10,000,000.00 on state traffic.

It is impossible for any one not thoroughly in this work to have a conception of the magnitude of the field of work properly belonging to the Commerce Counsel.

Yesterday a bound volume naming over a thousand changes in rates and weights, proposed by the railroads, reached our office. A hearing will be held on them, at St. Louis, commencing April 1st. April 3d, we must be represented at Washington, D. C., in oral argument affecting the rates on over seven thousand articles from over a thousand Iowa towns to all points in sixteen states west of the Missouri river.

The Commerce Counsel department has been and can be many times more than self-sustaining. Many rate cases involve very small amounts of money, and on the other hand, there are a few that involve vast sums of money. For instance, the money involved in the Butter, Poultry and Egg Case, described herein, amounted to over three hundred and fifty thousand dollars annually, so far as Iowa alone was concerned. And the sum involved in the Feeding Cattle Rate Case, so far as it affected Iowa, amounted to more than two hundred thousand dollars annually. These cases, in addition to Western Classification No. 51, are by far the most important which have been concluded since the office of Commerce Counsel was created. All of these cases terminated in our favor. Had the advances proposed in these three cases gone into effect it would have

cost Iowa more than a million dollars a year. The record in the Advanced Rate Case shows the sum at stake in the entire country in that case amounted to more than fifty millions of dollars annually. This case was concluded in February, 1910. The advance was denied.

Changes in rates are going on constantly at the present time. Last week, for instance, 113 tariffs affecting Iowa Inter-state traffic were filed with the Inter-state Commerce Commission, each one of them including from a half dozen to several hundred changes in rates. This is a typical week. The regular routine task of keeping a constant check on these changes, and guarding Iowa's interests, is tremendous. Any month we are also liable to be confronted with a case of great importance similar to the Western Classification Case, or the Advanced Rate Case, both of which were concluded during the past two years. The great task of compelling a general revision of Iowa interstate rates, now in progress, will be worthless unless you follow that up by carefully guarding the rates which we secure.

The size of the record in these cases is enormous. In the Eastern Iowa case there were over four hundred exhibits filed and eleven hundred pages of testimony. In the Sanborn rate case the record covered a little over eight thousand pages. In the Advanced rate case, the record consisted of ten thousand, (10,069, to be exact) printed pages.

It is perfectly proper that more than one attorney should work on cases of this magnitude. In private business if you had a case involving a hundred thousand dollars you would not hesitate to employ more than one counsel. The railroads always have pursued this policy. For instance, in the case before the interstate commerce commission, involving the class rates from Iowa, to eastern points, the following lawyers appeared and represented the railroads:

T. H. Norton (Chicago, Ill.), general attorney for the Atchison, Topeka & Santa Fe railway company.

R. B. Scott (Chicago, Ill.), general attorney for the Chicago, Burlington & Quincy railroad company.

C. C. Wright (Chicago, Ill.), general solicitor for the Chicago & North Western railway company.

Garrard Winston (Chicago, Ill.), general attorney for the Chicago Great Western Railroad Company.

William Ellis (Chicago, Ill.), commerce counsel for the Chicago, Milwaukee & St. Paul Railway Company.

W. F. Dickinson (Chicago, Ill.), general attorney for the Chicago, Rock Island & Pacific Railway Company.

A. P. Humburg, general attorney for the Illinois Central Railroad Company.

George W. Seevers (Minneapolis, Minn.), general counsel for the Minneapolis & St. Louis Railroad Company and the Iowa Central Railway Company.

M. S. Connolly (Pittsburgh, Pa.), general attorney for the Pittsburgh, Cincinnati, Chicago & St. Louis Railway Company, Pennsylvania Company and Pennsylvania Railroad Company.

Douglas Swift (New York City, N. Y.), attorney for the Delaware, Lackawanna & Western Railroad Company.

O. E. Butterfield (Detroit, Mich.), general attorney for the New York Central lines.

The chairman of this commission has gone beyond his duties absolutely required by law in handling six of the important interstate cases. But during the early tentative stages of the growth of the commerce counsel department, it was thought wise to do everything possible to help to get it on its feet and make it an unqualified success. Under the law the commerce counsel on interstate cases must do what is required of him by the board. More and more the commerce counsel has been given charge of interstate cases.

It is absolutely necessary on intrastate cases that the commerce counsel shall be entirely independent of the state board so that he can be truly the advocate of the public before the commission with power to take the initiative on behalf of the public. This serves two purposes. First, it lets him fight his case as he pleases without the embarrassment of representing the tribunal which makes the decision. Second, it serves as a check,—if he becomes lax, the commission is still there to guard the public interests; if the commission becomes weak and ineffective, the commerce counsel can do some very effective prodding. A check of this sort is well, where such large interests are involved.

On interstate cases I think it wise for both departments to be able to co-operate, as at present, on important matters. Both must use the rate department, the tariff files, etc.

I think it well for the state to be able to hold this department responsible for results. We have tried to bring results. If we have failed, you should make a change. If we have succeeded, you should leave things as they are, and encourage us to further work and success, and not try to cripple or to hamper us.

Respectfully submitted,

CLIFFORD THORNE,

Chairman State Board of Railroad Commissioners.

ORGANIZATION OF THE RATE DEPARTMENT.

The Rate Department of the Iowa Commission was organized about July 15, 1911. At this time there were less than one thousand effective tariffs in the files, and such tariffs were those of the roads passing through the state. The department has now over 20,000 effective tariffs and supplements which affect interstate traffic from Iowa points. This file has been of great value in quoting rates to shippers in the state, and, of course, has been of great assistance in preparing and prosecuting the interstate rate cases. This file is open to the public at all times.

The department has compiled a set of rate charts covering various important commodities, such as live stock, grain, coal, lumber, etc., showing rates from Iowa stations to the principal markets; for example,—grain rates are shown from the Iowa stations to Chicago, Kansas City, Peoria, St. Louis and St. Paul. These tables are revised daily as the rates are changed by supplements or re-issues of the tariffs.

IMPORTANT INTERSTATE CASES CLOSED.

WESTERN CLASSIFICATION NO. 51.

Western Classification No. 51 is a tariff published by the railroads causing changes on over a thousand items affecting interstate traffic to and from every town in Iowa and all points in Illinois, Wisconsin and all points west of the Mississippi river to the Pacific coast. A member of the Iowa Commission as chairman of the committee representing sixteen western state commissions protested against the advances proposed.

This single case is equivalent to more than a thousand cases because each one of the thousand advances would be applicable between all Iowa points and all of the territory above described.

The investigation lasted over one year, resulting in one of the most important decisions ever rendered by the commission. Next to the opinion in the express case, it is the longest ever made by the commission.

The carriers, in compliance with the orders of the commission, have filed several hundred changes effective March 31st.

Amongst the important items was an advance of 100 per cent on binding twine, 50 per cent on silos, 23 per cent on sweat pads and collars, 50 per cent on essential oils, 40 per cent on cattle and sheep dip, 150 per cent on litter carriers mixed with agricultural implements.

A few of the important phases of the decisions of the commission in this case are as follows:

First in importance are the rules and regulations. The carriers proposed many things. These are applicable to every city, town and hamlet west of the Mississippi river. The state commissions made objections to fourteen of these rules, and changes were made or ordered in twelve of them.

A concrete illustration of these concerns the dunnage allowance. Prior to the issuance of No. 51, the carriers permitted shippers to use lumber and boards to prop up machinery in a car, the railroads hauling 500 pounds of such lumber free of charge. No. 51 abolished this dunnage privilege, and the commission ordered it reinstated. When one considers the thousands of shipments that are made annually, the importance of such a ruling can be appreciated.

Another change of importance to the western half of the United States concerns green hides. The carriers put in a rule permitting them to refuse to take green hides for shipment. We pointed out that they could be stored or handled in live stock cars, and not contaminate other commodities, and claimed that the carriers should be compelled to accept same for transportation. Our position was sustained by the commission.

Second, several hundred advances were proposed by the railroads in minimum weights. They announced their policy to be the establishment of minimums upon the physical capacity of the cars, refusing to take into consideration the commercial conditions surrounding the transportation. Prior to the decision in this case the commission was divided on this proposition.

A concrete illustration of the result of this policy is as follows: Ferris wheels are never loaded more than one to a car in actual traffic, but a car will hold two wheels with a combined weight of considerably more than 24,000 pounds. This was used as a justification to raise the minimum weight fifty per cent.—from 16,000 to 24,000. Commercial conditions dictate the 16,000 minimum, and the carriers are ordered to reinstate the same. This decision crystallizes the policy of the federal government in favor of considering both the physical capacity of the car and the commercial conditions in the establishment of minimum weights.

Third. (Mixtures). One of the most important parts of this case concerns carload mixtures. The carriers have proposed the elimination of carload mixtures on 234 articles, and have proposed changes restricting carload mixtures on more than three hundred other articles. One of the most important changes affecting carload mixtures, which serves as an illustration of the effect of such changes, concerns binding twine. Prior to the issuance of No. 51, the carriers permitted binding twine to be shipped mixed with agricultural implements, all of which took carload rates. In No. 51, they proposed to apply L. C. L. rates on all shipments of binding twine made in this manner. This would have caused an advance of about one hundred per cent in the freight rates on binding twine and more than ninety per cent of all binding twine shipments, we were told by the largest shippers in the country, would be affected by this hundred per cent advance.

As indicating the policy of the carriers; thirty-two articles had carload mixtures granted to them, while over five hundred articles were totally eliminated from carload mixtures, or the mixtures were changed or restricted. The Interstate Commerce Commission in their decision has ordered the carriers to pursue diametrically the opposite course. Instead of restricting mixtures, they are instructed to make them more liberal.

On these three great phases of the case, the representatives of the nine hundred railroads who are defendants, and the representatives of the sixteen state railroad commissions clashed. The state commissions opposed the railroads on fourteen of their rules, on the proposition that commercial conditions are properly considered in the framing of carload minimum weights, and lastly, on the proposition that mixtures should be made more liberal instead of being restricted. In all three of these positions taken by the carriers, the tendency was against the small shipper, increasing the carload minimums, limiting the carload mixtures, and making the rules more burdensome; three matters of truly national importance.

Frequently generalizations are not nearly so instructive as concrete illustrations. For that reason, we have compiled the following itemized list of the recommendations urged by the state commissions, and the decisions of the Interstate Commerce Commission on all articles where specific complaint was made by us, and sustained by the Interstate Commerce Commission.

(ADVANCES DISAPPROVED IN NO. 51.)

RULES.

Rule 2. This rule, as proposed by the railroads, placed the burden upon the shipper of knowing whenever articles take different rates because of the value of said commodity, and required the shipper to prepare and sign a statement for the railroad. Our contention was that where two rates were applicable on the same shipment because of different values, it is the duty of the carrier to notify the shipper of this fact. The commission decides:

"This rule should be so reconstructed, as to place upon the carriers the positive duty to first print those conditions, and not require the shippers to write them, and upon the carrier's agent, the duty to notify the shipper of the alternative rates and present for his signature, the necessary bill of lading, to secure the desired rate."

Rule 4. This rule gave to the carriers the right to refuse to carry freight on which they have a rating. Objections came chiefly from the shippers of green hides. The commission decides:

"We think the rule should be modified so as to eliminate the carriers' right to refuse shipments of green hides when they are in proper condition for transportation."

Rule 6-A. Section 1. State commissions asked that the phrase "one loading point" should be stricken from the rule. And the commission so decided.

Rule 6-A. Sec. 4. The state commissions said.

"If this rule is allowed to go into effect, and is obeyed, the agent can, by failing to perform duties required of him, or for the purpose of discriminating, or for any other reason which may occur to him, or through carelessness or ignorance, wrongfully distribute a carload of freight, and penalize the consignor by causing said shipment to draw less than carload rate.

"We respectfully submit that the provision is exceedingly unjust and unfair, and should be stricken in its entirety from the classification, or else the clause 'on written request of the consignor, consignee or owner,' be inserted before the word 'destination.'"

The Interstate Commerce Commission decides:

"This punishes the shipper for the derelictions of the carriers' agents. We cannot approve of such a rule."

Rule 6-B. Two main issues concerning this rule had to do, first, with the unit, and second, with its application. It was suggested by the state commissions that on some articles cubical contents rather than linear feet be taken as a proper basis, and the Interstate Commerce Commission so decided. The application of this rule to agricultural implements caused a very extended discussion in the record. The carriers wanted to advance the carload minimum on agricultural implements from 20,000 to 24,000. This advance was disapproved by the commission. On the direct issue as to whether or not commercial conditions are factors to be considered in estimating minimum weights, the carriers took the position that they should not be considered, and the state commissions took the position that they should be considered; and the Interstate Commerce Commission decided as follows:

"If individual rates, with respect to which the commission is required to make orders, or which the carriers establish, may be determined as they have been, by so-called commercial conditions, why should not minimum weights be affected and established in the light of these same conditions. It is our conclusion, therefore, that carriers should take into consideration both the physical minimum and the commercial minimum in deciding upon a classification minimum to govern carload shipments throughout the country, and provide themselves with cars of corresponding sizes."

Rule 7. Par. 2. Note E. This rule required all overflow shipments, no matter how large, to be marked by the shipper.

The state commissions said:

"This rule is not complained of, nor are objections made to the same if it is to apply only when a shipper is, in fact, forwarding an overflow shipment and such overflow is not caused by the act of the carrier, and it does not exceed 6,000 pounds. However, when the overflow does exceed 6,000 pounds, or in the direct results of the failure on the part of the carrier to furnish the size of the car ordered by the shipper, it does not seem fair or just or reasonable that the penalty for such failure should fall upon the shipper."

The Interstate Commerce Commission ruled as follows:

“‘Follow lot’ shipments should be marked by the shipper of the ‘follow lot’ whenever they constitute an overflow, resulting from the failure of the shipper to designate the dimensions of cars required for his shipment. But where the shipment could be loaded in a car of the size ordered by the shipper and two cars are furnished by the carrier, the marking where necessary should be done by the carrier.”

Rule 7. By this rule the carriers sought to require a certain form of tag to mark shipments, made with metal eyelets. The state commissions objected to this, and the Interstate Commerce Commission disapproved the change.

Rule 10. This is a new rule providing a change in the nested rule, requiring three or more articles to be packed in a certain given manner in order to secure interstate ratings, which are much lower than others. If this change had gone into effect, it would have caused an increase in freight rates of more than fifty per cent to the sellers and purchasers of iron tanks on the farms generally throughout this territory.

State commissions objected to the rule, and were sustained by the Interstate Commerce Commission.

Rule 18. State commissions protested against the rule because of the large advance in freight rates whenever the carriers load or unload a large shipment. Carriers make application of the minimum carload rate on the L. C. L. shipments wholly conditional upon the shipper loading or unloading.

State commissions claimed the charge for less than car loads should not exceed the charge for carloads, plus the reasonable charge or cost which should be allowed for the carrier to handle it. In the past, this has been one and one-fourth cents. The commission orders the continuance of one and one-fourth cents per hundred pounds, as in the past, and disapproves the change proposed by the carriers, causing the advance stated.

Rule 24. Sec. 2. State commissions objected to the phrase “one loading point,” and the same was stricken from the rule by order of the Interstate Commerce Commission.

Rule 27. This is the dunnage rule described above. Carriers heretofore have allowed 500 pounds in Western Classification, and a thousand pounds dunnage on many articles in Southern Classification, and 500 pounds in Official Classification territory.

Here there was a lack of uniformity, and in an attempt to make it uniform, the railroads attempted to remove all dunnage. The commission ordered the 500 pounds dunnage reinstated.

Rule 30. Carriers attempted to eliminate provisions allowing for returning stoves, and the transportation of caretakers. The commission ordered:

"The classification should either provide for the transportation of a necessary caretaker of perishable freight free of charge, or require carriers to take care of stoves and replenish fuel in transit when such protection is required."

ADVANCES DISAPPROVED.

SPECIFIC ITEMS.

Boracic Acid—Carriers made an advance from second to first class, or 23 per cent on boracic acid, in fibre or metal cans or cartons, in barrels or boxes.

The commission disapproved this advance.

Oxalic Acid—Carriers made an advance from second to first class, or 23 per cent on oxalic acid.

The commission disapproved this advance.

Muriatic, Nitric, and Sulphuric Acids. Carriers proposed to advance carload rating from fourth to third class, and to eliminate the mixture which would have caused an advance of 40 per cent on mixed shipments. Carriers, during the progress of the case agreed to reinstate the old rating and mixture.

Potato Planters—Carriers made an advance from third to first class, or 77 per cent on potato planters, K. D.

The commission disapproved this advance.

Condiments—Carriers made an advance from fourth to first class, or 150 per cent on condiment mixtures, when not compounded, by having the words "mixtures" and "compounded" stricken out. Minimum weight advanced from 24,000 to 30,000.

The commission disapproved these advances.

Mail Bags—Carriers made an advance on mail bags mixed with pouches by eliminating the mixture; this would cause an advance from third to first class, or 77 per cent on mixed carlots of mail bags and pouches. During the progress of the case, the carriers agreed to re-establish the old mixture.

Box Toes—Carriers made an advance on box toes in bags from second to one and one-half times first class, or 84 per cent; on box toes in barrels or boxes from second to first class, or 23 per cent.

The commission disapproved these advances.

Litter Carriers—Carriers eliminated the mixture with agricultural implements, and did not provide for any carload rating. These are usually manufactured and shipped with other agricultural implements. This change would have increased the rate 150 per cent on litter carriers mixed with agricultural implements.

The commission disapproved this elimination.

Cattle and Sheep Dip, Liquid.—The carriers made an advance on less than carloads from fourth to third class, or 40 per cent, on cattle or sheep dip, liquid, in metal cans in boxes.

The commission disapproved this advance.

Whiting.—Carriers eliminated the mixture of whiting with dry paint in carloads, which was disapproved by the commission.

Also advanced the rating on whiting L. C. L., in cans or cartons, in barrels or boxes from fourth to second class, or 100 per cent.

This was disapproved by the commission.

Also advanced the carload minimum weight from 36,000 to 40,000 pounds, or 11 per cent.

This was disapproved by the commission.

Feed Cookers.—Ambiguous wording by carriers.

Disapproved by the commission.

Binding Twine.—Carriers eliminated mixture with agricultural implements, carload, which would have caused an advance of about 100 per cent on shipments of binding twine.

This was disapproved by the commission.

Portable Corn Cribs.—Carriers advanced the carload rating from Class C to fifth class, or 22 per cent, and reduced the minimum weight from 24,000 to 20,000 pounds, subject to Rule 6-B.

The commission disapproved of this. "The necessity for the reduction in minimum should be established and data on values submitted before this change is approved."

Essential Oils.—Carriers advanced the rating on essential oils L. C. L., packed in barrels or boxes, from double first class to three times first class, or 50 per cent.

In copper or iron drums, from first to three times first class, or 200 per cent.

In metal cans in boxes from first to double first class, or 100 per cent.

In bulk in barrels from second to double first class, or 146 per cent.

The commission disapproved these advances.

Ferris Wheels.—Carriers eliminated the mixture of Ferris wheels and merry-go-rounds (carousals) and advanced the minimum weight from 16,000 to 24,000 pounds, or 50 per cent.

The commission disapproved this advance and elimination.

Gloves or Mittens, Hats or Caps, Fur.—Carriers advanced the L. C. L. ratings on cheap grade of fur gloves or mittens, hats and caps, from first class to double first class, or 100 per cent.

The commission disapproved of this.

Sweat Collars and Pads.—Carriers eliminated the carload mixtures on sweat collars and sweat pads (not leather or leather covered) and advanced the rating on L. C. L. from second to first class, or 23 per cent.

The commission disapproved these advances.

Junk.—Carriers eliminated the mixture of brass and copper scrap, paper scrap, rags and tin scrap, from junk, C. L., causing an advance on these articles of 104 per cent.

The commission disapproved this advance.

Blue Print Machines. Carriers advanced the L. C. L. rating on blue print machines from one and one-half times, to double first class, or 33 1-3 per cent.

The commission disapproved of this advance.

Marbles.—Carriers advanced the L. C. L. rating on hollow steel marbles from second to first class, or 23 per cent.

The commission disapproved of this advance.

Mop Handles.—The carriers advanced the L. C. L. rating on mop handles in boxes or crates from fourth to third class, or 40 per cent.

Mop handles in bundles from third to second class, or 44 per cent.

The commission disapproved this advance.

Patent Insides.—The carriers advanced the L. C. L. rating on patent insides from second to first class, or 23 per cent.

The commission disapproved this advance.

Oilers.—Carriers eliminated the mixture of oilers with tinware, carload, and also eliminated carload rating. This would have caused an increase of 150 per cent in the rate.

The commission disapproved this elimination.

Flat Writing Paper.—Carriers advanced the L. C. L. rating on flat writing paper (less than 31 united inches) from third to first class, or 77 per cent, and on carloads from fifth to third class, or 66 per cent.

The commission disapproved this advance.

Paper Pads and Tablets.—Carriers advanced the L. C. L. rating on paper pads and tablets (writing paper) from third to first class, or 77 per cent. and fourth to third class, on carloads, or 40 per cent.

The commission disapproved this advance.

Tobacco Pipes.—Carriers eliminated the carload rating on tobacco pipes, advancing the rating from fourth to second class, or 103 per cent.

The commission disapproved this advance.

Quassia Chips.—Carriers made an advance from third to first class, or 77 per cent on quassia chips.

The commission disapproved this advance.

School Desks and Seats.—Carriers eliminated the mixture of school desks and seats with furniture.

The commission disapproved this elimination.

Cattle Stanchions.—Carriers eliminated the carload rating on cattle stanchions, causing an advance from C. L. to L. C. L. ratings, or 103 per cent on carload shipments.

The commission disapproved this advance.

Scythe Stones.—Carriers eliminated the carload mixture of scythe stones with agricultural implements.

The commission disapproved this change.

Pine Tar.—Carriers made an advance from fourth to third class, or 40 per cent on L. C. L. shipments of pine tar in metal cans in barrels or boxes.

The commission disapproved this advance.

Sleighs.—It has been the practice for years to ship sleighs as crated with runner protruding. Carriers changed the rule to read "so that no part will protrude."

The commission disapproved this change.

Phosphate of Lime.—Carriers made an advance from fourth to first class, or 150 per cent on L. C. L. shipments of phosphate of lime in cans or cartons, in barrels or boxes.

The commission disapproved this advance.

Carbonate of Lime.—Carriers made an advance from fourth to second class, or 103 per cent, on L. C. L. shipments of carbonate of lime in bags, barrels or boxes.

The commission disapproved of any advance higher than third class.

Magnesium, Sulphate of.—Carriers made an advance from third to second class or 40 per cent, on L. C. L. sulphate of magnesium in cans or cartons, in barrels or boxes.

The commission disapproved this advance.

Chlorate of Potash.—The carriers proposed an advance from third to first class, or 77 per cent on L. C. L. shipments of chlorate of potash in cans or cartons, in barrels or boxes.

The commission disapproved this advance.

Permanganate of Potash.—Carriers proposed an advance from fourth to second class, or 103 per cent, on permanganate of potash, L. C. L., in metal cans, in barrels, or boxes.

The commission disapproved of any rating higher than second class.

Arsenate of Sodium.—Carriers proposed an advance from third to first class, or 77 per cent, on arsenate of sodium, in fibre or metal cans or cartons, in barrels or boxes.

The commission disapproved this advance.

Phosphate of Sodium.—Carriers proposed an advance from fourth to first class, or 250 per cent, on phosphate of sodium in fibre or metal cans, or cartons, in barrels or boxes, L. C. L.

The commission disapproved this advance.

Sodium Sulphate.—Carriers proposed an advance from fourth to first class, or 150 per cent on sodium sulphate, in cans or cartons, in barrels or boxes.

The commission disapproved this advance.

Sodium Sulphite.—Carriers proposed an advance from fourth to first class, or 150 per cent, on sodium sulphite, in fibre or metal cans or cartons, in barrels or boxes.

The commission disapproved this advance.

Zinc Chloride. (Dry).—Carriers proposed an advance from fourth to first class, or 150 per cent, on chloride of zinc, in metal cans, in barrels or boxes.

The commission disapproved this advance.

Sulphate of Zinc.—Carriers proposed an advance from third to first class, or 77 per cent, on sulphate of zinc, in fibre or metal cans, or cartons, in barrels or boxes.

The commission disapproved this advance.

Hemp Seed.—Carriers proposed an advance from fourth to third class on L. C. L. shipments, or 40 per cent.

The commission disapproved this advance.

Coriander Seed.—Carriers proposed an advance from second to first class, or 23 per cent, which is disapproved by the commission.

CARLOAD MIXTURES.

Machinery.—Carriers restricted the mixture of carload machinery on the following articles:

Item 13, page 197, belt tighteners;

Item 19, page 197, boilers, steel boiler drums, air tanks, air receiver tanks, boiler plate iron.

Item 21, page 198, bulldozers.

Item 7, page 200, concrete mixer hoist buckets.

Item 8, page 203, hammers, steam or power trip.

Item 14, page 205, machines for shearing bar iron.

Item 24, page 206, shoes, dies, cams, heads, tappets, cast iron or steel for stamp mills.

Item 12, page 208, pulleys.

Item 19, page 208, punching machines used for punching plate and bar iron.

Item 20, page 208, purifier boilers, including steam jacket heaters and condensers, feed water heaters and purifiers, steel tank filters,

Item 11, page 209, saw frames, circular or drag.

Item 16, page 209, screens formed by punching holes in sheet iron or steel.

Item 4, page 210, shafting; wrought or cast, with pulleys or wheels attached.

Item 17, page 210, smokestacks.

Item 1, page 211, stills, copper or iron, including worms.

Item 21, page 211, water wheels.

The foregoing eliminations and restricted mixtures would have caused large advances on all carload shipments of these articles, and the same are disapproved by the commission.

Canned Goods.—Carriers proposed an advance on canned goods, eliminating carload mixtures of fruits and vegetables. The commission disapproved this advance, and ordered the following mixtures on food products, fruits and vegetables.

Pimentos (canned peppers), baked beans and pork, canned hominy and canned corn, corned beef, dried or smoked meats, corned beef hash, canned meats and soups, canned sausage, meats potted and pickled, chili con carne, chicken tamales, spaghetti-meat-chili, canned meats with vegetable ingredients.

(Fruit) canned or preserved, (in juice or syrup, or in liquid other than brine, or alcoholic liquor). Fruit jelly, fruit butter, crushed fruit, fruit jam, fruit pulp.

Egg Cases.—Carriers proposed to eliminate the mixture of egg cases and egg carrier fillers, causing an advance on such mixed shipments of 140 per cent.

This was disapproved by the commission.

Peas and Beans.—Carriers proposed to eliminate the carload rating on such mixed shipments of dried peas and dried beans, causing an advance of 66 per cent on such mixed shipments.

This advance was disapproved by the commission.

In addition to these decisions upon specific cases, the commission laid down certain definite rules, outlined above, for the revision of the rest of the classification, stating:

“It is expected that carriers will revise No. 51 and direct the future development in accordance with the views expressed in this report.”

If this is done in a bona fide manner it will mean more than a thousand changes. That the carriers have seriously undertaken this task in a fair manner, is evidenced by the fact that their first installment of changes in No. 51, covers three hundred and twenty-five subjects, equivalent to over six hundred items.

In addition to the establishment of the basic principles for three important factors of the classification framing carload mixtures, minimum weights and rules described in the fore part of this analysis, probably the most fundamental change resulting from this investigation is the order of the commission prescribing specifically the manner in which classification shall be made in the future.

In their decision the commission says:

"The making of a freight classification is a great public function. In the past the hearings before the classification committees have been semi-public rather than public, and in a certain sense they have been private, although in later years the tendency has been toward greater publicity. Public business can not be conducted in a private way. The failure to recognize this fact fully, and to proceed in accordance with it, has been largely responsible for the commotion centering about Classification No. 51."

As to the future, the commission states:

"Procedure in the Future.—The formal hearings of classification committees hereafter should be made public, after due notice to the interested parties, including state commissions and the Interstate Commerce Commission. A record of the facts and arguments for and against a certain classification should be kept. As rapidly as items, or groups of items, have been disposed of by the classification committee they should be published in accordance with law. In case of a protest to this commission, the record made up before the committee should be promptly transmitted to the commission. On the basis of this record, supplemented when necessary by additional inquiries, the commission will be able to decide whether or not to suspend a proposed change in the classification. We believe that this manner of procedure will obviate nearly all formal proceedings in the future, and will confine investigations on the part of this commission to the relatively few and large matters decisive of principles and possibly also affecting great material interests."

A western classification of freight fixes the relative rates on eight thousand articles throughout three-fourths of the nation. No. 51 proposed more changes than any other tariff ever filed by any railroad or railroads. And the decision in this case is the most epoch-making on classification matters ever rendered by the Interstate Commerce Commission.

POULTRY, BUTTER AND EGGS.

About July 12, 1912, the Iowa Commission was advised that the railway companies in Official Classification Territory were considering an advance from second to first-class in the freight rates on butter, eggs and poultry. The commission received numerous requests asking the Iowa Commission to intervene in behalf of the interested shippers and associations at the hearing before the Official Classification committee.

The chairman of the Official Classification committee advised that the commission could be heard at New York on July 23rd, at which time a member of the Iowa Commission and the commerce counsel appeared before the committee protesting against the proposed advances. This matter was of vast importance to the Iowa shippers. We asked the State Dairy Food department to give us a conservative estimate of the volume of traffic moving from Iowa points to the Atlantic coast, which would be affected by the change; we asked for the same figures from the State Poultry Deal-

ers' association. With this as the basic figures, and knowing the advance in cents per hundred pounds, we find that the proposed advance in the rates would have cost Iowa approximately \$356,000.00 annually. After the hearing the Official Classification committee did not advance the rates.

ADVANCED RATE CASE.

The commission was represented in oral argument of this case by a member of the commission who had been working on the case prior to his qualifying as a railroad commissioner.

The carriers in eastern territory testified that the advance would net them in round numbers \$27,000,000.00 annually. The western carriers sought an advance on two hundred different commodities affecting this territory and the two combined aggregated over \$50,000,000.00, as a general advance for freight rates in the United States. Probably never before in the history of the human race has such a large sum been involved between private individuals before any tribunal. The carriers failed to get this fifty million (\$50,000,000.00) dollar advance. A member of the Iowa commission opened and closed the argument for the shippers of the country in this case.

Commodities which would have been advanced had the railroads succeeded in I. C. C. Docket No. 3500:

	Present Rate.	Proposed Rate.	Amount of Advance.
Acid, in tank cars.....	.15	.17	.02
Agricultural implements and parts thereof.	.26	.30	.04
Agricultural implements, hand.....	.32	.37	.05
Alumina, sulphate of .....	.22½	.26	.03½
Ammonia (anhydrous) .....	.45	.52	.07
Asphalt and asphaltum in solid form .....	.12½	.14½	.02
Asphalt, in solid form, originating east of the western termini of trunk lines.....	.10	.12	.02
Axes .....	.35	.40	.05
Bags and bagging, in bales or rolls.....	.21	.24	.03
Bagging, clayed, originating east of the Il- linois-Indiana state line .....	.13	.15	.02
Barn door hangers, etc.....	.27	.31	.04
Beer, beer tonic, malt tonic, etc.....	.22	.25	.03
Blankets (horse) any quantity, nets, east- bound .....	.55	.63	.08
Bone, ground, eastbound .....	.20	.23	.03
Bones, horns, hoofs, and horn pith.....	.18½	.21	.02½
Bottle caps .....	.32	.37	.05
Bottle caps, L. C. L.....	.45	.80	.35
Calcium, chloride of .....	.22½	.26	.03½
Cards, sample .....	.45	.52	.07

Cartridge shells, loaded .....	.22	.27	.05
Cement, paving or roofing.....	.12½	.14½	.02
Pitch, coal tar .....	.11	.13	.02
Cereal food products, cooked or partially cooked .....	.25	.27	.02
Chocolate .....	.45	.52	.07
Cinders, mill and scale, mill (in dollars per ton, 2,240 pounds)	\$2.00	\$2.30	\$.30
Cloth, burlap press, any quantity .....	.50	.57½	.07½
Cocoa beans .....	.32	.37	.05
Cooperage; barrels, casks, drums, etc.....	.18½	.18½	...
Copperas, or sulphate of iron.....	.17	.18½	.01½
Copper mats, relative to value of not to exceed \$100 per ton of 2,000 lbs. and pig lead .....	.10	.12	.02
Copper, sulphate of .....	.20	.23	.03
Depilatory .....	.27	.31	.04
Feldspar, cryolite, flour spar.....	.22½	.26	.03½
Fiber cans .....	.45	.52	.07
Forges, blowers, and drills, blacksmiths'..	.27	.31	.04
Fuse .....	.70	.80	.10
Glass, broken .....	.16	.18½	.02½
Glucose, molasses, syrup, etc.....	.23½	.27	.03½
Glycerin, concentrated spent lye.....	.16	.20	.04
Go-carts .....	.30	.35	.05
Harness and saddlery .....	.45	.52	.07
Ice (dollars per ton 2,000 lbs.).....	\$2.50	\$2.70	.20
Iron, pig (dollars per ton 2,240 lbs.).....	3.58	4.00	.42
Pipe (wrought iron or steel).....	.18½	.21	.02½
Pipe (cast iron) .....	.18½	.21	.02½
Drive-well, points, iron pipe couplings and fittings, separators, etc.....	.18½	.21	.02½
Iron or steel poles.....	.18½	.21	.02½
Iron (scrap) including borings, axles, etc.	.15	.17	.02
Billets and blooms, steel (dollars per ton of 2,240 lbs.)	\$4.00	\$4.02	.02
Limestone, ground .....	.12½	.14½	.02
Liquors .....	.38	.45	.07
Machinery, creamery, per Western classifi- cation .....	.32	.32	...
Magazines (paper) in boxes, bundles or sacks .....	.35	.40	.05
Mops .....	.32	.37	.05
Cres, viz., antimony, copper, lead, zinc, etc.	.15	.17	.02
Base bullion, copperplates, copper mats, etc... ..	.17½	.20	.02½
Paint (dry earth) mortar, color, whiting, etc. ....	.17	.19	.02
Paper, building and roofing, etc.....	.16	.18½	.02½
Box board (paper) wood-pulp board.....	.13	.21	.02½

Paper matting .....	.45	.51	.06½
Paper (scrap) rags, rope (old).....	.18	.21	.03
Phosphate, trisodium .....	.22½	.26	.03½
Picture frames, picture molding .....	.32	.37	.05
Railway material, various kinds .....	.17	.19½	.02½
Passenger equipment, moving on own wheels, (in dollars per car)	\$55.00	\$63.00	\$8.00
Freight equipment, moving on own wheels, in dollars per car)	27.50	31.50	4.00
Locomotives, snow plows, cranes, as above (in dollars per ton of 2,000 lbs.).....	2.10	2.40	.30
Rails, new, and cross ties, steel (in dollars per ton of 2,240 lbs.).....	2.75	3.15	.40
Rails, second-hand (in dollars per ton of 2,240 lbs.)	2.75	3.15	.40
Railroad track fastenings, various kinds, (in dollars per ton of 2,000 lbs.).....	2.75	3.15	.40
Roof coating, asphaltic .....	.20	.23	.03
Salt cake .....	.17½	.20	.02½
Saltpeter .....	.20	.23	.03
Salts, Epsom .....	.22½	.26	.03½
Shade cloth, plain, uncut and undecorated .....	.35	.40	.05
Shade or curtain rollers or slats or fixtures .....	.27	.32	.05
Shot .....	.15	.17	.02
Soda, carbonate of .....	.15	.17	.02
Soda, nitrate of, in boxes, bags, barrels, etc. .....	.22½	.26	.03½
Soda, silicate of and caustic, calcium chloride, in tank cars .....	.15	.17	.02
Soda, silicate of, in barrels, casks, drums or pails .....	.15	.17	.02
Soda, sulphate of .....	.17½	.20	.02½
Starch .....	.18	.21	.03
Stone, rough, building, curbing and paving .....	.12½	.14½	.02
Tile, roofing .....	.14	.16	.02
Vinegar .....	.22½	.26	.03½
Wine, domestic .....	.45	.52	.07
Wood pulp .....	.17	.20	.02½
Zinc .....	.23	.27	.04
Zinc, sulphate of .....	.20	.23	.03
Brick (enameled) .....	.17½	.20	.02½
Lead tailings, carbonate of.....	.10	.12	.02

The foregoing are only a few of the proposed advances, which were defeated. In all, there were 200 commodities. As confirmation of my statement I will call attention to the following extract from the decision of the commission which can be found in I. C. C. Docket No. 3500, page 2: "This proceeding, which is probably known as the 'Western Advanced Rate Case,' involves the reasonableness of the rates upon some two hundred commodities which the carriers west of Chicago have attempted to increase."

IMPORTANT INTERSTATE CASES NOW PENDING.

MISSISSIPPI RIVER CASE.

On July 11, 1911, the Iowa commission instituted proceedings before the interstate commerce commission relative to class rates (this includes over 8,000 articles) between points on the Atlantic seaboard and in Central Freight Association territories, which includes all eastern points, and cities located on the Mississippi river between Dubuque and Keokuk. At the present time, St. Louis is enjoying 117 per cent of the Chicago rate on shipments from the east, while the Mississippi river cities pay 122 per cent of the Chicago rate, plus the bridge toll, which is 5 cents per hundred pounds on first-class, and graduated down for the other classes.

Hearings were held at Des Moines, Iowa, on November 1, 1911, before the interstate commerce commission, and by request of this commission, a special hearing was held at Keokuk, Iowa, on January 18, 1912. This hearing was requested at Keokuk because of the vast importance a readjustment in the rates would mean to the growth of this city on account of the industries which will be located there after the completion of the dam. A member of the commission, the commerce counsel and his assistant, attended these hearings and examined and cross-examined witnesses.

At a later date a printed brief and reply brief were filed in the name of the commission, and on March 22, 1912, this commission presented oral argument at Washington, D. C., before the interstate commerce commission.

In these cases, 159 exhibits were prepared and introduced by the rate department of the Iowa commission. The case is now submitted and is awaiting decision. In this case we claim that the Iowa cities on the Mississippi river should have the same rates to and from the east as does Quincy, Hannibal, Louisiana (Mo.), St. Louis, and East St. Louis.

INTERIOR IOWA CASE.

On June 3, 1910, the Iowa commission instituted proceedings before the interstate commerce commission regarding the class rates between interior Iowa points and eastern points.

Hearings were held at Des Moines, Iowa, on October 30 and 31, 1911, at which time a large number of witnesses were examined and cross-examined by a member of the commission, the commerce counsel and his assistant.

This commission filed a printed brief and reply brief, and on March 22, 1912, presented oral argument to the interstate commerce commission at Washington, D. C. As previously stated, the rate department of the Iowa commission prepared 159 exhibits which were filed in this case and the Mississippi river case.

The main proposition insisted upon by the Iowa Commission as to interior Iowa points is that there should be a complete revision of the interstate rates to and from these interior points. At the present time, there is a haphazard, unreasonable series of groups throughout Iowa. The Interstate Commerce Commission, in the *Burnham-Hanna-Munger* decision, as subsequently modified in the *Warnock* case, has held 55 cents to be the reasonable differential across the state of Iowa on first-class traffic from the Atlantic seaboard. In other words, this 55 cents is the amount to be added to the first-class rate up to the Mississippi river, in order to equal the Missouri river rate. It is our claim that this 55 cents should be equitably distributed across Iowa. At present, we find more than one-half of this 55 cents absorbed before we get beyond the first tier of counties west of the Mississippi river. There was a radical change in the groupings of the live stock rates throughout Iowa, and it is the desire of the commission in the present contest to affect just as radical a change in the groupings of these class rates.

This case is now submitted.

WESTERN RATE CASE.

This proceeding was instituted by the commission on its own motion. The petition was filed with the Interstate Commerce Commission on October 23, 1912, and covers rates between approximately 1,000 Iowa towns, and all points in Montana, Wyoming, Idaho, Kansas, Nebraska, New Mexico, Nevada, Arizona, Utah, Colorado, and all points in California, Oregon and Washington, except points taking Pacific coast rates. The case involves many thousands of rates, both class and commodity, which vitally interest and affect Iowa towns.

Hearing was called at Chicago, Illinois, on January 21, 1913, before Commissioner Prouty, at which time many shippers and traffic men of the various commercial clubs introduced testimony and filed exhibits. A member of the Iowa Commission, together with the Commerce Counsel, examined and cross-examined the witnesses, and have filed briefs, and will later appear in oral argument before the Interstate Commerce Commission.

INTERSTATE CASES HANDLED BY COMMERCE COUNSEL INDEPENDENT OF ANY ASSISTANCE FROM THE BOARD OF RAILROAD COMMISSIONERS.

ADVANCE IN COAL RATES.

The commission was advised that the carriers had issued supplements to their freight tariffs advancing the rates on coal from the Iowa mines to points in South Dakota and Montana. A representative of the Iowa Commission (the Commerce Counsel) appeared at the hearing in Omaha, on November 22, 1912, opposing the said advance.

At the conclusion of the hearing the carriers voluntarily announced that the advanced rates would be withdrawn.

FEEDING CATTLE RATE.

At the present time rate on feeding cattle on interstate traffic to Iowa points is 75% of the fat cattle rate. Last year the railroads sought to advance this to the regular fat cattle rate. If this advance had gone into effect it would have cost Iowa, according to the estimate of the president of the Corn Belt Meat Producers' Association, more than \$200,000.00 annually.

The attempt was defeated, the decision of the Interstate Commerce Commission being against the railroads. In this case Iowa was represented by Commerce Counsel, Judge Henderson.

Dubuque Shippers' Association vs. C. & N. W., et al.

This case affects less-than-carload shipments from Dubuque to points in Wisconsin. On September 5, 1912, petition, or complaint was filed with the Interstate Commerce Commission. Hearing was held at Des Moines on November 16, 1912. The case is now pending.

Dubuque Shippers' Association vs. Ill. Cent. R. R. et al.

On November 11, 1912, complaint was made to Interstate Commerce Commission on account of rates on excelsior. Case was assigned for hearing at Dubuque on February 21, 1913.

Marshall Oil Company, Marshalltown, Ia., vs. C. & N. W. et al.

On September 10, 1912, petition was filed with the Interstate Commerce Commission concerning rates on axle grease in mixed carloads. Case was assigned for hearing at Des Moines, November 16, 1912. Brief was filed with Interstate Commerce Commission on December 14, 1912.

The case is now pending.

State of Iowa vs. Atlantic Coast Line R. R. Co., et al.

This case affected rates on glucose from Iowa points to the Atlantic seaboard. It was submitted May 17, 1912, and decision rendered by the Interstate Commerce Commission in favor of complainant.

Iowa and Southwestern Ry. Co. vs. C. B. & Q R. R.

Complaint has been filed in this case which affects through traffic arrangements but date for hearing has not yet been fixed.

EXPRESS RATES, RULES AND PRACTICES.

A general investigation was made by the Interstate Commerce Commission of express rates, rules and practices. The Iowa Commission appeared in the said case through the Commerce Counsel. Different protests were filed by Iowa shippers against existing conditions and rates, the

most important of which related to doubling the charge on shipments sent C. O. D. This was ordered changed by the Interstate Commerce Commission.

The Interstate Commerce Commission rendered an epoch-making decision, completely overhauling the entire express rate structure in the country, and placing the same chiefly on a distance basis; also the commission has abolished many of the abuses and wrong practices that have been grown up about this business.

TRANSCONTINENTAL RATES.

The Iowa Railroad Commission, through the Commerce Counsel intervened in the case of the suspension of certain tariffs raising and readjusting transcontinental rates. Case has been submitted and is now pending.

WEIGHING OF FREIGHT BY CARRIERS.

The state of Iowa has been represented by the Commerce Counsel at a number of hearings in the matter of investigation of alleged irregularities and discrepancies in the weighing of freight by the carriers. Other hearings will be held in the near future.

CEMENT RATES.

This case affected the rates on cement from producing points to Eddyville, Iowa. The matter was adjusted by the department of the Commerce Counsel with the railway company without the necessity of a formal complaint to the Interstate Commerce Commission.

LUMBER RATES.

Complaint was made in regard to rates on lumber from southern producing points to certain Iowa cities on the C. R. I. & P. Some of the rates have already been adjusted by the railway company, and others are in the process of adjustment, which, if consummated, will remove the necessity to bring formal complaint before the Interstate Commerce Commission.

COFFIN STOCK CASE.

State of Iowa vs. Railway Companies. This case affected rates on coffin stock. On August 30, 1912, complaint was filed with the Interstate Commerce Commission. Hearing was held at Des Moines December 16, 1912. Decision is pending.

CAR FACILITIES.

During the present winter months the commission has received numerous complaints regarding shortage of cars for shipment of grain, livestock, etc., principally regarding shortage of grain cars.

On January 14, 1913, the Farmers' Grain Dealers' Association of Iowa, by R. H. McVicker, secretary, Eagle Grove, Iowa, filed a petition requesting a formal hearing upon the question as to what is an equitable distribution of cars during times of stringency. The board named February 4, 1913, in their offices at Des Moines as time and place for the hearing, and accordingly, all interested parties were so notified.

The case of the Western Grain Dealers' Association, by Geo. A. Wells, secretary, Des Moines, Iowa, regarding shortage of cars for grain shipments, was set for hearing at the same time.

At the conference a large number of interested grain dealers and managers of farmers' elevator companies testified as to the conditions existing in the state. The representatives of the carriers also submitted their testimony to the commission. The hearing was concluded on February 5th. Ninety-two appearances were made.

As practically all of the shipments concerned were interstate, the commission announced at the close of the hearing that the Commerce Counsel would be instructed to present the matter to the Interstate Commerce Commission for both the complainants in the case; also that an abstract of the testimony offered at the hearing before this board would be prepared and presented to the Interstate Commerce Commission. Facts are now being prepared by the Commerce Counsel for presentation as ordered by the Iowa Commission.

IMPORTANT INTRA-STATE CASES.

SANBORN RATE CASE.

At a conference of several state railroad commissions at Lincoln, Neb., on August 30, 1911, it was decided to file a brief before the supreme court of the United States, as *amici curise*, opposing several of the positions taken by Judge Sanborn in the decision in the Minnesota rate cases. This decision directly imperils the powers and usefulness of state commissions in fixing rates of common carriers.

On September 7, 1911, the Iowa Commission decided to join with the several states in preparing such a brief, in as much as the coal rates fixed by the commission were enjoined by the United States circuit court, on application of the railroad companies, and further action in this case was withheld, awaiting decision in the Minnesota case.

A member of the Iowa commission was chosen chairman of the committee to prepare and file the brief for the eight state commissions. Representatives of the commissions prepared the brief at Des Moines, under the direction of the chairman of the committee. The commerce counsel took active part in all consultations.

The case is now pending before the supreme court of the United States.

Amongst the most important issues at stake in this case are the following:

First.—That an order of a state commission reducing rates which may affect a competitive rate outside of the state constitutes interference with interstate commerce such as to make it unconstitutional.

Second.—That seven per cent is a reasonable rate of return.

Third.—That a railroad is entitled to a return on the value of real estate multiplied by two or three.

Fourth.—That expenses should be distributed between state and interstate traffic on a revenue basis.

Fifth.—That values should be distributed between state and interstate traffic on a revenue basis.

Sixth.—Value, new (and not present value), is the correct basis.

Several of these issues will affect many millions of dollars in the valuation of Iowa railroads. The supreme court of the United States has held repeatedly during the past two years that the volume of the railroads is the basis of all computations as to reasonableness of rates.

INTRASTATE CASES HANDLED BY COMMERCE COUNSEL.

SWITCHING CASE.

The Iowa State Manufacturers' Association, Des Moines branch, by G. A. Wrightman, secretary, filed with the board an application requesting establishment of reasonable maximum rates for switching services and a definition of industrial vicinity of Des Moines, Iowa.

The Commercial Club of Cedar Rapids, by H. F. Sundberg, traffic manager, filed a similar application regarding switching services at Cedar Rapids, and the Clinton Manufacturers' and Shippers' Association, by M. D. Smiley, secretary, filed an application for such an order to apply at Clinton, Iowa. After several hearings, these cases were submitted to the commission on July 16, 1912.

While these cases were pending before the commission the carriers advanced the rates for industrial switching services throughout the state. The rates named in these tariffs were voluntarily withdrawn by the carriers on request of the commission, until decision was reached in these switching cases.

On January 14, 1913, the commission rendered decision in the Des Moines case, in which the jurisdiction of the commission was considered. The opinion also defines switching service, industrial switching, joint industrial switching and industrial vicinity. A reasonable maximum charge for industrial switching service was found to be 3-4 cents per hundred pounds, actual weight, subject to a minimum charge of four dollars per car for a haul of three miles, or less, and \$5.00 a car for a haul over three miles.

The reasonable maximum charge for a joint industrial switching service was found to be the same as described for industrial switching, for the originating road. If this service is performed by two carriers, the terminating line shall receive not to exceed \$3.00 per car, and if the service is over three or more lines, the maximum charge for the intermediate carriers shall be \$2.00 per car.

The opinions in the Cedar Rapids and Clinton cases, applied the findings in the Des Moines case.

The carriers were expected to comply with the findings of the commission within 36 days from the date of the order, and at this time the companies are filing tariffs complying with the opinion of the board.

LIVE STOCK CASE.

The Corn Belt Meat Producers' Association, by their president and secretary, filed a letter with the commission on May 4, 1911, requesting that a date be set for hearing on Index No. 10, supplement No. 7, to Iowa Classification No. 14, which provides for the continuation for the exception to Rule 35, that 51 feet be the standard length of cars for the shipment of live stock in the state of Iowa. This exception was to expire June 1, 1911.

After several hearings and a re-hearing, the commission rendered its opinion on September 3, 1912, finding reasonable requirements as to car-load minimum weights to be as follows:

In 36 ft. cars.	To-day.
Hogs	16,000
Stock cattle	20,000
Fat cattle	22,000
Sheep, single deck	10,000
Sheep, double deck	19,000

And when cars of smaller dimensions than 36 ft. in length are furnished:
To-day.

Fat cattle	20,000
Hogs	15,000

In accordance with these findings, supplement No. 10 was issued and became effective on October 7, 1912.

Track Connections—Lake Mills, Iowa—Case of N. H. Corland et al., Lake Mills, Iowa, vs. M. & St. L. and C. & N.-W.

Made personal investigation on July 13, 1912. Believing board not justified in ordering track connections, the papers were returned to the board and case recommended for dismissal without prejudice on December 21, 1912. Papers again received from the board on February 10, 1913, as complainant insists upon a hearing.

Drainage at Truro, Iowa—Case of A. F. Mitchell, Truro Iowa, vs. C., B. & Q.

As complainants failed to reply to correspondence, case was returned to the board on June 25, 1912, recommending dismissal.

Drainage near Mingo, Iowa—Case of W. M. Boyd, Colfax, Iowa, vs. C. G. W.

Premises were investigated on July 5, 1912. On August 3, 1912, papers were returned to the board recommending dismissal as railway company agreed to take care of drainage.

Track Connections at Hawarden, Iowa—Case of Akron Milling Co., Akron, Iowa, vs. C. & N.-W. and C., M. & St. P.

Personal investigation made by commerce counsel on July 19, 1912. Formal petition was filed with the board on November 11, 1912, and hearing was had on December 10, 1912. Papers now with commission and case pending.

Train Service—Oakland, Iowa—Citizens of Oakland, Iowa, vs. C., R. I. & P.

This case in process of adjustment.

Station Service—Lamoni, Iowa—Lamoni Commercial Club, Lamoni, Iowa, vs. C., B. & Q.

No reply to letters written complainant and on December 2, 1912, papers were returned to the commission, recommending dismissal, without prejudice.

Drainage—Carson, Iowa—S. A. Talbot, et al., Carson, vs. C., R. I. & P.

Papers were returned to commission on June 25, 1912, with recommendation of dismissal, as complainants failed to reply to letters.

Station Service—Eldora, Iowa—C. L. Hays, et al., Eldora, Iowa, vs. Iowa Central Railway.

As conditions complained of have been satisfactorily adjusted by railway company, papers were returned to commission February 17, 1912, recommending dismissal.

Condition of Crossings—Rembrandt, Iowa—Patrick Clancy, Rembrandt, Iowa, vs. M. & St. P.

Personal investigation made by commerce counsel July 17, 1912. As suggested by the commerce counsel proceedings were begun by the county attorney. On October 24, 1912, papers returned to commission recommending dismissal.

Crossing Highway—Eldora, Iowa—C. L. Hays, Eldora, Iowa, vs. Iowa Central Railway.

Commerce counsel personally investigated premises July 12, 1912.

Matter pending action of railway company in regard to realignment of tracks.

Crossing near Summit, Iowa—H. I. Foskett, et al., Shenandoah, Iowa, vs. Wabash Railroad Company.

Personal investigation made by commerce counsel on November 14, 1912, who visited premises and investigated conditions. Suggestions of the commerce counsel's department for undergrade crossings adopted by the railway company and complainants. Papers returned to commission suggesting dismissal January 25, 1913.

Depot Service—Riverside, Iowa—F. L. Kern, Riverside, Iowa, vs. C., R. I. & P.

Personal investigation made by commerce counsel on July 29, 1912. Railway company enlarged depot to accommodate passengers on suggestion of commerce counsel's department. Papers returned to commission November 11, 1913, recommending dismissal.

Track Connections—Manson, Iowa—M. W. Fitz, et al., Manson, Iowa, vs. C., R. I. & P.

Personal investigation made by commerce counsel on July 17, 1912. Formal petition filed with commission November 11, 1912, and date set for hearing December 17, 1912. Case now pending.

Track Connections—Council Bluffs—Droge Elevator Company, Council Bluffs, Iowa, vs. C. & N.-W. and C. G. W.

The commerce counsel personally investigated conditions on August 5, 1912. Cause of complaint removed by General Manager Slifer writing that track connection will be built, and papers returned August 10, 1912, suggesting dismissal.

Train Service—Carney, Iowa—A. R. Morris, Des Moines, for Citizens of Carney, Iowa, vs. C. & N.-W.

Papers were returned to commission on June 25, 1912, as complainants did not reply to letters.

Station Service—Rossville—H. H. H. Larson, et al., Maud, Ia., vs. C. M. & St. P.

Commerce counsel personally investigated conditions on July 8, 1912. Believed that company should build shelter for passengers. Papers returned to commission on August 13, 1912, as attorney has filed formal complaint in the matter.

Station Service at Moningers, Iowa—F. E. Northrup, Marshalltown, Iowa, for Citizens of Marshall County vs. Iowa Central Railroad Company.

As complainants failed to answer correspondence, papers returned to the board on June 25, 1912, recommending dismissal without prejudice.

Train Service on Elkader Branch—Robert Rienow, et al., Elkader, Iowa, vs. C., M. & St. P.

Papers in hands of commission concerning train service on Elkader branch and station service at Beulah Junction.

Track Connections at Atwood—E. H. Emery & Co., Ottumwa, Iowa, vs. C. & N.-W. and C., R. I. & P.

As there was not sufficient showing why railroad companies should make connections, papers returned to the railroad commission recommending dismissal on February 16, 1912.

Station Service at Bailey, Iowa—J. J. Carter, et al., Bailey, Iowa, vs. C. G. W.

Commerce counsel made personal investigation of conditions on July 10, 1912. Although deeds granting right of way and station grounds stipulate that station must be located on section 22, which would protect the people against the station being closed, yet the board is not justified in making order. Papers returned July 24, 1912, recommending dismissal.

Train Service at Hardy, Iowa—J. W. Hansell, Hardy, Iowa, vs. C., R. I. & P.

The railroad company accedes to wishes of petitioners and papers returned to commission on July 25, 1912.

Dangerous Highway Crossing at Berwick—O. J. Perdue, et al., Berwick, Iowa, vs. C. B. & Q.

Commerce counsel department suggested that railway company make Beacon a flag stop. Company agreed to do so if commission expressly urged; papers then turned over to commission on August 12, 1912.

Industry Track to Smith Brick Yard—Reliance Brick & Tile Co., Belle Plaine, Iowa, vs. C. & N.-W.

As complainants adjusted the matter with the railway company, the papers in this case were returned to the board on February 17, 1912, with the recommendation that case be dismissed.

Condition of Stock Yards—J. E. Vanderzyl & Co., Leighton, Iowa, vs. C., R. I. & P.

Personal investigation made by the commerce counsel on July 2, 1912. Case satisfactorily adjusted and papers returned to the commission on December 28, 1912.

Relocation of Station Known as Coon Valley—Delbert R. Lang, Avon, Iowa, vs. C., B. & Q.

Elimination of 20-gallon Carriers—E. B. Highly Co., Mason City vs. C., M. & St. P.

Complainants withdrew complaint on September 3, 1912, and papers returned to commission recommending dismissal.

Dangerous Crossing—Waverly, Iowa—E. A. Schiefelbein, Waverly, Iowa, vs. C. G. W.

Personal investigation made by commerce counsel July 10, 1912, and on September 3, 1912, papers returned with recommendation that case be dismissed as railroad company agreed to make arrangements to protect crossing.

Grain Dump—Modale, Iowa—Wallace Bros., Modale, Iowa, vs. C. & N.-W.

Commerce counsel made personal investigation on July 20, 1912. As the railway company failed to adjust the matter as suggested, formal complaint filed September 4, 1912. Hearing set for December 10, 1912, and continued until January term.

Union Station at Gridley, Iowa—A. Foote, et al., Parkersburg, Iowa, vs. C., R. I. & P. and C. & N.-W.

Personal investigation made by commerce counsel on July 15, 1912. Papers returned to commission on July 24, 1912, recommending dismissal as it was believed the board would not be justified in ordering the station.

Elevator at Mondamin—Wallace Bros., Modale, Iowa, vs. C. & N.-W.

Commerce counsel personally investigated this case; as the railway company failed to adjust the case as suggested, formal complaint was filed with the board and hearing set for December 10, 1912; continued until January term.

Industrial Track—Lewis, Iowa—W. Theo. Woodward, Lewis, Iowa, vs. C., R. I. & P.

Papers were returned to commission on March 29, 1912, as the commission has no power to compel a railroad company to build an industrial track. Case therefore recommended for dismissal.

Depot—Winterset, Iowa.

A personal investigation of conditions was made by the commerce counsel on May 31, 1912, and papers returned to commission with report.

Crossing—Churchville, Iowa—W. J. McLaughlin, et al., Churchville, Iowa, vs. C. G. W.

Personal investigation made by commerce counsel July 3, 1913.

Train Service to Forest City—M. McDermott, Buffalo Center, Iowa, vs. C., R. I. & P.

On March 16, 1912, papers were returned to board. Case satisfactorily adjusted and closed August 10, 1912.

Agent—J. B. DeBolt, et al., Tuskeego, Iowa, vs. C., B. Q. The commerce counsel believes the railroad commission was not justified in making an order on this case. Papers finally returned to commission August 13, 1912.

Bridge Piling—Fort Madison, Iowa—W. J. R. Beck, Fort Madison, Iowa, vs. C., B. & Q.

Complainant failed to answer letters and papers returned to commission suggesting dismissal.

Establishment of Depot—Carl A. Olson, et al., Neila, Iowa, vs. C., R. I. & P.

Believing there was no necessity for the establishment of a depot and agent, the office of the commerce counsel returned to the commission the papers in this case on March 29, 1912, and recommended its dismissal.

Notice to Vacate—J. C. McMeekin, Ewart, Iowa, vs. M. & St. L.

Commerce counsel visited premises on July 1, 1912. Recommended that Mr. McMeekin should be permitted to use grounds if he required buildings which were not fit for use; complainant failed to do this. Papers returned to commission recommending dismissal December 17, 1912.

Dangerous Highway—W. J. Steckle, Bloomfield, Iowa, vs. C., B. & Q.

Personal investigation made July 31, 1912. Found the grade high, and unless the highway is graded, a warning bell would be about the only remedy.

Train Service—Alden, Iowa—L. W. Dayton, et al., Alden, Iowa, vs. C. & N.-W.

Complainants failed to answer correspondence, so on June 25, 1912, papers were returned to commission recommending dismissal.

Private Crossing—Fort Dodge—C. O. Swanson, by Kelleher & O'Connor, Fort Dodge, Iowa, vs. Ft. D., D. M. & S. Ry. Co.

Papers were returned to commission and case recommended for dismissal, as Mr. Swanson has a contract which the board cannot enforce; neither does it have authority to order the crossing.

Cattle Pass at Center Point—H. C. Ring, Cedar Rapids, Iowa, for Mrs. Ella Wilson, Center Point, Iowa, vs. C., R. I. & P.

As board has no power to endorse order for pass, the papers were returned to commission, July 24, 1912, recommending dismissal of case.

Track Facilities, A. N. & S.—E. S. Harlan, Receiver, vs. A. N. & S.

Action in this case is deferred until status of road is determined.

Station Facilities—Mornside, Iowa—Citizens of Mornside, Iowa, vs. C., M. & St. P.

Personal investigation of the case made by the commerce counsel on July 18, 1912. Request of petitioners granted by railway company.

Refusal to Accept Shipment—Feiner Fish Co., Clinton, Iowa, vs. Iowa & Illinois Railway Company.

Insufficient cause for complaint shown, to warrant order, papers returned to commission February 2, 1912.

Closing of Private Crossing—Edward Downey, Breda, Iowa, for Geo. Nedemeyer, Charter Oak, Iowa, vs. C., M. & St. P.

Matter suspended at wish of complainant and states February 15, 1912, that he did not wish to carry the matter further, so papers returned to commission.

Abandonment of Willett Siding—Wm. H. Plumer, Dumfires, Iowa, vs. Illinois Central.

Papers were returned to commission on June 27, 1912, recommending dismissal of case as complainants do not reply to correspondence.

Transferring Passengers at Conway Crossing—Frank Greeley, Iowa, vs. C., B. & Q.

The request of the petitioners in this case was granted.

Closed Depot—W. H. Scot, et al., Middletown, Iowa, vs. C., B. & Q.

This case is pending personal investigation.

Crossing—Whitten, Iowa—Joe Baker, Whitten, Iowa, vs. C. & N.-W.

Crossing furnished by the railroad company and case ready for dismissal September 3, 1912.

Depot—Ritter, Iowa—Farmers' Elevator Co., Ritter, Iowa, by P. J. Baedte, vs. C., St. P., M. & O.

Commerce counsel personally investigated this case as to conditions on July 18, 1912. On November 11, 1912, formal petition was filed with the board. Case now pending.

Passenger Service—Cromwell—Citizens of Cromwell, Iowa, vs. C. B. & Q.

Formal petition was prepared and filed with the commission in this case on September 5, 1912. Hearing had on December 10, 1912. Case now pending.

Obstruction of Tracks on M. C. & C. L. Ry. Co.—Colby Motor Car Co., Mason City, Iowa, vs. C., R. I. & P.

A personal investigation of the premises was made by the commerce counsel on July 12, 1912. Cause for complaint removed and papers returned to the commission on September 9, 1912.

Agent—Nashville, Iowa—J. A. Halley, Nashville, Iowa, vs. C. & N.-W.

Complainant closed case on July 6, 1912.

Diversion of Hay—Davenport Flour, Feed & Commission Co., Davenport, Iowa, vs. C., M. St. P.

Believing that railroad company was entitled to make a diversion charge on hay, the papers were returned to the commission June 25, 1912, and case recommended for dismissal.

Stopping on Flag—F. D. Curtright, Rhodes, Iowa, vs. C., M. & St. P.

Found that station has adequate service, so papers returned and case recommended for dismissal September 4, 1912.

Train Service from Council Bluffs—C. K. Hessee, et al., Little Sioux, Iowa, vs. C. & N.-W.

Service provided as petitioned and papers returned to commission December 17, 1912.

Additional Train Service—W. H. Peake, et al., McPherson, Iowa, vs. C., B. & Q.

Formal petition in this case filed with the board and case heard on December 10, 1912. Case now pending.

Switching from Gypsum, Iowa—Western Coal Mining Co., Fort Dodge, Iowa, vs. C. G. W.

Formal petition filed with the board September 18, 1912. Hearing set for December 10, 1912, and case now pending.

Switching—Illinois Central—Waterloo Varnish Co. vs. Ill. Cent. R. R.
The railroad company included complainants in their industrial switching tariff.

Telephone in Station—Prairie City—Thos. E. Johns, Prairie City, Iowa, vs. C., R. I. & P.

The complainant in this case referred to a contract. On August 10, 1912, the papers were returned to the commission with the suggestion that the contract in question be investigated.

Loading Facilities at Laddsdale—A. Christy, Eldon, Iowa, vs. C., R. I. & P.

Complaint settled in this case and papers returned to commission July 20, 1912.

Crossing—Callender, Iowa—Ole Ellofson, Callender, Iowa, vs. M. & St. L.

Complaint satisfactorily adjusted and case recommended for dismissal August 18, 1912.

Culvert, Spring Hill, Iowa—J. R. Brewbaker, Spring Hill, Iowa, vs. C., R. I. & P.

Matter satisfactorily adjusted.

Elevator Side, Blencoe, Iowa—J. T. Atkinson, Blencoe, Iowa, vs. C. & N.-W.

Personal investigation made by the commerce counsel on July 20, 1912. Matter satisfactorily adjusted by railway company putting in track to elevator company's plant.

Elevator Site at Jesup—C. J. Rudloph, Waterloo, Iowa, vs. Illinois Central.

The railway company in this case declines request. Case pending personal investigation.

Train Service—Des Moines—E. M. Steer, Des Moines, Iowa, vs. C., B. & Q.

Papers in this case were returned to commission on August 26, 1912, as passenger service on freight trains could not be granted.

Train Service—Oskaloosa, Iowa—Underwood Candy Co., Oskaloosa, Iowa, vs. C. & N.-W.

In this case it was found the board would have no authority to make an order that would give relief in this case, so papers were returned to the commission on November 2, 1912, recommending dismissal.

Depot and Train Service—Linby, Iowa—F. R. Campbell vs. C., B. & Q.

Commerce counsel personally investigated condition on July 30, 1912. Formal petition prepared and filed with commission on September 5, 1912, and hearing was held on December 10, 1912. Case now pending.

Crossing—Harlan, Iowa—Chas. A. Reynolds, Harlan, Iowa, vs. C. G. W.

This case was personally investigated by the commerce counsel on August 6, 1912, and found a steep up-grade in highway from the railway crossing. This embankment should be removed. The railway company has agreed to investigate the matter and report.

Stations—Pacific Junction—Pacific Junction Commercial Club vs. C., B. & Q.

Conditions in this case were personally investigated by the commerce counsel on August 7, 1912. Upon his suggestion the railway company has agreed to install annunciator.

Crossing—Pisgah, Iowa—J. B. Swain, Pisgah, Iowa, vs. C., N. & W.

Papers in this case were returned to the commission on September 7, 1912, recommending dismissal as board does not have the power to compel construction of the crossing requested.

Station and Side-track Facilities—W. S. Hart, Waukon, Iowa, vs. C., M. & St. P.

On July 9, 1912, visited Rossville and Waukon. Papers returned to commission on August 13, 1912, inasmuch as W. S. Hart has been retained as attorney for petitioners and had subsequently filed formal petition.

Fence—Massena, Iowa—W. H. Langworth & Co., Massena, vs. C., B. & Q.

Railway company agreed to build fence as suggested by commerce counsel's department and papers returned to commission December 2, 1912, recommending dismissal.

Stopping Trains—Delaware, Iowa—W. C. Kirchheck, et al., Delaware, Iowa, vs. Ill. Cent.

As the board has no authority to make an order in this case, the papers were returned to the commission on November 6, 1912.

Crossing—Beacon, Iowa—Citizens of Beacon, Iowa, vs. C., B. & Q.

While on other business, the commerce counsel made investigations on this case June 10, 1912. He found a steep grade caused by railway company making cut at crossing. Crossing considered dangerous and earth should be removed to make it safer. Case now pending.

Stopping Train—Dedham, Iowa—J. B. Dopheide, et al., Dedham, Iowa, vs. C., M. & St. P.

This case involves the question as to the right of the board to order interstate fast trains to stop. Case pending.

Train Service—Toledo, Radcliffe, Iowa—E. L. Beared, Tama, Iowa, for Citizens of Toledo, Iowa, Radcliffe, Iowa, etc., vs. C. & N.-W.

Case closed and papers returned to commission October 26, 1912.

Train Service—Lansing, Iowa—J. W. Dempsey, Lansing, Iowa, vs. C., M. & St. P.

This case is now pending.

Abandonment of Station at Rubens—C. E. Brenton, Dallas Center, Iowa, vs. C., M. & St. P.

Hearing on this case was held in the office of the commission on November 8, 1912. To be continued at later date.

Passenger Fares—Clive, Iowa—E. F. Biddle, Clive, Iowa, vs. C., M. & St. P.

This case involved fractions not known in law in reference to passenger fares, consequently petition of complainants could not be granted. Papers returned to commission October 24, 1912, recommending dismissal of case.

Elevator Site—Modale, Iowa—Independent Grain Co., Modale, Iowa, vs. C. & N.-W.

The wording of the application in this case changed, so papers were returned to commission with suggestion that board take the matter up with the railway company.

Crossing at Lawler, Iowa—John Donovan, Lawler, Iowa, vs. C., M. & St. P.

After considerable correspondence this case, the railway company agreed to personally investigate conditions in the spring.

Application for Station—allas—J. W. Brillhart, et al., Dallas, Iowa, vs. C., R. I. & P.

Matter adjusted by railway company agreeing to call station Dallas, and papers returned to commission on January 30, 1912.

Trees along Right of Way—John Gorst, Alton, Iowa, vs. C., St. P., M. & O.

As board has no authority to compel the cutting of trees along the right of way, papers were returned to commission on November 4, 1912.

Train Service at Cresco, Iowa—F. A. Huber, et al., Cresco, Iowa, vs. C., M. & St. P.

This case is pending.

Switching—Montezuma, Iowa—King-Read Lumber Co., Montezuma, Iowa, vs. M. & St. L.

A formal petition was filed with the board in this case on November 12, 1912, and hearing had on December 10, 1912. Upon request of the petitioners the case was continued until January term, and on January 10, 1912, advice was received from complainant that the case was satisfactorily adjusted.

Train Service—Tyrons, Iowa—Miss McDonald, Tyrons, Iowa, vs. C. B. & Q.

This case is pending presentation to the board.

Refusal to Carry Passengers on Freight Trains—Trimble Bros., Omaha, Nebr., and C. H. Rhode, Waterloo, Iowa, vs. Railroads.

This case is pending investigation.

Overhead Bridge Crossing, Creston, Iowa—E. C. Smeltezr, Creston, Iowa, vs. C., B. & Q.

Personal investigation of this case was made on February 8, 1913. Case now pending.

Stopping Train on Flag—S. W. Flaherty, Olin, Iowa, vs. C., M. & St. P.

No action taken in this case as yet, pending further information from complainant.

Request for Flagman, or an Overhead Crossing—Harry K. Needham, et al., Avery, Iowa, vs. C., B. & Q.

Commerce counsel made personal investigation of this case on February 7, 1913. Case now pending.

Application for Station and Siding—Citizens of Monti, Iowa, by Ney & Bradley, Iowa City, Iowa, vs. C., A. & N. Ry. Co.

After personally investigating this matter on January 28th and 29th, stopping at Anamosa in the office of the railway company to see blueprints, etc., commerce counsel filed formal complaint.

Depot at Zaneta, Iowa—A. L. Ames, et al., Zaneta, Iowa, vs. C. & N.-W.

This case is now pending.

Pullman Service—Davenport—Davenport Wagon Co., Davenport, Iowa, vs. C., R. I. & P.

Complaint in this case was withdrawn, so papers were returned to the commission on December 16, 1912.

Transfer Track—Winfield, Iowa—L. B. Pierce, et al., Winfield, Iowa, ve. C., B. & Q. and M. & St. L.

Case pending investigation.

Site for Ice House, Hull, Iowa—N. G. O. Coad, Hull, Iowa, vs. C., B. & Q.

The railroad company in this case feels justified in declining the application. Case now pending.

Stock Train Service—Donnellson, Iowa—Henry Lauth, Donnellson, Iowa, vs. C., B. & Q.

Case pending further information from complainant.

Refrigerator Car Service—Burlington—Lagomarcino-Crupe Co., Burlington, Iowa, v s.C., B. & Q.

This case is pending, on account of investigation.

Train Service—Lucas, Iowa—B. Frank Phillips, Lucas, Iowa, vs. C., B. & Q.

Case pending.

Failure to Switch Cars to Factory—Iowa Tank & Silo Co., Waterloo, Iowa, vs. W., C. F. & N.

Matter was satisfactorily adjusted as per the suggestions of the commerce counsel's department and papers returned to commission February 5, 1913.

Shortage of Cars for Grain Shipments—Western Grain Dealers' Association, by Geo. A. Wells, Secretary, Des Moines, Iowa, vs. railroads.

A hearing was had in this case on February 4, 1913. Case to be presented to Interstate Commerce Commission.

Train Connections—Cedar Rapids, Iowa—F. S. Jackson, Cedar Rapids, Iowa, vs. Illinois Central.

This case is pending.

Excessive Passenger Fares—J. H. Scott, Mediapolis, Iowa, vs. C., R. I. & P.

The department of the commerce counsel was of the opinion that the board would not be justified in granting the request of the complainant; papers were therefore returned at complainant's request as he did not insist on submitting the matter to the commission.

Refusal of C. G. W. to Make Through Rates with Iowa Northern Ry.—S. C. Durant, President, Iowa, Northern Ry., Dyersville, Iowa, vs. C. G. W.

The papers in this case were referred to the commerce counsel with instructions to make an adjustment if possible, otherwise to present the matter to the Interstate Commerce Commission. Case now pending.

Minimum Charge on Small Shipments—T. M. Simmons, G. F. A., C., R. I. & P.

Recommended this case for dismissal to the board on August 7, 1912.

Classification on Cucumbers on Brine—Burlington Vinegar & Pickle Works.

Case submitted on October 3, 1911.

Classification on Confectionery and Candy—National Confectioners' Association.

Papers submitted before the board of October 3, 1911; case continued until classification hearing on October 3, 1912; to be continued until April, 1913, hearing.

Classification of Concrete Machinery—Iowa Concrete & Machinery Co., Waterloo, Iowa.

This case was submitted to the board on October 3, 1911.

Application for Western Classification Rule—W. E. Pendergast, A. G. P. A., M. & St. P.

This was an application for Western Classification rule referring to equalization of mileage on empty tank cars. Case submitted to the board on October 3, 1911.

Shipments in Tank Cars—H. E. Pierpont, G. F. A., C., M. & St. P.

This concerned the application of W. H. Hosmer's I. C. C. A-172, regarding shipments in tank cars; amendment to Rule 6-A of Iowa Classification No. 14. Case dismissed on August 12, 1912.

Shipments of Petroleum—H. E. Pierpont, G. F. A., C., M. & St. P.

Concerning application of Item 88, Supplement 6, Western Classification No. 46, regarding petroleum, except crude and fuel oil. Submitted to the board on October 3, 1911.

Switching Regulations and Rules—G. A. Wrightman, Secretary Iowa State Manufacturers' Association, Des Moines, Iowa.

Case submitted to board October 3, 1911.

Switching Charges—Consumers' Ice Co., Des Moines, Iowa.

This case was heard in connection with the switching case. Closed.

Reduced Rating on Broken Stone—Iowa State Quarryman's Association, by J. W. Burroughs, Marshalltown, Iowa.

Case submitted to board on October 3, 1911.

Reduced Rating on Screenings and Stone Dust—Iowa State Quarryman's Association, by J. W. Burroughs, Marshalltown, Iowa.

Case submitted to the board on October 3, 1911.

Cancellation of Rule Relating to Eggs in Wooden Cases—C. & N.-W Ry. Co., et al., by Jas. C. Davis, Des Moines.

Case submitted to the board on October 3, 1911.

Reduced Classification on Cucumbers in Brine—Burlington Vinegar & Pickle Works.

Case submitted to the board on October 3, 1911, was continued and again submitted on October 3, 1912.

Application for Change in Rates on Grain—Greater Des Moines Committee, by E. G. Wylie.

Case involved application for change in commodity rates on grain. Sent to board on August 7, 1911, recommending dismissal, as complainant did not desire matter brought to an issue at that time.

Reduced rate on Arsenate of Lead—Shermin-Williams Co., Cleveland, Ohio.

Case submitted at classification hearing on October 3, 1911.

Application for Amendment to Commodity Rates—A. W. Dawler, of the U. S. Gypsum Co., Chicago.

This was submitted to the board on October 3, 1911.

Gasoline Engines and Air Compressors—Greater Des Moines Committee, by E. G. Wylie.

Case submitted to the board on October 3, 1911.
Iowa Intrastate Rates.—G. A. Wrightman, Des Moines.

Case involved application for change in Iowa intrastate rates.
Closed.

Classification on Coffee in Burlap Bags.—Woolson Spice Co., Toledo,
Ohio.

The matter of reduced classification on coffee in burlap bags with
water-proof linings was submitted to the board of October 3, 1911.
Local Iowa Shipments.—Iowa Board of Railroad Commissioners.

Involved amendment to Rule 36 of Iowa Classification No. 14, ap-
plying to W. T. L. circular to shipments locally within Iowa. On
August 15, 1911, was delivered to commission for dismissal.
Ice Classification.—Consumers' Ice Co., Des Moines, Iowa.

Concerned reduced classification on ice. Case dismissed on Septem-
ber 27, 1911.

Classification on Fresh Meat—Iowa Board of Railroad Commissioners.

Case submitted to board on October 3, 1911.
Rating on Gasoline Engines, etc.—Wm. Galloway Co., Waterloo, Iowa.

Involved rating on gasoline engines and wood sawing outfits. Sub-
mitted to board Octobtr 3, 1911.

Iowa Local Rates from Dubuque—W. B. Martin of Dubuque Shippers'
Association.

Concerns readjustment of Iowa local rates from Dubuque. By re-
quest of commission, delivered to secretary railroad commission on
August 24, 1911.

Reduced Rating on Pepper, etc.—Tone Bros., Des Moines, Iowa.

Concerned rating (reduced) on pepper, pepper hulls, pepper substi-
tutes or mixtures. Submitted to board on October 3, 1911; continued
and again submitted on October 3, 1912; continued until April, 1913,
hearing. Pending.

Reduced Rating on Boots, Shoes and Rubbers—Des Moines Rubber Co.
and C. A. McCune Co., Des Moines, Iowa.

Case submitted to board of October 3, 1911; continued and again
submitted on October 3, 1911; continued and again submitted on
October 3, 1912; continued until April, 1913, hearing. Pending.

Classification on Soap in Boxes—Burlington Soap Co., Burlington,
Iowa.

As complainant did not wish to continue the case, papers were returned to commission on August 2, 1911.

Reduced Classification on Cobblers' Outfits—D. J. Dalton, Chicago, Ill.

Case submitted to the board of October 3, 1911.

Classification on Metal Boxes—Advertising Novelty Co., Newton, Iowa.

Case submitted to the board on October 3, 1911.

Reduced Rating on Sweet Corn in the Husks—Waterloo Canning Corporation, Waterloo, Iowa.

This case was submitted to the board on October 3, 1911.

Reduced Rating on Platers—Parlin & Crendorff, Canton, Ill.

Case submitted to board on October 3, 1911.

Classification on Cottonseed Meal—Southern Cottonseed Meal & Feed Co., South Omaha, Nebr.

Submitted to board on October 3, 1911.

Classification on Brooms—Harrah & Stewart Manufacturing Co., Des Moines, Iowa.

Case involved classification on brooms in less than carload shipments. Papers returned to commission August 12, 1911, with recommendation of dismissal.

Transfer Charges—Carload Lots—Iowa Board of Railroad Commissioners.

Case involved transfer charges on carload lots, Rule 2, page VIII, Iowa Classification No. 14. Submitted to board October 3, 1911.

Rule 28 & Iowa Classification No. 14—Huber Manufacturing Company, Des Moines, Iowa.

This was in regard to freight consigned to shippers' orders; Rule 28 of Iowa Classification No. 14. Submitted to the board of October 3, 1911.

Drain Tile—Iowa Pipe & Tile Co., Des Moines, Iowa.

Exception to Rule 27, Iowa Classification No. 14, drain tile. Submitted to the board on October 3, 1911.

Classification on Coffee—McFadden Coffee & Spice Co., Dubuque, Iowa.

Concerned classification on coffee in burlap bags. Submitted to the board on October 3, 1911.

Transportation of Live Stock in Palace Cars—Iowa Board of Railroad Commissioners.

This was an application for cancellation of note on page 79, Iowa Classification No. 14, referring to live stock shipped in special or Palace cars. Submitted to the board on October 3, 1911.

Mine Props—L. N. Cumming, Woodburn, Iowa.

Concerned classification on mine props. Submitted to board on October 3, 1911.

Demurrage Rules—Greater Des Moines Committee.

Involved application for revision of demurrage rules. Submitted to the board on October 3, 1911.

Culvert Cores—J. J. Marillat, Fairfield, Iowa.

Concerned classification on culvert cores. Submitted to the board on October 3, 1911.

Egg Fillers—Iowa Board of Railroad Commissioners.

In regard to classification on egg fillers. Submitted to the board on October 3, 1911.

Plate Iron Tanks—Iowa Board of Railroad Commissioners.

Classification on plate Iron tanks. Submitted to the board on October 3, 1911.

Carload Weights on Lumber—W. B. Martin, of Dubuque Shippers' Association, Dubuque, Iowa.

An application for amendment to classification on carload weights on lumber. Satisfactorily adjusted by the railway company on August 7, 1911. Case closed.

Tankage—Alfalfa Meal Co., Council Bluffs, Iowa.

Case involved application for change in classification on tankage. Papers returned to commission on August 21, 1911, Alfalfa Meal Co. having no further interests in the matter.

Minimums on Lime, Plaster and Stucco—Geo. L. McCaughan, Secretary, Iowa Railroad Commission.

This concerned the minimum on lime, plaster and stucco, note D, page VII, Iowa Classification No. 14. Submitted to the board on October 3, 1911.

Broom Holder—Advertising Novelty Co., Newton, Iowa.

In regard to classification on broom holder. Submitted to the board October 3, 1911.

Coal Rates—V. D. Vort, G. F. A., Ill. Cent. R. R.

This was a protest to the application of new coal rates to articles in Iowa Classification taking soft coal rates. Submitted to the board on October 3, 1911.

Cereals—E. C. Nettles, Battle Creek, Mich.

With reference to amendment to classification with reference to cereals. Submitted to the board on October 3, 1911.

Empty Oil Cases—Marshall Oil Co., Marshalltown, Iowa.

Application for amendment to classification providing for one-half fourth class rating on empty oil cases, less than carload. Submitted to the board on October 3, 1911.

Commodity Rates—Iowa Board of Railroad Commissioners.

Commodity rates applicable to each commodity in carload lots shown on pages 6 and 7, Iowa Classification No. 14, minimum weights. Submitted to board on October 3, 1911.

Return of Empty Packages—W. S. Martin, Dubuque, Iowa.

Request for change of Rule 18, of Iowa Classification No. 14, to conform to Rule 19 of Western Classification No. 49, regarding return of empty packages. Submitted to the board on October 3, 1911.

Switching Rate—Scandia Brick & Tile Company, Madrid, Iowa.

Case involved application for a switching rate. Papers now with commission; case pending.

Mixture of Hogs and Calves on Intra-state Shipments—G. A. Wrightman, Des Moines, Iowa.

This was an application to permit mixing of hogs and calves under six months old, in carloads on intra-state shipments. Submitted to the board on October 3, 1911; closed by order in Minimum Live Stock Case.

Empty Cracker Cans—John Biscuit Co., et al., Sioux City, Iowa.

Case concerned return of empty cracker cans. Submitted to the board October 3, 1911.

Rating on Mixed Carloads—Jno. Wunderlich, Secretary Commercial Club, Sioux City, Iowa.

Petition in this case was withdrawn.

Minimum Live Stock Car—Corn Belt Meat Producers' Association.

First hearing in this case held on July 12, 1911; continued, second hearing on November 15, 1911, and final hearing held on May 2, 1912. Favorable decision rendered.

Classification on Bone—Dry, etc.—C. L. Percival Co., Des Moines, Iowa.

Involved classification on bone—dry, not cracked or ground. Submitted to board on October 3, 1911.

Minimum Stock Cars—Thos. Dealtry, President Sioux City Live Stock Exchange. Matters in this case were included in the Minimum Live Stock Car case, described above.

Ovens—C. & N. W. Ry. Co., et al., by Jas. C. Davis.

This involved a change in classification on ovens. Submitted to the board on October 3, 1911.

Stoneware—C. & N.-W. Ry. Co., et al., by Jas. C. Davis.

This concerned change in the classification on stoneware. Submitted to the board on October 3, 1911.

Concrete Fence Post Cores—Angle-Iron Cement Fence Post Co., Cedar Rapids, Iowa.

This was in regard to the classification on concrete fence post cores. Submitted to the board on October 3, 1911.

Stoppage of Cars of Silos—H. C. Hargrove, Des Moines, Iowa.

This was in regard to the stoppage of cars of silos in transit to partly unload. Case submitted to the board on October 3, 1911.

Rate on Coke—Ottumwa Gas, Light, Heat & Power Co.

On September 9, 1912, papers were returned to the commission, recommending dismissal, as complainant stated the rate did not interest their company as they manufacture their own coke.

Disposition of Fractions in Joint Shipments—Walter E. Huncke, Des Moines, Iowa.

Case submitted to the board of October 3, 1911.

Classification of Eggs in Wooden Cases—C. & N. W. Ry. Co., et al., by Jas. C. Davis.

This was submitted to the board on October 3, 1911.

Rate on House Trimmings, etc.—Peter J. Seippel Lumber Co., Du-
buque, Iowa.

Case submitted to the board on October 3, 1911.

Minimum Weight Gasoline Tractors—A. E. Bryan, with Heider Manu-
facturing Co., Carroll, Iowa.

Case submitted to board October 3, 1911.

Bridge Builders' Erection Outfits—J. S. Carpenter, Des Moines, Iowa.

This involved reduced classification on bridge builders' erection out-
fits. Submitted to the board on October 3, 1911.

Cylinder Piers—J. S. Carpenter, Des Moines, Iowa.

This concerned classification on cylinder piers. On August 14, 1911,
papers were returned to the commission recommending dismissal.

Amendment to Joint Rate Order—Iowa Railroad Commission.

Case submitted to board on October 3, 1911.

Change in Classification on Sulphuric Acid—Fairmount Creamery Co.,
Omaha, Nebr.

Case submitted to board October 3, 1911.

Rating on Gypsum—Fort Dodge Shippers' Association, Fort Dodge,
Iowa.

Submitted to board October 3, 1911, continued until April, 1913,
hearing.

Apples—Haarman Vinegar & Pickle Co., Sioux City, Iowa.

Case submitted to board October 3, 1911.

Refrigerator Service—Lagomarcino-Grupe Co., Davenport, Iowa.

Case withdrawn by complainant on October 3, 1913.

Dried Beet Pulp—Larrow Milling Co., Detroit, Michigan.

Submitted to the board October 3, 1911.

Wooden Barrels, Old—Churchill Drug Co., Burlington, Iowa.

Case submitted to board October 3, 1911.

Buttermilk in Tank Cars—John Thompson, Sioux City, Iowa.

Case submitted to board October 3, 1912; continued; case now
pending.

Reduced Rating on Bluing—A. A. Dtsier & Co., Des Moines, Iowa.

Submitted to board on October 3, 1912, continued, pending.

Mixing of Hogs and Calves—Iowa State Manufacturers' Association,
Des Moines, Iowa.

Submitted to board October 3, 1912.

Reduced Rating on Ammonia—A. A. Deiser & Co., Des Moines, Iowa.

Submitted to board on October 3, 1912; case continued; now pending.

Rating on Cupolas—Queen Cupalo Co., Cresco, Iowa.

Submitted to board on October 3, 1912.

Rating on Stoneware—Morey Clay Products Co., Ottumwa, Iowa.

Hearing was held before the board February 6, 1912; decision rendered favorable to complainants.

Rating on Dunnage—W. H. Town, International Harvester Co., Des Moines, Iowa.

Case submitted to board October 3, 1912; continued, pending.

Minimum Weight of Carload Lumber—Farmers' Lumber Co., Omaha, Nebr.

Case submitted to board October 3, 1912; continued; pending.

Classification of Baskets—C., R. I. & P. R. R. Co., et al.

This case was submitted to the board October 3, 1912; continued; pending.

Reduced Classification on Rough Castings and Steel Forgings—Ottumwa-Moline Engine & Pump Co., Ottumwa, Iowa.

Submitted to board October 3, 1912; continued; pending action of Interstate Commerce Commission on Western Classification No. 51.

Stove Pipe—Excelsion Steel Furnace Co., Chicago, Ill.

This case involved application for change on stove pipe. Submitted to board on October 3, 1912.

Eggs in Wooden Cases—W. B. Martin, Dubuque Shippers' Association, Dubuque, Iowa.

This case was withdrawn by complainant on October 4, 1912.

Fly Traps—Wagner Manufacturing Co., Cedar Falls, Iowa.

This case involved change in the classification of fly traps. Submitted to the board on October 3, 1912.

Motor Plows—H. F. Sundberg, Cedar Rapids, Iowa.

This was in regard to the classification of motor plows. Submitted to the board October 3, 1912; continued; pending.

Fresh Pork and Fresh Pork Tenderloins—C., R. I. & P. R. R. Co., et al.

Submitted to the board on October 3, 1912; continued; pending.

Farm Scales with Agricultural Implements—Fairbanks, Morse & Co., Chicago, Ill.

This concerned an application to cancel the privilege of mixing farm scales with agricultural implements. Submitted to the board October 3, 1912.

Transportation of Dangerous Articles—C. & N.-W. Ry. Co., et al.

This case involved regulations for transportation of dangerous articles. Submitted to board on October 3, 1912.

Canned Fruit and Vegetables—E. H. Draper, T. M., Western Grocer Co., Marshalltown, Iowa, and Waterloo Canning Corporation, Waterloo, Iowa.

This involved an application for fifth class rates on canned fruits and vegetables in open boxes. Submitted to board October 3, 1912.

Muriate of Potash and Sulphate of Potash—German Kalo Works, New York City.

This concerned reduced rating on muriate of potash and sulphate of potash. Submitted to the board on October 3, 1912.

Waste Clam Shells—L. H. Hirsch & Co., New York City.

The classification of Waste Clam Shells was involved in this case. Submitted to the board October 3, 1912.

Choice of Routes—C. L. Percival Co., Des Moines, Iowa.

Case was withdrawn by E. G. Wylie, who represented complainant, on October 3, 1912.

Rating on O. C. Rusks—Eerkes Van Der Maaten Co., Orange City, Iowa.

This concerned application for reduced rating on O. C. Rusks.

Submitted to board October 3, 1912.

Leaded Glass—U. N. Roberts, Davenport, Iowa.

This was an application for reduced rating on leaded glass. Submitted to the board October 3, 1911; continued; pending.

Mixed Car of Furniture and Go-Carts—Iowa State Manufacturers' Association, Des Moines, Iowa.

Case withdrawn on October 3, 1912, by complainants on the understanding that the railway company would follow plan.

Transfer Charges at Junction Points—W. E. Huncke, Iowa State Manufacturers' Association, Des Moines, Iowa.

Submitted to the board October 3, 1912; continued; pending.

Gasoline Engines—W. E. Huncke, for Iowa State Manufacturers' Association, Des Moines, Iowa.

Complaint withdrawn by complainant on September 20, 1912.

Classification on Cream Separators—Rock Island Plow Co., Rock Island, Ill.

Case submitted to Board October 3, 1912.

Grains and Seeds, Mixed—Commerce Counsel of Iowa for Iowa Shippers.

This involved a change in classification on grains and seeds, mixed. Submitted to the board on October 3, 1912; continued; pending.

Mill Stuffs—W. E. Huncke, for Iowa State Manufacturers' Association, Des Moines, Iowa.

The case of mill stuffs—what constitutes mill stuffs, was submitted to the board October 4, 1912.

Advance Charges on Shipment of Bottles—W. E. Huncke for Iowa State Manufacturers' Association, Des Moines, Iowa.

This was submitted to the board October 4, 1912; continued; pending.

Rates on Live Stock—Iowa Railroads.

The case of rates on live stock was submitted to the board October 4, 1912; continued; pending.

Returned Articles—Iowa Railroads.

This involved application for reduced rates on articles returned; was submitted to the board October 4, 1912; continued; and now pending.

Commodity Rates on Harness and Saddlery—Iowa Railroads.

This involved application to cancel commodity rates on harness and saddlery; submitted to the board on October 4, 1913.

Rating on Hand Sprayers—Geo. T. Bell, Sioux City, Iowa.

Case submitted to the board on October 4, 1912.

Lead Seal on Cigars.—Groneweg & Schoentgen Co., Council Bluffs, Iowa.

On October 4, 1912, this case was submitted to the board.

Change in Rating on Aluminum.—Aluminum Mfg. Co., Des Moines, Iowa.

Case submitted to the board on Oct. 4, 1912.

Auto Tires.—Goodyear Tire & Rubber Co., Akron, Ohio.

This case involved an application for change in rate on auto tires. Submitted to the board on October 4, 1912.

Rate of Stone.—W. S. Martin, Dubuque, Iowa.

Case submitted on October 4, 1912, to the board.

Classification on Chain Belting.—Peerless "V" Belt Co., Cedar Rapids, Iowa.

On October 4, 1912, the commerce counsel submitted this case to the board.

Bananas.—Lagomarcino-Grupe Co., Burlington, Iowa.

This case involved change in the classification on bananas, loaded loose in car. Submitted to board October 4, 1912.

Reduced Classification on Cherry Lumber.—J. K. & W. H. Gilcrest Co., Des Moines, Iowa.

On October 4, 1912, this case was submitted to the board.

Classification on Hosiery.—Western Weighing and Inspection Bureau.

Submitted this case to the board on October 4, 1912.

Reduced Classification on Roofing Tile.—Acme Roofing Tile Co., Des Moines, Iowa.

On October 4, 1912, this case was submitted to the board, continued; pending.

Tongued Agricultural Implement Truck.—W. E. Huncke, for the Iowa State Manufacturers Association, Des Moines, Iowa.

This concerned the classification on tongued agricultural implement trucks. Submitted to the board October 4, 1912.

Classification on Kilns.—W. E. Huncke, for Iowa State Manufacturers Association, Des Moines, Iowa.

Submitted to the board October 4, 1912.

Classification on Litter Carriers.—Louden Machinery Co., Fairfield, Iowa.

This case was submitted to the board on October 4, 1912; continued; pending.

Classification on Cattle Stanchions.—Louden Machinery Co., Fairfield, Iowa.

Submitted on October 4, 1912, to board; continued; pending.

Mixture of Agricultural Implements.—Louden Machinery Co., Fairfield, Iowa.

This concerned classification—mixture of agricultural implements, barn door hangers, etc. Submitted on October 4, 1912; continued; pending.

Excelsior.—Morris-Johnson-Brown Co., Dubuque, Iowa.

Application for reduced rate on excelsior. Petition filed with commission on November 11, 1912; case heard on December 10, 1912; pending.

Rates on Coke.—C. O. Dawson, Ottumwa, Iowa vs. Railroads.

Case now pending further advice from complainant.

Milling-in-transit Rates.—Iowa Millers' Club, Des Moines, Iowa.

This involved application for rate on milling-in-transit. Case now pending.

Rating on Culverts.—Ft. Dodge Culvert Co., by W. B. Martin, Dubuque.

Case involved reduction in rating on culverts. Papers received from the board instruction to negotiate with Western Classification committee; failing, to prosecute before Interstate Commerce Commission if advisable.

Dairy Products—Iced.—Des Moines Poultry & Butter Co., Des Moines, Iowa.

Case involved raise in minimum weights on dairy products, iced. Petition filed with Interstate Commerce Commission on January 13, 1913, asking that tariff be suspended; declined.

Agent—Pickering.—J. T. Malloy, Albion, Iowa, vs. Wells Fargo Express Co.

This case involved a request for an agent at Pickering. Papers were returned to the board on December 3, 1912, recommending dismissal, as it was the opinion of the commerce counsel that the board was not justified in making the order.

Refusal to Accept Shipments.—Feiner Fish Co., Clinton, Iowa, vs. U. S. Express Co.

This case involved refusal to accept shipments on certain billing. Case still pending, awaiting further information from complainant.

Claims.—Des Moines Poultry & Butter Co., Des Moines, Iowa.

Papers were returned to the board on February 20, 1913, at direction of complainant.

Switching Charge.—Central Lumber Co., Dubuque, Iowa.

Papers filed in this case were returned to commission on February 16, 1912, recommending dismissal.

Switching Charge.—W. H. Hoopes & Son, Muscatine, Iowa.

On February 17, 1912, papers in this case were returned to the commission recommending dismissal.

Excessive Charge.—W. H. Hoopes & Son, Muscatine, Iowa.

Papers were returned recommending dismissal to board on February 17, 1912.

Switching Charges.—W. W. Wise, of Consumers' Ice Co., Des Moines, Iowa.

Case was withdrawn.

Demurrage.—H. L. Laird, Minneapolis, Minn.

It was the judgment of the Commerce Counsel that the question was not sufficiently adequate to present, so papers were returned to the board and case recommended for dismissal on February 19, 1912.

Overcharge.—John Deere Plow & Co., Omaha, Nebr.

Commerce Counsel returned papers to commission on February 19, 1912, according to request of complainants and recommended case for dismissal.

Demurrage.—John F. Keefner, Des Moines, Iowa.

It was the judgment of the Commerce Counsel in this case that the railroad company would not be required to enter into agreement with complainant, so papers were returned to board on May 5, 1912.

Switching Rates on Coal.—Des Moines Coal Co. vs. C. G. W.

This case was heard and submitted on November 28, 1911. Decision rendered by the board on December 20, 1911, in favor of complainants.

Cement Rates.—Eddyville Commercial Club, Eddyville, Iowa.

This case involved the question of discrimination on cement rates. Rates were adjusted and papers returned to commission on September 3, 1912.

Choice of Routes.—W. E. Huncke, for Iowa State Manufacturers' Association, Des Moines, Iowa.

Mr. Huncke withdrew the case on September 1, 1912.

Lumber Rates.—Tisdale Lumber Co., Ottumwa, Iowa, vs. C. R. I. & P.

On January 22, 1913, Commerce Counsel met representatives of the railway company in Chicago and presented the matter and was assured of a prompt disposition of the matter.

Car Service.—Iowa Bridge Co., Des Moines, Iowa, vs. C. B. & Q.

Case submitted to board for hearing on October 3, 1912; continued. Case now pending.

Increase in Passenger Rates.—G. W. E. Snyder, Belle Plaine, Iowa, vs. C. & N. W.

Papers were returned to the commission on October 24, 1912, recommending case for dismissal, as fractions are not known or recognized in passenger fares, thus making it impossible to grant petition of complainant.

Demurrage.—H. L. Laird, Minneapolis, Minn., vs. C. R. I. & P.

Papers returned to commission on September 28, 1912, recommending that no further action be taken thereon as this is a matter which can only be decided by the Interstate Commerce Commission.

Advance in Passenger Fares.—J. F. Bray, Sigourney, Iowa, vs. C. M. & St. P.

It was the opinion of the Commerce Counsel in this case that under the decisions of the supreme court, request of the complainant could not be granted. Papers returned to commission October 24, 1912.

Switching.—Iowa & Southern Ry. Co., vs. C. B. & Q.

Complaint filed with Interstate Commerce Commission December 19, 1912. Case now pending.

Overcharge for Switching Hogs.—J. E. Decker & Sons, Mason City, Iowa, vs. C. G. W.

Case now pending investigation.

Switching Charges.—F. E. Gill, Sioux City, Iowa, vs. Sioux City Terminal Co.

This case not closed, pending investigation.

Excessive Rate on Corn.—Free McCoy, Indianola, Iowa, vs. C. R. I. & P. Pending.

Condemnation for Depot Grounds.—Iowa Terminal Co. vs. Shaffer, et al.

No papers referred by the board in this case. The Commerce Counsel acted as attorney for defendants and filed objection of property owners. Rates on Gasoline Engines.—Wm. Galloway Co., et al., Waterloo, Iowa.

Papers were returned to the commission on September 30, 1912, as it was asked by some of the complainants that the matter be taken up with the Interstate Commerce Commission.

Complaint as to Unsafe Track and Equipment.—W. H. Bird, Minneapolis, Minn., vs. Charles City & Western Railway Co.

Complaint was made as to track and equipment being unsafe. Same were examined and report made to the board July 25, 1912.

Private Crossing.—A. W. Baltimore, Aurelia, Iowa, vs. Ill. Cent.

The papers in this case were referred to the Commerce Counsel December 5, 1912. Matter taken up with the railway company and adjusted.

Switching Arrangements.

This involved the matter of switching arrangements by the Waterloo, Cedar Falls & Northern Ry. Co. to the Normal School at Cedar Falls.

Conferences were held, and case adjusted.

Closing Station.—Citizens of Herring.

Matter taken up with Railway Company and they advised that the station would not be closed. Papers returned to the board.

During the past biennial period, the commission has investigated and closed nine hundred ninety-seven (997) cases. This includes all formal and informal complaints settled by correspondence or otherwise.

On motion of Atkinson of Butler, the House adjourned until 9:00 o'clock A. M., Monday, March 17th.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 17, 1913.

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

Prayer was offered by Father Leunihan, Waterloo, Iowa.

Journal of Saturday, March 15th, corrected and approved.

Mr. Speaker granted leave of absence to Townsend of Tama until Wednesday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Downey of Crawford presented remonstrance of citizens and tax payers of Crawford county against creation of highway commission.

Referred to committee on Roads and Highways.

Downey of Crawford presented remonstrance of citizens of Crawford county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Anderson of Montgomery presented remonstrance of citizens of Montgomery county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Erickson of Lyon presented remonstrance of citizens of Lyon county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Erickson of Lyon presented remonstrance of voters of Lyon county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Barry of Linn presented remonstrance of citizens of Linn county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Chapman of Guthrie presented remonstrance of citizens of Guthrie county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Munro of Washington presented remonstrance of citizens of Washington county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Hutchins of Kossuth presented remonstrance of citizens of Kossuth county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Hutchins of Kossuth presented remonstrance of citizens of Kossuth county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Elwood of Howard presented remonstrance of citizens of Howard county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Dawson of Cherokee presented remonstrance of citizens of Cherokee county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Bartle of Mitchell presented remonstrance of citizens of Mitchell county against creation of permanent tax commission.

Referred to committee on Ways and Means.

McHose of Boone presented remonstrance of citizens of Boone county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Bingham of Emmet presented remonstrance of citizens of Emmet county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Black of Muscatine presented remonstrance of voters of Muscatine county against the passage of House File No. 262.

Referred to committee on Schools and Text Books.

Sidey of Adair presented remonstrance of citizens of Stuart, Iowa, against creation of a permanent tax commission.

Referred to committee on Ways and Means.

LeRoy of Delaware presented remonstrance of voters of Delaware county against the passage of House File No. 262.

Referred to committee on Schools and Text Books.

Dunlap of Clinton presented remonstrance of citizens of DeWitt, Iowa, against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Hadley of Webster presented remonstrance of citizens of Webster county against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Webb of Clay presented remonstrance of citizens of Dickens, Iowa, against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Lenocker of Pottawattamie presented remonstrance of citizens of Pottawattamie county against the creation of a permanent tax commission.

Referred to committee on Ways and Means.

Lenocker of Pottawattamie presented remonstrance of citizens of Pottawattamie county against the passage of House File No. 262.

Referred to committee on Schools and Text Books.

REPORTS OF COMMITTEES.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture, to whom was referred substitute for Senate File No. 175, a bill for an act to amend section twenty-three hundred forty-eight (2348) of the Code, relating to bounty on wolves, 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 do pass.

C. W. HUNT,
Chairman.

Report adopted.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 266, a bill for an act to amend sections 26 and 43, chapter 131 of the acts of the Thirty-third General Assembly known as "The Military Code of Iowa," 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 do pass.

WM. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred substitute for House File No. 210, a bill for an act to provide for the regulation of moving picture films and stereoptican views, fixing the penalties for violating the provisions of this act, establishing the office of state censor, and providing for the appointment, compensation, duties, and term of office of said censor, 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 do pass.

WM. LARRABEE, JR.,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 135, a bill for an act to amend section 3377 of the Code, relating to the election between the distributive share and occupancy of homestead by surviving spouse and setting off such distributive share.

Also :

Substitute for Senate File No. 103, a bill for an act declaring the emission of smoke within the corporate limits of certain cities, including cities acting under special charter, to be a public nuisance and conferring upon such cities additional powers for the abatement of such nuisances and repealing chapter thirty-seven (37) of the laws of the Thirty-fourth General Assembly.

Also :

Substitute for Senate File No. 192, a bill for an act additional to chapter five (5), title ten (10) of the Code, to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Anderson of Montgomery moved that House File No. 439 be made a special order for Thursday, March 20th, at 10:00 o'clock A. M.

Motion prevailed.

Carson of Davis offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption :

Be it resolved, That 1,000 extra copies of House File No. 644 be ordered printed for use and distribution.

Motion prevailed, and the resolution was adopted.

REPORTS OF COMMITTEES.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 184, a bill for an act to create a law and legislative reference and bill drafting department of the state library; providing for a director and subordinate officers and employes thereof; prescribing the duties and fixing the salaries thereof, and making an additional appropriation therefor, 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 amended as follows:

That section two (2) be amended by striking out from line seven (7) thereof the words and figures "two thousand three hundred dollars (\$2300)" and inserting in lieu thereof the words and figures "not to exceed two thousand dollars (\$2000)".

That section three (3) be amended by striking out from line three (3) thereof the words and figures "twelve hundred dollars (\$1200)" and insert in lieu thereof the words and figures "not to exceed one thousand dollars (\$1000)"; that section three (3) be further amended by striking from the fourth line thereof the words and figures "one thousand dollars (\$1000)" and insert in lieu thereof the words and figures "not to exceed nine hundred dollars (\$900)".

That section four (4) be amended by striking out the words "among other things" in the first line thereof and commence the word "it" with a capital "I"; that section four (4) be further amended by striking out in lines fourteen and fifteen thereof, beginning after the word "he" the words "may also, with the approval or consent of the said board of trustees," and insert in lieu thereof the word "shall".

That section eight (8) be amended by striking out in lines four and five thereof the words and figures "three thousand five hundred dollars (\$3,500) annually" and insert in lieu thereof the words and figures "not to exceed four thousand dollars (\$4000) for the biennial period"; and when so amended the bill do pass.

WM. LARRABEE, JR,
Chairman

Report adopted.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred Senate File No. 219, a bill for an act to provide for the transfer to the city or town treasurer of unclaimed funds in the treasury

of the county where such unclaimed funds are the proceeds of an invalid tax levied to pay for the construction of an electric light plant for such city or town, and making the same a part of the general fund of such city or town, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 426, a bill for an act to amend section five (5), chapter sixty-two (62) of the acts of the Thirty-third (33) General Assembly, relative to pensions for disabled and retired policemen, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Section Five (5), Chapter Sixty-two (62) of the Acts of the Thirty-third General Assembly, Relative to Pensions for Disabled and Retired Policemen.

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

Section 1. That section five (5), chapter sixty-two (62) of the acts of the Thirty-third General Assembly be amended by striking therefrom the following words in line thirty-six: "or has reached the age of fifty-five" and inserting the following in lieu thereof: "and has reached the age of fifty years"; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By committee on Municipal Corporations, House File No. 646, a bill for an act granting to cities of all classes and towns power to license and regulate plumbers; to determine the qualifications and provide for the examination thereof; to prescribe rules and regulations for the installation of plumbing and the inspection thereof and to provide for the removal of plumbing installed in violation of the manner prescribed and to impose penalties for a violation of ordinances enacted under this act and to amend section seven hundred (700) of the supplement to the code, 1907.

Read first and second time and passed on file.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, House File No. 68, a bill for an act to amend section one thousand seven hundred forty-one (1741) of the code, relating to applications for insurance, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was rejected.

Whitney of Woodbury moved the adoption of the amendments proposed by him on March 14th.

Motion prevailed, and the amendments were adopted.

Mr. Whitney proposed the following amendment:

Amend by inserting immediately following the word "policy" and before the word "require" in the third line of section one of the amended bill, the words, "of fire insurance".

Amendment adopted.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Griffin, Grout, Halgrims, Halstead, Hansen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Klay, Larrabee, LeRoy, Lounsberry, McCullough, McHose, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Sherman, Steelsmith, Stokes, Stutt, Webb, Whitney, Mr. Speaker—60.

The nays were:

Barry, Black, Boettger, Bradley, Cronbaugh, Dunlap, Greene of Clinton, Griggs, Hadley, Hamilton, Jamison, Kane, Koontz, Lenocker, Lund, Mitchell, Ring, Saltzmann, Scholz, Scott, Shankland, Sidey, Thompson, Trumbauer, White, Workman—26.

Absent or not voting:

Brown, Bruce, Burt, Crozier, Downey, Doze, Eggleston, Fraley, Greene of Grundy, Hazen, Heaton, Helming, Kelso, Kingland, Kulp, Manning, McVicker, Meredith, Miller, Stipe, Townsend—21.

Roll call verified.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Whitney of Woodbury moved to reconsider the vote by which House File No. 68 passed the House and that the motion to reconsider be laid on the table.

Larrabee of Fayette seconded the motion.

Motion prevailed.

SPECIAL ORDER NO. 16.

Time having arrived for special order, on motion of Miller of Bremer, House File No. 7, a bill for an act to invest the district court of the state of Iowa with jurisdiction and authority to restrain violations of any law heretofore or hereafter enacted to protect the public and trade and commerce against unlawful restraints, trusts, conspiracies, combinations and monopolies, or unfair discrimination between different sections, communities or localities; to cause any person within the state of Iowa to be made party to an action pending in any court in this state, and to require any persons, firm, association or corporation to respond to a subpoena in any court in this state, and to give testimony and produce any books, papers or documents in any hearing, investigation, proceeding or prosecution for the violation of any laws relating to pools, trusts, conspiracies, combinations or monopolies, or prohibiting unfair discrimination between different sections, communities or localities, and to provide immunity to the persons so testifying; and to make an appropriation for the purpose of enforcing the provisions of this act and all laws passed to protect trade and commerce against unlawful restraints, trusts, conspiracies, combinations and monopolies, and all laws relating to the fixing of prices and charges, or designed to prohibit unfair discrimination between different sections, communities or localities,

with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Halgrims of Humboldt proposed the following amendment:

Amend by striking out all of section 6, being publication clause.

Amendment lost.

Stipe of Page proposed the following amendment:

MR. SPEAKER—I move to amend House File No. 7 by inserting the following after section two:

“Section 3. Whenever any proceeding shall be commenced in any court of competent jurisdiction in this state by the attorney general of any county attorney against any corporation or corporations, individual or individuals, or association of individuals, or joint stock associations or co-partnerships, under the law against formation and maintenance of pools, trusts of any kind, monopolies or confederations, combinations or organizations in restraint of trade, to dissolve the same or to restrain their formation or maintenance in this state, or under any law against unfair discrimination between different sections, communities, localities, cities or towns, or to recover the penalties provided by law, then and in such case, if the attorney general or county attorney desires to take the testimony of any officer, director, agent or employe of any corporation, or joint stock association proceeded against, or in case of a co-partnership, and of the members of said partnership, or any employe thereof, in any court in which said action may be pending; and the individual or individuals whose testimony is desired are without the jurisdiction of this state, or reside without the state of Iowa, or are beyond the reach of subpoena, then in such case the attorney general or county attorney may file in said court in term time or with the judge thereof in vacation, a statement in writing, setting forth the name or names of the persons or individuals whose testimony he desires to take and the time when and the place where he desires said person to appear, and if books, papers or documents are desired to be produced, general description of such books, papers and documents; and thereupon the court or judge thereof shall make an order for the taking of said testimony of such person or persons and for the production of such books, papers and documents in the possession or under control of the person or persons whose testimony is sought to be taken, or in the possession or under the control of the defendant or defendants in the suit and relating to the merits of such suit or to any evidence therein and shall require the person to appear in court and give evidence and to produce books, papers or documents; or shall designate and appoint a commissioner for that purpose, who shall be an officer authorized to take depositions in this state; and said commissioner shall, upon presentation of the order, immediately issue a notice in writing

directed to the defendant in the suit and to its attorney or attorneys of record in said cause, which notice shall set forth the order made by the court or judge thereof, and the time when and the place where the testimony of such persons will be taken and the books, papers or documents shall be produced and such notice shall be signed by such commissioner. Service of such notice may be made upon the defendant by service thereof upon any of the officers of the defendant corporation or upon any agent of such corporation or by service upon any member of an association, co-partnership, or joint stock association or upon an attorney of record of any defendant against whom such action is brought; the service may be made by any person authorized to serve subpoena, provided, however, that such application shall always allow in fixing said time the same number of days travel to reach the designated place in Iowa that would now be allowed by law in case of taking depositions; provided, also, in addition to the above named time, six (6) days shall be allowed for the attorneys of record or the agent, officer, or employe on whom notice is served, to notify the person or persons whose testimony is to be taken. The claim that the giving of testimony or the production of evidence may tend to criminate the agent, officer, employe, director or stockholder of said corporation, co-partnership, association or individual giving such evidence, shall not excuse said agent, officer, employe, director or stockholder thereof from testifying or producing said books, papers or documents on behalf of the state; but no such agent, officer, employe, director or stockholder shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter or thing concerning which said agent, officer, employe, director or stockholder may be compelled to testify or to produce evidence, documentary or otherwise, in such proceedings.

"Sec. 4. Whenever the persons mentioned in the preceding section shall be notified, as therein provided, to require any officer, agent, director or employe to attend before any court, or before any person authorized to take the testimony in said proceeding, and the person or persons whose testimony is requested, as provided, shall fail to appear and testify or produce any books, papers or documents that may be ordered to be produced by the court, or the other officer authorized to take such evidence, and shall fail to present satisfactory excuse therefor in writing under oath, then it shall be the duty of the court, upon motion of the attorney general or county attorney, to strike out the answer, motion, reply, demurrer, or other pleading then or thereafter filed in said action or proceeding by the said corporation, joint stock association or co-partnership, whose officer, agent, director or employe has neglected or failed to attend and testify and produce all books, papers and documents he or they shall have been ordered to produce on said action by the court or person authorized to take said testimony, and said court shall render judgment by default against said corporation, joint stock association or co-partnership. And it is further provided, that in case any officer, agent, employe, director or representative of any corporation, joint stock association or co-partnership in any such proceeding, who shall reside or be found within this state, shall be subpoenaed to appear and testify or to

produce books, papers and documents, and shall fail, neglect or refuse to do so, then the answer, motion, demurrer or other pleadings then or thereafter filed by said corporation, joint stock association or co-partnership in any such proceeding, shall, on motion of the attorney general or county attorney, be stricken out and judgment in said cause rendered against said defendant corporation, joint stock association or co-partnership."

And that sections four, five and six of House File No. 7 be renumbered accordingly.

Miller of Bremer moved that further consideration of House File No. 7 be made a special order for Tuesday at 11:00 o'clock A. M., and that the amendment offered by Stipe of Page be printed in the Journal.

Motion prevailed.

SPECIAL ORDER NO. 20.

Time having arrived for Special Order No. 20, on motion of Stipe of Page, House File No. 85, a bill for an act to repeal section five thousand twenty-eight-b (5028-b) of the supplement to the code, 1907, and chapter two hundred twenty-two (222), laws of the Thirty-third General Assembly amendatory thereof, and to enact a substitute therefor relating to unfair discrimination in any commodity of commerce between different sections, localities, communities, cities or towns, with report of committee recommending passage, was taken up and considered.

Ring of Linn in the chair.

Mr. Stipe offered the following amendment:

Amend by striking out the word "Daily" in line two of section 5, publication clause.

Amendment adopted.

Barry of Linn offered the following amendment:

Amend by striking out the publication clause.

Amendment lost.

Mr. Stipe moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, LeRoy, Lounsbury, Lund, McCullough, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Thompson, Trumbauer, Webb, White, Whitney, Workman—86.

The nays were:

None.

Absent or not voting:

Brown, Burt, Crozier, Fraley, Greene of Grundy, Grout, Heaton, Helming, Jamison, Koontz, Larrabee, Lenoeker, Manning, McHose, McVicker, Saltzmann, Scott, Stokes, Stutt, Townsend, Mr. Speaker—21.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORTS OF COMMITTEE.

Dixon of Sac, 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. 566, a bill for an act to amend section one thousand eight hundred seventy (1870) of the Supplement to the Code, 1907, relating to limiting liabilities in state and savings banks, 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.

W. J. DIXON,
Chairman.

Report adopted, and House File No. 566 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Banks and Banking, to whom was referred Senate File No. 21, a bill for an act to repeal section 1869 of the Supplement to the Code, 1907, and to enact a substitute therefor, providing for the compensation of officers and directors of state and savings banks and providing for loans to such officers and directors and penalty for violation of the provisions of the law, 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 amended as follows:

By striking out of the fourth line of section one the words "and directors", and by adding after the comma (,) following the word "by-laws" in the sixth line of section one the words "or by vote of the board of directors, provided, however, directors as such shall receive only such reasonable compensation as shall be fixed from year to year by the stockholders at their annual meeting and when approved by the auditor of state.": and when so amended the bill do pass.

W. J. DIXON,
Chairman.

Report adopted.

On request of Sherman of Poweshiek, leave of absence was granted Manning of Story until Tuesday.

On request of Bruce of Floyd, leave of absence was granted McVicker of Wright until Tuesday.

On request of Halgrims of Humboldt, leave of absence was granted Greene of Grundy until Tuesday.

CONSIDERATION OF BILLS.

On motion of Huff of Hardin, Senate File No. 52, a bill for an act requiring common carriers to settle claims for delay in delivering freight or injury or loss of freight in transit or for excessive freight rates within a specified time, and providing a penalty for failure to comply therewith, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Speaker Cunningham in the chair.

Brady of Dallas offered the following amendment:

Amend by striking from line 8 of section 2 the following: "nor when the claims exceeds \$500.00".

Amendment withdrawn.

Jensen of Pocahontas moved the previous question on the main question.

Lounsberry of Marshall seconded the motion.

Motion prevailed.

Huff of Hardin moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hansen, Hazen, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kingland, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lund, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Rohwer, Rone, Saltzmann, Scott, Shankland, Sherman, Steelsmith, Stokes, Stutt, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—80.

The nays were:

Dixon, Kane, McCullough, Miller, Thompson—5.

Absent or not voting:

Black, Brown, Burt, Crozier, Elliott, Greene of Grundy, Grout, Hamilton, Heaton, Helming, Jacobs, Jamison, Kelso, Klay, Lounsberry, Manning, McVicker, Power, Scholz, Sidey, Stipe, Townsend—22.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The speaker announced that as speaker of the House, he had signed in the presence of the House, House Files Nos. 1, 6, 66, 155, 189, 200, 552 and 384.

Huff of Hardin moved to reconsider the vote by which Senate File No. 52 passed the House, and that the motion to reconsider be laid on the table.

Kingland of Winnebago seconded the motion.

Motion prevailed.

On request of Huff of Hardin, House File No. 43 was withdrawn from the further consideration of the House.

Whitney of Woodbury proposed the following amendment and asked that it be printed in the Journal:

MR. SPEAKER—I move that House Joint Resolution No. 3 be amended by striking out all parts thereof after and including line five of the printed bill and by inserting the following, to-wit:

“The general election for state, district, county and township officers, in years in which presidential electors are elected, shall be held on the day fixed by the laws of the United States for the election of presidential electors and in the same corresponding month and on the same corresponding day thereof, in other even numbered years. Should the constitution of the United States be hereafter so amended that the president and vice president of the United States are elected by direct vote of the people, then, and in that event, the general election for state, district, county and township officers, in years in which the president and vice president are elected, shall be held on the day fixed by the laws of the United States for the election of president and vice president by direct vote of the people, and in the same corresponding month and on the same corresponding day thereof, in other even numbered years.”

Sec. 2. That the foregoing amendment to the constitution of the state of Iowa be, and the same is hereby referred to the legislature to be chosen at the next general election for members of the General Assembly, and that the secretary of state cause the same to be published as provided by law.

On motion of Odendahl of Carroll, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham 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 Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 260, a bill for an act to amend section 2085, Supplement to the Code, 1907, relating to taxes in aid of railroads and in relation to the number of signatures of resident freeholders to petitions therefor in cities acting under special charter, and cities having a population of 25,000 or over.

JOS. E. MEYER,
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. 311, a bill for an act to amend the law as it appears in section 4999-a-4, Supplement to the Code, 1907, providing for the safety and comfort of laborers and other persons assembled in factories and buildings.

JOS. E. MEYER,
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 to confirm the title of Anna L. Edgar to the west one-half of the southwest one-quarter of section two, township 89 north, range 34, west 5th P. M., Iowa, and authorizing the issuance of a patent therefor.

JOS. E. MEYER,
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 legalize ordinances of the town of Ayrshire, Iowa, and authorizing the substitution of a new ordinance record in place of the original record.

JOS. E. MEYER,
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. 355, a bill for an act to amend the law as it appears in section 4975, Supplement to the Code, 1907, relating to soliciting for the purpose of prostitution.

JOS. E. MEYER,
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. 230, a bill for an act to appropriate money toward the expense of paving East Washington Street in the city of Mt. Pleasant, Iowa.

JOS. E. MEYER,
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. 388, a bill for an act to legalize certain decrees of courts entering in actions to annul marriages, in which service of the original notice was made by publication.

JOS. E. MEYER,
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. 166, a bill for an act to amend section 4420 of the Code, relating to application for writs of habeas corpus.

JOS. E. MEYER,
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. 236, a bill for an act to make additional appropriations to the State Historical Society of Iowa.

JOS. E. MEYER,
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. 141, a bill for an act to repeal the law as it appears in section 2692-a, Supplement to the Code, 1907, and to repeal section 1, chapter 172, acts of the Thirty-third General Assembly, relating to state agents, their salaries and supplies and to enact a substitute therefor.

JOS. E. MEYER,
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. 319, a bill for an act to amend the law as it appears in section 832, Supplement to the Code, 1907, as amended by chapter 42, acts of the Thirty-fourth General Assembly, relating to street improvements and sewers.

JOS. E. MEYER,
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. 250, a bill for an act to repeal sections 2, 6, 7, 8, 11, 15, 16 and 22, chapter 72, acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, relating to registration of motor vehicles.

JOS. E. MEYER,
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 repeal the law as it appears in section 2727-a-85, Supplement to the Code, 1907, and to enact a substitute therefor relating to the support of the State Sanatorium for the treatment of tuberculosis.

JOS. E. MEYER,
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. 391, a bill for an act to legalize the proceedings of the city council of the city of Tipton, Iowa, for the construction of a sewer system.

JOS. E. MEYER,
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. 363, a bill for an act for the purpose of having a patent issued in the name of T. F. McCaffrey for a certain tract of land.

JOS. E. MEYER,
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. 387, a bill for an act to legalize the proceedings of the city council of the city of Des Moines, Iowa, for the construction of the seventh ward sewer system of said city.

JOS. E. MEYER,
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. 130, a bill for an act to amend section 1076, Supplement to the Code, 1907, relating to registration of voters.

JOS. E. MEYER,
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. 304, a bill for an act for the relief of the grantees of David E. Fry, and for the purpose of having patent issued in the names of W. F. Pomeroy and Arthur Dilley, for certain tracts of land.

JOS. E. MEYER,
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. 354, a bill for an act to amend the law as it appears in section 3534 of the Code, relating to service of original notice by publication.

JOS. E. MEYER,
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 to repeal the law as it appears in sections 1948, 1948-a-15, Supplement to the Code, 1907, and enact a substitute therefor relative to nuisances in construction of drainage ditches.

Secretary.

JOS. E. MEYER.

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 to legalize releases and discharges of judgments, mortgages, and deeds of trust made by administrators, executors or guardians appointed in other states or countries where the provisions of section 3308 of the Code were not observed.

JOS. E. MEYER,

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. 78, a bill for an act to amend the law as it appears in section 2157, Supplement to the Code, 1907, relating to the transportation of live stock.

JOS. E. MEYER,

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 to enable the board of directors of the Independent District of Tama, Iowa, to compensate a member for services as superintendent of schools.

JOS. E. MEYER,

Secretary.

Also:

On request of Buxton of Warren, leave of absence was granted Heaton of Union indefinitely.

Mr. Speaker granted leave of absence to Hutchins of Kossuth until Tuesday.

SENATE MESSAGES CONSIDERED.

Senate File No. 388, a bill for an act to legalize certain decrees of courts entered in actions to annul marriages, in which service of the original notice was made by publication.

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

Senate File No. 391, a bill for an act to legalize the proceedings of the city council of the city of Tipton, Iowa, for the construction of a sewer system.

Read first and second time and passed on file.

Senate File No. 130, a bill for an act to amend section ten hundred seventy-six (1076) supplement to the code, 1907, relating to registration of voters.

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

Senate File No. 300, a bill for an act to legalize releases and discharges of judgments, mortgages and deeds of trust made by administrators, executors or guardians appointed in other states or countries where the provisions of section 3308 of the code were not observed or complied with.

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

Senate File No. 376, a bill for an act to legalize ordinances of the town of Ayrshire, Iowa, and authorizing the substitution of a new ordinance record in place of the original record.

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

Senate File No. 302, a bill for an act to repeal the law as it appears in section nineteen hundred forty-eight (1948) of the supplement to the code, 1907, and to repeal the law as it appears in section nineteen hundred eighty-nine-a-fifteen (1989-a-15) of the supplement to the code, 1907, and to enact a substitute therefor, defining nuisances in construction of drainage ditches, and making the obstruction of such ditches and levees a misdemeanor.

Read first and second time and passed on file.

Senate File No. 230, a bill for an act to appropriate money toward the expense of paving East Washington street in the city of Mount Pleasant, Iowa.

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

Senate File No. 354, a bill for an act to amend the law as it appears in section thirty-five hundred thirty-four (3534) of the code relating to service of original notice by publication.

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

Senate File No. 311, a bill for an act to amend the law as it appears in section forty-nine hundred ninety-nine-a-four (4999-a-4) of the supplement to the code, 1907, providing for the safety and comfort of laborers and other persons assembled in factories and buildings.

Read first and second time and referred to committee on Labor.

Senate File No. 387, a bill for an act to legalize the proceedings of the city council of the city of Des Moines, Iowa, for the construction of the seventh ward sewer system at said city.

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

Senate File No. 304, a bill for an act for the relief of the grantees of David E. Fry, and for the purpose of having patents issued in the names of W. F. Pomeroy and Arthur Dilley, for certain tracts of land.

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

Senate File No. 363, a bill for an act for the purpose of having a patent issued in the name of T. F. McCaffery for a certain tract of land.

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

Senate File No. 141, a bill for an act to repeal the law as it appears in section twenty-six hundred ninety-two-a (2692-a) of the supplement to the code, 1907, and to repeal section one (1) of chapter one hundred seventy-two (172) of the acts of the Thirty-third General Assembly relating to state agents, their salaries and supplies, and to enact a substitute therefor and to amend section one (1) of chapter one hundred thirty-four (134) making an appropriation for the salaries and expenses of state agents.

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

Substitute for Senate File No. 166, a bill for an act to amend section forty-four hundred twenty (4420) of the code relating to applications for writs of habeas corpus.

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

Substitute for Senate File No. 236, 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.

Senate File No. 328, a bill for an act to confirm the title of Anna L. Edgar to the west one-half ($w\frac{1}{2}$) of the southwest quarter ($sw\frac{1}{4}$) of section two (2), township eighty-nine (89), north, range thirty-four (34), west fifth P. M., Iowa, and authorize the issuance of a patent therefor.

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

Senate File No. 355, a bill for an act to amend the law as it appears in section four thousand nine hundred seventy-five-c (4975-c) of the supplement to the code, 1907, relating to soliciting for the purpose of prostitution.

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

Senate File No. 260, a bill for an act to amend section two thousand and eighty-five (2085) of the supplement to the code, 1907, relating to taxes in aid of railroads and in relation to the number of signatures of resident freeholders to petitions therefor in cities acting under special charter, and cities having a population of twenty-five thousand (25,000) or over.

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

Senate File No. 196, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-seven-a-eighty-five (2727-a-85) of the supplement to the code, 1907, and to enact a substitute therefor relating to the support of the state sanatorium for the treatment of tuberculosis.

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

Senate File No. 250, a bill for an act to repeal sections two (2), six (6), seven (7), eight (8), eleven (11), fifteen (15), sixteen (16) and twenty-two (22), of chapter seventy-two (72) of the acts of the Thirty-fourth General Assembly, and to enact substitutes therefor relating to the registration and regulation of motor vehicles.

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

Senate File No. 319, a bill for an act to amend the law as it appears in section eight hundred twenty-three (823), supplement to the code, 1907, as amended by chapter forty-two (42), acts of the Thirty-fourth General Assembly, relating to street improvements and sewers.

Read first and second time and referred to committee on Municipal Corporations.

Dawson of Cherokee moved that House File No. 139 be made a special order for Saturday, March 22nd, at 10:00 o'clock A. M.

Motion prevailed

Burt of Taylor moved that House File No. 210 be made a special order for Thursday, March 20th, at 10:30 o'clock A. M.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Huff of Hardin, House File No. 45, a bill for an act providing that all common carriers operating trains within the state of Iowa and conveying live stock shall provide a car equipped with sleeping berths or bunks for the persons in charge of such live stock, and providing a penalty for failure to comply therewith, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Huff moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bernbrock, Bingham, Bliss, Boettger, Brady, Brockway, Bruce, Burt, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hazen, Huff, Hunt, Huntley, Jacobson, Jensen, Jones, Kelso, Kingland, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, McHose, Meredith, Miller, Milton, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Steelsmith, Stokes, Webb, White, Whitney, Mr. Speaker—70.

The nays were:

Barry, Bauman, Black, Bradley, Cannon, Griggs, Halstead, Hamilton, Jamison, Kane, McCullough, Mitchell, Odendahl, Scholz, Stipe, Stutt, Thompson—17.

Absent or not voting:

Blackford, Brown, Buxton, Crozier, Elliott, Greene of Grundy, Hansen, Heaton, Helming, Hutchins, Jacobs, Klay, Koontz, Man-

ning, McVicker, Saltzmann, Sidey, Townsend, Trumbauer, Workman—20.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Huff of Hardin moved to reconsider the vote by which House File No. 45 passed the House and that the motion to reconsider be laid on the table.

Atkinson of Butler seconded the motion.

Motion prevailed.

On motion of Huntley of Lucas, House File No. 169, a bill for an act to amend division two of section twenty-four hundred forty-eight (2448) of supplement to the code of 1907, relating to the limits within which intoxicating liquors may be sold, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

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

Koontz of Johnson moved to reconsider the vote by which House File No. 169 passed to its third reading.

Miller of Bremer seconded the motion.

Motion prevailed.

Huff of Hardin moved the previous question.

Elliott of Monona seconded the motion.

Motion prevailed.

On request of Dixon of Sac, Newcomb of Adams, Brockway of Louisa, Craig of Madison and Chapman of Guthrie, a call of the House was ordered.

Those present were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss,

Boettger, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Huff, Hunt, Huntley, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, McCullough, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Trumbauer, Webb, White, Whitney, Mr. Speaker—96.

Those excused were:

Brown, Greene of Grundy, Heaton, Helming, Hutchins, Manning, McVicker, Townsend—8.

Absent:

Crozier, Hamilton, Workman—3.

Dixon of Sac moved that the rules be suspended and the Sergeant-at-Arms be directed to procure the attendance of the absent members.

Brockway of Louisa seconded the motion.

Motion prevailed.

The Speaker announced that the rules had been suspended, the authority of the officers had been invoked for procuring the attendance of those members who were absent without excuse, and the House would be at ease.

House was called to order.

The roll was called for the information of the House and the Sergeant-at-Arms.

Those present were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Cannon,

Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Huff, Hunt, Huntley, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, McCullough, McHosè, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Trumbauer, Webb, White, Whitney, Mr. Speaker—98.

Those excused were :

Brown, Greene of Grundy, Heaton, Helming, Hutchins, Manning, McVicker, Townsend—8.

Absent :

Workman—1.

Klay of Sioux moved that the proceedings under the call of the House be now terminated.

Motion prevailed.

Hamilton of Lee moved that the House adjourn until 9:00 o'clock A. M., Tuesday.

Roll call was demanded by Klay of Sioux and Dixon of Sac

On the question, "Shall the House adjourn?"

The ayes were :

Atkinson, Bernbrock, Black, Boettger, Bradley, Brady, Cannon, Cronbaugh, Crozier, Downey, Dunlap, Eggleston, Fraley, Greene of Clinton, Griffin, Griggs, Halstead, Hamilton, Hansen, Hazen, Jamison, Kane, Kelso, Koontz, Lenocker, McCullough, Miller, Mitchell, Odendahl, Saltzmann, Scholz, Scott, Shankland, Steelsmith, Stokes, Stutt, Trumbauer, White—38.

The nays were :

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Clark, Cole, Craig, Daniels, Dawson, Dixon, Doze, Elliott, Elwood, Enger, Erickson, Grout, Hadley, Halgrims, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, McHose, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Sherman, Sidey, Stipe, Thompson, Webb, Whitney, Mr. Speaker—60.

Absent or not voting :

Brown, Greene of Grundy, Heaton, Helming, Hutchins, Manning, McVicker, Townsend, Workman—9.

Roll call verified.

Motion lost.

Huntley of Lucas moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Grout, Hadley, Halgrims, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, McHose, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Scott, Shankland, Sherman, Sidey, Stipe, Thompson, Webb, Whitney, Mr. Speaker—66.

The nays were :

Black, Boettger, Bradley, Cronbaugh, Downey, Dunlap, Fraley, Greene of Clinton, Griffin, Griggs, Halstead, Hamilton, Hansen, Hazen, Jamison, Kane, Kelso, Koontz, Lenoeker, McCullough,

Miller, Milton, Mitchell, Odendahl, Rohwer, Saltzmann, Scholz, Steelsmith, Stokes, Stutt, Trumbauer, White—32.

Absent or not voting :

Brown, Greene of Grundy, Heaton, Helming, Hutchins, Manning, McVicker, Townsend, Workman—9.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Dawson of Cherokee moved that the House reconsider the vote by which House File No. 169 passed the House, and that the motion to reconsider be laid on the table.

Brockway of Louisa seconded the motion.

Roll call was demanded by Koontz of Johnson and Miller of Bremer.

On the question, "Shall the motion for reconsideration be laid on the table?"

The ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Clark, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Grout, Hadley, Halgrims, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, McHose, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Sherman, Webb, Whitney, Mr. Speaker—57.

The nays were :

Black, Boettger, Bradley, Cannon, Cronbaugh, Crozier, Downey, Doze, Dunlap, Eggleston, Fraley, Greene of Clinton, Griffin, Griggs, Halstead, Hamilton, Hansen, Hazen, Jamison, Kane, Kelso, Koontz, Lenocker, McCullough, Miller, Milton, Mitchell, Odendahl, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sidey, Steelsmith, Stokes, Stutt, Thompson, Trumbauer, White—40.

Absent or not voting:

Brown, Greene of Grundy, Heaton, Helming, Hutchins, Manning, McVicker, Stipe, Townsend, Workman—10.

Motion prevailed, and the motion to reconsider was laid on the table.

Whitney of Woodbury offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

Resolved, that the chairman of the committee on Appropriations be instructed to prepare and deliver to the clerk for publication in the Journal, a concise statement of all appropriations asked and the millage necessary to meet the same if such appropriations be made, together with such other facts as in his judgment will place the entire problem before the members of this House.

Motion prevailed, and the resolution was adopted.

On motion of Atkinson of Butler, the House adjourned until Tuesday, March 18th, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 18, 1913.

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

Prayer was offered by Rev. Milton Emory Nethercut of Des Moines, Iowa.

Journal of Monday, March 17th, corrected and approved.

On request of Mitchell of Wapello, leave of absence was granted Trumbauer of Keokuk until Wednesday.

On request of Anderson of Greene, leave of absence was granted Hutchins of Kossuth until Wednesday.

On request of Barry of Linn, leave of absence was granted Helming of Allamakee until Wednesday.

On request of Power of Jefferson, leave of absence was granted Bliss of Ringgold for the day.

On request of Anderson of Greene, leave of absence was granted Dixon of Sac until Saturday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

McCullough of Dubuque presented remonstrance of citizens of Dubuque against creation of permanent tax commission.

Referred to committee on Ways and Means.

Cronbaugh of Iowa presented remonstrance of citizens of Iowa county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Thompson of Decatur presented remonstrance of citizens of Decatur county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Lenocker of Pottawattamie presented petition of citizens of Pottawattamie county relative to peddlers' license.

Referred to committee on Pharmacy.

Bradley of Wapello presented remonstrance of voters of Wapello county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Stipe of Page presented petition of Burnside Post, 56th Dept. of Iowa, favoring House File No. 291.

Referred to committee on Suppression of Intemperance.

Atkinson of Butler presented remonstrance of citizens of Butler county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Lund of Hamilton presented remonstrance of citizens of Hamilton county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Anderson of Greene presented remonstrance of citizens of Greene county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Crozier of Marion presented remonstrance of voters of Marion county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Barry of Linn presented remonstrance of citizens of Linn county against creation of state highway commission.

Referred to committee on Roads and Highways.

Barry of Linn presented remonstrance of citizens of Linn county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Kingland of Winnebago presented remonstrance of citizens of Winnebago county against passage of House File No. 210.

Referred to committee on Appropriations.

Mitchell of Wapello presented remonstrance of citizens of Wapello county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Anderson of Montgomery presented petition of citizens of Montgomery county relative to House File No. 439.

Referred to committee on Police Regulations.

Sidey of Adair presented remonstrance of citizens of Adair county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Kingland of Winnebago presented remonstrance of citizens of Winnebago county against creation of permanent tax commission.

Referred to committee on Ways and Means.

LeRoy of Delaware presented remonstrance of citizens of Delaware county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Bartle of Mitchell presented remonstrance of voters of Mitchell county against creation of a permanent tax commission.

Referred to committee on Ways and Means.

Anderson of Montgomery presented remonstrance of voters of Montgomery county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of voters of Crawford county against House File No. 262.

Referred to committee on Schools and Text Books.

Hazen of Pottawattamie presented remonstrance of voters of Pottawattamie county against House File No. 262.

Referred to committee on Schools and Text Books.

Downey of Crawford presented petition of voters of Crawford county favoring House File No. 355.

Referred to committee on Roads and Highways.

Scholz of Clayton presented remonstrance of voters of Clayton county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Power of Jefferson presented remonstrance of voters of Jefferson county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Stutt of Jones presented remonstrance of citizens of Jones county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of mayor and town council of the town of Charter Oak, Iowa, against Senate File No. 306.

Passed on file.

Lund of Hamilton presented the following communication and asked that it be printed in the Journal:

Cedar Rapids, Iowa, March 10, 1913.

Mr. Phil. S. Billings,

Valley Junction, Iowa.

Dear Sir and Brother:—

Yours of the 7th received and read before Valley City Div. No. 58 at the regular meeting March 9 and I was instructed to acknowledge receipt of same and state that Div. No. 58 have already taken action in this matter by requesting the senators and representatives from this district to give this bill their support.

Fraternally yours,

J. E. STEVENSON,
Sec. Div. No. 58, O. R. C.

McHose of Boone moved that House Joint Resolution No. 14 be made a special order for Monday, March 24th, at 10:00 o'clock A. M.

Kulp of Palo Alto moved to amend by referring House Joint Resolution No. 14 to the committee on Constitutional Amendments.

Power of Jefferson moved the previous question to apply to the amendment and to the main question.

Jacobson of Audubon seconded the motion.

Motion prevailed.

Roll call was demanded by McHose of Boone and Kulp of Palo Alto.

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

The ayes were:

Anderson of Greene, Barry, Bernbrock, Black, Boettger, Brady, Brockway, Brown, Cannon, Chapman, Cole, Fraley, Grout, Hadley, Halstead, Jamison, Jensen, Kingland, Kulp, Lounsberry, Milton, Odendahl, Pickford, Ring, Rohwer, Sherman, Stipe, White—28.

The nays were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bingham, Blackford, Bliss, Bradley, Burt, Carson, Clark, Cronbaugh, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Jacobs, Jacobson, Jones, Kane, Lenocker, LeRoy, Lund, Manning, McCullough, McHose, Miller, Mitchell, Munro, Peterson, Power, Rone, Saltzmann, Scholz, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, Whitney, Workman, Mr. Speaker—58.

Absent or not voting:

Bruce, Buxton, Craig, Dawson, Dixon, Greene of Grundy, Griggs, Halgrims, Hamilton, Helming, Hutchins, Kelso, Klay, Koontz, Larrabee, McVicker, Meredith, Newcomb, Shankland, Townsend, Trumbauer—21.

Amendment lost.

On the question, "Shall House Joint Resolution No. 14 be made a special order?" roll call was demanded by Downey of Crawford and Kulp of Palo Alto.

On the question, "Shall House Joint Resolution No. 14 be made a special order?"

The ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bliss, Brown, Burt, Carson, Daniels, Elliott, Elwood, Enger, Erickson, Griffin, Hansen, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, LeRoy, Lund, McCullough, McHose, McVicker, Munro, Peterson, Power, Rone, Scholz, Sherman, Webb, Mr. Speaker—34.

The nays were:

Anderson of Greene, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Cannon, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Griggs, Hadley, Halgrims, Halstead, Heaton, Jamison, Kane, Kelso, Kingland, Kulp, Larrabee, Lenocker, Lounsberry, Manning, Miller, Milton, Mitchell, Newcomb, Odendahl, Pickford, Ring, Rohwer, Saltzmann, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, White, Workman—54.

Absent or not voting:

Bruce, Buxton, Dawson, Dixon, Fraley, Greene of Grundy, Grout, Hamilton, Hazen, Helming, Hutchins, Klay, Koontz, Meredith, Shankland, Stipe, Townsend, Trumbauer, Whitney—19.

So the House refused to make House Joint Resolution No. 14 a special order.

REPORTS OF COMMITTEES.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 381, a bill for an act to establish a laboratory for the manufacture and distribution of hog cholera serum, toxines, vaccines and biological products at the Iowa State College of Agriculture and Mechanic Arts under the supervision of the president of said college, to abandon the institution for manufacturing of hog cholera serum now being operated by the state of Iowa, to regulate the sale of hog cholera serum, to provide penalties for the violation of said regulations, and to

make an appropriation therefor, 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 amended as follows:

Amend section six (6) by inserting following the word "the" in the fourth line thereof and before the word "members" the word "veterinarian"; also following the period after the word "commission" in the sixth line the following: "A general permit shall in no case be granted and each special permit shall specify the time and place, when and where, the said virus may be used."

Strike out section nine (9) and substitute the following therefor: "It shall be the duty of any veterinarian licensed under the laws of Iowa who shall have knowledge of the existence of hog cholera to immediately notify the director of the laboratory at Ames, Iowa, of the existence of such disease."

Strike out section ten (10) and substitute the following therefor. "There is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of twenty-five thousand dollars (\$25,000) or as much thereof as may be necessary to carry out the provisions of this act. The above amount or so much thereof as may be necessary to carry out the provisions of said act shall be paid by warrants drawn by the auditor of state upon the state treasurer upon the order of the board of education"; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 41, a bill for an act to provide for the manufacture of binding twine in the state prison of Iowa, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Provide for the Manufacture and Sale of Binding Twine at the Reformatory at Anamosa, to Make an Appropriation Therefor and to Punish Violation of This Act and of Agreements Made Under its Provisions.

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

Section 1. That the board of control of state institutions is hereby authorized to establish and maintain at the reformatory at Anamosa

or at the penitentiary at Ft. Madison the industry of manufacturing and selling binding twine on state account. The machinery of the plant shall have capacity to manufacture not less than ten thousand pounds of finished product each day.

Sec. 2. The price of binding twine and terms of sale shall be fixed by the warden, subject to the approval of the board of control, not later than the first day of March of each year. Such twine shall be sold to actual consumers within this state in quantities needed for their use and to dealers within this state, under such rules and regulations as shall be adopted by the board of control, for cash or on security, to be approved by the warden as provided by such rules and regulations. Dealers desiring to purchase twine shall enter into an agreement in writing with the warden to sell only to actual consumers within the state for their own use. Such agreement shall also provide that when such twine is sold for cash it shall be at a price not greater than one cent per pound above the purchase price and freight from the reformatory to the station where such twine is sold, and when such twine is sold on time it shall be sold at a price not greater than the purchase price and one and one-half cents per pound and freight added. The warden shall hold at the reformatory until the first day of March of each year, not less than one million pounds of twine for the purpose of filling cash orders from actual consumers within the state and thereafter and until the fifteenth day of June of each year he shall hold one hundred thousand pounds and after that date all twine may be sold. Whenever in the opinion of the board of control the best interests of this state so require twine may be sold to consumers and dealers without this state but reasonable provision must first be made to meet the probable demands of consumers and dealers within this state.

Sec. 3. The state shall retain such an interest in twine sold to dealers that if any dealer shall violate his agreement with the warden in any particular, or violate the provisions of this act, the board of control may declare the twine purchased and held under said agreement forfeited to the state and authorize possession of such twine to be taken forthwith by the warden. Every dealer purchasing twine under the provisions of this act shall keep it separate from all other twine and shall keep a correct record of all his sales, showing dates and amounts of sales, prices at which sold and name and postoffice address of each purchaser, which record shall be open at all times to the inspection of the warden, board of control and any officer or agent of either, and the county attorney.

Sec. 4. Every dealer who shall violate the terms of the agreement he shall have entered into as hereinbefore provided, or who shall violate any of the provisions of this act, shall be guilty of a misdemeanor and shall be punished accordingly.

Sec. 5. For the purposes of carrying out the provisions of this act there is hereby appropriated the sum of two hundred thousand dollars, of which seventy-five thousand dollars shall be available for use on the

first day of July, A. D. 1913, and the remainder on the first day of January, A. D. 1914. The money so appropriated shall be used under the direction of the board of control to alter, improve, repair and put in condition for use any building or buildings heretofore constructed at the reformatory, and to construct such new buildings as may be required for the installation of the twine plant and for storage purposes. Said money shall also be used for purchasing and installing machinery and appurtenances for manufacturing, for the purchase of material and the payment of wages, and allowances for prisoners. The money not required for buildings nor for the installation of the plant and the payment of wages and allowances with additions thereto, shall constitute a revolving fund for the maintenance of the industry.

Sec. 6. A strict account of all receipts and disbursements on account of said industry shall be kept. Whenever there shall be a net profit therefrom after allowing for maintaining the machinery and equipment and paying all expenses, including wages of officers and employes, the board of control shall allow from such profits, if available, to each prisoner employed in such industry, such sum as shall be fixed by the board of control, based upon his industry, efficiency and general conduct, but not exceeding the wages of persons not prisoners engaged in similar industries. The money so allowed, after deducting therefrom as cost of maintenance the sum of sixty cents for each day the prisoner is imprisoned while employed in said industry, may in the discretion of the board of control be paid in whole or in part and from time to time, to relatives of prisoners dependent upon them for support, or may be paid to the prisoners while in prison or when they are released therefrom; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Sherman of Poweshiek, from the committee on Elections, submitted the following report:

MR. SPEAKER—Your committee on Elections, to whom was referred Senate File No. 127, a bill for an act to amend the law as it appears in section twenty-seven hundred and fifty-four (2754) of the Supplement to the Code, 1907, relating to the election of officers in independent school districts in towns and cities, 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 amended as follows:

Amend the title by inserting after the comma following "1907" in the third line thereof the words and figures "and section twenty-seven hundred and fifty-six (2756) of the Code" and by striking out the period at the end of said title and substituting therefor a comma, and adding the following: "and the appointment of judges therefor in certain districts."

Amend section one by striking out all of line twenty following the word "places", all of line twenty-one, and all of line twenty-two up to and including the period following the word "election", and inserting in lieu thereof the words "a sufficient number of ballots".

Amend section one by inserting the word "election" after the word "general" and before the word "laws" in the twenty-fourth line thereof.

Amend by adding the following: "Section 2. That section twenty-seven hundred and fifty-six of the Code be and the same is hereby amended by striking out from the second and third lines thereof the words "one of its number and two", and substituting therefor the word "three"; also by inserting after the period following the word "election" in the fourth line of said section the following: "Such judges may or may not be members of the board, as the board may determine, provided that not more than one member of the school board shall act as such judge at any one voting precinct.": and when so amended the bill do pass.

RALPH SHERMAN,
Chairman.

Report adopted.

Lounsberry of Marshall, from the committee on Penitentiaries, submitted the following report:

MR. SPEAKER—Your committee on Penitentiaries, to whom was referred House File No. 466, a bill for an act to repeal section four thousand eight hundred ninety-seven-a (4897-a) of the Supplement to the Code, 1907, and to enact a substitute relating to escapes from the penitentiary and reformatory, including violations of parole, 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 amended as follows:

That section two (2) of the written bill be stricken out and that the following be inserted in lieu thereof:

"Sec. 2. If any person having been paroled from the state penitentiary or state reformatory as provided by law shall thereafter depart without the written consent of the board of parole from the territory within which by the terms of said parole he is restricted, or if he shall violate any condition of his parole or any rule or regulation of said board of parole, he shall be deemed to have escaped from custody within the meaning of section one of this act and shall be punished as therein provided."; and when so amended the bill do pass.

H. C. LOUNSBERRY,
Chairman.

Report adopted.

Griffin of Woodbury presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: Honorable Prince A. Sawyer, formerly a member of the House of Representatives of the state of Iowa, from Woodbury county, recently departed this life at his home in Sioux City; therefore,

Be it resolved, That a committee of three members of this body be appointed by the speaker to prepare and present suitable resolutions regarding the life and public service of Mr. Sawyer.

Motion prevailed, and the resolution was adopted.

The speaker appointed as such committee, Griffin of Woodbury, Elliott of Monona and Thompson of Decatur.

Jamison of Des Moines proposed the following amendment to the rules:

"I move that the calendar order shall govern the consideration of all bills, excepting committee bills, legalizing acts and bills carrying appropriations, the latter to be called up out of their order only by the Appropriations committee."

Laid over under the rules.

REPORTS OF COMMITTEE.

Brockway of Louisa, 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. 233, a bill for an act to amend section eight hundred ninety-one (891) of the Supplement to the Code, 1907, relative to labor on highways, 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 do pass.

JAMES M. BROCKWAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred House File No. 332, a bill for an act in relation to the construction and repair of county bridges, authorizing boards of supervisors

to make yearly contracts for the construction and repair thereof and providing the manner in which such contracts shall be made, 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.

JAMES M. BROCKWAY,
Chairman.

Report adopted, and House File No. 332 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred House File No. 172, a bill for an act to amend section 1556 of the Code relating to vegetation obscuring a clear view of the highway, 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.

JAMES M. BROCKWAY,
Chairman.

Report adopted, and House File No. 172 was indefinitely postponed.

Miller of Bremer proposed the following amendment to the rules:

I move to amend Rule No. 32 by striking out the words "same or" from the third line thereof.

Mr. Miller moved that the rules be suspended to permit immediate consideration of the amendment.

Motion lost, and the House refused to suspend the rules.

Motion to amend laid over under the rules.

SPECIAL ORDER NO. 17.

Time having arrived for Special Order No. 17, on motion of Blackford of Henry, House File No. 182, a bill for an act to amend section one thousand six hundred fifty-seven-d (1657-d), and section one thousand six hundred fifty-seven-e (1657-e), of the supplement to the code of Iowa, 1907, relative to the election of district directors of the state board of agriculture, with report of committee recommending indefinite postponement and minority views recommending passage, was taken up and considered.

Hunt of Harrison moved that House File No. 182 be referred to the committee on Retrenchment and Reform.

Dawson of Cherokee moved the previous question.

Crozier of Marion seconded the motion.

Motion prevailed.

Motion to refer to committee on Retrenchment and Reform lost.

On the question, "Shall the minority report be substituted for the report of the majority?" roll call was demanded by Downey of Crawford and Clark of Monroe.

On the question, "Shall the minority report be substituted for the report of the majority?"

The ayes were:

Bartle, Bauman, Bingham, Blackford, Bradley, Brown, Burt, Buxton, Cannon, Carson, Clark, Cronbaugh, Crozier, Downey, Doze, Eggleston, Fraley, Griffin, Griggs, Hadley, Halstead, Huff, Hutchins, Jamison, Kulp, Lounsberry, Lund, McVieker, Milton, Mitchell, Munro, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Sidey, Steelsmith, Stutt, Thompson, Webb, Whitney—45.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Black, Brady, Brockway, Bruce, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Halgrims, Hansen, Heaton, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Larrabee, Lenocker, LeRoy, Manning, McHose, Meredith, Miller, Newcomb, Odendahl, Saltzmann, Shankland, Sherman, Stokes, White, Workman, Mr. Speaker—51.

Absent or not voting:

Bliss, Boettger, Greene of Grundy, Grout, Hamilton, Hazen, Helming, McCullough, Stipe, Townsend, Trumbauer—11.

So the House refused to adopt the minority report.

Report of the committee was adopted and House File No. 182 was indefinitely postponed.

SPECIAL ORDER NO. 16.

House resumed consideration of House File No. 7, a bill for an act to invest the district courts of the state of Iowa with jurisdiction and authority to restrain violations of any law heretofore or hereafter enacted to protect the public and trade and commerce against unlawful restraints, trusts, conspiracies, combinations and monopolies, or unfair discrimination between sections, communities or localities; to cause any person within the state of Iowa to be made party to an action pending in any court in this state, and to require any person, firm, association or corporation to respond to a subpoena in any court in this state, and to give testimony and produce any books, papers or documents in any hearing, investigation, proceeding or prosecution for the violation of any laws relating to pools, trusts, conspiracies, combinations or monopolies, or prohibiting unfair discrimination between different sections, communities or localities, and to provide immunity to the persons so testifying; and to make an appropriation for the purpose of enforcing the provisions of this act and all laws passed to protect trade and commerce against unlawful restraints, trusts, conspiracies, combinations and monopolies, and all laws relating to the fixing of prices and charges, or designed to prohibit unfair discrimination between different sections, communities or localities.

Stipe of Page asked unanimous consent to withdraw the amendment proposed by him.

Consent granted, and amendment was withdrawn.

Miller of Bremer moved to renumber sections 4, 5 and 6, making them read 3, 4 and 5.

Motion prevailed.

Mr. Miller moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Bradley, Brady, Brockway, Brown, Burt, Bux-

ton, Cannon, Carson, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Bauman, Black, Bliss, Boettger, Bruce, Chapman, Cole, Greene of Grundy, Hazen, Heaton, Helming, Hunt, Jamison, Klay, Koontz, Lenocker, McCullough, Steelsmith, Townsend, Trumbauer—21.

So the bill having received a constitutional majority was declared to have passed the House.

Miller of Bremer proposed the following amendment to the title:

I move to amend the title to House File No. 7 by striking out after the semi-colon after the word "localities" in the sixth line of the printed bill the following: "to cause any person within the state of Iowa to be made party to an action pending in any court in this state, and".

Amendment adopted and title as amended agreed to.

Larrabee of Fayette called up substitute for Senate File No. 24 and yielded the floor to Kulp of Palo Alto.

On motion of Mr. Kulp, substitute for Senate File No. 24, a bill for an act to appropriate money for the indemnity by way of, compensation to Clara Bahls for personal injury sustained while working in the laundry department in the state institution for the deaf and dumb at Council Bluffs, Iowa, with report of com-

mittee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Kulp moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bradley, Brady, Brown, Buxton, Cannon, Carson, Chapman, Clark, Cole, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—91.

The nays were:

None.

Absent or not voting:

Bliss, Boettger, Brockway, Bruce, Burt, Craig, Doze, Greene of Grundy, Grout, Hazen, Helming, Jacobs, Klay, McCullough, Townsend, Trumbauer—16.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up House File No. 453 and yielded the floor to Bauman of Van Buren.

On motion of Mr. Bauman, House File No. 453, a bill for an act appropriating a certain sum of money to Bertha G. Myers, widow of Elmer Myers, deceased, an itinerant vendor of drugs, the said

amount so appropriated being the unearned license fee paid by said Elmer Myers, with report of committee recommending passage, was taken up and considered.

Mr. Bauman moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bradley, Brady, Brown, Buxton, Cannon, Carson, Clark, Cole, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Heaton, Huff, Hunt, Huntley, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, White, Whitney, Workman, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Bliss, Boettger, Brockway, Bruce, Burt, Chapman, Craig, Greene of Grundy, Hazen, Helming, Hutchins, Jacobs, Kane, Klay, Lund, McCullough, Miller, Townsend, Trumbauer, Webb—20.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up substitute for Senate File No. 43 and yielded the floor to Stutt of Jones.

On motion of Mr. Stutt, substitute for Senate File No. 43, a bill for an act appropriating the sum of \$2,700.00 to indemnify Allan W. Hamaker for personal injuries sustained by him while employed

as a guard in the reformatory at Anamosa, Iowa, with report of committee recommending passage, was taken up and considered.

Larrabee of Fayette moved to strike out the publication clause.

Motion prevailed.

Stutt of Jones moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bradley, Brady, Brown, Burt, Buxton, Cannon, Carson, Chapman, Clark, Craig, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hamilton, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Webb, White, Whitney, Workman, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Bliss, Boettger, Brockway, Bruce, Cole, Cronbaugh, Crozier, Greene of Grundy, Halgrims, Hazen, Helming, Jacobs, Klay, Kulp, McCullough, Miller, Mitchell, Scott, Stipe, Thompson, Townsend, Trumbauer—22.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Stutt of Jones, House File No. 77 was withdrawn from the further consideration of the House.

On request of Larrabee of Fayette, House File No. 102 was withdrawn from the committee on Appropriations and the further consideration of the House.

Larrabee of Fayette moved that House File No. 241 be referred to the committee on Appropriations.

Motion prevailed.

On motion of Daniels of Appanoose, House File No. 309, a bill for an act to amend section 3656 of the code, relative to trial terms, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Daniels moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bradley, Brady, Brown, Burt, Buxton, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steel-smith, Stipe, Stokes, Stutt, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Bauman, Bliss, Boettger, Brockway, Bruce, Chapman, Greene of Grundy, Grout, Hamilton, Hazen, Helming, Jacobs, Jamison,

Klay, Lounsberry, McCullough, Miller, Ring, Townsend, Trumbauer—20.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Miller of Bremer moved that House File No. 546 be made a special order for 1:30 o'clock P. M., today.

Motion prevailed.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, House File No. 155, a bill for an act amending sections three thousand one hundred forty-six (3146) and three thousand one hundred forty-seven (3147) of the Code, relative to the time for making return of solemnization of marriage.

Also:

House File No. 66, a bill for an act to amend the law as it appears in sections 1989-a-19, 1989-a-26, 1989-a-27 and 1989-a-38, of the Supplement to the Code, 1907, and section 16 of chapter 118 of the acts of the Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third General Assembly, relating to assessments for benefits to roads, streets, and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued.

W. W. ANDERSON,
Chairman.

Report adopted.

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. 1, a bill for an act to amend the law as it appears in sections ten hundred eighty-seven-a-ten (1087-a-10), ten hundred eighty-seven-a-twenty-two (1087-a-22) and ten hundred eightyseven-a-twenty-seven (1087-a-27) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third (33d) General Assembly, section eleven hundred six (1106) of the Supplement to the Code, 1907, and sections eleven hundred fifty (1150), eleven hundred fifty-one (1151), eleven

hundred fifty-seven (1157), and eleven hundred sixty-two (1162) of the Code, and repealing chapter one (1) of the acts of the special session of the Thirty-second (32d) General Assembly, and enacting a substitute therefor, all relating to the nominations of candidates for the office of senator in the congress of the United States and of the canvass of the vote for senator in the congress of the United States, and providing for nominations for such office in case of vacancy.

Also:

House File No. 6, a bill for an act to amend section twenty-eight hundred forty-nine (2849) of the Supplement to the Code, 1907, relative to school loans.

Also:

House File No. 200, a bill for an act to amend section one (1) of chapter one hundred sixty-one (161), of the laws of the Thirty-fourth General Assembly, relating to the foreclosure of real estate mortgages.

W. W. ANDERSON,
Chairman.

Report adopted.

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: 189, a bill for an act legalizing and curing the acts and proceedings of the incorporated town of Aurelia and the town council of the said incorporated town, in the county of Cherokee and state of Iowa, in relation to the establishment, erection, maintenance and operation of a system of water works and a gas plant and the issuance of bonds and warrants of said town in payment thereof, and authorizing the town council of said town to issue bonds for the purpose of taking up its floating indebtedness represented by its bonds and warrants.

Also:

House File No. 384, a bill for an act to amend the law as it appears in section six hundred thirty-nine (639) of the Code, relating to the classes of cities and towns.

Also:

House File No. 552, a bill for an act authorizing and empowering the joint committee on Retrenchment and Reform to employ expert accountants and efficiency engineers, to institute reform, and making an appropriation therefor.

W. W. ANDERSON,
Chairman.

Report adopted.

On motion of Cronbaugh of Iowa, the House adjourned until 1:30 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

SPECIAL ORDER NO. 18.

Time having arrived for special order, on motion of Whitney of Woodbury, House File No. 546, a bill for an act to provide for the terms of court in the fourth and twenty-first judicial districts, with report of committee recommending passage, was taken up and considered.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Jones, Kane, Kelso, Larrabee, Lenoeker, LeRoy, Lounsberry, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Bernbrock, Bliss, Greene of Grundy, Hamilton, Hansen, Jacobs, Jacobson, Kingland, Klay, Koontz, Kulp, Lund, Manning, Miller, Sidey, Stutt, Townsend, Trumbauer—18.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILLS.

By committee on Claims, House File No. 647, a bill for an act for the relief of M. O. Clemens for personal injuries sustained by him while employed as engineer in the state sanatorium for the treatment of tuberculosis at Oakdale, Iowa.

Read first and second time and passed on file.

Miller of Bremer asked unanimous consent to consider House File No. 647 at this time.

Barry of Linn moved that House File No. 647 be referred to the committee on Appropriations.

Motion prevailed, and the bill was so referred. •

On request of Pickford of Cerro Gordo, House File No. 62 was withdrawn from the committee on Roads and Highways and the further consideration of the House.

REPORT OF COMMITTEE.

Kulp of Palo Alto, from the committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your committee on Constitutional Amendments, to whom was referred Senate Joint Resolution No. 10, a joint resolution referring House Joint Resolution No. 6, by Bruce, to the Thirty-sixth General Assembly of Iowa, 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 do pass.

D. E. KULP,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Elwood of Howard, House File No. 417, a bill for an act amending chapter 157 of the acts of the Thirty-fourth General Assembly relative to legalizing certain conveyances by foreign

administrators and executors; regulating the proof of titles to real property and legalizing certain instruments and proceedings as against defects arising prior to 1895; legalizing certain proceedings and instruments when of record ten years and regulating proof of title as affected by such defects; legalizing certain instruments executed by executors, administrators, trustees, guardians, referees and commissioners prior to 1893; giving certain assignments the same force and effect as a deed of conveyance; providing that persons in possession or pending litigation shall not be effected by the provisions of this act and giving claimants one year in which to commence actions and barring their rights thereafter, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Shankland of Polk proposed the following amendment:

I move that the substitute amendment for House File No. 417 be amended as follows:

Following the word "disability" and preceding the word "or" in line eleven (11) section two (2) as printed in the House Journal, insert the following: "or where there was more than one tract of real estate described in the same petition and decree, or where the plaintiffs have no joint or common interest in the property or defects of title."

Amendment adopted.

Ring of Linn proposed the following amendment:

I move to amend the substitute amendment to House File No. 417 by striking out section 3 thereof, and inserting the following in lieu thereof:

Sec. 3. No action shall be brought to set aside a judgment or decree quieting title to real estate unless the same shall be commenced within ten years from and after the rendition thereof.

Amendment adopted.

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

Boettger of Scott in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Steel-smith, Stipe, Stutt, Thompson. White, Workman—91.

The nays were:

None.

Absent or not voting:

Bliss, Greene of Grundy, Hutchins, Jacobs, Kingland, Klay, Koontz, McCullough, Scott, Sidey, Stokes, Townsend, Trumbauer, Webb, Whitney, Mr. Speaker—16.

So the bill having received a constitutional majority was declared to have passed the House.

Elwood of Howard offered the following amendment to the title:

Amend by striking out the words "persons in possession or" from lines 12 and 13.

Amendment adopted and title as amended agreed to.

Ring of Linn proposed the following amendment and asked that it be printed in the Journal:

I move, as a substitute for the committee amendment to House File No. 99, which amendment is found on page 1148 of the House Journal, the following:

In any county in the state having a population of fifty thousand and over, a judge of the district court shall appoint a physician to serve on said board, and a member of the bar to serve on said commission instead of the county attorney, and in all such cases the physician and attorney so appointed shall receive the same per diem, mileage and expenses as is provided for the coroner and physician in section 2 hereof.

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 concurred in House amendments as recommended by Conference committee in Senate substitute for House File No. 135, a bill for an act to amend chapter 64, acts of the Thirty-third General Assembly, relating to government of certain cities.

JOS. E. MEYER,
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. 206, a bill for an act to legalize the ordinances of the town of New Market, Taylor county, Iowa.

JOS. E. MEYER,
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. 293, a bill for an act to legalize the incorporation of the Humboldt State Bank of Humboldt, Iowa.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

On request of Burt of Taylor unanimous consent having been given, House File No. 206, a bill for an act to legalize the ordinances of the town of New Market, Taylor county, Iowa, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by striking from lines 3 and 4 of page 2 the following:

“And as if the law in all respects had been fully complied with.”

Mr. Burt moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The ayes were:

Aderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kelso, Koontz, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzman, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Webb, White, Whitney, Workman—87.

The nays were:

None.

Absent or not voting:

Benbrock, Blackford, Bliss, Brockway, Clark, Greene of Grundy, Hamilton, Jacobs, Jamison, Kingland, Klay, Kulp, Larrabee, McCullough, Miller, Scott, Sidey, Townsend, Trumbauer, Mr. Speaker—20.

So the House concurred.

On request of Halgrims of Humboldt, unanimous consent having been given, House File No. 293, a bill for an act to legalize the incorporation of Humboldt State Bark, Humboldt, Iowa, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by adding to section 1 the following: "Nothing in this act shall affect pending litigation."

Mr. Halgrims moved that the House concur in the Senate amendment.

On the question, Shall the House concur?

The ayes were:

Anderson of Montgomery, Atkinson, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Hutchins, Jamison, Jensen, Jones, Kane, Kelso, Kulp, Lenocker, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Rohwer, Scholz, Scott, Shankland, Sherman, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney, Workman—77.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Barry, Bartle, Bliss, Brockway, Chapman, Clark, Cole, Cronbaugh, Greene of Grundy, Hamilton, Helming, Huntley, Jacobs, Jacobson, Kingland, Klay, Koontz, Larrabee, Manning, McCullough, Miller, Power, Rone, Saltzman, Sidey, Stipe, Townsend, Trumbauer, Mr. Speaker—30.

So the House concurred.

On motion of Halgrims of Humboldt, House File No. 247, a bill for an act to declare certain diseases, contagious and infectious, and to provide rules and regulations for the control of the same, and to fix punishment for violation thereof, with report of committee recommending passage was taken up and considered.

Power of Jefferson proposed the following amendment:

Amend section 2, line 4, by striking out the words "during the infectious state thereof." Also by striking from line 2 of section 3 the words "in the infectious stage thereof"; also to strike from section 4, lines 1 and 2, the words "during the infectious stage thereof."

Amendment adopted.

Ring of Linn moved the previous question.

Jensen of Pocahontas seconded the motion.

Motion prevailed.

Mr. Hailgrims moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Blackford, Bradley, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kelso, Kulp, Larrabee, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Miller, Milton, Munro, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Workman, Mr. Speaker—75.

The nays were:

Barry, Bingham, Boettger, Brown, Halstead, Jamison, Oden-dahl, Sidey—8.

Absent or not voting:

Atkinson, Black, Bliss, Bruce, Greene of Grundy, Griggs, Hamilton, Hansen, Hazen, Jacobs, Kane, Kingland, Klay, Koontz, Len-ocker, Manning, Mitchell, Newcomb, Saltzman, Scott, Stipe, Town- send, Trumbauer, Whitney—24.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Cole of Hancock, House File No. 163, a bill for an act amending section twenty-five hundred thirty-eight-b (2538-b) of the supplement to the code, 1907, relating to the practice of veterinary medicine, surgery, and dentistry, with report of committee recommending passage, was taken up and considered.

Speaker Cunningham in the chair.

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

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Boettger, Brown, Chapman, Craig, Crozier, Dawson, Dixon, Elwood, Enger, Erickson, Griffin, Griggs, Grout, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Kelso, Koontz, Lenoeker, Lounsberry, Lund, Miller, Milton, Odendahl, Pickford, Rone, Saltzman, Scott, Shankland, Sherman, Sidey, Stipe, Webb, White, Workman—43.

The nays were:

Anderson of Greene, Barry, Bauman, Bingham, Blackford, Bradley, Brady, Burt, Buxton, Cannon, Carson, Clark, Cole, Cronbaugh, Daniels, Doze, Dunlap, Eggleston, Elliott, Greene of Clinton, Hadley, Halstead, Jacobson, Jones, LeRoy, Manning, McCullough, McHose, Meredith, Mitchell, Munro, Newcomb, Peterson, Power, Ring, Rohwer, Scholz, Steelsmith, Stokes, Thompson, Mr. Speaker—41.

Absent or not voting:

Black, Bliss, Brockway, Bruce, Downey, Fraley, Greene of Grundy, Halgrims, Hamilton, Hansen, Heaton, Jacobs, Jensen, Kane, Kingland, Klay, Kulp, Larrabee, McVicker, Stutt, Townsend, Trumbauer, Whitney—23.

So the bill having failed to receive a constitutional majority was declared to have been lost.

Dixon of Sac moved to recall Senate File No. 210 from the committee on Public Libraries.

Motion prevailed.

On motion of Dixon of Sac Senate File No. 210, a bill for an act to amend the law as it appears in sections ten hundred fifty-six-a-twenty-five and ten hundred fifty-six-a-twenty-six (1056-a25 and 1056-a26) of the supplement to the code, 1907, as amended, and to provide for the appointment and powers of library trustees in certain cities, with report of committee recommending passage, was taken up and considered.

Dixon of Sac proposed the following amendment:

Amend by inserting at the end of the second line of section two, the figures "1907."

Also by striking from lines 2 and 3 of section 3 the following words: "provisions of chapter 14-c of the code supplement, known as the commission plan," and inserting in lieu thereof the following: "Commission form of government."

Also by striking from line 13 of section 4 the words "code supplement" and inserting in lieu thereof "supplement to the code, 1907."

Amendment adopted.

Mr. Dixon moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fralley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Larrabee, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, Mc-

Vicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Atkinson, Bliss, Bruce, Burt, Clark, Elliott, Greene of Grundy, Hazen, Huntley, Jacobs, Kingland, Klay, Koontz, Kulp, Lenoeker, Miller, Odendahl, Scott, Stutt, Townsend, Trumbauer—21.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Dixon of Sac, House File No. 296 was withdrawn from the further consideration of the House.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 163 failed to pass the House.

A. J. COLE.

I second the motion.

HENRY BRADY.

On motion of Boettger of Scott, House File No: 90, a bill for an act to repeal sections one (1) and five (5) of chapter sixty-one (61) of the acts of the Thirty-third General Assembly as amended by chapter fifty (50) of the acts of the Thirty-fourth General Assembly and to enact substitutes therefor, relating to pensions for disabled and retired firemen, with report of committee recommending passage as amended, was taken up.

On motion of Barry of Linn the House adjourned until Wednesday, March 19th, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 19, 1913.

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

Prayer was offered by Rev. Mart Gary Smith of Bedford, Iowa.

Journal of Tuesday, March 18th, corrected and approved.

On request of Mitchell of Wapello, leave of absence was granted Lund of Hamilton until Thursday.

On request of Halgrims of Humboldt, leave of absence was granted Greene of Grundy until Thursday.

CONSIDERATION OF BILLS.

House resumed consideration of House File No. 90, a bill for an act to repeal sections one (1) and five (5) of chapter sixty-one (61) of the acts of the Thirty-third General Assembly as amended by chapter fifty (50) of the acts of the Thirty-fourth General Assembly and to enact substitutes therefor, relating to pensions for disabled and retired firemen.

Boettger of Scott proposed the following amendment:

Amend the substitute amendment to House File No. 90 by inserting after the word "volunteer" in the thirty-sixth line, the words "fire department".

Amendment adopted.

Hadley of Webster proposed the following amendment:

Amend the substitute amendment by striking out in line 35 of section 1, the words and figures "fifty (50)" and inserting the words and figures "sixty (60)" in lieu thereof.

Amendment lost.

Boettger of Scott moved the adoption of the substitute amendment as amended.

Motion prevailed.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Bauman, Bernbrock, Black, Bradley, Brown, Burt, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Downey, Doze, Eggleston, Elwood, Greene of Clinton, Griffin, Griggs, Halstead, Hazen, Hutchins, Jamison, Kane, Koontz, Lenoeker, LeRoy, Lounsberry, McVicker, Meredith, Milton, Mitchell, Peterson, Rohwer, Scholz, Scott, Sherman, Sidey, Stipe, Stokes, Thompson, Trumbauer, White, Workman—45.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bingham, Blackford, Boettger, Brady, Brockway, Buxton, Elliott, Enger, Erickson, Hadley, Hansen, Heaton, Helming, Huff, Hunt, Jacobson, Jones, Kingland, Klay, Kulp, McHose, Miller, Munro, Newcomb, Pickford, Ring, Rone, Steelsmith, Stutt, Townsend, Webb, Whitney, Mr. Speaker—38.

Absent or not voting:

Bliss, Bruce, Cannon, Cole, Dawson, Dixon, Dunlap, Fraley, Greene of Grundy, Grout, Halgrims, Hamilton, Huntley, Jacobs, Jensen, Kelso, Larrabee, Lund, Manning, McCullough, Odendahl, Power, Saltzmann, Shankland—24.

So the bill having failed to receive a constitutional majority was declared to have been lost.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Klay of Sioux presented remonstrance of voters of Sioux county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Klay of Sioux presented remonstrance of citizens of Sioux county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Atkinson of Butler presented remonstrance of citizens of Butler county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Bingham of Emmet presented remonstrance of citizens of Emmet county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Cronbaugh of Iowa presented remonstrance of voters of Iowa county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Boettger of Scott presented remonstrance of citizens of Scott county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Craig of Madison presented petition of business men of Earlham favoring House Files Nos. 478 and 479.

Referred to committee on Commerce and Trade.

Brockway of Louisa presented remonstrance of citizens of Louisa county against creation of highway commission.

Referred to committee on Roads and Highways.

Barry of Linn presented remonstrance of citizens of Linn county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Anderson of Montgomery presented petition of citizens of Montgomery county favoring House File No. 439.

Referred to committee on Police Regulation.

Anderson of Montgomery presented remonstrance of citizens of Montgomery county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Burt of Taylor presented remonstrance of citizens of Taylor county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Scott of Fremont presented remonstrance of voters of Fremont county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Dawson of Cherokee presented remonstrance of citizens of Cherokee county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Power of Jefferson presented remonstrance of citizens of Jefferson county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Jamison of Des Moines presented petition of citizens of Des Moines county favoring passage of House File No. 364.

Referred to committee on Pharmacy.

Townsend of Tama presented petition of teachers of Tama county favoring teachers' annuity bill.

Referred to committee on Schools and Text Books.

Townsend of Tama presented remonstrance of citizens of Tama county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Peterson of Cass presented remonstrance of citizens of Cass county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Griggs of Scott presented remonstrance of voters of Scott county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Griggs of Scott presented remonstrance of citizens of Scott county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens of Crawford county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Doze of Wayne presented remonstrance of citizens of Wayne county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Kane of Dubuque presented remonstrance of citizens of Dubuque county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Brady of Dallas presented the following communication and asked that it be printed in the Journal:

Perry, Iowa, March 18, 1913.

Hon. Henry Brady.

Des Moines, Iowa.

Dear Sir:—

I am directed by Division 84, Order of Railway Conductors, to write you asking your support to the car limit and full crew bill now before the legislature, and also to say to you that any one who is pretending to represent us and is working against said bill has no authority in the matter.

Yours truly,

H. P. WARD,
Secretary Div. 84.

Newcomb of Adams, from the committee appointed to draft suitable resolutions commemorating the life and service of the late Hon. George C. Calkins, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed, and the resolutions were unanimously adopted by a rising vote.

Greene of Clinton offered the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

MR. SPEAKER—WHEREAS: The Honorable Anton Hansman, a former member of this House, departed this life March 17, 1913; therefore,

Be it resolved, That a committee of three be appointed to prepare suitable resolutions commemorating his life and public service.

Motion prevailed, and the resolution was adopted.

The speaker appointed as such committee, Greene of Clinton, Dunlap of Clinton and Kane of Dubuque.

REPORTS OF COMMITTEES.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 484, a bill for an act to amend section two thousand one hundred and sixteen (2116) of the Supplement to the Code, 1907, and to define what is reasonable passenger service on certain lines of railroads, 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 amended as follows:

By striking out the period (.) following the word "lines" in the ninth line of section one and substituting a comma (,) therefor, and inserting following said comma the words "when so ordered by the board of railroad commissioners. "; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 596, a bill for an act amending section twenty-one hundred fifty-seven-g (2157-g) of the Supplement to the Code, 1907, relating to the free issuing of transportation by common carriers of passengers in certain cases, 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.

HERBERT A. HUFF,
Chairman.

Report adopted, and House File No. 596 was indefinitely postponed.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 647, a bill for an act for the relief of M. O. Clemens for personal injuries sustained by him while employed as engineer in the State Sanitarium for the treatment of tuberculosis at Oakdale, Iowa, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 420, a bill for an act to establish a fund to meet emergencies which may arise in connection with the work of the Iowa State College of Agriculture and Mechanic Arts, 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.

W. LARRABEE, JR.,
Chairman.

Report adopted, and House File No. 420 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 191, a bill for an act authorizing the commission of pharmacy of the state of Iowa to pay to L. Rasmussen the sum of \$100.00 paid by him for a license as an itinerant vendor of drugs, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 112, a bill for an act making an appropriation to repay to Muscatine Building and Loan Association, the incorporation fee paid by said association, 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 amended as follows:

By striking out the words and figures "two hundred sixty-five dollars (\$265.00)" in section one, lines three and four and inserting in lieu thereof the words and figures "two hundred forty dollars (\$240.00)"; by striking out the words and figures "two hundred sixty-five dollars (\$265.00)" in section three, line four, and inserting in lieu thereof the words and figures "two hundred forty dollars (\$240.00)", and by striking out the publication clause; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 249, a bill for an act making an appropriation to reimburse certain employes of the Iowa school for the deaf, for loss of wearing apparel, by fire at said school, on the 23d day of April, 1911, 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 amended by the following substitute amendment:

A BILL for an Act Making an Appropriation to Reimburse Certain Employes of the Iowa School for the Deaf for Loss of Wearing Apparel, by Fire at Said School on the 23d Day of April, 1911.

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

Section 1. Appropriation—to whom payable. There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, the sum of one hundred seventeen and 90-100 dollars (\$117.90) to reimburse certain employes of the Iowa school for the deaf for personal losses sustained by them by reason of a fire at said school on the 23d day of April, 1911. Said amount to be paid to the following persons in the sums hereinafter set out, to-wit:

Anna Schneider	\$63.95
Emma Schneider	53.95

Sec. 2. In full for all claims. Said payments to be in full for all claims against the state for such losses; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 489, a bill for an act to repeal section two hundred ninety-three (293) of the Code and all amendments thereto and an act to substitute therefor relating to the keeping of criminal statistics by the clerk of the district court and the reporting of same to the board of parole, 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 amended as follows:

By striking out of line 2 of the title the following: "and all amendments thereto" and inserting in lieu thereof the following: "and chapter three (3) of the acts of the Thirty-third General Assembly"; also, by striking out of line 2 of the title the following: "an act to" and insert in lieu thereof the following: "to enact a".

And by inserting the following paragraph preceding section 1 and following the enacting clause:

"That section two hundred ninety-three (293) of the Code and chapter three (3) of the acts of the Thirty-third General Assembly be and the same are hereby repealed and the following enacted in lieu thereof:"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 209, a bill for an act to amend the law as it appears in section 4586 of the Code, 1897, relative to making transcript from the docket of a justice of the peace, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend the Law as it Appears in Section Four Thousand Five Hundred Eighty-five (4585) of the Code, Relative to the Making of a Transcript from the Docket and Judgment of a Justice of the Peace Where a Vacancy Exists.

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

Section 1. That section four thousand five hundred eighty-five (4585) of the Code be and the same is hereby amended by adding thereto the following:

"That during the time of the vacancy in said office, and while the docket and papers are in the hands of the auditor, the clerk of the district court of said county, on the filing of a written request and payment of the fee required by law for the filing of transcripts, by the plaintiff, his agent, or attorney, in any case in which a judgment appears in said docket, shall make a transcript and certify to the same, as provided by law, noting said fact on said docket with date thereof, which transcript, when so made and filed in the office of the clerk of the district court, shall have the same force and effect as though made by a justice of the peace rendering said judgment."; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred substitute for Senate File No. 40, a bill for an act relating to the loaning and depositing of public funds by city treasurers, 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 amended as follows:

By striking out the following in lines 2, 3 and 4 of section 1 after the word "cities" in line 2: "organized under the provisions of chapter fourteen-c (14-c) of the Supplement to the Code, 1907, and acts amendatory thereto" and inserting in lieu thereof the following: "under the commission form of government"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 518, a bill for an act providing for the issuance of a subpoena by the clerk of the district court requiring a person in this state to attend and give testimony in a criminal action pending in another state after a petition has been filed in the office of said clerk and the witness given an opportunity to be heard in opposition thereto, and providing punishment for failure to do so, 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 amended as follows:

By inserting in line 2 of section 1 immediately following the word "relation" the words "and oath".

By striking out all of lines 1 and 2 and the first two words of line 3 of section 2, and by capitalizing the letter "a" in the word "all" in said line three.

By striking out the words "and necessary" in the 9th line of section 1.

By striking out all of section 3 after the word "case" in line 3 and inserting the following in lieu thereof: "the court shall enter an order commanding said person to appear and testify in said cause in the court in which such criminal action is pending at a certain named time and place, of which order the said person shall take notice."

By striking out the word "subpoena" wherever it appears in section 4 and inserting in lieu thereof the word "order".

By striking out the word "served" from line 2 of section 4 and inserting in lieu thereof the word "made".

By inserting after the word "required" in line 5 of section 4 the following: "including the time going to and returning from the place of trial".

By inserting the following as section 5:

Sec. 5. Upon the taking effect of this act it shall be the duty of the secretary of state to certify a copy of this law to the executive department of each of the states of the United States."; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 589, a bill for an act to amend section three hundred forty-two (342) of the Code and the law as it appears therein relating to the drawing of jurors, 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 amended as follows:

By striking out of the second line of the title and line 2 of section 1 the following: "and the law as it appears therein".

By striking out of section 1 the following: "and by one publication in each of the official newspapers of the county, and forthwith file in his office proofs thereof in the manner provided by law", and the following inserted in lieu thereof: "and forthwith make an entry in the record book showing the contents of said notice and the time, place and manner of such posting and sign such entry in his official capacity."; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 457, a bill for an act to amend section four thousand six hundred and sixty-one (4661) of the Code, relating to witness fees, 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 amended as follows:

By striking out the concluding words "and fifty cents" from section 1; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 313, a bill for an act to legalize certain warrants of the city of Iowa City, Iowa, 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 amended as follows:

By striking out the semi-colon (;) at the end of the second line of the first paragraph and inserting in lieu thereof a comma (,) and the following as a part of the said first paragraph: "to-wit: for remodeling city hall and building jail, 1912, \$12,621.60; for furniture and fixtures of said jail, \$755.15; for sewers at miscellaneous times extending over a number of years, \$8,877.66; for steam roller purchased in 1910, \$2,048.35; for street crossings during 1911 and 1912, \$1,675.00; for vault in engineer's office purchased about the year 1909, \$614.62; for a park bridge constructed about 1908, \$2,132.58; for heating plant, 1909, \$1,675.00; city scales purchased, 1912, \$294.84; for sidewalks, \$13,064.55; and for miscellaneous expenditures extending over a number of years, the sum of \$22,588.20; all of which expenditure comprised the entire overdraft and indebtedness of said city on February 1, 1913, except the overdraft on indebtedness against the fire department fund of said city"; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 524, a bill for an act to authorize and empower the governor of the state of Iowa to issue land patent, attested by secre-

tary of state, to and in favor of Albert Husa, conveying certain real estate located in Johnson county, Iowa, and described more particularly as lot seven (7), block fifty-five (55), Iowa City, Iowa, 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 amended by the following substitute amendment:

A BILL for an Act to Authorize and Empower the Governor of the State of Iowa to Issue a Land Patent, Attested by the Secretary of State, to Albert Husa, Conveying Certain Real Estate in Johnson County, Iowa, More Particularly Described as Lot Seven (7), Block Fifty-five (55), Iowa City, Iowa.

WHEREAS: Albert Husa is the owner of lot seven (7), block fifty-five (55), Iowa City, Iowa; and

WHEREAS: Said described real estate and other lands were conveyed by the congress of the United States to the state of Iowa by virtue of an act of congress approved March 3, 1839; and

WHEREAS: Said premises were, on the 29th day of December, 1839, sold by the state to one C. Swan to whom, on the 1st day of May, 1841, was issued a certificate of final payment for said premises; and

WHEREAS: No patent was ever issued by the state to the said C. Swan or any one else; and

WHEREAS: Said premises were subsequently thereto duly sold to one George W. Brandon for taxes; and

WHEREAS: The said Albert Husa is the record and equitable owner of said premises by virtue of the tax deed issued to said George W. Brandon, dated April 4, 1848, and intermediate conveyances between said deed and a deed to said Albert Husa: and

WHEREAS: The said Albert Husa and his grantors have been in open, notorious, hostile and adverse possession of said premises under claim of right and title thereto for more than forty years last past; therefore,

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

Section 1. That the governor of the state of Iowa and the secretary of state be, and they are hereby authorized, empowrd and directed to issue to said Albert Husa a land patent in the usual form to lot seven (7), block fifty-five (55) of Iowa City, Iowa, which shall constitute an absolute conveyance of all right, title and interest which the state of Iowa may have in and to said premises.

Sec. 2. This act shall not in any way affect pending litigation; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 401, a bill for an act to amend section three thousand sixty-one (3061) of the Code, relating to the tender of money or property, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 401 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 591, a bill for an act specifying qualifications for county attorneys additional to chapter nine (9), title three (3), of the Code, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 626, a bill for an act to amend section two (2), chapter seventeen (17) acts of the Thirty-third General Assembly relative to the office of county attorney, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 626 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 613, a bill for an act to amend section four thousand eight hundred fifty-two-d (4852-d) Supplement to the Code, 1907, relating

to larceny of poultry, 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 amended as follows:

By inserting the following: "Supplement to the Code, 1907," after the figures "(4852-d)" enclosed in parenthesis and before the word "be" in the second line of section 1; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 633, a bill for an act to amend section twenty-four (24), chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly, relating to the payment of collateral inheritance tax, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House Joint Resolution No. 5, a joint resolution to amend the constitution relating to legislative authority; providing for the initiative and referendum with reference to the enactment of laws, or laws enacted by the General Assembly and amendments to the constitution, 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 amended by the following substitute amendment:

HOUSE JOINT RESOLUTION NO. 5.

JOINT RESOLUTION to Amend the Constitution Relating to Legislative Authority; Providing for the Initiative and Referendum with Reference to the Enactment of Laws (or Laws Enacted by the General Assembly.

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

That the following, designated as section one (1), be and the same is hereby proposed as an amendment to section one (1), of article three (III) of the legislative department of the constitution of the state of Iowa, which when agreed to by this, the Thirty-fifth General Assembly, shall be referred to the Thirty-sixth General Assembly and, if by it agreed to, shall be referred to the qualified electors of the state of Iowa, and

if approved and ratified by a majority of the qualified electors voting thereon, it shall be valid as a part of the constitution of the state of Iowa, as amended, and when said section one (1) of article three (III), of the legislative department is so amended, it shall read as follows:

Sec. 1. The legislative authority of this state shall be vested in a general assembly which shall consist of a Senate and House of Representatives, and the style of every law shall be, "Be it enacted by the general assembly of the state of Iowa," but the people reserve unto themselves the right and power to propose laws, to enact, approve or reject the same at the polls, independent of the general assembly, and reserve the right and power to approve or reject any item, section or part of any act enacted by the general assembly, except otherwise provided by this section. The general assembly shall fix the number of qualified electors required to propose the enactment of any proposed law, which shall be not less than twelve (12%) per cent nor more than twenty-two (22%) per cent of the qualified electors of each of the congressional districts of the state. Every law proposed by the people shall be presented by petition, signed by the required number of qualified electors, addressed to and filed with the secretary of state not less than one hundred and fifty (150) days before the general election at which the proposed law shall be submitted. The petition shall contain the full text of the proposed law, with title and enacting clause.

If the proposed measure be to enact a law, the enacting clause shall be as follows: "Be it enacted by the people of the state of Iowa."

The right and power to initiate and enact laws shall be restricted within the same constitutional limitations as apply to the general assembly.

The required number of qualified electors required to exercise the right and power to require an act passed by the general assembly to be referred for approval or rejection shall be fixed by the general assembly but shall not be less than ten (10%) per cent nor more than twenty (20%) per cent of the qualified electors of each of the congressional districts of the state. Petitions therefor shall be addressed to and filed with the secretary of state within ninety (90) days from the final adjournment of the general assembly which passed the act to which the petition is addressed, and shall contain a full text of that part of the act to be referred; but such right and power shall not extend or apply to an act passed by the general assembly relating to the preservation of the public peace, public health or appropriations for the support and maintenance of the department of state and state institutions. All acts, and parts thereof, enacted by the general assembly and submitted to the people shall be and remain in full force and effect until rejected by the people, as herein provided.

Until the general assembly enacts a law fixing the per cent of qualified electors required for petition, the required per cent shall in all cases be fifteen (15%) per cent of the qualified electors of each of the congressional districts of the state.

The whole number of votes cast for secretary of state at the regular general election past preceding the filing of petition shall be the basis for the number of legal voters required to sign such petition.

The veto power of the governor shall not apply or extend to any measure initiated and enacted by the people.

All measures for proposed laws under the initiative or referred under the referendum shall be submitted to the people for adoption or rejection at the regular biennial election first occurring after the filing of the petition.

All measures for proposed laws under the initiative shall become a law when approved by a majority of the voters whose votes are cast thereon, and shall take effect as hereinafter provided.

Any measure referred under the referendum shall cease to be a law when rejected by a majority of the voters whose votes are cast thereon and proclamation has been made by the governor as hereinafter provided. All proposed laws under the initiative shall take effect and any measure referred under the referendum shall cease to be a law from and after the date of official declaration of the vote thereon by proclamation issued by the governor, which shall be not later than thirty days after the vote has been canvassed by the state canvassing board for that purpose, composed of the governor, secretary of state and attorney general, and certificate thereof made not later than December first following the election.

The petition contemplated by this section shall consist of sheets having such general form, printed or written, as shall be prescribed by the secretary of state, and shall be signed by the required number of qualified electors, in their proper persons only, to which shall be attached the resident addresses of such persons signing the petition and the date of signing. To each of such sheets shall be attached and made a part thereof an affidavit of some qualified elector that each signature thereon is the signature of the person whose name it purports to be, and that, to the best of the knowledge and belief of the affiant, each of the persons signing said petition was, at the time of signing, a qualified elector. Such petition, so verified, shall be prima facie evidence that the signatures thereon are genuine and true, and that the persons signing the same are qualified electors of the state of Iowa.

Immediately upon the filing of a petition for the submission of a proposed law to the voters, the secretary of state shall submit the said proposed law to the supreme court for its opinion upon the constitutionality thereof, which shall be rendered within twenty (20) days, and if the court finds that the proposed measure conflicts with the constitution of the United States or the state of Iowa, the proposed measure shall not be submitted.

Until the general assembly shall provide by law a method of procedure of printing, distributing and submitting proposed measures, the secretary of state shall, ninety (90) days preceding the general election at which

the measure will be voted upon, cause to be printed any and all measures for or to which petition has been filed, in pamphlet form, containing the full text thereof, with the title and enacting clause, together with arguments for and against the same, within the limits prescribed by the secretary of state. The number printed shall be not less than one for each voter voting at the last general election preceding the filing of the petition, which shall be delivered to the county auditor of each county.

For each voter in each voting precinct of each political party voting at the last general election, the auditor of each county shall deliver one copy to each precinct committeeman of each political party in the county.

The secretary of state shall submit all measures petitioned for in accordance with the provisions of this section, to the people for adoption or rejection at the polls in compliance herewith; but the right and power reserved to the people shall not operate to deprive or limit the power of the general assembly to enact laws.

If, at an election, conflicting measures submitted to the voters of the state shall be approved by a majority of the votes, severally cast thereon, the measure receiving the highest number of affirmative votes shall become law as to all conflicting provisions.

This section of the constitution shall be, in all respects, self-executive; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Passed on file.

MINORITY RECOMMENDATIONS.

We the undersigned members of the judiciary committee, beg leave to dissent from the majority report on House Joint Resolution No. 5, and herewith submit the following minority report:

That House Joint Resolution No. 5 be amended by the following substitute amendment, and as so amended be passed.

T. A. KINGLAND,
H. C. LOUNSBERRY,
GERRIT KLAY,

JOINT RESOLUTION to Amend the Constitution Relating to Legislative Authority; Providing for the Initiative and Referendum with Reference to the Enactment of Laws, or Laws Enacted by the General Assembly, and Amendments to the Constitution.

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

That the following, designated as section 1, be and the same is hereby proposed as an amendment to section one (1) of article three (III) of the legislative department of the constitution of the state of Iowa, which,

when agreed to by this, the Thirty-fifth General Assembly, shall be referred to the Thirty-sixth General Assembly and, if by it agreed to, shall be referred to the qualified electors of the state of Iowa and, if approved and ratified by a majority of the qualified electors voting thereon, it shall be valid as a part of the constitution of the state of Iowa, as amended, and, when said section one (1) of article three (III), of the legislative department is so amended, it shall read as follows:

Section 1. The legislative authority of this state shall be vested in a general assembly, which shall consist of a Senate and House of Representatives, and the style of every law shall be, "Be it enacted by the General Assembly of the State of Iowa," but the people reserve unto themselves the right and power to propose laws and amendments to the constitution, to enact, approve or reject the same at the polls, independent of the general assembly, and reserve the right and power to approve or reject any item, section or part of any act enacted by the general assembly, except otherwise provided by this section. The general assembly shall fix the number of qualified electors required to propose the enactment of any proposed law or amendment to the constitution, which shall be not less than twelve (12%) per cent nor more than twenty-two (22%) per cent of the qualified electors of each of the congressional districts of the state. Every law or amendment to the constitution, proposed by the people, shall be presented by petition, signed by the required number of qualified electors, addressed to and filed with the secretary of state not less than one hundred fifty (150) days before the general election at which the proposed law shall be submitted and not less than one year before the general election at which the proposed amendment to the constitution shall be submitted. The petition shall contain the full text of the proposed law or amendment to the constitution, with title and enacting clause.

If the proposed measure be to enact a law, the enacting clause shall be as follows. "Be it enacted by the people of the state of Iowa."

If the measure proposed be an amendment to the constitution the enacting clause shall be as follows: "Be it resolved by the people of the state of Iowa."

The right and power to initiate and enact laws shall be restricted within the same constitutional limitations as apply to the general assembly.

The required number of qualified electors required to exercise the right and power to require an act passed by the general assembly to be referred for approval or rejection shall be fixed by the general assembly, but shall not be less than ten (10%) per cent nor more than twenty (20%) per cent of the qualified electors of each of the congressional districts of the state. Petitions therefor shall be addressed to and filed with the secretary of state within ninety (90) days from the final adjournment of the general assembly which passed the act to which the petition is addressed, and shall contain a full text of that part of the act to be referred; but such right and power shall not extend or apply to any act passed by the general assembly relating to the preservation of the public peace, public health or appropriations

for the support and maintenance of the department of state and state institutions. All acts, and parts thereof, enacted by the general assembly, and submitted to the people, shall be and remain in full force and effect until rejected by the people, as herein provided.

Until the general assembly enacts a law fixing the per cent of qualified electors required for petition, the required per cent shall, in all cases, be fifteen (15%) per cent of the qualified electors of each of the congressional districts of the state.

The whole number of votes cast for secretary of state at the regular general election passed preceding the filing of petition shall be the basis for the number of legal voters required to sign such petition.

The veto power of the governor shall not apply or extend to any measure initiated and enacted by the people.

All measures for proposed laws or amendments to the constitution under the initiative, or referred under the referendum, shall be submitted to the people for adoption or rejection at the regular biennial election first occurring after the filing of the petition.

All measures for proposed laws or amendments to the constitution under the initiative shall become a law or a part of the constitution, as the case may be, when approved by a majority of the voters whose votes are cast thereon, and shall take effect as hereinafter provided.

Any measure referred under the referendum shall cease to be a law when rejected by a majority of the voters whose votes are cast thereon and proclamation has made by the governor as hereinafter provided. All measures for proposed laws or amendments to the constitution under the initiative shall take effect and any measure referred under the referendum shall cease to be a law from and after the date of official declaration of the vote thereon by proclamation issued by the governor, which shall not be later than thirty (30) days after the vote has been canvassed by the state canvassing board for that purpose, composed of the governor, secretary of state and attorney general, and certificate thereof made not later than December first following the election.

The petition contemplated by this section shall consist of sheets having such general form, printed or written, as shall be prescribed by the secretary of state, and shall be signed by the required number of qualified electors, in their proper persons only, to which shall be attached the resident addresses of such persons signing the petition and the date of signing. To each of such sheets shall be attached and made a part thereof an affidavit of some qualified elector that each signature thereon is the signature of the person whose name it purports to be, and that, to the best of the knowledge and belief of the affiant, each of the persons signing said petition was, at the time of signing, a qualified elector. Such petition, so verified, shall be prima facie evidence that the signatures thereon are true, and that the persons signing the same are qualified electors of the state of Iowa.

Immediately upon the filing of the petition for the submission of a proposed law to the voters, the secretary of state shall submit the said proposed bill to the supreme court for its opinion upon the constitutionality thereon, which shall be rendered within twenty (20) days, and if the court finds that the proposed measure conflicts with the constitution of the United States or the state of Iowa, the proposed measure shall not be submitted.

Until the general assembly shall provide by law a method of procedure of printing, distributing and submitting proposed measures, the secretary of state shall, ninety (90) days preceding the general election at which the measure will be voted upon, cause to be printed any and all measures for or to which petition has been filed, in pamphlet form containing the full text thereof, with the title and enacting clause, together with arguments for and against the same, within the limit prescribed by the secretary of state. The number printed shall be not less than for each voter voting at the last general election preceding the filing of the petition, which shall be delivered to the county auditor of each county.

For each voter in each voting precinct of each political party voting at the last general election, the auditor of each county shall deliver one copy to each precinct committeeman of each political party in the county.

The secretary of state shall submit all measures petitioned for in accordance with the provisions of this section to the people for adoption or rejection at the polls in compliance herewith; but the right and power reserved to the people shall not operate to deprive or limit the power of the general assembly to enact laws.

If, at an election, conflicting measures submitted to the voters of the state shall be approved by a majority of the votes severally cast thereon, the measure receiving the highest number of affirmative votes shall become law as to all conflicting provisions.

This section of the constitution shall be, in all respects, self-executive.

Passed on file.

Koontz of Johnson, 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. 365, a bill for an act to amend section two thousand five hundred fifty-one (2551) of chapter fifteen (15) of the Code, relative to the closed season on wild duck, goose and brant, 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.

G. W. KOONTZ,
Chairman.

Report adopted, and House File No. 365 was indefinitely postponed.

Also :

MR. SPEAKER—Your committee on Fish and Game, to whom was referred House File No. 79, a bill for an act to amend section 2540 of the Code, relating to the propagation of fish and the protection of birds and game, 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.

G. W. KOONTZ,
Chairman.

Report adopted, and House File No. 79 was indefinitely postponed.

Also :

MR. SPEAKER—Your committee on Fish and Game, to whom was referred House File No. 183, a bill for an act to repeal section twenty-five hundred fifty-three (2553) of the Code and to enact a substitute therefor, relating to trapping, killing or ensnaring certain fur bearing animals, 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 do pass.

G. W. KOONTZ,
Chairman.

Report adopted.

Kulp of Palo Alto moved that House Joint Resolution No. 5 be made a special order for 1:00 o'clock P. M., today.

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 passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 92, a bill for an act authorizing the giving of annuities to disabled and retired public school teachers of all rural and urban public schools, and creating a fund from which to pay such annuities.

JOS. E. MEYER,
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. 265, a bill for an act providing for the deposit by state and savings banks with the treasurer of the United States of securities to secure postal savings deposits made in such banks under the provisions of the postal savings bank act.

JOS. E. MEYER,
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. 329, a bill for an act to establish a minimum wage for teachers in the public schools of the state.

JOS. E. MEYER,
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. 397, a bill for an act to amend section 807 of the Code, applicable to cities acting under special charter.

JOS. E. MEYER,
Secretary.

SPECIAL ORDER NO. 19.

Time having arrived for special order, on motion of Hazen of Pottawattamie, House File No. 161, a bill for an act authorizing the giving of annuities to disabled and retired public school teachers of all rural and urban public schools, creating a fund from which to pay such annuities and providing for the distribution thereof, creating a board of trustees to care for such annuity fund and prescribing their powers and duties, and authorizing the retiring from service of public school teachers under certain conditions, with report of committee recommending passage as amended, was taken up and considered.

Mr. Hazen moved to substitute the consideration of substitute for Senate File No. 92 in place of House File No. 161.

SENATE MESSAGE CONSIDERED.

Substitute for Senate File No. 92, a bill for an act authorizing the giving of annuities to disabled and retired public school teachers of all rural and urban public schools, creating a fund from which to pay such annuities and providing for the distribution thereof, creating a board of trustees to care for such annuity fund and prescribing their powers and duties, and authorizing the retiring from service of public school teachers under certain conditions.

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

Hazen of Pottawattamie moved that the rules be suspended, that the bill be placed on file and considered at this time.

Motion lost.

Hunt of Harrison moved that House File No. 161 be re-referred to the committee on Appropriations.

Motion prevailed, and the bill 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 passed the following bill, in which the concurrence of the House is asked:

Senate File No. 309, a bill for an act to provide the method of constructing and operating gypsum mines, to provide inspectors of same, and requiring operators to report fatal accidents, and providing penalties for violation.

JOS. E. MEYER,
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. 75, a bill for an act to amend section 9, chapter 64, acts of the Thirty-third General Assembly, relating to the government of certain cities.

JOS. E. MEYER,
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. 29, a bill for an act to provide greater safety to life and property from loss by fire and explosion.

JOS. E. MEYER,
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. 39, a bill for an act to specify qualifications for judges of the district court of Iowa.

JOS. E. MEYER,
Secretary.

Also:

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. 52, a bill for an act requiring common carriers to settle claims for damages within a specified time and providing penalty for failure to comply therewith.

JOS. E. MEYER,
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. 8, a bill for an act to prohibit the marriage of white persons with those of African descent and prescribing a penalty for the violation thereof.

JOS. E. MEYER,
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. 38, a bill for an act specifying qualifications for judges of the supreme court of Iowa.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 265, a bill for an act providing for the deposit by state and savings banks with the treasurer of the United States, of securities to secure postal savings deposits made in such banks under the provisions of the postal savings bank act.

Read first and second time and referred to committee on Banks and Banking.

Senate File No. 329, a bill for an act to establish a minimum wage for teachers in the public schools of the state, prohibiting the contracting for or paying a lesser sum and providing penalties for the violation of same.

Read first and second time and referred to committee on Schools and Text Books.

Senate File No. 397, a bill for an act to make section eight hundred seven (807) of the code applicable to cities acting under special charter.

Read first and second time and referred to committee on Municipal Corporations.

Senate File No. 309, a bill for an act to provide the method of constructing and operating gypsum mines, for escape shafts and for the ventilation of such mines, to provide for the inspection of the same by the state mine inspector, to require operators to report fatal accidents and to provide penalties for violation of this act.

Read first and second time and referred to committee on Mines and Mining.

Miller of Bremer called up amendment proposed by him to Rule 32, and moved its adoption.

Mr. Miller proposed the following amendment:

Amend Rule 32 by inserting the word "legislative" in the third line, following the word "succeeding".

Power of Jefferson moved that the amendments to Rule 32 as proposed by Miller of Bremer, be referred to the committee on Rules.

Motion prevailed, and the amendments were so referred.

CONSIDERATION OF BILLS.

On motion of Miller of Bremer, House File No. 647, a bill for an act for the relief of M. O. Clemens for personal injuries sustained by him while employed as engineer in the state sanatorium for the treatment of tuberculosis at Oakdale, Iowa, with report of committee recommending passage, was taken up and considered.

Mr. Miller proposed the following amendment:

Amend the publication clause by striking out the word "Daily".

Amendment adopted.

Mr. Miller moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Green of Clinton, Griffin, Griggs, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Lenocker, LeRoy, Lounsberry, Manning, McCullough, McHose,

McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Oden-
dahl, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Scholz,
Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt,
Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr.
Speaker—88.

The nays were:

None.

Absent or not voting:

Brockway, Bruce, Cole, Craig, Dixon, Elliott, Greene of Grun-
dy, Grout, Halgrims, Hamilton, Hazen, Klay, Kulp, Larrabee,
Lund, Munro, Rohwer, Sidey, Thompson—19.

So the bill having received a constitutional majority was de-
clared to have passed the House.

Miller of Bremer proposed the following amendment to the title:

Amend by adding the words "and making an appropriation
therefor".

Amendment adopted, and title as amended agreed to.

Larrabee of Fayette moved that Warden McClaghry be in-
vited to address the House at this time.

Motion prevailed.

The speaker appointed Jamison of Des Moines and Larrabee of
Fayette a committee to escort Mr. McClaghry to the speaker's
desk.

Mr. McClaghry then addressed the House.

The speaker announced that as speaker of the House, he had
signed in the presence of the House, Senate Files Nos. 192, 135
and 103.

CONSIDERATION OF BILLS.

On motion of Sherman of Poweshiek, Senate File No. 127, a
bill for an act to amend the law as it appears in section twenty-
seven hundred and fifty-four (2754) of the supplement to the
code, 1907, relating to the election of officers in independent school

districts in towns and cities, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Sherman moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Kulp, Lenoeker, Lounsberry, Manning, McCullough, McHose, MeVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Trumbauer, Webb, White, Workman, Mr. Speaker—82.

The nays were:

Halstead, Miller, Odendahl, Saltzmann, Stokes, Thompson, Townsend—7.

Absent or not voting:

Atkinson, Boettger, Brockway, Chapman, Crozier, Dixon, Downey, Greene of Grundy, Griggs, Jacobs, Kane, Klay, Koontz, Larrabee, LeRoy, Lund, Stutt, Whitney—18.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Sherman of Poweshiek, House File No. 97 was withdrawn from the further consideration of the House.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 90 failed to pass the House.

H. H. BOETTGER.

I second the motion.

HENRY BRADY.

MR. SPEAKER—I move to reconsider the vote by which House File No. 90 passed to its third reading.

H. H. BOETTGER.

I second the motion.

HENRY BRADY.

The following communication was received at the desk:

The Iowa Pioneer Lawmakers' Association is now in session at the Historical Building, and cordially invites this House to attend its meetings.

A. D. BICKWELL,
T. B. PERRY,
Committee.

Stipe of Page moved to extend a vote of thanks to the Pioneer Lawmakers' Association for the invitation to the House to attend its meetings.

Motion prevailed.

On motion of Kingland of Winnebago, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

SPECIAL ORDER NO. 20.

Time having arrived for Special Order No. 20, on motion of Kulp of Palo Alto, House Joint Resolution No. 5, a joint resolution proposing to amend the constitution so as to provide for the initiative and referendum within the state, with report of committee recommending passage as amended by substitute amendment and the minority report recommending substitute amendment, was taken up and considered.

Kulp of Palo Alto moved the substitution of the minority report for the report of the majority.

Ring of Linn moved that House Joint Resolution No. 5, with amendments, be made a special order for Friday, March 21st, at 1:00 o'clock P. M.

Motion prevailed.

Milton of Cedar moved that House File No. 490 be recalled from the committee on Roads and Highways and placed on the calendar.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Grout of Black Hawk, House File No. 278, a bill for an act to amend the law as it appears in section twenty-four hundred twenty-eight (2428), of the code, relating to the duties of peace officers, with report of committee recommending passage, was taken up and considered.

Mr. Grout moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Dawson, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hamilton, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kulp, LeRoy, Lounsberry, Manning, McVicker, Milton, Mitchell, Munro, Peterson, Power, Ring, Rohwer, Rone, Scholz, Sherman, Steelsmith, Stipe, Townsend, Trumbauer, Webb, White, Whitney, Workman—66.

The nays were:

Clark, Cronbaugh, Crozier, Downey, Hansen, Jacobs, Klay, Newcomb, Odendahl, Scott, Stokes, Thayer, Thompson, Mr. Speaker—14.

Absent or not voting:

Boettger, Bradley, Chapman, Daniels, Dixon, Doze, Eggleston, Fraley, Greene of Grundy, Griggs, Halgrims, Hazen, Kane, Kelso, Kingland, Koontz, Larrabee, Lenoeker, Lund, McCullough, McHose, Meredith, Miller, Pickford, Saltzmann, Shankland, Sidey, Stutt—28.

So the bill having received a constitutional majority was declared to have passed the House 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 concurred in House amendment to the following bill, in which the concurrence of the Senate was asked:

Substitute for Senate File No. 43, a bill for an act to appropriate \$5,000.00 to indemnify Allan W. Hamaker for personal injuries sustained by him while employed as a guard at the reformatory at Anamosa, Iowa.

JOS. E. MEYER,
Secretary.

Also:

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. 210, a bill for an act to amend the law as it appears in sections 1056-a-25 and 1056-a-26, Supplement to the Code, 1907, as amended, and to provide for the appointment and powers of library trustees in certain cities.

JOS. E. MEYER,
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. 546, a bill for an act to provide for the terms of court in the 4th and 21st judicial districts.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, House Joint Resolution No. 2, a joint resolution proposing an amendment to the constitution of the state of Iowa, authorizing and empowering the general assembly to provide for the rendition of verdicts in proceedings other than criminal proceedings, by a less number than the entire jury, with report of committee recommending passage, was taken up and considered.

Mr. Whitney moved that the rules be suspended, the joint resolution be considered engrossed, and read a third time now, which motion prevailed, and the resolution was read a third time.

HOUSE JOINT RESOLUTION NO. 2.

Joint Resolution Proposing an Amendment to the Constitution of the State of Iowa, Authorizing and Empowering the General Assembly to Provide for the Rendition of Verdicts in Proceedings Other Than Criminal Proceedings, by a Less Number Than the Entire Jury.

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

Section 1. That the following amendment to the constitution of the state of Iowa be and the same is hereby proposed: To add to section nine (9) of article one (1) of the constitution of Iowa the following, to-wit:

"In all proceedings tried by a jury, other than criminal proceedings, the General Assembly may provide for the rendition of verdicts by a less number than the entire jury."

On the question, "Shall the joint resolution pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Bliss, Boettger, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Craig, Crozier, Daniels, Dawson, Eggleston, Elliott, Enger, Erickson, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Klay, LeRoy, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Ring, Rohwer, Rone, Scholz, Scott, Sherman, Steelsmith, Stipe, Stokes, Thompson, Trumbauer, Webb, Whitney—63.

The nays were:

Bradley, Clark, Cronbaugh, Downey, Doze, Dunlap, Greene of Clinton, Griggs, Hamilton, Jones, Kane, Koontz, Odendahl, Townsend, Workman, Mr. Speaker—16.

Absent or not voting :

Black, Blackford, Chapman, Cole, Dixon, Elwood, Fraley, Greene of Grundy, Halgrims, Hazen, Kelso, Kingland, Kulp, Larabee, Lenoeker, Lounsberry, Lund, McCullough, Miller, Milton, Mitchell, Pickford, Power, Saltzmann, Shankland, Sidey, Stutt, White—28.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title agreed to.

Kulp of Palo Alto moved to recall House File No. 66 from the governor.

Motion prevailed.

MOTION TO RECONSIDER.

Boettger of Scott called up motion to reconsider the vote by which House File No. 90 failed to pass the House.

Motion prevailed.

Mr. Boettger called up motion to reconsider the vote by which House File No. 90 passed to its third reading.

Motion prevailed.

Ring of Linn proposed the following amendment to House File No. 90, and asked that it be printed in the Journal:

I move to amend the substitute amendment for House File No. 90, as found in House Journal on page 899, by inserting the following words after the comma following the word "fireman" in the seventh line thereof, to-wit: "as a result of injuries received while in the performance of his duties or because of a disease contracted by reason of his occupation as a foreman."

And by striking out the following words, commencing with the word "upon" in the eighteenth line of section 1 thereof, to-wit: "upon the death of any member of such fire department while in the service or of any member who shall have been retired," and substituting in lieu thereof the following: "If a member of such fire department, retired, as above provided, because of permanent disability or disease contracted, shall die as a result of injuries or disease so contracted, or if a member of such fire department, while in the performance of his duties, shall be killed or die as a result of injuries received, or if a member die because of a disease contracted by reason of his occupation as a fireman".

CONSIDERATION OF BILLS.

On motion of Bernbrock, House File No. 335, a bill for an act to amend the law as it appears in sub-division five (5) section one thousand seven hundred and nine (1709) of the supplement to the code, 1907, relating to health, accident and liability insurance, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Jacobs of Calhoun proposed the following amendment:

Amend by striking out the period (.) at the end of section one and insert a comma (,) in lieu thereof, and add the following: "provided that the person injured or whose property is damaged, shall have a right of action on the policy against the insurance company."

Bernbrock of Black Hawk moved the previous question on the amendment.

Ring of Linn seconded the motion.

Motion prevailed.

Amendment adopted.

Whitney of Woodbury moved the previous question on the main question.

Elliott of Monona seconded the motion.

Motion prevailed.

Bernbrock of Black Hawk moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Boettger, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Clark, Cole, Craig, Daniels, Dawson, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Griffin, Griggs, Grout, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Koontz, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Pickford, Power, Ring, Rohwer, Scholz, Shankland, Sherman, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman—75.

The nays were :

Anderson of Montgomery, Bliss, Cronbaugh, Crozier, Downey, Greene of Clinton, Hadley, Heaton, Huntley, Kulp, Larrabee, Miller, Newcomb, Odendahl, Peterson, Rone, Saltzmann, Steel-smith, Mr. Speaker—19.

Absent or not voting :

Blackford, Bradley, Chapman, Dixon, Doze, Greene of Grundy, Kelso, Lund, Scott, Sidey, Stipe, Stutt, Trumbauer—13.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Pickford of Cerro Gordo, Senate File No. 180, a bill for an act to amend the law as it appears in section twenty-seven hundred and twenty-seven-a-sixty-four (2727-a-64) of the supplement to the code, 1907, relating to removal of patients from county asylum, and providing for the expense thereof, with report of committee recommending passage, was taken up and considered.

Mr. Pickford moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Clark, Cole, Craig, Crozier, Daniels, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stokes, Thompson, Townsend, Webb, Whitney, Workman, Mr. Speaker—87.

The nays were:

White—1.

Absent or not voting:

Chapman, Cronbaugh, Dawson, Dixon, Downey, Dunlap, Greene of Grundy, Griggs, Hamilton, Hansen, Helming, Koontz, Lund, Lenocker, Miller, Sidey, Stipe, Stutt, Trumbauer—19.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Pickford of Cerro Gordo, House File No. 168 was withdrawn from the further consideration of the House.

Cole of Hancock proposed the following amendment and asked that it be printed in the Journal:

Move to strike out lines four (4) and five (5) of House File No. 275 and substitute therefor the following:

No superintendent shall be employed by any board of directors of an independent city, town, village or consolidated school corporation for a period in excess of one school year, except within the first sixty (60) days following the reorganization of any such board, as provided in section 2757, Supplement to the Code, 1907, but during said sixty (60) day period superintendents may be employed for a term not exceeding three (3) years.

Halgrims of Humboldt moved that the speaker appoint a committee to extend an invitation to the Pioneer Lawmakers' Association to meet with the joint convention on Thursday, March 20th, at the Larrabee memorial services.

Motion prevailed.

The speaker appointed as such committee, Halgrims of Humboldt, Jones of Dickinson and Kelso of Jackson.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up House File No. 381 and yielded the floor to Huntley of Lucas.

On motion of Mr. Huntley, House File No. 381, a bill for an act to establish a laboratory for the manufacture and distribution of hog cholera serum, toxins, vaccines and biological products at the Iowa State College of Agriculture and Mechanic Arts un-

der the supervision of the president of said college, to abandon the institution for manufacture of hog cholera serum now being operated by the state of Iowa, to regulate the sale of hog cholera serum, to provide penalties for the violation of said regulations, and to make an appropriation therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Hunt of Harrison offered the following amendment:

Amend by striking out the comma following the word "laboratory" in line 3 of section 6 and also the following words: "or the state veterinarian or the members of the animal health commission".

Amendment adopted.

Bauman of Van Buren offered the following amendment:

Amend by changing the word "and" to "or" in line 1 of section 7.

Amendment adopted.

Whitney of Woodbury moved the previous question.

Huntley of Lucas seconded the motion.

Motion prevailed.

Mr. Huntley moved that the rules be suspended, 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 in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout,

Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Manning, McCullough, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—94.

The nays were:

Crozier, Downey, Hadley, Hamilton, Koontz, Miller—6.

Absent or not voting:

Dixon, Greene of Grundy, Hazen, Lund, McHose, Sidey, Stutt—7.

So the bill having received a constitutional majority was declared to have passed the House.

Huntley of Lucas offered the following amendment to the title:

Amend by adding the following: "and for the repeal of chapter one hundred fifty-one (151) acts of the Thirty-third (3rd) General Assembly, and chapter one hundred fourteen (114) acts of the Thirty-fourth (34th) General Assembly."

Amendment adopted, and title as amended agreed to.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 182 was indefinitely postponed.

A. T. STOKES.

I second the motion.

AL. A. LENOCKER.

MR. SPEAKER—I move to reconsider the vote by which the report of the committee was adopted and House File No. 182 was indefinitely postponed.

E. R. MITCHELL.

I second the motion.

A. T. STOKES.

INTRODUCTION OF BILLS.

By committee on Public Utilities, House File No. 648, a bill for an act to establish the public service commission, and to provide for the valuation, regulation, and control of public utilities, transferring certain powers and duties from the executive council and board of railroad commissioners to said commission, con-

ferring additional powers upon cities and towns, repealing sections twenty-one hundred fifteen (2115), twenty-one hundred seventeen (2117), twenty-one hundred twenty-three (2123), and twenty-one hundred twenty-four (2124) of the code, and section twenty-one hundred twenty-five (2125) of the code as amended by the acts of the Thirty-fourth General Assembly, and making an appropriation for carrying out the provisions of this act.

Read first and second time and referred to committee on Public Utilities.

By committee on Public Utilities, House File No. 649, a bill for an act to amend section five (5) of chapter ninety-four (94) of the acts of the Thirty-fourth General Assembly, relating to the powers of the commerce counsel.

Read first and second time and referred to committee on Public Utilities.

Stipe of Page presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

Resolved, That 1,000 extra copies of House File No. 648 be printed for use and distribution.

Motion prevailed, and the resolution was adopted.

Dawson of Cherokee moved that the House adjourn until Thursday, March 20th, at 9:00 o'clock P. M.

Klay of Sioux moved to amend by making the hour 7:30 o'clock P. M., this evening.

Amendment adopted.

Motion as amended prevailed, and the House adjourned until 7:30 o'clock P. M.

EVENING SESSION.

House reconvened, Speaker Cunningham in the chair.

The roll was called to ascertain the presence of a quorum.

The following members responded as present:

Anderson of Montgomery, Barry, Bernbrock, Bingham, Blackford, Boettger, Bradley, Brady, Brockway, Brown Bruce, Buxton, Carson, Cole, Craig, Cronbaugh, Crozier, Daniels, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Jacobs, Jacobson, Jamison, Jones, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steel-smith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—72.

Those absent:

Anderson of Greene, Atkinson, Bartle, Bauman, Black, Bliss, Burt, Cannon, Chapman, Clark, Dawson, Dixon, Downey, Elwood, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Hutchins, Jensen, Kane, Kelso, Kingland, Koontz, Lenoeker, McCullough, McHose, McVicker, Meredith, Miller, Power, Saltzmann, Stutt, Trumbauer—35.

Jacobs of Calhoun moved that the House consider during the evening session, Calendar Nos. 150, 162, 166, 172, 196, 250, 258, 261, 267, 271, 272 and 164. and then such other bills as may be proposed.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Boettger of Scott, House File No. 375, a bill for an act to authorize the sale and conveyance of that part of the west half ($w\frac{1}{2}$) of the southwest quarter ($sw\frac{1}{4}$) of section numbered nineteen (19) in township numbered seventy-eight (78) north of range numbered four (4) east of the fifth principal meridian bounded by lines described as follows: Commencing at a point in the east boundary line of said west half ($w\frac{1}{2}$) of the southwest quarter ($sw\frac{1}{4}$) twenty-three 12-100 (23.12) chains

north of the southeast corner of said west half ($w\frac{1}{2}$) of the southwest quarter ($sw\frac{1}{4}$), thence running west five (5) chains, thence north nine (9) chains, thence east five (5) chains to said east boundary line, thence south along said boundary line to the place of beginning, subject to recorded highway reservations, with report of committee recommending passage, was taken up and considered.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Broekway, Brown, Bruce, Burt, Carson, Cole, Craig, Crozier, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Ring, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—69.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Bartle, Bauman, Black, Buxton, Cannon, Chapman, Clark, Cronbaugh, Daniels, Dawson, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Hansen, Heaton, Jensen, Kane, Kelso, Kingland, Koontz, Lenoeker, McCullough, McHose, McVickers, Miller, Odendahl, Power, Rohwer, Scott, Stipe, Stutt, Trumbauer, Workman—38.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Boettger of Scott, House File No. 30, a bill for an act to amend section twenty-seven hundred twenty-seven-c (2727-c) of the supplement to the code, 1907, relating to the salary of the chief executive officer of the Iowa Soldiers' Orphans' Home, Davenport, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Burt, Buxton, Carson, Cole, Craig, Crozier, Daniels, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Klay, Kulp, LeRoy, Lund, Manning, Milton, Mitchell, Munro, Peterson, Pickford, Ring, Scholz, Shankland, Sherman, Sidey, Stokes, Townsend, Webb, White, Whitney, Mr. Speaker—61.

The nays were:

Larrabee, Powers, Steelsmith, Thompson—4.

Absent or not voting:

Anderson of Greene, Atkinson, Bartle, Bauman, Black, Bruce, Cannon, Chapman, Clark, Cronbaugh, Dawson, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Hansen, Hazen, Heaton, Jensen, Kane, Kelso, Kingland, Koontz, Lenocker, Lounsberry, McCullough, McHose, McVicker, Meredith, Miller, Newcomb, Odendahl, Rohwer, Rone, Saltzmann, Scott, Stipe, Stutt, Trumbauer, Workman—42.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Jones of Dickinson, House File No. 356, a bill for an act to amend section four thousand eight hundred twenty-three

(4823) of the code pertaining to malicious mischief and trespass, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Jones moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bernbrock, Bingham, Blackford, Boettger, Bradley, Brown, Bruce, Burt, Buxton, Carson, Cole, Crozier, Daniels, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Klay, Kulp, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—68.

The nays were:

Halstead, Hansen—2.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Black, Bliss, Brady, Brockway, Cannon, Chapman, Clark, Craig, Cronbaugh, Dawson, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Kane, Kelso, Kingland, Koontz, Larrabee, Lenoeker, McCullough, McVicker, Miller, Odendahl, Saltzmann, Scott, Stutt, Trumbauer, Workman—37.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of McHose of Boone, House File No. 385, a bill for an act to legalize an ordinance of the incorporated town of Sheldahl, Iowa, granting a franchise to Boone Electric Company, to erect, maintain, and operate an electric power plant in said town, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

McHose moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Larrabee, LeRoy, Lounsberry, Manning, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidéy, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Bartle, Bauman, Black, Chapman, Clark, Cronbaugh, Dawson, Dixon, Downey, Elliott, Fraley, Greene of Grundy, Griffin, Halstead, Hamilton, Heaton, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Lenocker, Lund, McCullough, McVicker, Miller, Odendahl, Saltzmann, Stutt, Trumbauer—33.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Burt of Taylor, House File No. 408, a bill for an act to legalize certain conveyances and other instruments of writing affecting real estate, with report of committee recommending passage, was taken up and considered.

Mr. Burt moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bingham, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Crozier, Daniels, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Meredith, Miller Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—72.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Bartle, Bauman, Bernbroek, Black, Blackford, Bliss, Broekway, Chapman, Clark, Craig, Cronbaugh, Dawson, Dixon, Downey, Elliott, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Helming, Kane, Kelso, Kingland, Koontz, Lenoeker, Manning, McCullough, McVicker, Odendahl, Satzmann, Stutt, Trumbauer—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Buxton of Warren, House File No. 488, a bill for an act to repeal section four hundred seventy-five (475) of the code and to enact a substitute therefor relating to the criminal statistics to be kept by the county auditor and the reporting of same by the county auditor to the clerk of the district court, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Buxton moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—76.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Bartle, Bauman, Black, Chapman, Clark, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Halstead, Hamilton, Hansen, Heaton, Kane, Kelso, Kingland, Klay, Koontz, Lenocker, McCullough, McVicker, Miller, Odendahl, Saltzmann, Shankland, Stutt, Trumbauer—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Manning, House File No. 445, a bill for an act to confirm the title of Anna L. Edgar to the west one-half ($w\frac{1}{2}$) of the southwest quarter ($sw\frac{1}{4}$) of section two (2), township eighty-nine (89) north, range thirty-four (34), west fifth p. m., Iowa, and authorizing the issuance of a patent therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Manning moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Bernbrock, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Klay, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bingham, Black, Brockway, Chapman, Clark, Craig, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Grout, Hamilton, Heaton, Kane, Kelso, Kingland, Koontz, Kulp, Lenocker, McCullough, McVicker, Odendahl, Saltzmann, Shankland, Stutt, Trumbauer—30.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Boettger of Scott, House File No. 509, a bill for an act to repeal section one (1) of chapter forty-nine (49) of the acts of the Thirty-fourth General Assembly relating to the improvement of water fronts in cities acting under special charter and conferring additional powers upon said cities, and to enact a substitute in lieu thereof, (additional to chapter fourteen (14) of title five (V) of the code relating to cities under special charter), with report of committee recommending passage, was taken up and considered.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bingham, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Klay, Kulp, Larrabee, LeRoy, Lund, Manning, McHose, Meredith, Miller, Milton, Mitchell, Munro, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—78.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bauman, Bernbrock, Black, Bliss, Chapman, Clark, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Kane, Kingland, Koontz, Lenocker, Lounsberry, McCullough, McVicker, Newcomb, Odendahl, Saltzmann, Scott, Stutt, Trumbauer—29.

So the bill having received a constitutional majority was declared to have passed the House.

Boettger of Scott offered the following amendment to the title:

Amend so as to read as follows:

"A bill for an act to repeal section one (1) of chapter forty-nine (49) of the acts of the Thirty-fourth General Assembly relating to the improvement of waterfronts in cities acting under special charter and enacting a substitute therefor relating to the levee improvement commission in such cities."

Amendment adopted, and title as amended agreed to.

Miller of Bremer moved that the speaker appoint a committee to extend an invitation to Hon. W. J. Bryan to address the general assembly.

Motion prevailed.

The speaker appointed as such committee, Miller of Bremer, Scholz of Clayton and Whitney of Woodbury.

CONSIDERATION OF BILLS.

On motion of Koontz of Johnson, House File No. 525, a bill for an act to authorize and empower the governor of the state of Iowa to issue land patent attested by the secretary of state to and in favor of John Vesely, conveying certain real estate located in Johnson county, Iowa, and described more particularly as lot six (6), block (9, county seat of Johnson county, Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendments substituted for the original bill.

Mr. Koontz moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott-Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Chapman, Clark, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Kane, Kingland, Klay, Lenoeker, McCullough, McVicker, Odendahl, Saltzmann, Stutt, Trumbauer—24.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Milton of Cedar, Senate File No. 391, a bill for an act to legalize the proceedings of the city council of the city of Tipton, Iowa, for the construction of a sewer system, with report of committee recommending passage, was taken up and considered.

Mr. Milton moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Brockway, Chapman, Clark, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Kane, Kingland, Koontz, Lenoeker, McCullough, McVicker, Odendahl, Saltzmann, Steelsmith, Stipe, Stutt, Trumbauer—27.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Milton of Cedar, House File No. 600 was withdrawn from the further consideration of the House.

On motion of Workman of Mills, Senate File No. 221, a bill for an act legalizing the ordinances, resolutions and acts of the council of the incorporated town of Pacific Junction in Mills county, Iowa, so far as affected by the election of six members of said council instead of five, with report of committee recommending passage, was taken up and considered.

Mr. Workman moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kelso, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—76.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bauman, Bernbrock, Black, Chapman, Clark, Cole, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Jamison, Kane, Kingland, Klay, Koontz, Kulp, Lenoeker, Manning, McCullough, McVicker, Odendahl, Saltzmann, Scott, Stutt, Trumbauer—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Sherman of Poweshiek, substitute for Senate File No. 266, a bill for an act to amend the law as it appears in section seven hundred forty-one-o (741-o) supplement to the code, 1907, relating to the election of city hospital trustees, with report of committee recommending passage, was taken up and considered.

Mr. Sherman moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Klay, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Chapman, Clark, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Helming, Kane, Kingland, Koontz, Kulp, Lenocker, McCullough, McVicker, Miller, Odendahl, Saltzmann, Stutt, Trumbauer—27.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Sherman of Poweshiek, House File No. 421 was withdrawn from the further consideration of the House.

Larrabee of Fayette called up House File No. 191, and yielded the floor to Jones of Dickinson.

On motion of Mr. Jones, House File No. 191, a bill for an act authorizing the commission of pharmacy of the state of Iowa to pay to L. Rasmussen the sum of \$100.00, paid by him for a license as an itinerant vendor of drugs, with report of committee recommending passage, was taken up and considered.

Mr. Jones moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Klay, Larrabee, LeRoy, Lounsbury, Lund, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steel-smith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—78.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Chapman, Clark, Craig, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Helming, Kane, Kingland, Koontz, Kulp, Lenocker, Manning, McCullough, McHose, McVicker, Odendahl, Saltzmann, Stutt, Trumbauer—29.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Stipe of Page moved to recall Substitute for Senate File No. 231 from the committee on Municipal Corporations.

Motion prevailed.

On motion of Stipe of Page, substitute for Senate File No. 231, a bill for an act to amend the law as it appears in chapter eighty-three (83) acts of the Thirty-third (33rd) General Assembly, relating to the issuance of bonds in cities and towns, with report of committee recommending passage, was taken up and considered.

Power of Jefferson offered the following amendment:

Amend by changing the comma (,) after the word "more" in line 5 to a period (.) and striking from the bill the balance of the section.

Amendment lost.

Mr. Stipe moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Crozier, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Jacobs, Jacobson, Jamison, Jensen, Kelso, Klay, Larrabee, LeRoy, Lund, McHose, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Rohwer, Rone, Scholz, Scott, Sherman, Sidey, Stipe, Stokes, Thompson, Webb, White, Workman, Mr. Speaker—66.

The nays were:

Hadley, Kulp, Ring, Whitney—4.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Chapman, Clark, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Fraley, Greene of Grun-

dy, Griffin, Hamilton, Heaton, Hutchins, Jones, Kane, Kingland, Koontz, Lenocker, Lounsberry, Manning, McCullough, McVicker, Meredith, Miller, Odendahl, Power, Saltzmann, Shankland, Steel-smith, Stutt, Townsend, Trumbauer—37.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed on.

On request of Stipe of Page, House File No. 373 was withdrawn from the further consideration of the House.

Larrabee of Fayette called up House File No. 249 and yielded the floor to Hazen of Pottawattamie.

On motion of Mr. Hazen, House File No. 249, a bill for an act making an appropriation to reimburse certain employes of the Iowa school for the deaf, for loss of wearing apparel, by fire, at said school, on the 23d day of April, 1911, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Hazen moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—79.

The nays were :

None.

Absent or not voting :

Atkinson, Barry, Bartle, Bauman, Black, Chapman, Clark, Cole, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Kane, Kingland, Klay, Koontz, Kulp, Lenoeker, McCullough, McVicker, Odendahl, Saltzmann, Stutt, Trumbauer—28.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Doze of Wayne, House File No. 192, a bill for an act relating to the time of bringing an action to set aside a will, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Doze moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Barry, Bernbrock, Bingham, Bliss, Beottger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Cannon, Carson, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Clinton, Griggs, Hadley, Halgrims, Halstead, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kelso, Klay, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—70.

The nays were :

Enger—1.

Absent or not voting :

Anderson of Greene, Atkinson, Bartle, Bauman, Black, Blackford, Buxton, Chapman, Clark, Cole, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Grout, Hamilton, Hansen, Hazen, Heaton, Jacobson, Kane, Kingland, Koontz, Kulp, Larrabee, Lenoeker, McCullough, McVicker, Miller, Odendahl, Pickford, Saltzmann, Stutt, Trumbauer—36.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Anderson of Montgomery, Senate File No. 139, a bill for an act to amend the law as it appears in section fifty-seven hundred seven (5707) of the supplement to the code, 1907, relative to the breaking of stone, with report of committee recommending passage as amended, was taken up and considered.

Larrabee of Fayette proposed the following amendment :

Amend by striking out the publication clause.

Amendment adopted.

Mr. Anderson moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Rohwer, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—75.

The nays were:

Power—1.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Blackford, Burt, Chapman, Clark, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Kane, Kingland, Klay, Koontz, Lenoeker, McCullough, McVicker, Miiler, Odendahl, Ring, Rone, Saltzmann, Scott, Stutt, Trumbauer—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed on.

On motion of Brockway of Louisa, House File No. 517, a bill for an act to authorize the governor to direct the attorney general to appear in certain cases, for and on behalf of the counties, cities, towns, and other municipalities, and officers and contractors thereof and to employ additional legal assistance in such cases and providing for payment thereof, was taken up and considered.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Burt, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Klay, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steel-smith, Stipe, Stokes, Thompson, Townsend, Webb, Whitney, Workman, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Brown, Bruce, Chapman, Clark, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Hazen, Heaton, Kane, Kingland, Koontz, Kulp, Lenoeker, McCullough, McVicker, Miller, Odendahl, Saltzmann, Stutt, Trumbauer, White—30.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed on.

On motion of Grout of Black Hawk, House File No. 323, a bill for an act to repeal section five thousand twenty-eight-a (5028-a) of the supplement to the code, 1907, and to enact a substitute therefor, relative to the prevention and punishment of the desecration, mutilation or improper use of the flag of the United States of America and the flag of the state of Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Grout moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Daniels, Dawson, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Grout, Hadley, Halgrims, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kelso, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Stipe, Thompson, Webb, Whitney, Workman, Mr. Speaker—68.

The nays were:

Halstead, Miller, Mitchell—3.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Boettger, Bradley, Brown, Chapman, Clark, Cronbaugh, Crozier, Dixon, Downey, Doze, Fraley, Greene of Grundy, Griffin, Griggs, Hamilton, Heaton, Jamison, Kane, Kingland, Koontz, Lenocker, McCullough, McVicker, Odendahl, Saltzmann, Sidey, Steelsmith, Stokes, Stutt, Townsend, Trumbauer, White—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Klay of Sioux, House File No. 575, a bill for an act to provide for the restoration of lost or destroyed public records, with report of committee recommending passage, was taken up and considered.

Mr. Klay moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Carson, Cole, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Klay, Larrabee, LeRoy, Lund, Manning, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Blackford, Brockway, Buxton, Chapman, Clark, Craig, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Grout, Hamilton, Heaton, Kane, King-

land, Koontz, Kulp, Lenocker, Lounsberry, McCullough, McVicker, Miller, Odendahl, Scott, Stutt, Townsend, Trumbauer—33.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Craig of Madison, House File No. 440, a bill for an act to amend the law as it appears in section three thousand four hundred and forty-seven (3447) of the code of Iowa and to fix the time within which certain actions for the recovery of real estate may be brought, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Craig moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kelso, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, White, Whitney, Mr. Speaker—76.

The nays were:

Hansen—1.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Blackford, Chapman, Clark, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Jensen, Kane, Kingland, Koontz, Lenocker, McCullough, McVicker, Odendahl, Saltzmann, Scholz, Stutt, Townsend, Trumbauer, Webb, Workman—30.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Whitney of Woodbury, House File No. 380, a bill for an act to fix and declare the liability of persons, firms or private corporations, entering into contracts with the state of Iowa, or with any county, city, town, city organized under special charter, school corporation or with any municipal corporation now existing or hereafter created and to provide for immunity to witnesses in proceedings to establish such liability, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Whitney of Woodbury proposed the following amendment:

Amend line 18, section 1, by striking therefrom the words "to said county".

Amendment adopted.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bauman, Black, Brockway, Chapman, Clark, Craig, Cronbaugh, Dixon, Downey, Fraley, Greene of Grundy, Griffin, Hamilton, Heaton, Kane, Kingland, Koontz, Lenocker, McCullough, McVicker, Odendahl, Saltzmann, Scott, Shankland, Sherman, Stutt, Trumbauer—28.

So the bill having received a constitutional majority was declared to have passed the House.

Whitney of Woodbury proposed the following amendment to the title:

Amend by striking out the period and inserting a comma in lieu thereof, and adding thereto the following: "and to fix and declare the measure of damages for violation of this act".

Amendment adopted, and title as amended agreed to.

On motion of Rone of Worth, the House adjourned until 9:00 o'clock A. M., Thursday.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 20, 1913.

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

Prayer was offered by Rev. James S. Corkey of Winterset, Iowa.

Journal of Wednesday, March 19th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Downey of Crawford presented remonstrance of citizens of Crawford county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Carson of Davis presented remonstrance of citizens of Davis county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Crozier of Marion presented remonstrance of citizens of Marion county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Hazen of Pottawattamie presented petition of citizens of Pottawattamie county favoring House File No. 280.

Referred to committee on Appropriations.

Hazen of Pottawattamie presented remonstrance of voters of Pottawattamie county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Bradley of Wapello presented remonstrance of citizens of Wapello county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Hutchins of Kossuth presented remonstrance of citizens of Kossuth county against the creation of a tax commission.

Referred to committee on Ways and Means.

Kingland of Winnebago presented remonstrance of citizens of Winnebago county against the creation of a tax commission.

Referred to committee on Ways and Means.

Saltzmann of Chickasaw presented remonstrance of citizens of Chickasaw county against the creation of a tax commission.

Referred to committee on Ways and Means.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Senate concurrent resolution relative to inviting Hon. W. J. Bryan to address the General Assembly and the appointment of a committee to extend the invitation and the president appointed as such committee on part of the Senate, Senators Clarkson and Doran.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Scholz of Clayton called up Senate concurrent resolution relative to extending an invitation to Hon. Wm. J. Bryan to address the general assembly.

CONCURRENT RESOLUTION.

WHEREAS: Honorable William J. Bryan, citizen, commoner and secretary of state of the United States, will be in this, the city of Des Moines, as a guest of the Iowa Democracy of date March 20, 1913; therefore,

Be it resolved by the Senate, the House concurring, That we extend to our distinguished visitor and honored guest an invitation to address a joint meeting of the House and Senate in the hall of Representatives

at such time on said date, to be arranged for by the committee, as will not interfere with the Larrabee memorial exercises, and that the president of the Senate appoint two members of the Senate, and the speaker of the House appoint three members of the House as a committee for and in behalf of the members of the Thirty-fifth General Assembly to extend to our guest an invitation to address the General Assembly at said time and place.

Mr. Scholz proposed the following amendment:

Amend concurrent resolution by striking out after the word "representatives" in the third line the following words, "at such time on said date to be arranged for by the committee as will not interfere with the Larrabee memorial exercises", and inserting the following in lieu thereof: "at 11:30 o'clock, today".

Amendment adopted.

Resolution as amended adopted.

The speaker appointed as such committee on the part of the House, Miller of Bremer, Scholz of Clayton and Whitney of Woodbury.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 206, a bill for an act to legalize the ordinances of the town of New Market, Taylor county, Iowa.

Also:

House File No. 293, a bill for an act to legalize the incorporation of Humboldt State Bank, Humboldt, Iowa.

W. W. ANDERSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No.

78, a bill for an act to amend the law as it appears in section twenty-one hundred and fifty-sevens (2157-s), Supplement to the Code, 1907, relating to the transportation of live stock.

Also:

House File No. 446, a bill for an act enabling the board of directors of the Independent School District of Tama, Iowa, to compensate a member for services as superintendent of schools.

W. W. ANDERSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 135, a bill for an act to amend the law as it appears in chapter sixty-four (64) of the acts of the Thirty-third (33d) General Assembly as amended by chapters fifty-two (52), fifty-four (54) and fifty-five (55) of the acts of the Thirty-fourth (34th) General Assembly, relating to the government of certain cities.

W. W. ANDERSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 546, a bill for an act to provide for the terms of court in the fourth and twenty-first judicial districts.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 135, a bill for an act to amend the law as it appears in chapter sixty-

four (64) of the acts of the Thirty-third (33d) General Assembly as amended by chapters fifty-two (52), fifty-four (54) and fifty-five (55) of the acts of the Thirty-four (34th) General Assembly, relating to the government of certain cities.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Also:

MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 546, a bill for an act to provide for the terms of court in the fourth and twenty-first judicial districts.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Also:

MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 206, a bill for an act to legalize the ordinances of the town of New Market, Taylor county, Iowa.

Also:

House File No. 293, a bill for an act to legalize the incorporation of Humboldt State Bank, Humboldt, Iowa.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Also:

MR. SPEAKER—Your joint committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No.

78, a bill for an act to amend the law as it appears in section twenty-one hundred and fifty-seven-s (2157-s), Supplement to the Code, 1907, relating to the transportation of live stock.

Also:

House File No. 446, a bill for an act enabling the board of directors of the Independent School District of Tama, Iowa, to compensate a member for services as superintendent of schools.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORTS OF COMMITTEES.

Brady of Dallas, from the committee on Rules, submitted the following report:

MR. SPEAKER—Your committee on Rules, to whom was referred House File No. 519, a bill for an act to amend section one hundred eighty-one (181) of the Code, relating to joint committee on Retrenchment and Reform, 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.

HENRY BRADY,
Chairman.

Passed on file.

MINORITY RECOMMENDATIONS.

MR. SPEAKER—The minority of your committee on Rules respectfully dissent from the recommendation of the committee on House File No. 519, and respectfully recommend the following substitute for said bill:

A BILL FOR AN ACT to Amend Section One Hundred Eighty-one (181) of the Code, Relating to Joint Committee on Retrenchment and Reform.

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

Section 1. That section one hundred eighty-one (181) of the Code be and the same is hereby amended by adding after the comma following the word "respectively" in the third line of said section the following: "and two members of the minority party from both the Senate and the

House; provided that if there is more than one minority party one member shall be chosen from each of the two principal minority parties, which members shall be appointed by the president of the Senate and speaker of the House."

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.

J. M. C. HAMILTON,
R. ODENDAHL,
CHAS. E. SCHOLZ.

Passed on file.

Brady of Dallas, from the committee on Rules, submitted the following report:

MR. SPEAKER—Your committee on Rules, to whom was referred House File No. 496, a bill for an act to prohibit unauthorized persons appearing before legislative committee and prescribing a penalty for violation thereof, 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.

HENRY BRADY,
Chairman.

Report adopted, and House File No. 496 was indefinitely postponed.

Jacobs of Calhoun, from the committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred substitute for Senate File No. 176, a bill for an act to amend section one (1) of chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly, relating to the assessment and collection of a tax upon collateral estates, annuities, legacies, bequests, gifts, transfers and inheritances, 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 do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 539, a bill for an act to authorize boards of county supervisors to re-imburse school districts for the loss of tax by reason of the location of exempt county property in such school district, 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.

JOHN W. JACOBS,
Chairman.

Report adopted, and House File No. 539 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 545, a bill for an act to amend the law as it appears in chapter sixty-eight (68), acts of the Thirty-fourth General Assembly, relating to the assessment and collection of a tax on collateral inheritance of estates, annuities, legacies, bequests, gifts and transfers; repealing certain sections thereof and providing substitutes therefor; making the provisions of said chapter applicable to direct inheritance of estates, annuities, bequests, gifts and transfers; subjecting the same to taxes, providing the rate of all such taxes, and making exceptions therefrom, 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 do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 418, a bill for an act to repeal section ten (10) of chapter twenty-six (26), acts of the Thirty-third (33rd) General Assembly of the state of Iowa, and to enact a substitute therefor, relating to the maintenance of county hospitals, 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 do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 345, a bill for an act to amend section five (5) of chapter one hundred fifty-four (154) of the session laws of the Thirty-third (33) General Assembly, relative to fees received for hunting license, 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 amended as follows:

By striking out of section 1 in lines 1 and 2 the words "application subscribed and sworn to—license fee—fish and game protection fund." Also by striking out the words "twenty-five" in section 1, line three following the word "excepting" and inserting in lieu thereof the word "ten"; and when so amended the bill do pass.

JOHN W. JACOBS,
Chairman.

Jones of Dickinson moved that House File No. 345 be referred to committee on Fish and Game.

Motion prevailed, and bill was so referred.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 460, a bill for an act to create the county of Larrabee and provide for the government thereof, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 541, a bill for an act to amend the law as it appears in section five thousand four hundred and twenty-four (5424) of the Code, relating to the causes for which the court may grant a new trial in criminal cases, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 541 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred substitute for Senate File No. 17, a bill for an act to repeal section five thousand ninety-seven (5097) of the Code and to enact a substitute therefor defining magistrates and limiting the jurisdiction of certain such magistrates, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 355, a bill for an act to amend the law as it appears in section four thousand nine hundred seventy-five-c (4975-c) of the Supplement to the Code, 1907, relating to soliciting for the purpose of prostitution, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 574, a bill for an act to repeal section five hundred forty-nine (549) of the Code, relating to the publication of notices and to enact the following in lieu thereof, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 636, a bill for an act relating to the practice of law, and prohibiting the judges of courts of record from making orders when application therefor is presented by others than duly admitted attorneys; and providing a penalty therefor, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 636 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 383, a bill for an act to repeal section six hundred ninety-one (691) of the Code of Iowa, relating to the jurisdiction in actions for the violation of city ordinances and to enact a substitute therefor, 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 amended as follows:

By striking out of the second line of the title the following: "of Iowa".

By striking out of the second line of section 1 the following: "of Iowa".

Also amend the first and second lines of section 1 by striking out the capital letters beginning the following words: "section", "six", "hundred", "ninety", "one" and "code" and insert in lieu thereof small letters; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred substitute for Senate File No. 14, a bill for an act to amend chapter two hundred (200) of the acts of the Thirty-third General Assembly, relating to administration of the estates of absentees, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 531, a bill for an act to amend section sixteen hundred fifty-seven-i (1657-i) of the Supplement to the Code of Iowa, 1907, relative to holding a two weeks' fair and exposition on the State Fair Grounds in Des Moines, Iowa, 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. W. HUNT,
Chairman.

Report adopted, and House File No. 531 was indefinitely postponed.

Atkinson of Butler presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: Hon. A. M. Whaley, formerly a member of the House of Representatives of the state of Iowa from Butler county, recently departed this life at his home in Aplington, Iowa; therefore,

Be it resolved, That a committee of three members of this body be appointed by the speaker to prepare and present suitable resolutions regarding the life, character and public service of Mr. Whaley.

Motion prevailed, and the resolution was adopted.

The speaker appointed as such committee, Atkinson of Butler, LeRoy of Delaware and Crozier of Marion.

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 concurrent resolution, in which the concurrence of the House is asked:

Senate concurrent resolution relative to extending an invitation to the Iowa Pioneer Lawmakers' Association to attend the Larrabee memorial services, and the appointment of a committee to extend the invitation and the president announced as such committee on the part of the Senate, Senator Quigley.

JOS. E. MEYER,
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 extending an invitation to Wm. J. Bryan to address the joint convention today at 11:30 o'clock A. M.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Halgrims of Humboldt called up Senate concurrent resolution relative to extending an invitation to the Pioneer Lawmakers' Association of Iowa to attend the Larrabee memorial service, and moved its adoption.

CONCURRENT RESOLUTION.

WHEREAS: The Pioneer Lawmakers' Association of Iowa are in session in the city of Des Moines; and,

WHEREAS: It has heretofore been customary to invite said body to hold one or more of its sessions with one or both houses of the General Assembly; and,

WHEREAS: On Thursday, March 20th, a joint session of the General Assembly will be held in honor of the late Governor William Larrabee; therefore,

Be it resolved by the Senate, the House concurring, That we invite the Pioneer Lawmakers to be the guests of the General Assembly at the time of the holding of the memorial in honor of the late Governor William Larrabee, and that the necessary arrangements be made for receiving them at that time.

Resolved further, That a committee on one from the Senate and two from the House be appointed to extend the invitation.

Motion prevailed, and the resolution was adopted.

The speaker named as such committee on the part of the House, Halgrims of Humboldt and Kelso of Jackson.

On request of Hutchins of Kossuth, House File No. 145 was withdrawn from further consideration of the House.

CONSIDERATION OF BILLS.

On motion of Townsend of Tama, House File No. 133, a bill for an act to amend the law as it appears in section one thousand eight

hundred and sixty-nine (1869) of the supplement to the code, 1907, relating to pay of and loan to officers of savings and state banks, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Townsend of Tama proposed the following amendment:

Amend House File No. 133 by inserting after the period (.) following the word "state" in the last line of said bill as amended, the following: "But a director of any savings or state bank, who is paid a salary as an active officer thereof, shall not draw any added compensation for attendance upon board meetings."

Amendment adopted.

Mr. Townsend moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Grene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Larabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman, Mr. Speaker
—85.

The nays were:

None.

Absent or not voting:

Bernbrock, Brockway, Bruce, Burt, Buxton, Dixon, Elliott, Griggs, Grout, Hamilton, Hazen, Heaton, Jacobs, Klay, Koontz, Kulp, McCullough, McHose, Miller, Newcomb, Stipe, White—22

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette moved that House File No. 544 be referred to the committee on Appropriations.

Motion prevailed, and the bill was so referred.

Shankland of Polk moved that Senate File No. 387 be recalled from the committee on Judiciary.

Motion prevailed.

On motion of Shankland of Polk, Senate File No. 387, a bill for an act to legalize the proceedings of the city council of the city of Des Moines, Iowa, for the construction of the seventh ward sewer system at said city, with report of committee recommending passage, was taken up and considered.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Cannon, Carson, Craig, Cronbaugh, Daniels, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lund, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Steelsmith, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Brockway, Bruce, Burt, Buxton, Chapman, Clark, Cole, Crozier, Dawson, Dixon, Elliott, Hamilton, Hazen, Huntley, Klay, Koontz, Lounsberry, Manning, Miller, Newcomb, Scholz, Stipe, Stokes—23.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Shankland of Polk, House Files Nos. 540 and 523 were withdrawn from the committee on Judiciary and the further consideration of the House.

On motion of McVicker of Wright, House File No. 115, a bill for an act creating cities of the second class, incorporated towns, and civil townships wholly outside any city or incorporated town, trustees for funds bequeathed or donated for the permanent maintenance of property within cemeteries; and to amend the law as it appears in section two hundred and fifty-four-a-twelve (254-a-12) of the supplement to the code, 1907, relating to appointment of trustees by district court to manage, control and invest cemetery funds; and to amend the law as it appears in section seven hundred and forty (740) of the supplement to the code, 1907, as amended by chapter forty-seven (47) of the acts of the Thirty-third General Assembly, relating to maintenance of certain institutions of benevolence, including hospitals, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment was rejected.

SPECIAL ORDER NO. 21.

Time having arrived for Special Order No. 21, on motion of Anderson of Montgomery, House File No. 439, a bill for an act to authorize the appointment of special agents to aid in the detection, identification, capture and conviction of criminals, delinquents and defectives, and to require the co-operation and assistance of all sheriffs, police and peace officers charged with the care, supervision and jurisdiction over criminals, delinquents or defectives, with report of committee recommending passage, was taken up and considered.

Mr. Anderson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Brown, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Kingland, Kulp, Larrabee, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stutt, Townsend, Trumbauer, Webb, Mr. Speaker—77.

The nays were:

Black, Boettger, Bradley, Kane, McCullough, Miller, Mitchell, Scott, Thompson, Workman—10.

Absent or not voting:

Bruce, Buxton, Crozier, Dawson, Dixon, Elliott, Griggs, Hamilton, Jamison, Jones, Kelso, Klay, Koontz, Lenocker, Lund, Saltzman, Stipe, Stokes, White, Whitney—20.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to

The speaker announced that as speaker of the House, he had signed in the presence of the House, House Files Nos. 546, 206, 293, 135, 78 and 446.

House resumed consideration of House File No. 115.

Trumbauer of Keokuk moved to reconsider the vote by which the substitute amendment was rejected.

Scholz of Clayton seconded the motion.

Motion prevailed.

Mr. Trumbauer moved that the committee substitute amendment be adopted.

Motion prevailed.

McVicker of Wright moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Lenocker, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—89.

The nays were:

Odendahl—1.

Absent or not voting:

Boettger, Bruce, Buxton, Dixon, Elliott, Fraley, Griggs, Hamilton, Hutchins, Jamison, Klay, Koontz, Larrabee, Lounsberry, Miller, Stipe, Whitney—17.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

The following communication was received from the governor:

March 19, 1913.

House of Representatives, State of Iowa:

In compliance with your request, I beg leave to return herewith House File No. 66, a bill for an act in relation to assessments for benefits to roads, streets and highways in levee and drainage districts.

Respectfully yours,

G. W. CLARKE,
Governor.

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 insists upon its amendments and asks for a Conference committee on House File No. 157, a bill for an act to amend section 2584 of the Code, to repeal section 2589-a, Supplement to the Code, 1907, as amended by section two, chapter 123, laws of the Thirty-fourth General Assembly relating to practice of pharmacy and to sale of drugs, medicines, poisons and chemicals; and the president appoints as such committee on the part of the Senate, Senators Legel, Perkins, Mattes and Crist.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

The speaker appointed as conference committee on the part of the House relative to House File No. 157, Representatives Burt of Taylor, Klay of Sioux, Newcomb of Adams and Lenoeker of Pottawattamie.

On request of Manning of Story, leave of absence was granted Buxton of Warren indefinitely.

Mr. Speaker granted leave of absence to Grout of Black Hawk until Monday.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, House Joint Resolution No. 3, a joint resolution proposing an amendment to the constitution of the state of Iowa, repealing section seven (7) of article

two (2) of said constitution and proposing a substitute therefor, relating to and providing for the time of holding general elections, with report of committee recommending passage, was taken up and considered.

Jacobs of Calhoun moved that House Joint Resolution No. 3 be referred to committee on Judiciary.

Motion prevailed.

On motion of Carson of Davis, Senate File No. 124, a bill for an act to amend section three thousand eight hundred two (3802) of the code relative to the lien of judgments, with report of committee recommending passage, was taken up and considered.

Mr. Carson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Burt, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koentz, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Bruce, Buxton, Clark, Cronbaugh, Dixon, Elliott, Enger, Griggs, Hamilton, Hazen, Jacobs, Klay, Kulp, Larrabee, McCullough, Miller, Stipe—17.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Hansen of Shelby, House File No. 215, a bill for an act to repeal section ten hundred seventy-two (1072) of the supplement to the code, 1907, and to enact a substitute therefor, providing for four year terms for county officers, with report of committee recommending indefinite postponement and minority views recommending substitute amendment and passage, was taken up and considered.

Burt of Taylor moved that House File No. 210 be made a special order for Tuesday, March 25th, at 10:00 o'clock A. M.

Motion prevailed.

Power of Jefferson moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

Motion prevailed, and the speaker appointed as such committee, Power of Jefferson, Rohwer of Ida and Trumbauer of Keokuk.

The sergeant-at-arms announced the arrival of the members of the Senate, who took their seats on the west side of the House chamber.

JOINT CONVENTION.

The joint convention was called to order by Lieutenant Governor Harding, president of the Senate, and president of the joint convention.

By unanimous consent, roll call was dispensed with and the president declared a quorum of members present.

President Harding then introduced Hon. William Jennings Bryan, secretary of state, who addressed the general assembly.

Mr. Bryan spoke as follows:

I feel honored to be invited to address the lawmakers of this great commonwealth assembled for the discharge of the responsible duties that rest upon them. Insofar as the invitation is due to the office with which the president has honored me, I extend thanks for the administration. Insofar as the invitation is based upon the fact that I am a citizen of a neighboring state, I extend thanks for the people of my state.

I recognize that speaking to you at this period of your session there are two reasons why I should not speak at length. In the first place, I am warned by my own experience that the closing days of a session are busy days and the time is more precious than in the opening days. I recognize too that near the close of a session it is more difficult to introduce new measures or secure consideration for new ideas, and therefore it would be less profitable to discuss questions that might come before you than it would have been had I come when your session opened, and I shall therefore confine myself to one proposition and I shall present it to you as briefly as I can, not so much with the hope that it will affect your deliberations at this time as with the hope that it may assist you in the formation of opinions on subjects that may come before you hereafter.

I might appear today in the attitude of one of the weather bureau. We have now a very complete weather bureau, a very complete system for ascertaining the things that we ought to know in regard to changes in the weather. I am connected with the political weather bureau, and it has been my business for some time to study the course of the winds and the changes in the political weather, and I think I am better able to predict now than I once was on these subjects. In fact, I am compelled to admit that I lost caste somewhat some years ago as a forecaster in politics and for a time some were disposed to throw up the fact that I had missed my guess as to what the people wanted or what they would do. I have not had so much trouble the last few years along this line. My guesses have been more accurate—at least the fulfillment of the prediction has followed more closely

upon the prediction and left less time for doubt or dispute. I want now to tell you the general course of the wind and to tell you that it has been blowing long enough in one direction for us to judge something of the permanency of it. It is almost as steady now as a trade wind and yet it is not the kind of a trade wind that used to play havoc with the people's desires and prosperity.

I want to say to you that the trend of the world is in the direction of more popular government and that we now have been able to examine the direction of this wind for so long a time and at so many different points that prognostications may be based upon these investigations with great certainty. They are reliable. I can say to you that in every state in this Union and throughout the world the tendency is everywhere and always toward more popular government; that the tendency everywhere and always is towards giving the people larger control of their own affairs, and if this is true, then every legislator who recognizes this tendency and puts himself in harmony with it will find that his work will be successful and every legislator who is foolish enough to throw himself in front of this movement will be run over.

I am not asking you to attempt to do the things that will be popular but I think that every one ought to know what forces are permanent, what forces are irresistible and the forces that move toward the realization of the ideal of those who founded these institutions—these forces are permanent forces and irresistible forces.

Now, having stated this proposition as broadly as I can, I want to make an application. A general principle is not easily comprehended except as it is illustrated by applications of it. If time permitted or if this were an opportune occasion, I might review the experience of other nations. I will stop long enough to tell you that you can not go into any country in this world with any degree of civilization but what you will find there is a paramount political issue and the central element of that paramount issue is the controversy between the people who demand the control of their government and the fraction less than the people who insist upon using the government for their own personal pecuniary advantage. That is the struggle the world round between the unorganized many, but they are becoming more organized each year, and the thoroughly organized few—the many asking for their rights and the few clamoring for privilege. In the nation at large a change is taking place in the point of view from which public questions are to be examined, and after all the point of view is the essential thing to be understood. When you know a man's point of view you can estimate with considerable accuracy not only what he will say he will do but what he will say is his reason for doing it. There are just two points of view from which people look at things that affect mankind. One is the aristocratic point of view, the other is the democratic point of view, and I am not using the word democratic in a partisan sense. Jefferson drew this dis-

tion a century ago when he said there are just two parties in every land, and where speech was free these two parties would manifest themselves. He described these parties as the aristocratic party that would draw to itself those who did not believe in the people and didn't trust them, and the democratic party who would draw those who did believe in the people and those who did trust them. I need not tell you he had no reference to our party when he used the word democratic, for at that time there was no party in this country known by the name of the democratic party, and strange to say to us the party we now call the democratic party was then called republican so handicapped were we for a name in the beginning. He used the word that described not the party names that come and go but he used the word that described the spirit that animated parties. He used the only line that can be drawn always and everywhere through society, the line that separates the man who is at heart a democrat from the man who is at heart an aristocrat. Now, you cannot go into any party and find that all of the people in the party correspond with those things suggested by the party name. For instance, in this country, you can not find in any party all who are aristocratic in spirit or all who are democratic in spirit. In fact there is no party in this country that is big enough to hold all of the people who are democratic in spirit. The great mass of our people in all parties are democratic in spirit. You want evidence of that? We have evidence at hand. It is the unanimous sentiment that is today back of the election of the senators by the direct vote of the people. You can call the roll and nine-tenths of the people are in favor of the election of United States senators by the people because at heart they are democrats—at heart they trust the people, at heart they want the people to control this government. It took a great while to get the people to understand it, and then it took them a good while to make their representatives understand it, for the representative is much slower than the people to understand democracy. Not possibly more slow to comprehend it but more slow to pay any attention to it. The reason for it is the individual has no pecuniary reason for not following his convictions, while a representative sometimes has. I do not mean to say that the representative is corrupted by money but I mean to say that the power of concentrated wealth is of so great help to a man running for office or to defeat him that sometimes a representative listens to the few who can thus actively organize for him and forgets the many who just vote the ticket without close scrutiny into the bias of the man for whom they vote. If I were going to illustrate this difference in point of view I would say that the democrat believes, and he believes it honestly, that society is built from the bottom, the aristocrat believes, and he believes it honestly, that society is suspended from the top. The democrat believing society is built from the bottom, says legislate for all of the people, believing that prosperity will surely find its way up for all classes. The aristocrat says, and he says it honestly, for he believes it, he says legislate for the well-to-do, and then be patient and let the others wait while their prosperity leaks through to those below. That is the distinction, my friends.

It so runs through this world, and I mention it because I doubt not that you have questions before you right now that illustrate this division. I do not know what questions you have before you. I did not inquire. I was afraid if I did that I might say something that would apply to these questions but if I didn't know I could discuss general principles and then let you apply these suggestions when you had occasion.

I do not know whether you have before you those reforms known as the initiative and referendum, and if they are before you I do not know what the probability is, but I want to discuss these things because they illustrate what I mean. The tendency of this government and of the world is toward larger power in the hands of the people and I can use the growth of the initiative and referendum as an illustration.

Sixteen years ago last summer we put a plank in our party platform in Nebraska for the first time declaring for these reforms, and I remember distinctly the opposition paper said when this plank was read to the convention that one delegate said to another in the convention, what is that? and the paper said the delegate answered, that is a new kind of democratic drink, and the paper stated that it went through unanimously. It is sixteen years ago last summer that that paper wittily and humorously referred to the initiative and referendum as a new kind of democratic drink, yet two years ago last summer that same paper led the fight for the adoption of that plank in the republican platform and endorsed the initiative and referendum. It was not speaking of it in witty and humorous terms then; it was intensely in earnest; and it did win its fight. Two years ago last summer every party in Nebraska endorsed the initiative and referendum, and in the legislature that convened that fall the initiative and referendum was submitted, not exactly in the form we would like to have seen but it was submitted and adopted last fall by an overwhelming majority.

Ten years ago if you said anything about the initiative down in New York you were taken to task for suggesting a very wild idea. I remember once less than ten years ago when I had the temerity to say a word about it in Brooklyn one of the New York papers had an editorial two columns long explaining how dangerous it was, and yet last fall there were three men before the people for the office of president, that is, three who polled the largest vote, two of them were in favor of the initiative and referendum and the one man who was not carried two states with eight electoral votes. The people were not afraid of the initiative and referendum. I do not say that every man who voted for Wilson or Roosevelt voted for him because he favored them and I do not mean to say that the vote that Mr. Taft received necessarily measured the strength of the opposition, but what I do mean to say is that this reform has passed the stage when it can be made a scarecrow, or when men will be afraid to trust as president of the United States a man who trusts the people with the control of their government. I do not know what you intend to do on this subject. I do not mean any reflection on

you when I say I do not care. I used to be impatient about reforms but I learned patience by experience and I know if you will not do it now you will do it later. I believe that the stars in their course fight with us when we stand for those things in the line of popular government. I have faith in the triumph of this reform in this and every state because I believe the people have sense enough to run their own government and they have sense enough to retire from politics those who have not faith in them. I care not how honestly a man may distrust the people. A man who honestly distrusts the people ought to be left at home to study the genius of his government and its institutions and not be put in a place where he can misrepresent those who elect him to speak for them. An honest man has no right to embezzle power, an honest man has no right to misrepresent his constituents.

There are two theories of government—the democratic theory which looks at all questions affecting mankind from a democratic standpoint and those who look at these questions from an aristocratic standpoint or hold the aristocratic theory of government. The democratic says the people ought to think for themselves and ought to elect people not to think for them but to act for them. That is the democratic theory of representative government. The aristocratic theory is that people have not sense enough to think but still choose very wise men to think for them and do things the people do not want done. I need not tell you that the democratic theory is the theory that is growing and I need not remind you either that when you go out and ask for votes you ask for them on the democratic theory and not on the aristocratic theory. How do I know? Because you have platforms. What do you have platforms for, except to tell the people what you will do if they elect you and why tell them what you will do unless you expect that to determine their choice? If you believe in the aristocratic theory of government, if you believe the people have not sense enough to know what is to be done, why don't you run without a platform? Tell them that it is none of their business, you will do what you think is right for them. Why don't you do it? Because you are more interested in holding office than in announcing your belief in an aristocratic idea. If you are a democrat when you run, you ought to be a democrat when you are elected. Let your conscience work before election. I have not much faith in a conscience that hibernates during the campaign and blossoms out when there is a chance to betray a constituency. I believe in a conscience. I believe that no man ought to act contrary to his conscience. I do not believe a legislator ought to do what is wrong because his constituents want it. Have I stated it as strongly as I can? If a platform declares for a policy that a representative thinks is wrong he ought to say so when he accepts the nomination. He ought not to leave the people to believe by silence that he is in favor of the platform. I believe a man's conscience ought to work all of the time, and if he does not believe in a platform he ought to say so and ask judgment on his position, but if he is elected on a platform and afterwards believes on mature reflection that his platform is wrong and he ought not to carry out the same against his conscience, then let him give the people a chance to elect

somebody else. That is my idea of representative government. That the representative must understand that his citizens have consciences also and that they have the right to ask the representative to do what they want done and when a man can not do what his constituents want done he ought to return to his commission and let them select somebody that will.

Why is it the demand for the initiative and referendum is growing? It is because representatives have refused to do what their constituents want done. The initiative gives the people a chance to do what they want done when the representatives refuse to do it. Under the initiative a certain per cent of the people can ask that a question be submitted, and when submitted the people vote on it, and if when submitted the people vote for it, it becomes a law, just the same as if the legislature had passed it, and do you know of any reason why the law should be more binding when passed by representatives than when passed by the people themselves? What is the referendum? It is the veto power lodged in the people. Have you the veto power lodged in the governor of this state? Does it require two-thirds to overcome it? Well, my friends, if it is right to put in the hands of the governor the power to set his judgment against the judgment of the majority of the members of both houses and thus prevent the passage of a law unless two-thirds of both houses register their approval in spite of his veto power, why deny the right of the people who elect legislators and governors to veto anything that their public servants do if the people are opposed to it? Is there anything contrary to the spirit of free institutions in this? It is a dangerous thing for a representative to suggest that his people have not sense enough to act on these subjects. For if they have sense enough to elect him, ought he impeach their intelligence? You say you can not let them act for fear they would make mistakes. You ought not suggest the idea of the people making mistakes, for it might be pointed out that the people made a mistake when they elected you. I would be the last one to insist that the people did not make mistakes, but no one will go beyond me in asserting the right of the people to make mistakes if they want to.

You cannot escape mistakes by escaping the veto power of the people. Somebody must act and somebody will make mistakes. If you have an unlimited monarchy a king will make mistakes for the people and he generally lives up to his opportunities. That is why they quit having unlimited monarchies. If you had an aristocratic government the few make mistakes for the rest of the people, and there have been many illustrations of their mistakes being made. In fact, it is sometimes so profitable for the few to make mistakes that it takes them a long while to correct them and human history is written in blood largely because of the mistakes of the few made against the many—mistakes that the many tried to correct. The tendency of the world today and nowhere is it plainer than in our own country is to let the people control their government. Let them make the mistakes, if they will. They will not make as many as representatives will make against them

or for them and they will correct them as soon as they find them out. I say this in regard to the initiative and referendum.

I have just one other thought to add in connection with it. I regard it as fundamental. I think the initiative is the greatest suggestion in the improvement of the government that has come in the generation. You tell me it suggests doubt as to representative government? No. It just recognizes facts. Does it overthrow representative government? No, it simply perfects representative government. The physician who advises you to cut off a limb to save the body is not an enemy; he is a friend. So that man who would perfect representative government and cures every defect of it is a better friend of representative government than the man who would try to ignore diseases in the body politic, and reject all remedies offered. We need the initiative and referendum in order to put the government in the hands of the people and to drive the lobbyist from the halls of legislation.

Today we have great, selfish predatory interests that are seeking to secure advantage. Sometimes they want special privileges granted by law and sometimes to prevent passage of laws that ought to be passed. But whether they seek affirmative privilege or simply negative laws that permit them to trample upon the rights of others they are insistent, powerful and influential. I served in congress for a little while, long enough to know that the difference between democrats and republicans manifested themselves on few occasions but the difference between those that stood with the people and those that stood with the despoilers of the nation manifested themselves on many occasions.

I saw while in congress and since have seen in Washington and everywhere the representatives of great privilege insisting that the interest of the few shall be put above the rights of all the people. Where do you find this controversy manifesting itself? Wherever you attempt to give effective control of great corporations. If, for instance, an effort is made to create a utility board, or provide means of regulating corporations you find the opposition. You know where it comes from. In Washington I saw a railroad lobby for ten years prevent the carrying out of the recommendation of the interstate commerce commission asking for larger power. No arguments made on the other side, but somehow there was a silent pressure that was sufficient to overcome the people's demand. Rebates, favors and discriminations continued. The people cried out for relief but their voice was not heard because around the Capitol were the paid representatives of these great interests who succeeded in stifling the public conscience and defeating the public will. I saw for more than a decade efforts made to stop the pass. A man who would indignantly deny that a pass was proper would accept one and refuse to carry out the party platform. But we are making progress. At last the demand was strong enough to coerce a congress and we found congress enlarging the powers of the commission and we found congress abolishing the pass. At last as this last session of congress was about to die we found a bill passed which provided for the physical valuation of railroads. Is it not strange that so simple a proposition could be obstructed so long. Do you know why the people should not know how much it would cost to re-build a railroad, except

if they did know they would want legislation that they would not now demand? In other words, predatory interests have kept the people in the dark.

I dissolve all doubts on the side of the people. If a measure comes up and they say it is unconstitutional, I ask is it desirable and if they say it is, I say let the courts decide if it is unconstitutional. But if it is desirable and the legislature decides to pass it you can rest assured the courts will prevent any injustice. Therefore, give the benefit of the doubt to the people if the thing proposed is desirable. Do you know of any argument that can be made against legislation that will provide effective restraint for corporations? A corporation is a creature of law. It has no natural rights. When you deal with a human being you come in contact with natural and inalienable rights but you have no such difficulty when dealing with a corporation. A corporation has no rights except those given it by law and if you give it all the rights a human being has and then the additional rights that are conferred by law, the man-made-man becomes more powerful than the God-made man. It is only fair to insist that there shall be some power somewhere that shall act as a restraint upon every corporation that is created by law. The people can not be presumed to create a corporation for public injury, and they can not assume that that corporation shall act as judge in its own case and decide impartially for the people. It is too much to expect of the corporation. We would not expect it of the best judge we ever elevated to power. I suggest that in every state in this union as in the nation at large there should be some official elected by the people who shall have power to say to every corporation, thus far shalt thou go and no farther. I would suggest that it might be a good thing to provide by law that every corporation should keep hanging up in its chief office a motto taken from the bible, "Remember now thy creator."

Just one other subject. I do not know whether you are dealing with it or not. I was in Nebraska yesterday. I found that our legislature there was dealing with it. It was the question as to the power, the right of a local community to own its own franchises. Should the city be permitted to own its own franchises or should it be compelled to hire people to do its work. The question which comes in regard to cities also comes up in regard to counties and these come in response to conditions. Remedies are never suggested until the diseases are discovered. In our state they are trying to decide whether the state shall be permitted to own and operate any municipal franchises that it desires to own and operate, and whether a county shall be permitted to own and operate these things. The crucial question just now is whether a county shall be permitted to have a telephone system owned by the people. We have people in Nebraska who think the county ought to be permitted to own and operate a telephone system. Is it not strange that any intelligent man should be willing to represent so unintelligent a community as one that can not attend to such matters? Do you suppose that question would ever rise unless a telephone company had more influence with some man than all of the people who voted for him? Is it possible that any intelligent man should doubt either the right or the

capacity of the people to do these things? If there is a man who doubts the capacity of the people to do these things, let me suggest to you if there are any special privileges that are very valuable to secure without the public consent, they had better secure them soon for the age for such things is rapidly passing away. When the time has come and these things are no longer possibilities but realities you will wonder why it was there was any doubt about what the people had a right to do or what they could do.

I have talked longer than I expected. Let me sum up in a single word what I have said. The world is moving on toward popular government. The world is coming to understand that the government that rests for its just powers upon the consent of the governed, the government responsive to the will of the people is the most just of governments, the most wise of governments and the strongest of governments. When I was in college I heard the three different kinds of governments defended by different arguments. Friends of democracies insisted it was the most just, friends of the aristocratic insisted it was the most wise, friends of monarchy insisted it was the strongest of government. I am not willing to accept arguments in favor of aristocratic or monarchical governments, and I believe it is true that the democratic is the most just of governments and I believe it is also true that the democratic is the wisest of governments, for the government that rests upon the wisdom of all the people is wiser than the government that rests upon but a fraction. I believe the democratic is the strongest of governments. I am prepared to endorse the sweeping statement made by the great historian Bancroft who said that the Republic was the strongest of governments because it dared to discard the implements of war and build its citadel in the hearts of men. Governments are strong in proportion as they are supported by the hearts of people. Love is the most potent force in government as it is the most potent force in social life. When people love their government it is strong; when they do not it is weak. I beg of you to make the government of this nation and state strong by building them upon the love of the people and you can not do it unless you trust the people and let them control their government and let them make it their agent for accomplishing what they want to accomplish for the defense of their rights and protection of their welfare.

Senator Webber moved that the remarks of Honorable Wm. Jennings Bryan before the joint convention be printed in the Journals of the Senate and the House.

Motion prevailed.

Senator Quigley of Clayton moved that the joint convention be dissolved.

Motion prevailed.

House reconvened, Speaker Cunningham in the chair.

On motion of Koontz of Johnson, the House adjourned until 1:50 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

Jacobs of Calhoun moved that the hour of adjournment be fixed at 5:00 o'clock P. M., and it be to reconvene Friday at 9:00 o'clock A. M.

Motion prevailed.

Ring of Linn in the chair.

Thompson of Decatur, from the committee appointed to draft resolutions respecting the life, character and public services of Hon. Zeno H. Gurley, presented the resolutions prepared, and moved their adoption.

Motion prevailed by rising vote, and the resolutions were adopted.

Kelso of Jackson moved that a committee of three be appointed to notify the Senate that the House was ready to received it in joint convention.

Motion prevailed.

The speaker appointed as such committee, Kelso of Jackson, Mitchell of Wapello and Anderson of Greene.

Halgrims of Humbolt moved that a committee of three be appointed to notify the Pioneer Lawmakers' Association that the House was ready to receive them.

Motion prevailed.

The speaker appointed as such committee, Halgrims of Humbolt and Workman of Mills.

Speaker Cunningham in the chair.

The sergeant-at-arms announced the arrival of the Pioneer Lawmakers' Association, who took the seats reserved for them.

The sergeant-at-arms announced the arrival of the members of the Senate, who took their seats on the west side of the House chamber.

JOINT CONVENTION.

The joint convention was called to order by President Harding, president of the joint convention, at 2:10 o'clock P. M.

The roll was then called, and the following responded as present :

Allen, Anderson of Montgomery, Anderson of Greene, Ames, Arney, Atkinson, Balkema, Balluff, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boe, Brady, Brockway, Brown, Bruce, Burt, Cannon, Carson, Chapman, Chase, Clarkson, Cole, Cowles, Craig, Crist, Crow, Crozier, Cunningham, Daniels, Dawson, Doran, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fellows, Francis, Garrett, Gillette, Greene of Grundy, Greene of Clinton, Grout, Hadley, Hagemann, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heald, Heaton, Helming, Hilsinger, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones of Montgomery, Jones of Dickinson, Kane, Kelso, Kimball, Kingland, Klay, Koontz, Kulp, Larrabee of Webster, Larrabee of Fayette, Legel, Lenocker, LeRoy, Lounsberry, Lund, Malmberg, Manning, McColl, McHose, McManus, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Nye, Odendahl, Perkins, Peterson, Pickford, Power, Quigley, Ream, Ring, Robinson, Rohwer, Rene, Saltzmann, Savage, Scholz, Schrup, Scott, Shankland, Sheean, Sherman, Smith, Spaulding, Steelsmith, Stipe, Stokes, Stutt, Sullivan, Taylor, Thomas, Thompson, Townsend, Trumbauer, Webb, Webber, White of Iowa, White of Benton, Whitney, Wilson of Appanoose, Wilson of Clinton, Workman—138.

Those absent were :

Black, Boettger, Bradley, Buxton, Clark, Cronbaugh, Darrah, DeWolf, Dixon, Dunnegan, Farr, Fraley, Jewell, Griffin, Griggs, Mattes, McCullough, Neal, Sidey—19.

President Harding announced the joint convention duly organized with a quorum of members present.

President Harding presented Governor Clarke as the presiding officer during the memorial services.

Prayer was offered by Rev. John L. Hillman of the First M. E. Church, of Des Moines.

O, Thou by whom we come to God,
The Life, the Truth, the Way;
The path of prayer thyself hast trod:
Lord, teach us how to pray!

Teach us that we may come before our Father in such a way that this hour may have largest significance for all the interests represented here.

We would recognize that the life we commemorate today was one of the choice gifts of Him who is the giver of every good and perfect gift. We lift our hearts in gratitude to our Heavenly Father, for the large contribution made to the life of our commonwealth by him whom we honor today. We thank Thee for the pioneer spirit with which he entered upon the study of the great questions of our social and political life. We thank Thee for the courage and persistence with which he championed the causes he espoused, for the trust he manifested in the triumph of the right, his confidence in the people, and the high moral and ethical ideals that were dominant in all his public life. We remember with gratitude the singular beauty of his home life, the blessed influence of the home on earth out of which he has gone to the home above. We would recognize that such a life is one of the choicest products of our free institutions, one of the richest treasures of our great commonwealth. We bow in submission to the loving Will that has called him from us, devoutly thanking Thee that he was spared to us for his long public career and for the beautiful twilight of his eventful life.

Oh thou Father of us all, wilt Thou be our teacher today. Speak through Thy servant who shall bring us the message of the hour, speak through the events that we shall live over in our thought, speak through the associations of this day. Help us that we may be ready learners. May this be an hour of consecration to the highest ideals in public, business and home life, that we may be more sacrificial in our citizenship, more unselfish in our friendship, more ready to follow in the footsteps of Him who went about doing good. May the influence of this gathering go out to the homes of our state, to our young manhood, calling it to a high faithfulness to the trusts of our age.

We pray for our chief magistrate and those who are associated with him, for the members of our legislature, for all our citizenship that together we may work out a high destiny for our great commonwealth and that we may make a worthy contribution to the life of our great nation.

For those who knew best and loved most dearly our deceased friend we pray the benediction of Thy comfort. May the hearts of this widow and these children be filled with a sense of holy triumph through the tender ministrations of Him who has promised, I will not leave you comfortless, may they be comforted in each other and may the fathers mantle fall upon his sons.

Make this a holy hour, one that shall leave a permanent impress for good upon us all and one that shall have large significance in the life of our people, and we will give to Thee the praise and the glory through Jesus Christ our risen Lord and Savior.

Governor Clarke, introducing Senator William S. Kenyon, spoke as follows:

Members of the Thirty-fifth General Assembly and Fellow Citizens:

We are met here this afternoon to honor the memory of one of Iowa's most distinguished men; a man who was a defender of the rights of the people; a man who placed the public welfare above every other consideration; a man who gave to the state many years of most distinguished public service; a man who was a safe adviser in both public and private life; a man who was the finest example of high-minded citizenship; a good man; a man whose memory will be cherished in Iowa through many, many years.

I know of no one in this state who was more intimately acquainted with him both in public and private, and indeed his family life, than was Senator Kenyon. I think, therefore, no one could be better prepared than he to speak on this occasion, and it therefore gives me the greatest pleasure indeed to present him to you today. Members of the Thirty-fifth General Assembly—Senator Kenyon.

SENATOR KENYON'S ADDRESS.

Two years ago the legislature of the state paused in its labor to commemorate by fitting service the life of one of Iowa's distinguished citizens who had passed from this world's activities before the time usually given to man. Just as his life had seemingly reached the point of greatest usefulness, by that inscrutable, mysterious working of Providence, he was called to another sphere. Today the legislature again pauses to fittingly observe the life of another great Iowan who likewise has passed to the other shore. Dolliver died before his work was done. For William Larrabee, "the mysterious clock, that marks the three score years and ten," had not run down before its time. He had finished his life work. Like the golden grain waiting to be garnered he was ready. As the parable "First the blade, then the ear, after that the full corn in the ear," so it was with him, he had reached full maturity. He was the "Good Man" Milton pictures as "The ripe fruit our earth holds up to God."

After a long and distinguished career, full of years and full of honor, he laid his burden down and passed into the dreamless and mysterious slumber we call death. Every man within the borders of the state when the news came of the death of this beloved citizen might well say, as King David said unto his servants when announcing the death of Abner: "There is 'a great man fallen' in Isreal," for in everything that goes to make real greatness, not one element was missing in William Larrabee, and it is altogether appropriate that his life be commemorated by the state he honored and loved.

While this occasion is one of sorrow, it is likewise one of rejoicing. Our hearts are heavy over our loss and the heartache ever will remain, yet we rejoice over his life accomplishment. His life was a triumph. Men differ from each other in achievement as stars differ from each other in glory. We are proud that he was of our state. We are glad that he cast his lot in Iowa. We glory in what he did for mankind. Our state is better for his life and the inspiration thereof has reached out and touched

many a soul who, because of him, will go forward with a more courageous heart, and higher aspiration to fight life's battle. Popular government is better and stronger today because he lived.

His life's story is the story of the opportunity and advancement of the poor boy in this country. It is the story of the plow boy, teacher, miller, banker, statesman. A man to be great should have something to do with the selection of his parents. He could not have more wisely selected. His father was a graduate of West Point, serving with distinction in the war of 1812. His mother was a sterling New England character, from whom he inherited a Puritan conscience.

In early boyhood through accident he lost the sight of one eye. Even in those early days he was a great student. Coming to Iowa when 21 years of age he served as foreman on a farm for two or three years. He was not satisfied to labor for others. He bought a mill in the little village and though it plunged him into thousands of dollars of indebtedness he went forward with a confidence in himself. Men drove from miles to this mill and there are men living in the neighborhood today who will tell you of his influence over them; will tell you of his honesty and unceasing toil. Standing at the hopper in the mill, he had McCauley's History of England and other books, which he studied at every spare moment. He wasted no time. Always a patriot, he was anxious to serve his country in the Civil War. He raised a company, but was denied admission because of the injury to his eye. Had he gone to war he would have achieved great military distinction. Not able to assist at the front, no man assisted more at home in taking care of the families where the fathers and brothers had gone to war. From his mill the soldiers' wives and families would receive free all the flour they needed and he was one of the committee to look after their interests. Even in those early days he exhibited that industry, perseverance, honesty, study and generosity which marked his after years. Such a man will soon make a mark and exert an influence upon the community and it is not strange that he was early called to public service. That public service is an open book to every man in Iowa; on the pages of that book there is not a stain.

I am one of those who believe that the Almighty is working out great purposes in this world.

"God moves in a mysterious way
His wonders to perform,
He plants his footsteps in the sea,
And rides upon the storm."

And his purposes are steadily marching on.

The transitions of history indicate that some great power is moving on through the instrumentality of finite beings to make this world a better place in which to live; we know it not at the time, but later see clearly. We cannot understand why one man is chosen and another

left. They may be men of equal ability, one goes forward—the other stands still. We must believe that there is a destiny shaping our ends in the lives of men and of nations. In this process God had set a great task for William Larrabee as one of His instrumentalities. When the hour struck for action he was ready. He was one of those whom Lowell described as—

“Men with Empires in their brain,”

and

“Great empires and small minds go illy together,”

said Edmund Burke. The only aristocracy of Governor Larrabee was the aristocracy of brain. He never permitted his soul's ideals to atrophy and die. He knew in his soul the great work he was here to do. The process of preparation was continuous with him. Public life was not for honor, but merely an opportunity for service. He scanned the political horizon and with broad vision saw the larger questions in our political and industrial life, which few seemed to perceive at that time, and on these questions he was twenty-five years in advance of his time. He was as the voice in the wilderness. He sounded the just note of warning against discrimination and unfair railroad rates, and his voice was one of the first to be heard. He knew the transportation question was the most important one for the American people. His book on that subject was the best contribution to the discussion of the times, and he lived to see his theories incorporated in state and federal statutes. Every man who travels the pathway of better legislation for corporate control, finds all along that pathway clear evidence of the blazing of the trail by William Larrabee a quarter of a century ago. At that time he was preaching the doctrine of the open door of equal opportunity, later popularized as the doctrine of the “Square deal.”

PUBLIC SERVICE.

William Larrabee was first elected to the state senate in 1867. He occupied a seat in that body for eighteen years, most of the time chairman of the Ways and Means committee. He was nominated and elected governor of the state in 1885, was re-elected in 1887. The political seas were tumultuous during his term of service and it was not an easy task to safely guide the ship of state. His views on public questions are best gathered from his messages to the legislature and his inaugural addresses. They are likewise an index to his political ideals.

In his first inaugural with reference to the industrial question, he said:

“The industrial question, involving the relations between labor and capital, the rate of wages, and the proper distribution of wealth, is by no means a new one, nor does it require the application of new principles for its solution, but rather the reviving of new confidence in old virtue.”

On Education:

"The most powerful lever of progress is education. If it is true, as I hold it to be, that ignorance, poverty and crime are intimately related, it is the duty of every state to educate."

His views upon the liquor question at that early date were fixed and firm, as evidenced by the following:

"The saloon is the educational institution which takes no vacation or recess and where the lowest and most pernicious political doctrines are taught. Its thousands of graduates may be found in all positions of wretchedness and disgrace, and are the most successful candidates for our poorhouses and penitentiaries. It is the bank where money, time, strength, manliness, self-control and happiness are deposited to be lost, where drafts are drawn on the widows and orphans, and where dividends are paid only to his Satanic Majesty. Let it perish."

The agricultural interests of the state were close to his heart. In his first biennial message, speaking thereof, he said:

"Agriculture is our chief interest. If it languishes all other interests suffer. It deserves the care and attention of both the state and national legislature. The diseases which affect our live stock are general and can be dealt with effectually and finally only by national authority. I recommend that congress be memorialized by you to make ample appropriations which can be used in emergencies to crush out pleuro-pneumonia, hog cholera and similar contagious diseases. By prompt and energetic action many millions might be saved."

The agricultural and horticultural societies, fine stock associations and other organizations have been doing good work. These, with farmers' institutes and other methods of awakening the public mind and securing the intelligent application of the best means to produce the highest prosperity upon the farms of Iowa, and the greatest happiness in the homes which beautify the prairies of our state, should be liberally encouraged by the representatives of the people in their legislative action.

His views on railroad legislation were forceful, as set forth in the same message, in part as follows:

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

"Second. I recommend that maximum passenger fares on first class roads be fixed at two cents a mile. In my judgment increased travel, and

receipts from those who formerly traveled on passes will soon make up to the railroad companies any loss they may suffer from this reduction in fares, and the change will prove beneficial both to them and to the people. A large percentage of the business is already done at this rate, but not enjoyed by those least able to pay.

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

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

In his second inaugural address, he dealt with all the questions agitating the minds of the people, but laid special stress on the transportation question. He maintained therein that the charges for transportation as prevailing in the state were far too high and bore little or no relation to the cost of service.

Just at this time when the physical valuation bill has passed congress, it is interesting to note the following language from his inaugural:

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

He had come to the belief that the railroad question was the most important question and he did not hesitate to speak out. Note this language in his second inaugural, the words of a courageous man:

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

"Thucydides relates how the Grecians, in olden times, engaged in the business of piracy under the command of men of great boldness and ability, and how the men so engaged, both enriched themselves and supported their poor by their booty. They ravaged villages and plundered unfortified places. This was not at that time an employment of reproach,

but rather exalted those piratical adventurers in the estimation of their kin. It appears that a class of persons has grown up under the refining influence of our modern age with tendencies similar to those of that sturdy race; and, strange as it may seem, some people even on our soil attribute honor to their practices."

He realized there was a community of interest between the state and its public corporations, but he knew that abuses existed and that the people were determined that such abuses should be corrected. He did not advocate any legislation detrimental to the best interests of railroads, but he demanded that they must submit to proper control. He said:

"Long continued abuses and aggressions will finally arouse the people; and law, the outgrowth of the necessities of the community, will surely, though insensibly, be moulded by public opinion."

Speaking of the railroad commission, he said:

"The railroad commission was created to be a committee of the people, obligated to advocate their rights. Organized capital can safely be trusted to defend itself."

His last biennial message is perhaps his greatest state paper, and his guide boards there for men in public life can be followed with safety. He reviewed with the minutest detail the business of the state, and with a comprehensiveness and a clearness that challenges admiration. He had seen the last General Assembly enact the maximum rate law to regulate the rates of common carriers in the state; he had seen it pass both houses without a dissenting vote. He believed in the wisdom of the measure and felt in writing his last message that the great work he had set out to do in the enactment of this railroad legislation, had been accomplished, and it was his greatest work. No change had come over the spirit of his dreams with the reference to the liquor question. Note this language:

"But if we must have the saloon, why place a high tax upon it? We might as well tax the gambling-house and the brothel. It is the theory of our law to tax property for the support of the government. The saloon-tax, however, is as a rule not paid by the owners of large property, but by people of small means. Is it the standard of Iowa manhood to rob women and children of the earnings of their husbands and fathers for the purpose of relieving property owners of the payment of legitimate taxes? Yet it is not true that licensing of saloons reduces taxation, for the increase in the expenses of the courts, poor-houses, and prisons far exceeds the tax collected from the saloon. Besides, three-fourths of the losses and bad debts incurred by business men can be traced directly or indirectly to the evil of intemperance."

And the conclusion of this great message might be read, with profit, to the legislature upon his birthday, as the farewell address of the father of his country is read in the halls of the national congress upon his

birthday. Nothing is more indicative of the character of the man than this portion of his message. Was ever a higher appeal to patriotism penned than this:

"It is a high honor to be called upon to legislate for a free people, and a higher one still to so legislate as to enhance the security of life and property, to promote education and morality, to protect the weak and ameliorate the condition of the unfortunate." * * * * *

Further:

"You should remember that, while wealth and power are always vigilant in the protection of their interests, the weak and the poor must rely upon your sense of fairness and justice for protection. All interests should be given a public hearing, but the character of the men representing such interests and the motives governing their action should be kept in view. Subsidized agents should not be permitted to creep into your confidence in disguise."

Again:

"You cannot afford to ask favors from corporations for your constituents, but you should always demand for them their rights. There is every year a greater disproportion between the rich and the poor; and the legislator should not ignore the tendency of wealth to concentrate, but should carefully consider every measure likely to affect, directly or indirectly, the accumulation and distribution of wealth. * * * * * Appropriation bills and other important measures should be presented early and carefully considered, and should, under no circumstances be permitted to be crowded into the closing hours of the session."

That advice ought to be heeded by the national congress as well as state legislature. His guide to duty as a public official was clearly set forth in other words of this remarkable conclusion:

"In the discharge of my official duties it has been my earnest endeavor to promote the welfare of the commonwealth by divesting myself of all personal, local, and partisan considerations, and rendering obedience only to the law and the dictates of my conscience."

Read the great state papers of this country, none are clearer in expression, none purer in diction. His state papers are monuments to his energy, wisdom, sense of clearness and capacity for doing. Governor Larrabee was a thinking, not a talking statesman. He devoted to public service the same energy as to private business, or even more so; he believed a dollar of public money should go as far as a dollar of private money; he believed a man should give even more energy to public life than to private life. Public affairs were to him a sacred trust. There is no doubt that had he desired he could have occupied a seat in the national congress, but he preferred to return to the quietude of his own home; preferred not again to hold public office although if the

call of the state should come, and it seemed to him a call of duty, he would respond; this call came when Governor Shaw appointed him on the first board of control. There he served with Judge Kinnie and his good friend John Cownie, in the formative period of the great work carried on by the board of control. In 1904 he was president of the Iowa commission of the Louisiana Purchase Exposition. It has been told by one of his good friends, that the only office to which he was really anxious to be elected, was that of road supervisor. He was in advance of his time in road-making, as he was in railroad rate-making. It is passing strange that the apparently small ambition to fill this office was never gratified. Suffice it to say, that had he been elected, his district would have had roads which could have well been taken as models for good road construction.

In all his political life he was never without a strong abiding champion, Conscience.

After his retirement from public life he did not hesitate to partake in the stirring political events and campaigns. He made addresses in Governor Cummins' campaign for re-election and in the Allison-Cummins senatorial campaign. He did not hesitate to break friendship where principle was involved. He broke some close friendships in those campaigns.

In 1906, speaking at Fayette, on the achievement of the Republican party, among things showing that he felt the railroad problem was still an important question in this country, and that had not been finally settled, he said:

"Dividends are paid by the railroads on at least twice as much capital as was ever invested in them by the stockholders; more than one-half the stock issued by them in water, for which no legitimate payment was ever made. The railroads in Iowa are capitalized and dividends are paid on more than twice as much as was ever invested in them by the stockholders. We have heard great complaints of the evils of absentee ownership, and the excessive amounts taken from Ireland by the English and from Cuba by the Spanish, yet we are suffering from the same thing right here in Iowa. Wall Street took in net earnings from the railroads in the state last year, after paying all expenses of operation, all taxes, and large amounts for betterments, over \$10,000,000.00 more than it was legitimately entitled to."

Speaking at West Union, in the campaign for Governor Cummins, he sounded this call to duty:

"The battle between right and wrong will not cease until the decay of civilization. Questions are never settled until they are settled right."

It sounds like a clarion note from speeches of Abraham Lincoln.

The golden age of his life was after his retirement from public service. It was the harvest season for him, reaping the result of the good seed he had sown in earlier life.

“Who soweth good seed shall surely reap,
The year grows rich as it groweth old,
And life's latest sands are its sands of gold.”

He was greater in retirement than in any other sphere of his life. Different from many men in public life he cared not for its glamour. In a notation in one of his books, referring to Gladstone's retirement, he wrote:

“Gladstone retired on his own motion; showed good sense.”

He did not follow as many men do the call of the great city but as Washington at Mt. Vernon, Jefferson at Monticello, Jackson at the Hermitage, he retired to Montauk and to a position of dignity and of great power. As Mt. Vernon is an inspiration to the nation, so is Montauk to the state. The influence thereof was not limited to the county of Fayette, nor to the state of Iowa, but it was nation wide. On an eminence, overlooking the beautiful valley, he built the substantial brick home, always his beloved dwelling place. The surrounding country resembled the New England hills from whence he came. On the lawn he later placed statues of eminent generals, attesting his patriotism. On two sides of the house are acres of pines put out by him in an early day. To the rear, fields of Iowa's fertile soil, an orchard of his own planting; in front a vineyard on the hill. There he could wander through the days, could listen to the music of the pines, look over the vast area stretching before his vision. No city life could be as inspiring as that; no man could be narrow in that atmosphere. It illustrated his wisdom that in laying down the burdens of state, he went back to the old home. Men came from far and near to sit at his feet and learn wisdom; his influence was more powerful at Montauk in those later years than when he occupied the governor's chair, greater than had he occupied a place in the national congress. That house at Montauk with those surroundings always seemed to me a little section of Paradise. His home life was, “A sweet savor wherever happy homes are recognized as the citadel of virtue and the hope of the world.” I have so often gone as if on a sacred pilgrimage to Montauk, roamed its fields, rested neath the shade of the old trees, sat in the library with this wonderful man, listening to his words of wisdom. He would relieve the tension of discussion now and then by the music of a Tetrazinni or a Caruso on the Victrola, or the suggestion, “Shall we now listen to a speech from Bryan?” from the same instrument.

The best work of the sculptor graced the home. Beautiful paintings here and there; busts of Lincoln, Sherman, Grant and others. Surrounded by his children, his grandchildren, and a wife who glorified womanhood, and who had been his greatest aid in all his work. Ah! such homes indeed are the foundations of the republic. One might well exclaim with Bobby Burns in the immortal Cotter's Saturday Night:

“From scenes like this, Old Scotia's grandeur springs,
That makes her loved at home, rever'd abroad.”

It was an atmosphere in which to meditate; it was an atmosphere to develop the best that is in men and women, and there is little wonder that the sons who have come out from that home have taken prominent positions in our state, and the daughters are beloved in their communities. It could not be otherwise. To know William Larrabee well was to know him in his home, it was a part of himself. He exhibited there a love of knowledge and literature; a mastery of books; a memory of historic incident that was most remarkable. He was an inveterate reader and had an insatiable appetite for knowledge. Going through his library, which contains thousands of volumes of the best reading, and taking here and there a book from the shelves, one finds marginal notes and evidence that he read a book not only once, but twice and thrice; he made friends of books. It was not unusual to find him at six o'clock in the morning reading, and some days he would read all day, retiring early at night.

Through it all, the fairest flower of his life, blooming there and everywhere, was gentleness; a gentleness, however, that did not mean absence of vigor, for when aroused over the abuses that he felt had crept into our body politic or over some wrong in legislation, there would be a flash of the eye, and a firmness of the voice that indicated the fighting qualities of this gentle man.

No one can estimate the value of such a life to a community or a state. One such life can transform the whole community. As I have observed this man in the little village of Clermont, and his wife at her Sunday Bible Class, the good people of the village gathering in, I have felt how blessed is any village or town having one such family within its borders. In the midst of heavy business cares, he never forgot his duties as a citizen. The words of John Milton are so true and applicable to him:

"There is nothing that makes men rich and strong,
But that which they carry inside of them.
Wealth is of heart, not of mind."

While he had what the world called wealth, he had the greater wealth not measured by fields or buildings, or dollars, the wealth of a good heart and clean mind; the wealth of a contented spirit; a wealth of sympathy in humanity's woes. No unfortunate could come to the gates of Montauk and not receive help; no despondent soul but went from its doors with a renewed vision of hope; none who had come for wisdom went empty away. Schools and colleges attest his generous beneficence. Of whom could it more justly be said: square dealing, will be written by the legislators because of his influence. Many a youth of the state will strive to be like him; many a deed of kindness done by those who cherish his unselfish life; many a cup of cold water given in his name, and so his spirit ever abideth with us, and so are the words of the scripture fulfilled: "His works do follow him."

On a beautiful day last November there gathered from near and far a great concourse of people to pay their last tribute of love and devotion

"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!"

I could not, in the brief period assigned to me for this occasion, undertake to analyze and set forth completely all the characteristics of this splendid man. Naturally when we view such a character who has left his imprint upon the history of our state, we look for the elements of success—there seemed to be many in him. He had a sublime courage, knowing not the meaning of fear. That courage arose from a complete harmony with conscience. There was a persistency in doing in his nature, and a doing for the right—giant power and indomitable energy. That energy and will power he applied to every task. Goethe has truly said: "The difference between great and little men is the amount of energy applied to their undertakings." Justice was a passion with him, and true indeed as Addison has written: "There is no virtue so truly great and Godlike as justice." Men who are not wise cannot be just. By nature honest not only with others but with himself, imbued with a spirit of fair dealing, he loved the right and hated the wrong. His life was a protest against a life of ease—it was not merely a problem to him of killing time. He had an abhorrence for the shoddy and the sham. He cared nothing for popularity; he knew that fame was a mere passing vapor, and while he despised the wrong, he had a charity that suffered long and was kind. He harbored no malice, but he brooked no compromise. The Sermon on the Mount was his guide. While he was resolute in conviction, he was mild and gentle in manner; exacting yet indulgent; and his children can look back to the vigorous manner in which he was always accustomed to say: "Make no compromise with evil."

Not an orator in the popular acceptance of the term, but yet so possessed with the confidence of the people that they would believe every word he might say, he was a power on the platform. Every man who listened knew that Governor Larrabee would not say one false word; that he would not seek to convey any wrong impression of his position for the sake of gaining an end. How simple his life was, and I am sure that same simplicity he would have desired in death, that he would endorse the letter of Burke to Matthew Smith: "I would rather sleep in some corner of a little country church yard than in the tombs of the Capulets." And in the little country church yard—God's acre—he sleepeth.

These gentle, simple, honest traits made a personality that gripped him to the affections of the people and at the time of his death he was without doubt first in the confidence and affection of the state.

During the closing months of his life, and before election, I visited him several times at Montauk. Because of his physical weakness I could only talk with him for a brief period of time, and would then go out and come back in an hour or so. I knew the shadow of death was near; he knew it also. It haunted his room, it was with him in the waking hours of the night. How brilliant his mind was during all that time. He

had set his firm resolution upon one thing, to cast his ballot on election day, and his determination was so great I have never questioned it was the thing that kept him alive during those weeks. In all of those conversations he would say, repeating it again and again: "I have great confidence in the people. They will do the right thing, they will work this problem out." He always had that confidence in the people, elevation to power never took him from the people. I have often wished we had a congress full of William Larrabees—what a congress that would be.

Men can be judged somewhat by the books they read. Governor Larrabee surrounded himself with the best of the world's literature; ancient as well as current. You would find in his library the latest works of eminent authors and all the periodicals of the day. That library was and is an inspiring spot. His admiration for the military is shown by the paintings and busts there. He must have been a disciple of Lincoln, for in his library are three busts of Abraham Lincoln, one painting and a picture; while down in the little village stands a statue of the great emancipator—his gift to the home folks.

On the shelves of the library are found the choicest works of the poets; the best histories and scientific books. You can take down the Lives of American Statesmen; find shelf after shelf devoted to our great generals, and reminiscences of the Civil War; a whole shelf filled with books on the railroad problems; Bryce's American Commonwealth; Ferrero's Greatness and Decline of Rome; Diary of James K. Polk; Letters of Queen Victoria; Van Holst's Constitution of the United States; John Mitchell's Organized Labor; Mirabeau on The French Revolution; Side Lights on Astronomy. A book on School Architecture, which he had studied carefully, together with the plans of the model school building he was constructing as a gift to his town at the time of his death. Also books with reference to the Spanish language, which he commenced to learn when he was 80 years of age. It is most interesting to take down these books and note his comments thereon. They are all marked. In Parson's "Heart of the Railroad Problem," where the author speaks of rebating and railroad officials who permitted rebating, on the margin the governor has written: "Send them to the penitentiary; they are worse than chicken thieves." In the notes of same book the author speaks of the railroads boycotting Lawson day at Ottawa, Kansas, Chautauqua: "Same with LaFollette at Strawberry Point."

Evidently Grant was his favorite general, in "Reminiscences of the Confederacy;" he has written on the margin, speaking of Grant: "He used to come to Clermont, and sold leather to C. F. Weck."

In the "Life of Jefferson" with reference to the author's suggestion that Jefferson would have favored the annexation of Cuba and objected to the annexation of the Philippines and the Hawaiian Islands, he had written on the bottom of the page: "I agree with him as to Cuba and the Philippines." Evidently the governor was not much of an expansionist.

In the same work, and there speaking of Jefferson's belief, that the voice of the people is the voice of God, the governor had written on the margin: "Comes nearer to it than anything else."

At the close of Well's "The Future in America" he had written in language very similar to the text: "Congress, at present the feeblest, least accessible, and most inefficient government of any civilized nation, is the worst west of Russia. Congress is entirely inadequate to the tasks of the present time."

I am glad there is no date given to the time when the governor made these sage observations as to congress.

At the close of Henry George, Jr.'s, "The Menace of Privilege," he observes on the margin: "Many good things said, and many impractical things advocated."

In Chandler's "Trial of Jesus" the author refers to the grandeur of character of Napoleon Bonaparte, and the governor remarks: "He retired like a whipped cur after he was restrained from lawless career; lawless life rather than loftiness of life."

President Roosevelt's message of January 31, 1908, with reference to employers' liability act and experience of the interstate commerce commission, seemed to be a special friend of his. At his desk is a copy marked, and one part is so marked that it cannot escape notice, that which reads:

"Our main quarrel is not with these agents and representatives of the interests. They derive their chief power from the great sinister offenders who stand behind them. They are but puppets who move when the strings are pulled. It is not the puppets, but the strong cunning men, and the mighty forces working for evil, behind and through the puppets, with whom we have to deal."

In his old diary, which it was my privilege a short time ago to see, are recorded daily events of his life as far back as 1853, and a wonderfully interesting life it was even at that early period.

The diary shows that as a young man he loved the outdoor life; that his days were days of toil, often working all day and all night. He remembered his father as a presidential elector in the Harrison campaign. His diary shows that he taught school in an old log school house when he first came to Iowa, boarding around the district.

In "Lecky's Map of Life" are marked a number of passages, showing that he oftentimes reflected on the hereafter. I was especially impressed in going through this book with the following passages marked by him:

"He should accustom himself, then, to think of death as sleep—the only sleep from which man never wakes to pain."

"Every good man knowing the certainty of death and the uncertainty of its hour, will make it one of his first duties to provide for those he loves, when he has himself passed away."

"The great guiding landmarks of a man's life are indeed few and simple; to do our duty; to avoid useless sorrow; to acquiesce patiently in the inevitable."

How he followed these landmarks as laid down therein his life record attests.

Always calm, tranquil and poised, those traits never left him in the closing weeks. He faced the Grim Reaper with the same courage that he had faced every other problem, and when amid those beautiful surroundings with his family by his side, with the people of the great state hoping against hope that he might be spared a few days longer, death touched him and he fell asleep. When the mysterious bark floated out with the tide, it carried over the river immortal, to glorify that mansion not made with hands, eternal in the heavens, a soul as pure as on the day God sent it into the world.

What lessons in this life for the young manhood of our state and nation. He was a great believer in young men, and he may well serve as an example for them. Young men can learn from him that there is no success without labor. Work was his key to success, he went to the root of every question, worked twenty hours a day sometimes in busy season. True indeed::

"The heights by great men reached and kept,
Were not attained by sudden flight,
But they, while their companions slept,
Were toiling upward in the night."

He believed in the gospel of labor. He knew that the mere accumulation of fortune does not mean success; that success comes from a life of service.

How truly he exemplified that "A good name is rather to be chosen than great riches." He made the name of Larrabee a synonym of purity in private life, efficiency and honesty in public life. The manhood of our state is safe when the young men and boys growing up have the lesson of such lives before them, and strive to emulate them. Such lives really never die. It is not so much that they live on in that other land, waiting to bid us welcome, but through their influence, they live on in this life. Is the sweet singer of Israel dead? Do not Longfellow and Tennyson live on in the hearts of those who love the beautiful and the good? Is Lincoln dead?—Listen and hear the response of millions of freemen marching on. No man dies who leaves behind him an influence inspiring men and women to do better things. And in this way William Larrabee lives on. Many a law for humanity, many a statute for fair play, for to the master of Montauk, the aged and the young; the priest and sinner; from farm and from city. No one present can ever forget that scene, an Iowa Indian Summer day and nothing is more sublime. Nature aglow with beauty as if it would glorify the surroundings, the simple service out of doors upon the porch where he so often had stood and watched the going down of the sun, the beautiful view down the valley and over to the hills, and the moaning of the sorrowing pines. With tear-dimmed eyes we followed him to the silent city; school children along the way attesting their love; flags at half mast. On every hand evidences of his benefactions to his town. When the simple service was over and we had given back to earth her treasure, I retraced my steps to the

old home, wandered out alone amid the pines, their needles as a velvety carpet, their odor a sweet incense, their swaying tops sighing a requiem, and there through the trees could be seen the sun just sinking to rest, and sending back its mysterious messages to the earth, messages from the eternal mansions to which he had gone, messages of cheer, of inspiration, messages of the good life, of service and devotion to country, of love for fellowmen and I thanked God for the inspiration of the life of a Larabee to the manhood of the state. And, "as the arrows of sunset lodged in the tree tops bright" I realized that the gates of light, we know not where, but somewhere, had opened wide for him, that:

"Somewhere the sun is shining,
Somewhere the song birds dwell."

And I knew that somewhere the Master was saying: "Well done, good and faithful servant."

The shadows commenced to lengthen and twilight approach, and as I turned my steps toward the house that never more would seem the same, there came to me the comforting words of the "Christian's Goodnight," nor farewell but merely goodnight, for on some other shore, somewhere, some time, some day, we shall say not goodnight, but good morning:

"Good night, beloved, blessed be thy rest,
Come lay thy head upon the Savior's breast,
We loved thee well, but Jesus loved thee best,
Goodnight! Goodnight! Goodnight!"

Senator Thomas of Union moved that the address of Governor Geo. W. Clarke, the prayer by Rev. John L. Hillman, and the memorial address by United States Senator W. S. Kenyon, be printed in the Senate and House Journals as a part of the record of the joint assembly.

Carried.

On motion of Senator McColl of Dallas, the joint convention was dissolved.

House reconvened, Scholz of Clayton in the chair.

REPORTS OF COMMITTEES.

Grout of Black Hawk, from the committee on Board of Control, submitted the following report:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 230, a bill for an act to establish the Industrial School at Eldora and the Department at Mitchellville as two separate and distinct institutions, to provide official designation for them, and to repeal acts in conflict with this act, 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 amended as follows:

By striking out section 3 thereof; and when so amended the bill do pass.

H. W. GROUT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 295, a bill for an act to provide for the care and treatment of indigent children under the direction of the state board of control, and to make an appropriation therefor, 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 referred to the Appropriations committee with recommendation that the same do pass.

H. W. GROUT,
Chairman.

Report adopted, and bill was so referred.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred Senate File No. 279, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-four (2724) of the Supplement to the Code, 1907, and to enact a substitute therefor relating to admission to the school for the deaf and to reports by county superintendents of deaf persons, 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 do pass.

H. W. GROUT,
Chairman.

Report adopted.

Mitchell of Wapello moved to reconsider the vote by which the House agreed to adjourn at 5:00 o'clock P. M.

Motion prevailed.

Mr. Mitchell then moved to adjourn until 9:00 o'clock A. M., Friday, March 21st.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 21, 1913.

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

Prayer was offered by Rev. James P. Burling of Des Moines, Iowa.

The Speaker announced that he had received the credentials for the election of Mr. O. G. Reeve as a member of the House from the 74th representative district, to succeed the late Hon. Frank A. Thayer.

Atkinson of Butler moved that the credentials be accepted.

Motion prevailed.

The Speaker appointed Atkinson of Butler and Miller of Bremer a committee to escort Mr. Reeve to the Chief Clerk's desk, where he 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 the office of Representative according to law and to the best of my ability, so help me God.

O. G. REEVE.

Jacobs of Calhoun moved that seat No. 24 be assigned to Mr. Reeve.

Motion prevailed.

The Speaker announced the following committee assignments to Reeve of Franklin:

Horticulture,
Appropriations,
Compensation of Public Officers,
Food and Dairy,
Banks and Banking,
Agriculture,
Animal Industry,
Claims.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate requests the recall of House File No. 87, a bill for an act to amend section 4603 of the Code, providing for the cross examination of an adverse party to the record of any civil action or proceeding.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Kingland of Winnebago moved that House File No. 87 be returned to the Senate, as requested.

Motion prevailed.

CONSIDERATION OF BILLS.

House resumed consideration of House File No. 215, a bill for an act to repeal section ten hundred seventy-two (1072) of the supplement to the code, 1907, and to enact a substitute therefor, providing for four year terms for county officers, with report of committee recommending indefinite postponement and minority report recommending amendment and passage.

SPECIAL ORDER NO. 22.

Time having arrived for Special Order No. 22, on motion of Cole of Hancock, House File No. 143, a bill for an act to repeal the law as it appears in section twenty-five hundred sixty-four (2564) of the supplement to the code, 1907, and to enact a substitute therefor, relative to the state board of health, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Klay of Sioux moved that House File No. 143, as amended, be referred to committee on Judiciary.

Speaker Pro Tem in the chair.

Speaker Cunningham in the chair.

Cole of Hancock moved the previous question on the motion to refer the bill to committee on Judiciary.

Seconded by Atkinson of Butler.

Motion prevailed, and previous question was ordered.

Motion to refer was lost.

Jacobs of Calhoun proposed the following amendment:

Amend by inserting after the word "secretary" in the third line of paragraph 4 of section one, the following: "or on written request of two or more members of the board of health."

Amendment adopted.

Mr. Jacobs also proposed the following amendment:

Amend by striking out of lines three and four of paragraph six, section one the words "with the approval of a majority of the ex-officio members of the board of health."

Whitney of Woodbury moved the previous question on the amendment.

Seconded by Ring of Linn.

Motion prevailed, and previous question was ordered.

Amendment adopted.

Bingham of Emmett proposed the following amendment:

Amend by inserting the words "and the" in line five of paragraph six of section one after the word "laws."

Amendment lost.

Klay of Sioux proposed the following amendment:

Amend by inserting after the word "ex-officio" the words "without compensation" in section two.

Amendment adopted.

Ring of Linn moved the previous question on the main question.

Seconded by Atkinson of Butler.

Motion prevailed and previous question was ordered.

Cole of Hancock moved that the rules be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—97.

The nays were:

Klay—1.

Absent or not voting:

Boettger, Buxton, Clark, Erickson, Fraley, Griggs, Grout, Heaton, Koontz, Larrabee—10.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On request of Barry of Linn, leave of absence was granted Erickson of Lyon for today.

On request of Bruce of Floyd, leave of absence was granted Grout of Black Hawk for today.

Mr. Speaker granted indefinite leave of absence to Buxton of Warren.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 115, by McVicker, passed the House.

H. C. RING.

I second the motion.

CHAS. E. SCHOLZ.

MR. SPEAKER—I move to reconsider the vote by which House File No. 115, by McVicker, passed to the third reading.

H. C. RING.

I second the motion.

CHAS. E. SCHOLZ.

Ring of Linn proposed the following amendment to House File No. 311, and requested that it be printed in the Journal:

I move to amend House File No. 311, by adding thereto section 6, as follows:

Sec. 6. The auditor of state or some suitable person appointed by him shall act as supervisor of insurance rates. It shall be the duty of such supervisor to enforce the provisions of this act, and he is empowered to make such orders as shall bring about a strict compliance therewith. He shall examine all schedules, and the amendments thereto, filed by the insurance companies in accordance with the provisions of this act, and if they are sufficiently complete to meet the requirement of this statute, to approve them. He shall see that the schedules so filed are correctly and accurately applied to the several risks throughout the state of Iowa; shall diligently investigate the reasonableness of the rates of insurance charged in this state for the risks referred to in this law, and he shall have power to increase or decrease any of such rates according to his best judgment.

Ring of Linn offered the following amendment and requested that it be printed in the Journal:

I move as a substitute for House File No. 360 and amendment thereto, as proposed by the Judiciary committee, and as found on page 1083 of the House Journal, the following, to-wit:

That the period following the word "county" in the tenth line of section 261 of the Supplement to the Code, 1907, be stricken out, and a comma inserted in lieu thereof, and after the comma the following words: "except that no change of venue shall be granted on the ground that the defendant is a non-resident of the state, if the defendant has an office or agency for the transaction of business in said city."

On motion of Clark of Monroe the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

On request of Dawson of Cherokee, leave of absence was granted Burt of Taylor until Tuesday.

Mr. Speaker granted leave of absence to Griggs of Scott until Saturday.

REPORTS OF COMMITTEE.

Dawson of Cherokee, 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. 283, a bill for an act to provide for and require instruction in public schools with reference to preventing accidents, 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 do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 565, a bill for an act to amend the law as it appears in section twenty-seven hundred fifty-seven (2757) Supplement to the Code, 1907, etc., 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 do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 576, a bill for an act to repeal the law as it appears in section 2747, chapter 14 of the title 13 of the Code of 1897, and enacting a substitute therefor relative to qualifications at school elections, 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 amended as follows:

Strike out the words "school elections" in section 1, line 1.

Strike out section 2; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Schools and Text Books, to whom was referred House File No. 548, a bill for an act to amend section 2820-a Supplement to the Code, 1907, relative to the indebtedness of certain independent school districts, 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 do pass.

W. P. DAWSON,
Chairman.

Report adopted.

On request of Klay of Sioux, leave of absence was granted Stipe of Page until Monday.

SPECIAL ORDER NO. 23.

Time having arrived for Special Order No. 23, on motion of Kulp of Palo Alto House Joint Resolution No. 5, joint resolution, proposing to amend the constitution so as to provide for the initiative and referendum within the state, with report of committee recommending substitute amendment and passage and the report of the minority recommending substitute amendment and passage was taken up, and considered.

Mr. Kulp moved that minority report be substituted for the report of the majority.

Roll call was demanded by Kulp of Palo Alto and Crozier of Marion.

On the question, "Shall the minority report be substituted for the report of the majority?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bingham, Boettger, Brown, Burt, Carson, Clark, Cole,

Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Elliott, Fraley, Greene of Grundy, Greene of Clinton, Hadley, Hamilton, Helming, Hutchins, Jamison, Jensen, Kingland, Klay, Kulp, LeRoy, Lounsberry, Milton, Munro, Odendahl, Peterson, Reeve, Rone, Scholz, Sidey, Steelsmith, Thompson, Trumbauer, White, Whitney, Workman, Mr. Speaker—47.

The nays were:

Barry, Bartle, Bernbrock, Black, Blackford, Bliss, Bradley, Brady, Brockway, Cannon, Chapman, Craig, Cronbaugh, Crozier, Eggleston, Elwood, Enger, Griffin, Halgrims, Halstead, Hansen, Hazen, Huff, Hunt, Huntley, Jacobs, Jacobson, Jones, Kane, Kelso, Larrabee, Lenocker, Lund, Manning, McHose, McVicker, Meredith, Miller, Mitchell, Newcomb, Pickford, Power, Ring, Rohwer, Saltzmann, Scott, Shankland, Sherman, Stipe, Stokes, Stutt, Townsend—52.

Absent or not voting:

Bruce, Buxton, Erickson, Griggs, Grout, Heaton, Koontz, McCullough, Webb—9.

So the House refused to substitute the minority report for the majority report.

Report of the committee adopted.

Jamison of Des Moines proposed the following amendment:

MR. SPEAKER—I move to amend the substitute for House Joint Resolution No. 5, as printed in the Journal of March 19th, as follows:

By striking out of section one (1) the sentence beginning on line nine (9), viz.: "The General Assembly shall fix the number of qualified electors required to propose the enactment of any proposed law which shall be not less than twelve per cent (12%) nor more than twenty-two per cent (22%) of the qualified electors of the state," and inserting in lieu thereof the following: "The number of qualified electors required to propose the enactment of any proposed law shall be eight per cent (8%) of the qualified voters of the state and each congressional district.

By striking out of section one (1) the sentence beginning on line twenty-three (23), viz.: "The required number of qualified electors required to exercise the right and power to require an act passed by the

General Assembly to be referred for approval or rejection shall be fixed nor more than twenty per cent (20%)," and inserting in lieu thereof, "The number of qualified electors required to cause an act of the General Assembly to be referred for approval or rejection shall be five per cent (5%)."

Roll call was demanded by Jamison of Des Moines and Clark of Monroe.

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

The ayes were:

Black, Bradley, Brown Cronbaugh, Dunlap, Greene of Clinton, Halstead, Hansen, Hazen, Jamison, Kane, Kelso, Kingland, Koontz, Kulp, Lenocker, Lounsberry, Manning, McCullough, Miller, Mitchell, Rone, Scholz, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman—33.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Brady, Brockway, Bruce, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Griffin, Hadley, Halgrims, Hamilton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Klay, LeRoy, Lund, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Shankland, Sherman, Stipe, Whitney, Mr. Speaker—61.

Absent or not voting:

Bauman, Bliss, Boettger, Burt, Buxton, Doze, Erickson, Griggs, Grout, Heaton, Helming, Larrabee, Saltzmann, Webb—14.

Amendment lost.

Jamison of Des Moines proposed the following amendment:

By striking out of lines 84 and 85 the following words, viz: "Until the General Assembly shall provide by law a method of procedure of printing, distributing and submitting proposed measures:" and by striking out of line 93 the words, "Which

shall be delivered to the county auditor of each county," and inserting in lieu thereof: "Which shall be mailed by the secretary of state to the address given on the poll books at the last preceding election, which polling list shall be furnished the secretary of state by the county auditors not less than two hundred (200) days preceding each such election."

By striking out lines ninety-four (94), ninety-five (95), ninety-six (96) and ninety-nine (99) of section one.

Roll call was demanded by Jamison of Des Moines and Clark of Monroe.

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

The ayes were:

Bernbrock, Black, Boettger, Bradley, Brown, Cannon, Clark, Cronbaugh, Downey, Doze, Dunlap, Greene of Clinton, Hamilton, Jamison, Kelso, Koontz, Kulp, Lund, Scholz, Scott, Sidey, Townsend, Trumbauer, White—24.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Bliss, Brady, Brockway, Bruce, Carson, Chapman, Cole, Crozier, Daniels, Dawson, Dixon, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Griffin, Hadley, Halgrims, Halstead, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Lenocker, LeRoy, Lounsberry, Manning, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Whitney, Workman, Mr. Speaker—67.

Absent or not voting:

Blackford, Burt, Buxton, Craig, Erickson, Griggs, Grout, Hazen, Heaton, Kane, Larrabee, McCullough, McHose, Mitchell, Saltzmann, Shankland, Webb—17.

Amendment lost.

Bingham of Emmet proposed the following amendment:

Insofar as applicable, the provisions of this amendment shall govern in the initiative and adoption of amendments to the constitution; provided, however, that no amendment so submitted shall become a part of the constitution until it shall have first received an affirmative majority vote at two successive regular biennial elections, the majority vote at the first of which shall be the authority for preparation of the ballot and re-submission at the second. The word "enacted" shall be replaced by the word "resolved" in the enacting clause when amendments to the constitution are submitted.

Jacobs of Calhoun moved the previous question to apply to the amendment and the main question.

Kulp of Palo Alto seconded the motion.

Motion prevailed.

Roll call was demanded by Klay of Sioux and Brockway of Louisa.

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

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Brockway, Bruce, Cannon, Carson, Chapman, Cole, Cronbaugh, Daniels, Doze, Elwood, Fraley, Greene of Grundy, Hadley, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Munro, Newcomb, Odendahl, Peterson, Pickford, Saltzmann, Scholz, Scott, Shankland, Sherman, Townsend, White, Whitney, Mr. Speaker—57.

The nays were:

Barry, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Clark, Craig, Crozier, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Enger, Greene of Clinton, Griffin, Halgrims, Hamilton, Jamison, Miller, Milton, Mitchell, Power, Reeve, Ring, Rohwer, Rone, Sidey, Steelsmith, Stokes, Stutt, Thompson, Trumbauer, Workman—38.

Absent or not voting :

Burt, Buxton, Erickson, Griggs, Grout, Heaton, Koontz, Larrabee, Lenocker, Manning, McCullough, Stipe, Webb—13.

Roll call verified.

Amendment adopted.

On request of Kulp of Palo Alto, Cole of Hancock, Helming of Allamakee, Halgrims of Humboldt, and Greene of Grundy, a call of the House was ordered.

Those present were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—101.

Those excused were :

Burt, Buxton, Erickson, Griggs, Grout, Heaton, Stipe—7.

Brady of Dallas moved that the proceedings under the call of the House be now terminated.

Motion prevailed.

Mr. Kulp moved that the rules be suspended, the joint resolution be considered engrossed, and read a third time now, which motion prevailed, and the resolution was read a third time.

HOUSE JOINT RESOLUTION NO. 5.

JOINT RESOLUTION to Amend the Constitution Relating to Legislative Authority; Providing for the Initiative and Referendum with Reference to the Enactment of Laws, or Laws Enacted by the General Assembly, and Amendments to the Constitution.

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

That the following, designated as section one (1), be and the same is hereby proposed as an amendment to section one (1), of article three (III) of the legislative department of the constitution of the state of Iowa, which, when agreed to by this, the Thirty-fifth General Assembly, shall be referred to the Thirty-sixth General Assembly and, if by it agreed to, shall be referred to the qualified electors of the state of Iowa, and, if approved and ratified by a majority of the qualified electors voting thereon, it shall be valid as a part of the constitution of the state of Iowa, as amended, and, when said section one (1), of article three (III) of the legislative department is so amended, it shall read as follows:

Section 1. The legislative authority of this state shall be vested in a general assembly which shall consist of a Senate and House of Representatives, and the style of every law shall be, "Be it enacted by the general assembly of the state of Iowa", but the people reserve unto themselves the right and power to propose laws, to enact, approve or reject the same at the polls, independent of the general assembly, and reserve the right and power to approve or reject any item, section or part of any act enacted by the general assembly, except otherwise provided by this section. The general assembly shall fix the number of qualified electors required to propose the enactment of any proposed law, which shall be not less than twelve (12%) per cent nor more than twenty-two (22%) per cent of the qualified electors of each of the congressional districts of the state. Every law proposed by the people shall be presented by petition, signed by the required number of qualified electors, addressed to and filed with the secretary of state not less than one hundred and fifty (150) days before the general election at which the proposed law shall be submitted. The petition shall contain the full text of the proposed law, with title and enacting clause.

If the proposed measure be to enact a law, the enacting clause shall be as follows: "Be it enacted by the people of the state of Iowa."

The right and power to initiate and enact laws shall be restricted within the same constitutional limitations as apply to the general assembly.

The required number of qualified electors required to exercise the right and power to require an act passed by the general assembly to be referred for approval or rejection shall be fixed by the general assembly, but shall not be less than ten (10%) per cent nor more than twenty (20%) per cent of the qualified electors of each of the congressional districts of the state. Petitions therefor shall be addressed to and filed with the secre-

tary of state within ninety (90) days from the final adjournment of the general assembly which passed the act to which the petition is addressed, and shall contain a full text of that part of the act to be referred; but such right and power shall not extend or apply to an act passed by the general assembly relating to the preservation of the public peace, public health or appropriations for the support and maintenance of the department of state and state institutions. All acts, and parts thereof, enacted by the general assembly and submitted to the people shall be and remain in full force and effect until rejected by the people, as herein provided.

Until the general assembly enacts a law fixing the per cent of qualified electors required for petition, the required per cent shall in all cases be fifteen (15%) per cent of the qualified electors of each of the congressional districts of the state.

The whole number of votes cast for secretary of state at the regular general election past preceding the filing of petition shall be the basis for the number of legal voters required to sign such petition.

The veto power of the governor shall not apply or extend to any measure initiated and enacted by the people.

All measures for proposed laws under the initiative or referred under the referendum shall be submitted to the people for adoption or rejection at the regular biennial election first occurring after the filing of the petition.

All measures for proposed laws under the initiative shall become a law when approved by a majority of the voters whose votes are cast thereon, and shall take effect as hereinafter provided.

Any measure referred under the referendum shall cease to be a law when rejected by a majority of the voters whose votes are cast thereon and proclamation has been made by the governor as hereinafter provided. All proposed laws under the initiative shall take effect and any measure referred under the referendum shall cease to be a law from and after the date of official declaration of the vote thereon by proclamation issued by the governor, which shall be not later than thirty days after the vote has been canvassed by the state canvassing board for that purpose, composed of the governor, secretary of state and attorney general, and certificate thereof made not later than December first following the election.

The petition contemplated by this section shall consist of sheets having such general form, printed or written, as shall be prescribed by the secretary of state, and shall be signed by the required number of qualified electors, in their proper persons only, to which shall be attached the resident addresses of such persons signing the petition and the date of signing. To each of such sheets shall be attached and made a part thereof an affidavit of some qualified elector that each signature thereon is the signature of the person whose name it purports to be, and that, to the best of the knowledge and belief of the affiant, each of the persons signing said

petition was, at the time of signing, a qualified elector. Such petition, so verified, shall be prima facie evidence that the signatures thereon are genuine and true, and that the persons signing the same are qualified electors of the state of Iowa.

Immediately upon the filing of a petition for the submission of a proposed law to the voters, the secretary of state shall submit the said proposed law to the supreme court for its opinion upon the constitutionality thereof, which shall be rendered within twenty (20) days, and if the court finds that the proposed measure conflicts with the constitution of the United States or the state of Iowa, the proposed measure shall not be submitted.

Until the general assembly shall provide by law a method of procedure of printing, distributing and submitting proposed measures, the secretary of state shall, ninety (90) days preceding the general election at which the measure will be voted upon, cause to be printed any and all measures for or to which petition has been filed, in pamphlet form, containing the full text thereof, with the title and enacting clause, together with arguments for and against the same, within the limits prescribed by the secretary of state. The number printed shall be not less than one for each voter voting at the last general election preceding the filing of the petition, which shall be delivered to the county auditor of each county.

For each voter in each voting precinct of each political party voting at the last general election, the auditor of each county shall deliver one copy to each precinct committeeman of each political party in the county.

The secretary of state shall submit all measures petitioned for in accordance with the provisions of this section, to the people for adoption or rejection at the polls in compliance herewith; but the right and power reserved to the people shall not operate to deprive or limit the power of the general assembly to enact laws.

If, at an election, conflicting measures submitted to the voters of the state shall be approved by a majority of the votes, severally cast thereon, the measure receiving the highest number of affirmative votes shall become law as to all conflicting provisions.

Insofar as applicable, the provisions of this amendment shall govern in the initiative and adoption of amendments to the constitution; provided, however, that no amendment so submitted shall become a part of the constitution until it shall have first received an affirmative majority vote at two successive regular biennial elections, the majority vote at the first of which shall be the authority for preparation of the ballot and re-submission at the second. The word "enacted" shall be replaced by the word "resolved" in the enacting clause when amendments to the constitution are submitted.

This section of the constitution shall be, in all respects, self-executive.

I feel somehow in the mood and controlled by these lines, I have for thereof, which shall be rendered withintwenty (20) days, and if the court full text thereof, with the title and enacting clause, together with argument and power to approve or reject any item, section or par tof any act en-

This section of the constitution shall be, in all respects, self-executive.

On the question, "Shall the resolution pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Cannon, Carson, Clark, Cole, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Odendahl, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—92.

The nays were:

Barry, Brockway, Chapman, Craig, Jamison, Koontz, McCullough, Newcomb, Peterson, Stipe—10.

Absent or not voting:

Burt, Buxton, Erickson, Griggs, Grout, Heaton—6.

So the joint resolution having received a constitutional majority was declared to have passed the House.

Klay of Sioux proposed the following amendment to the title:

Amend by adding thereto "and amendments to the constitution."

Amendment adopted and title as amended agreed to.

CONSIDERATION OF BILLS.

House resumed consideration of House File No. 215.

Hansen of Shelby moved that the minority report be substituted for the report of the majority.

Motion lost.

Report of committee was adopted and House File No. 215 was indefinitely postponed.

Hamilton of Lee moved that Hon. Maurice Connolly, congressman from the third district be invited to address the House.

Motion prevailed.

The Speaker appointed Hamilton of Lee a committee to escort Mr. Connolly to the Speaker's desk.

Mr. Connolly then addressed the House as follows:

MR. SPEAKER AND REPRESENTATIVES—It was a great surprise to me that I should be asked to speak here to-day. Ever since the campaign and the results of November, I have lost the art of speech, in fact, the art of conversation. The exigencies and demands of the cohorts who are willing to serve the country, who have petitioned and have had requests to make of me, have made me a first class listener, and in the campaign, I developed a faculty of talking in my sleep, but now my trouble is that I listen in my sleep. Late last night I had a telephone call from a gentleman, who was willing to be postmaster in a certain vicinity, who was very anxious to hear me speak favorably.

But, my friends, I realize that you have a great deal to do. I do not believe I could tell you anything. I am simply here as a native of Iowa; one who was born in the state; one who comes from people who were pioneers in Iowa. My father was here in the thirties and my grandfather preceded him in Iowa, and I have great admiration for Iowa and great respect and love for the pioneers who blazed the trail and builded this state, and I have just one last connecting link,—an old gray haired mother. From her, from the influences of the old pioneer home, the good that may be in me, the good influences that arise in me emanate from the sanctity of that home. All that I ask is that these influences may continue.

I feel somehow in the mood and controlled by these lines, I have forgotten who wrote them, but they suggest themselves to me at this time. I am in my swaddling clothes period of politics. I am an infant in politics. I am new in politics, but I think of these lines:

“The greatest thing in life, I find at every turn of the road,
Is the stalwart hand of some comrade, kind to help one onward with
the load.

And since of gold, I cannot give, and love alone must make amends,
My only prayer is while I live, God make me worthy of my friends.”

And when I say “my friends,” I mean the people who put me in the position I occupy to-day, and I beseech that God, your God and my God, who smiles benignly upon tolerance and liberality, I beseech that that God, the God without whose assistance we can do nothing, may give me light to act intelligently, not only for my friends, but my foes, to serve them in

a patriotic sense and not in a partisan sense; to give me the light to act intelligently and the fortitude to do that which is right, and that I may take my part in going out into the lanes and the byways and helping to bring in the lame and the halt, the sick and the poorly fed and poorly clad, who have been somewhat neglected during all these years in legislation, and help to bring them out into the great, broad pathway of life, which for many years has been used only for privilege, to lead them into that pathway at the end of which we see a sentiment originated by a democrat but which applies to all people the golden chiseled words "Equality of rights to all and special privileges to none."

I thank you most sincerely for your courteous and kind attention.

Ring of Linn moved that House File No. 572 be recalled from the committee on Judiciary and referred to the committee on Labor.

Motion prevailed.

Dixon of Sac moved that Hon. Paul Stillman, former Speaker of the House, be invited to address the members of the House.

Motion prevailed.

Brockway of Louisa moved that House File No. 465 be made a special order for Wednesday, March 26th, at 10:00 o'clock A. M., and continue a special order until disposed of.

Motion prevailed.

Miller of Bremer moved that the chief clerk be instructed to prepare a duplicate copy of House File No. 475 with all endorsements thereon.

Motion prevailed.

Journal of Thursday, March 20th was corrected and approved.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, House File No. 135, a bill for an act to amend the law as it appears in chapter sixty-four (64) of the acts of the Thirty-third (33d) General Assembly, as amended by chapters fifty-two (52), fifty-four (54) and fifty-five (55) of the acts of the Thirty-fourth (34th) General Assembly, relating to the government of certain cities.

W. W. ANDERSON,
Chairman.

Report adopted.

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. 206, a bill for an act to legalize the ordinances of the town of New Market, Taylor county, Iowa.

Also.

House File No. 293, a bill for an act to legalize the incorporation of Humboldt state bank, Humboldt, Iowa.

W. W. ANDERSON,
Chairman.

Report adopted.

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. 546, a bill for an act to provide for the terms of court in the fourth and twenty-first judicial districts.

W. W. ANDERSON,
Chairman.

Report adopted.

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. 78, a bill for an act to amend the law as it appears in section twenty-one hundred and fifty-seven-s (2157-s) Supplement to the Code, 1907, relating to the transportation of live stock.

Also.

House File No. 446, a bill for an act enabling the board of directors of the independent school district of Tama, Iowa, to compensate a member for services as superintendent of schools.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 210, a bill for an act to amend the law as it appears in sections ten hundred fifty-six-a-twenty-five and ten hundred fifty-six-a-twenty-six (1056-a-25 and 1056-a-26) Supplement to the Code, 1907, as amended, and to provide for the appointment and powers of library trustees in certain cities.

Also.

Senate File No. 52, a bill for an act requiring common carriers to settle claims for delay in delivering freight or injury or loss of freight in transit or for excessive freight rates within a specified time, and providing a penalty for failure to comply therewith.

Also.

Substitute for Senate File No. 43; a bill for an act appropriating the sum of twenty-seven hundred (\$2,700.00) dollars, to indemnify Allan W. Hamaker for personal injuries sustained by him while employed as a guard in the reformatory at Anamosa, Iowa.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Klay of Sioux presented the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

RESOLUTION.

WHEREAS: There having been a great many inquiries as to the essential points of difference on the vital matters between House File No. 648, by the House committee on Public Utilities, and Senate File No. 306, by the Senate committee on Public Utilities, and it is desirable that the members have these differences printed in brief form for their own use and for the purpose of answering inquiries thereon, therefore be it

Resolved, That the following statement, by the chairman of the House committee on Public Utilities, be printed in the Journal, and that the public printer be directed to print one thousand (1,000) extra copies thereof for the use of the members of the House and Senate.

"The House committee on Public Utilities has introduced an entirely new bill establishing a public service commission. The House committee has tried to gather the best features in the laws from the various states, profiting by their experience and their mistakes.

The essential points of difference on the vital matters between the House bill and the Senate bill are as follows:

Under the House bill, the city is able to purchase an existing public utility operating under a permit granted by the state commission, by pursuing the following course: A special election is held, and if the majority of the citizens so decide, the matter is then settled, without any appeal to the commission of the state as to the necessity for the purchase; without any appeal to the district court, subject to appeal to the supreme court; without any unanimous vote of any jury being required. A public utility taking out an indeterminate permit, waives all jury trials on those matters. This question of necessity, we believe, is one for the citizens themselves to determine in each locality. After that matter is decided, the appraisal of value of the property is made by the state commission.

The commission's findings of facts are conclusive, in the same way that a jury's findings of facts are conclusive. It took twenty years to get this principle adopted in the national inter-state commerce law. We feel that the Iowa legislature should profit by this experience, removing the possibility of interminable delays and litigations in the courts.

Appeals are made directly from the commission to the supreme court. It is thought unwise to make a tribunal of the character of a public service commission on an equality with an ordinary justice of the peace court, subject to appeal to the district court, thence to the supreme court, and thence to the federal courts.

The commerce counsel is not abolished. The department remains just as it is today, but the committee has introduced a separate bill to extend its jurisdiction to all public utilities.

The commission is to be composed of five members, permanently, to be appointed by the governor with the advice and consent of the Senate.

Problems confronting a tribunal of this character are of such magnitude that the members of the commission should be, as closely as possible, of the character and standing of members of our supreme court. Their judgment in the appraisals of properties will determine the ownership of large interests. The appraisal of the Des Moines street railway alone would determine values aggregating several millions of dollars.

The expenses of the commission are to be borne by assessments on the utilities regulated. The commission is required to make valuations for taxation purposes of all the public utilities in the state, which are now valued by the executive council, and certify these valuations to the executive council or other taxation tribunal making the assessments; these findings to be conclusive as to the valuations for taxation purposes. This

relieves the state of the expense of having two valuations made by separate commissions. We feel this duplication is unwarranted, and the findings of one tribunal might be very embarrassing to the other body.

No foreign corporation can receive any grant or franchise hereafter to construct or operate a utility handling heat, light, water or power.

The commission is prohibited from approving issues of stocks and bonds. If the public service commission should approve an issue of securities, it would naturally follow that the state commission, when called upon later, to determine the value for rate making purposes, would be compelled to recognize those stocks and bonds as entitled to return, which would probably also carry with it the recognition of other securities formerly issued on the footing as such new securities. The whole question of validating existing capitalization and watered stock is thus avoided.

The commission is empowered to suspend any changes in rates upon investigation, and if an advance by a public utility is unjustified, it can be permanently suspended.

Any person making a written application for a hearing is entitled to the same, and in the hearing of cases, those involving labor disputes are given preference over all other cases.

Removal of commissioners is provided as follows: Upon complaint filed by the attorney general, or one hundred citizens petitioning for the same, and the attorney general then filing said complaint, the chief justice is required to name a tribunal, to consist of three members of the supreme court. This tribunal shall hear the charges, and determine whether the commissioner shall be discharged.

The bill specifically provides that no part of the same can be interpreted as validating any existing franchise.

Some of these matters provided in the House bill raise the issues that have been threshed out in many states and in congress, relative to the interstate commerce act. They will probably arouse the same opposition that similar measures caused when it was sought to write them in our national laws."

Motion prevailed, and resolution was adopted.

Brockway of Louisa offered the following resolution and moved its adoption:

RESOLUTION.

Resolved, By the House that the chief clerk be instructed to have 500 copies printed of the report of the Railroad Commission relative to the Commerce Council.

Motion prevailed, and resolution was adopted.

REPORTS OF COMMITTEES.

Hutchins of Kossuth, from the committee on Drainage, submitted the following report:

MR. SPEAKER—Your committee on Drainage, to whom was referred House File No. 569, a bill for an act to amend chapter two-a (2-a) of title ten (X) of the Supplement to the Code, 1907, relative to drainage warrants, 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. B. HUTCHINS,
Chairman.

Report adopted and House File No. 569 was indefinitely postponed.

Also.

MR. SPEAKER—Your committee on Drainage, to whom was referred House File No. 550, a bill for an act to encourage the reclamation of wet lands by drainage in the state of Iowa and to aid in publishing the proceedings of the annual convention of the Iowa state drainage association; to make an appropriation therefor, 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 do pass.

C. B. HUTCHINS,
Chairman.

Lund of Hamilton moved that House File No. 550 be referred to committee on Appropriations.

Motion prevailed, and bill was so referred.

Also.

MR. SPEAKER—Your committee on Drainage, to whom was referred House File No. 639, a bill for an act to amend the law as it appears in chapter two (2) as amended by chapter two-a (2-a) of title ten (X) of the Supplement to the Code, 1907, relative to disbursement of surplus drainage funds, 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 do pass.

C. B. HUTCHINS,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Drainage, to whom was referred House File No. 638, a bill for an act to amend the law as it appears in sections nineteen hundred eighty-nine-a-9 and nineteen hundred eighty-nine-a-34 of the Supplement to the Code, 1907, relating to engineers' estimates for work performed on drainage contracts, 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. B. HUTCHINS,
Chairman.

Report adopted and House File No. 638 was indefinitely postponed.

Dixon of Sac, 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. 567, a bill for an act relative to payment of deposits in trust, 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.

W. J. DIXON,
Chairman.

Report adopted and House File No. 567 was indefinitely postponed.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Newcomb of Adams presented remonstrance of citizens of Adams county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Newcomb of Adams presented petition of citizens of Adams county favoring amendment of hunters license law.

Referred to committee on Fish and Game.

Griggs of Scott presented remonstrance of voters of Scott county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

The Speaker appointed Dixon of Sac as committee to escort Hon. Paul Stillman to the Speaker's desk.

Mr. Stillman made the following remarks:

MR. SPEAKER AND GENTLEMEN OF THE HOUSE: I appreciate deeply the distinguished courtesy which you have conferred upon me by permitting me to stand for a moment in this exalted station. I appreciate it the more because some whispering out of the past enables me to see something strangely and sweetly familiar about these surroundings. In fact, as I look about me, I am almost overcome by a flood of recollections out of the past,—a past which is illumined by memories of the most delightful associations of life, had upon this floor. As I stand here I am impressed by the sweeping and the rapid changes which time brings. For of all the 108 men, who six years ago assembled as the Thirty-second General Assembly, unless my vision fails me, but three now remain; and whatever damage the omission may do to the pride of one who holds the political views I do, I am of the opinion that those three are all democrats. (Applause from the Cherokee strip). The modest and conscientious gentlemen from Van Buren, whom I dare say all have learned to love; the caustic but genial gentleman from Bremer, who has not done his duty by you unless he has enlivened the session by his bright shafts of wit; and finally, the most venerable gentleman from Johnson, whose patriarchal and benignant smile I now see hover over the left part of the chamber, like a benediction.

Gentlemen, as republicans we have become in the later days, men of sorrows and acquainted with grief, and I assure you that it adds nothing to the sum of our misfortunes to know that three such democrats have survived the changes of time and fortunes of politics.

I am too familiar with the proprieties and ethics to impose a speech upon you. I have no speech. But I will not sit down until I have congratulated every one of you upon his membership in this body. There may be greater honors and more spectacular positions, but there is no finer honor won than to be called to represent an Iowa county upon the floor of this House, representing a people who have themselves made a capital of character.

And now, gentlemen, I thank you once more for this courtesy. It has been a great delight to stand before you again. I know that it is contrary to the ethics of the legislature for one not a member to speak upon subjects before you, but if that were not the case, and I were free to tell you what is in my mind, I should say to you that I was delighted yesterday to note that the gentlemen from the other side of the corridor passed a real progressive road bill, in which I hope this House may concur next week.

Having violated the proprieties of this House, I move that the remark be expunged from the record. (Applause).

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 215 was indefinitely postponed.

JOHN L. BROWN,

I second the motion.

WALTER NEWCOMB.

On motion of Whitney of Woodbury, the House adjourned until Saturday, March 22nd, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 22, 1913.

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

Prayer was offered by Rev. G. O. Marsh, Bagley, Iowa.

Mr. Speaker granted leave of absence to Huntley of Lucas until Monday.

Mr. Speaker granted leave of absence to Meredith of Jasper until Monday.

On request of Hansen of Shelby, leave of absence was granted Steelsmith of Osceola until Monday.

On request of Dunlap of Clinton, leave of absence was granted Doze of Wayne until Monday.

Mr. Speaker granted leave of absence to Manning of Story until Tuesday.

On request of Brown of Mahaska, leave of absence was granted Sidey of Adair until Tuesday.

Mr. Speaker granted leave of absence to Atkinson of Butler until Monday.

Mr. Speaker granted Stutt of Jones leave of absence until Tuesday.

On request of Larrabee of Fayette, leave of absence was granted White of Benton until Monday.

On request of Rone of Worth, leave of absence was granted Lounsberry of Marshall until Wednesday.

On request of Saltzmann of Chickasaw, leave of absence was granted Rohwer of Ida until Monday.

On request of Townsend of Tama, leave of absence was granted Cannon of O'Brien until Monday.

On request of Carson of Davis, leave of absence was granted Bernbrock of Black Hawk until Tuesday.

On request of Brockway of Louisa, leave of absence was granted Munro of Washington until Monday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Hadley of Webster presented remonstrance of citizens of Webster county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Clark of Monroe presented remonstrance of local union No. 793 against passage of Senate File No. 389.

Referred to committee on Mines and Mining.

Enger of Winneshiek presented remonstrance of voters of Winneshiek county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Townsend of Tama presented remonstrance of Citizens of Tama county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Crozier of Marion presented remonstrance of voters of Marion county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Doze of Wayne presented remonstrance of citizens of Wayne county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

LeRoy of Delaware presented remonstrance of citizens of Delaware county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Rone of Worth, presented remonstrance of citizens of Worth county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Jones of Dickinson presented remonstrance of citizens of Dickinson county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Doze of Wayne presented remonstrance of citizens of Wayne county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Boettger of Scott presented remonstrance of citizens of Scott county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Kulp of Palo Alto presented remonstrance of citizens of Palo Alto county against any legislation that will require high licenses of rural salesmen of domestic and stock remedies.

Referred to committee on Agriculture.

Dixon of Sac presented remonstrance of citizens of Sac county against the creation of a tax commission.

Referred to committee on Ways and Means.

Clark of Monroe presented remonstrance of citizens of Monroe county against the creation of a tax commission.

Referred to committee on Ways and Means.

Whitney of Woodbury presented remonstrance of citizens of Woodbury county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Boettger of Scott presented petition of Amalgamated Association of Street & Electric Railway Employes of America, Division No. 312 favoring workmens' compensation act.

Referred to committee on Judiciary.

Anderson of Montgomery moved to withdraw from the committee on Police Regulations all petitions sent to that committee relative to House File No. 439, and refer same to the committee on Judiciary.

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 passed the following bill in which the concurrence of the Senate was asked:

House File No. 3, a bill for an act to amend section 732, Supplement to the Code, 1907, in relation to library funds and transfer thereof.

JOS. E. MEYER,
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. 336, a bill for an act authorizing the issue of a patent to the S.E.¼ of S.E.¼ of section 23, township 67, range 23, west of the 5th P. M.

JOS. E. MEYER,
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. 337, a bill for an act authorizing the issue of a patent to the N.E.¼ of S.E.¼ of section 23, township 67, range 23, west of the 5th P. M.

JOS. E. MEYER,
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. 247, a bill for an act to declare certain diseases contagious and infectious, and to provide rules and regulations for the control of same, and to fix punishment for violation thereof.

JOS. E. MEYER,
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. 343, a bill for an act to legalize an election held in the town of Modale, Iowa, and to legalize the acts of the council of said town in filling vacancies in said council.

JOS. E. MEYER,
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. 138, a bill for an act to legalize certain warrants of the city of Onawa, Iowa.

JOS. E. MEYER,
Secretary.

REPORTS OF COMMITTEES.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 512, a bill for an act to prohibit the spraying of fruit trees and other flowering shrubs when in bloom, 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 do pass.

C. W. HUNT,
Chairman.

Report adopted.

Power of Jefferson, from the committee on Labor, submitted the following report:

MR. SPEAKER—Your committee on Labor, to whom was referred House File No. 611, a bill for an act authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employes; providing the powers, duties and compensation of such board and setting forth the manner in which the investigation of disputes shall be made and the publication and recording of the decision and finding of said board and making appropriation therefor, 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 do pass.

S. A. POWER,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Labor, to whom was referred House File No. 117, a bill for an act to create a department for women and chil-

dren in the bureau of labor and to prescribe the duties thereof; additional to chapter eighty (80) of the Code, relating to the bureau of labor statistics, 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 do pass.

S. A. POWER,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Labor, to whom was referred House File No. 500, a bill for an act to repeal the law as it appears in chapter two hundred twenty (220), acts of the Thirty-third General Assembly, and to amend the law as it appears in section forty-nine hundred ninety-nine-a-nine (4999-a9) Supplement to the Code, relating to the protection against fire and providing means for escape, 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 do pass.

S. A. POWER,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Labor, to whom was referred Senate File No. 311, a bill for an act to amend the law as it appears in section forty-nine hundred ninety-nine-a-four (4999-a4) of the Supplement to the Code, 1907, providing for the safety and comfort of laborers and other persons assembled in factories and buildings, 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 do pass.

S. A. POWER,
Chairman.

Report adopted.

The following motion was filed:

MR. SPEAKER—I move to withdraw the motion filed by me to reconsider the vote by which House File No. 182 was indefinitely postponed.

A. T. STOKES.

I second the motion.

AL. A. LENOCKER.

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 requests the recall of House File No. 66, a bill for an act to amend the law as it appears in section 1984-a19, 1989-a25, 1989-a27, and 1989-a38, Supplement to the Code, 1907, relating to assessments for benefits to roads, streets, and highways in levee or drainage districts.

JOS. E. MEYER,
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. 439, a bill for an act to create a state highway commission, to create a system of county and township road, bridge and culvert construction, and manner of carrying on such improvements, and rights, duties and powers of county, township and other officers and employes.

JOS. E. MEYER,
Secretary.

Speaker Pro Tem in the chair.

SENATE MESSAGES CONSIDERED.

Senate File No. 439, a bill for an act to create a state highway commission and to provide for the appointment, term of office, compensation, powers and duties of such commission, to create a system of county and township road, bridge and culvert construction and maintenance, and to prescribe the procedure and manner of carrying on such improvements, and the rights, duties and power of county, township, and other officers and employers with reference thereto, to fix the rights of parties contracting with reference to such work, to repeal section two thousand six hundred seventy-four-f (2674f) of the supplement to the code, 1907, relating to highway commission and to amend section three (3) of chapter twenty-four (24) of the Acts of the Thirty-fourth General Assembly, relating to the county road building fund.

Read first and second time and passed on file.

Kulp of Palo Alto moved that House File No. 66 be returned to the Senate, as requested.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Dixon of Sac, House File No. 259, a bill for an act creating the office of state examiners for counties, fixing their compensation, duties, terms of office and method of appointment, providing for a system of public accounting and supervision of county officers, establishing a uniform system of accounts, reports and audits for counties, and providing penalties for violations of this act, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Dixon moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bingham, Blackford, Bliss, Brady, Brockway, Carson, Chapman, Cole, Daniels, Dawson, Dixon, Dunlap, Elliott, Elwood, Greene of Grundy, Greene of Clinton, Griffin, Heaton, Helming, Huff, Hunt, Hutchins, Jensen, Jones, Kulp, Lenoeker, Manning, McHose, McVicker, Meredith, Milton, Newcomb, Pickford, Power, Reeve, Ring, Shankland, Sherman, Whitney—43.

The nays were:

Bauman, Black, Boettger, Bradley, Brown, Bruce, Clark, Craig, Cronbaugh, Crozier, Doze, Eggleston, Enger, Hadley, Halgrims, Halstead, Hansen, Hazen, Jacobs, Jacobson, Kane, Kingland, Klay, Koontz, Larrabee, LeRoy, Lund, Miller, Mitchell, Odendahl, Peterson, Rone, Saltzmann, Scholz, Scott, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, Workman—42.

Absent or not voting:

Atkinson, Bernbrock, Burt, Buxton, Cannon, Downey, Erickson, Fraley, Griggs, Grout, Hamilton, Huntley, Jamison, Kelso, Lounsberry, McCullough, Munro, Rohwer, Sidey, Stipe, Stutt, White, Mr. Speaker—23.

Roll call verified.

So the bill having failed to receive a constitutional majority was declared to have been lost.

MOTIONS TO RECONSIDER.

I move to reconsider the vote by which House File No. 259 failed to pass the House.

W. J. DIXON.
JOHN W. JACOBS.

I second the motion.

GERRIT KLAY.
H. C. RING.

I move to reconsider the vote by which House File No. 259 passed to its third reading.

JOHN W. JACOBS.
W. J. DIXON.

I second the motion.

GERRIT KLAY.
H. C. RING.

SPECIAL ORDER NO. 24.

Time having arrived for Special Order No. 24, on motion of Dawson of Cherokee, House File No. 139, a bill for an act to establish a department of public instruction, and to amend section ten hundred and sixty-five (1065) of the supplement to the code, 1907, and to repeal chapter one (1) of title thirteen (13) of the code, and to repeal chapter one (1) of title thirteen (13) of the supplement to the code, 1907, as amended, relative to the office of superintendent of public instruction, and to enact a substitute therefor, and to make the superintendent of public instruction, ex-officio, a member of the state board of education, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Power of Jefferson proposed the following amendments:

Amend paragraph 11, section 3 of the printed bill by striking out the first four words, "to prepare and publish" and substitute therefor the following: "he shall prepare and supply."

Amendment adopted.

Amend paragraph 10 section 3 by striking out the third word "appoint" and substitute therefor the following: "arrange for."

Amendment adopted.

Amend section 7 of printed bill by striking out all of line one (1) and substituting therefor the following: (He may appoint a deputy whose appointment must be approved by the governor of the state. The qualifications of the deputy shall be the same as required by section two (2) of this act. The deputy shall qualify in like manner as his principal and).

Amendment adopted.

Amend by striking out section ten (10) (the publication clause.)

Amendment adopted.

Kulp of Palo Alto proposed the following amendment:

I move to amend House File No. 139 by striking out section one (1) of the printed bill, and to amend the first line of section two (2) of the printed bill by striking out the word "appointment" and substituting the word "election," and re-numbering the sections by making section two section one (1), and the other section to follow consecutively.

Jacobs of Calhoun proposed the following amendment as a substitute:

To insert the words "and House" after the word "Senate" in line three of section 1, and further by inserting the word "joint" between the words "in" and "executive" in line three of section 1.

Shankland of Polk moved the previous question on the substitute amendment, the amendment and bill.

Seconded by Kingland of Winnebago.

Motion prevailed.

Substitute amendment substituted for the amendment by rising vote.

Substitute amendment adopted.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Carson, Chapman, Cole, Craig, Daniels, Dixon, Elliott, Elwood, Enger, Greene of Grundy, Griffin, Hadley, Halgrims, Hansen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Jones, Klay, Kulp, Larrabee, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Newcomb, Pickford, Power, Reeve, Ring, Rone, Scholz, Shankland, Sherman.

The nays were:

Barry, Bartle, Bauman, Bradley, Brown, Clark, Cronbaugh, Crozier, Dawson, Doze, Dunlap, Eggleston, Greene of Clinton, Halstead, Hamilton, Heaton, Helming, Jamison, Kane, Kelso, Kingland, Koontz, McCullough, Miller, Milton, Mitchell, Oden-dahl, Peterson, Saltzmann, Scott, Stokes, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman.

Absent or not voting:

Atkinson, Bernbrock, Black, Boettger, Burt, Buxton, Cannon, Downey, Erickson, Fraley, Griggs, Grout, Hazen, Huntley, Lenøcker, Lounsberry, Munro, Rohwer, Sidey, Steelsmith, Stipe, Stutt, White, Mr. Speaker.

Verification of the roll call was demanded by Power of Jefferson, and the clerk proceeded to verify the roll.

The verification of the roll was interrupted by the request of Jacobs of Calhoun, Dixon of Sac, Shankland of Polk, Elliott of Monona and Halgrims of Humboldt, for a call of the House, and the same was ordered.

Those present were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady,

Brockway, Brown, Bruce, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenoeker, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Stokes, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman—84.

Those excused were:

Bernbrock, Black, Burt, Buxton, Cannon, Doze, Erickson, Griggs, Grout, Huntley, Lounsberry, Meredith, Munro, Rohwer, Sidey, Steelsmith, Stipe, Stutt, White—19.

Absent:

Atkinson, Downey, Fraley, Hazen, Mr. Speaker—5.

Jacobs of Calhoun moved that the proceedings under the call of the House be now terminated.

Motion prevailed by rising vote.

Jacobs of Calhoun moved that the House adjourn until 9:00 o'clock A. M., Monday.

Roll call was demanded by Koontz of Johnson and Clark of Monroe.

On the question, "Shall the House adjourn?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Griffin, Hadley, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Jones, LeRoy, Manning, McHose, Milton, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Whitney—43.

The nays were:

Boettger, Bradley, Brown, Clark, Cronbaugh, Crozier, Dunlap, Eggleston, Greene of Grundy, Greene of Clinton, Halgrims, Halstead, Hamilton, Heaton, Helming, Jamison, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenoeker, Lund, McCullough, McVicker, Mitchell, Newcomb, Odendahl, Saltzmann, Scott, Stokes, Thompson, Townsend, Trumbauer, Webb, Workman—38.

Absent or not voting:

Atkinson, Bauman, Bernbrock, Black, Burt, Buxton, Cannon, Downey, Doze, Erickson, Fraley, Griggs, Grout, Hansen, Hazen, Huntley, Lounsberry, Meredith, Miller, Munro, Rohwer, Sidey, Steelsmith, Stipe, Stutt, White, Mr. Speaker—27.

So the motion to adjourn until Monday at 9:00 o'clock A. M., prevailed.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 139 passed to its third reading.

S. A. POWER.

I second the motion.

WALTER NEWCOMB.

The House stood adjourned until Monday 9:00 A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 24, 1913.

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

Prayer was offered by Right Rev. Harry S. Longley, Suffragan Bishop of Iowa, Des Moines, Iowa.

Journal of Friday, March 21st, corrected and approved.

Journal of Saturday, March 22d, corrected and approved.

On request of Hadley of Webster, leave of absence was granted Kingland of Winnebago until Tuesday.

On request of Bauman of Van Buren, leave of absence was granted Crozier of Marion until Tuesday.

On request of Daniels of Appanoose, leave of absence was granted Carson of Davis until Tuesday.

Klay of Sioux moved that the report of the committee on Judiciary with reference to Senate File No. 40, be expunged from the record.

Motion prevailed.

CONSIDERATION OF BILLS.

SPECIAL ORDER NO. 24.

House resumed consideration of House File No. 139.

Power of Jefferson asked unanimous consent to withdraw his demand for a verification of the roll call.

Consent was granted and demand was withdrawn.

Mr. Speaker announced the result of the roll call on House File No. 139.

Whole number of votes cast 84.

Ayes 47, nays 37, absent or not voting 24.

So the bill, having failed to received a constitutional majority, was declared to have been lost.

MOTION TO RECONSIDER.

I move to reconsider the vote by which House File No. 139 failed to pass the House.

W. P. DAWSON.

J. D. PETERSON.

I second the motion.

U. G. WHITNEY.

JUSTIN BARRY.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Kane of Dubuque presented remonstrance of voters of Dubuque county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Craig of Madison presented petition of Winterset Business Mens Association favoring House File No. 262.

Referred to committee on Schools and Text Books.

Elwood of Howard presented remonstrance of citizens of Howard county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Cannon of O'Brien presented petition of business men of Boone, Iowa, favoring passage of Senate File No. 102.

Referred to committee on Railroads and Transportation.

Barry of Linn presented remonstrance of citizens of Linn county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Bliss of Ringgold presented remonstrance of citizens of Ringgold county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Townsend of Tama presented remonstrance of citizens of Tama county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Larrabee of Fayette presented remonstrance of citizens of Fayette county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Anderson of Greene presented remonstrance of citizens of Greene county against the creation of a tax commission.

Referred to committee on Ways and Means.

Kane of Dubuque presented remonstrance of citizens of Dubuque county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Hutchins of Kossuth presented remonstrance of citizens of Kossuth county against the creation of a tax commission.

Referred to committee on Ways and Means.

Bliss of Ringgold presented remonstrance of citizens of Ringgold county against the creation of tax commission.

Referred to committee on Ways and Means.

Rone of Worth presented remonstrance of citizens of Worth county against the creation of a tax commission.

Referred to committee on Ways and Means.

LeRoy of Delaware county presented remonstrance of citizens of Delaware county against the creation of a tax commission.

Referred to committee on Ways and Means.

Hazen of Pottawattamie presented remonstrance of citizens of Pottawattamie county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Hadley of Webster presented remonstrance of citizens of Webster county against the creation of a tax commission.

Referred to committee on Ways and Means.

Dawson of Cherokee presented remonstrance of citizens of Cherokee county against the creation of a tax commission.

Referred to committee on Ways and Means.

Stokes of Plymouth presented remonstrance of citizens of Plymouth county against the creation of a tax commission.

Referred to committee on Ways and Means.

Black of Muscatine presented remonstrance of citizens of Muscatine county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Cannon of O'Brien presented remonstrance of citizens of O'Brien county against the creation of a tax commission.

Referred to committee on Ways and Means.

Steelsmith of Osceola presented petition of citizens of Osceola county favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Larrabee of Fayette presented petition of citizens of Fayette county favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Dawson of Cherokee presented remonstrance of citizens of Cherokee county against creation of permanent tax commission.

Referred to committee on Ways and Means.

REPORTS OF COMMITTEES.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred Senate File No. 214, a bill for an act authorizing the executive

council of Iowa to incur expenses and make expenditures to procure data, make investigations and provide things not otherwise provided to enable said executive council to perform the duties imposed by law, and making appropriation therefor, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Appropriations, to whom was referred Senate File No. 141, a bill for an act to repeal the law as it appears in section twenty-six hundred ninety-two-a (2692-a) of the Supplement to the Code, 1907, and to repeal section one (1) of chapter one hundred seventy-two (172) of the acts of the Thirty-third General Assembly, relating to state agents, their salaries and supplies, and to enact a substitute therefor, and to amend section one (1) of chapter one hundred thirty-four (134) making an appropriation for the salaries and expenses of state agents, 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.

W. LARRABEE, JR.,
Chairman.

Report adopted and Senate File No. 141 was indefinitely postponed.

Also.

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 349, a bill for an act to amend the law as it appears in section seven (7), chapter one hundred sixty-nine (169) of the Thirty-third General Assembly, relating to the compensation of the state bee inspector and make an appropriation therefor, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 549, a bill for an act appropriating a certain sum of money to A. S. Perryman, the said amount being the unearned license fee by said A. S. Perryman, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 69, a bill for an act to authorize the repayment to the estate of W. R. Benton of money paid to the state of Iowa, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred House File No. 501, a bill for an act to amend section twenty-one hundred and thirteen (2113) of the Supplement to the Code, 1907, as amended by chapter one hundred twenty-seven (127) of the acts of the Thirty-third General Assembly, relating to the powers of the board of railroad commissioners, 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 do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred House File No. 630, a bill for an act to amend the law as it appears in section two thousand twenty-two (2022) of the Supplement to the Code, 1907, relating to private railways crossings, 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 do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred House File No. 424, a bill for an act to amend section two thousand seventeen (2017) of the Code, relating to the right of railroad companies to raise or lower highways where they are crossed by railroads, and giving the board of railroad commissioners authority to order undergrade or overhead crossings, 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 amended by the following substitute amendment:

A BILL for an Act to Amend Section Two Thousand Seventeen (2017) of the Code, Relating to the Right of Railroad Companies to Raise or Lower Highways Where They are Crossed by Railroads, and Giving the Board of Railroad Commissioners Authority to Order Undergrade or Overhead Crossings.

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

Section 1. That section two thousand seventeen (2017) of the Code is hereby repealed and the following is enacted in lieu thereof:

“Any such corporation may raise or lower any turnpike, plank road, or other road, for the purpose of having its railroad cross over or under the same, and, in such cases, such corporation shall put such road, as soon as may be, in as good repair and condition as before such alteration. When a new railroad crosses an established highway, or when it is desired to locate a new highway across an established railroad, or when it is desired by the board of supervisors of any county or by any railroad company operating a railroad in this state, for the safety of the public using such highway, to change, alter, re-locate, or vacate an established highway, where same crosses a railroad, and the railroad company and the board of supervisors of the county in which such highway crossing is located, cannot agree in respect thereto, the board of railroad commissioners of this state, upon application of either the board of supervisors or of twenty-five freeholders of said county, or the railroad company interested, are authorized and empowered, after hearing upon reasonable notice, to determine the necessity for such crossings, location thereof, whether the same shall be at grade or otherwise, the manner in which the same shall be constructed, maintained, or changed, division of expense thereof, and generally to make such orders in respect thereto as are equitable and just,

including the right to require condemnation proceedings to be instituted by the board of supervisors as may be necessary to carry out such order; provided, however, that any portion of such expense that is borne by any city, town, county, state, or other public body, shall forever be considered as held in trust by said railroad company receiving same, and no part of the same shall be considered a part of the value of the properties of said railroad company upon which it is entitled to receive a return; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred House File No. 433, a bill for an act to amend section two thousand seventy-seven (2077) of the Supplement to the Code, 1907, relative to passenger rates and providing passenger transportation charges to towns and cities within this state, at which fairs or expositions are or may hereafter be held, 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 amended as follows:

By striking out section two (2) of said bill; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred Senate File No. 99, a bill for an act to amend section 792 of the Code, 1897, relating to street improvements, 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 amended as follows:

By adding after the last sentence of section one (1) of said proposed amendment the following:

“Provided, however, no salvage may be sold hereunder until the owner, or his agent, of abutting property shall have been given ten days notice in writing requiring him to elect whether he himself desires such salvage, which notice shall be personally served on the owner or his agent, or, if neither be found, by posting in a conspicuous place on the abutting property. The election, if made, shall be in writing and filed with the city clerk. Any owner electing to take his salvage shall not be entitled to a pro rata distribution derived from the proceeds of sale of any salvage hereunder”; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman

Report adopted.

Also.

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 601, a bill for an act providing for the severance of territory from cities of the first class and cities acting under the commission plan of government, 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 amended as follows:

By striking out all of section three (3); and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 554, a bill for an act to amend the law as it appears in section six hundred sixty-nine (669) of the Supplement to the Code, 1907, relating to the compensation of councilmen when acting as members of the board of review, 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 amended as follows:

By striking out all of paragraph two of section one; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 171, a bill for an act to amend section seven hundred seventy-five (775), title five (5), chapter six (6) of the Code of Iowa, relating to the powers of cities and towns to authorize and regulate electric wires, 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.

U. G. WHITNEY,
Chairman.

Report adopted and House File No. 171 was indefinitely postponed.

Also.

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred Senate File No. 277, a bill for an act to authorize the use and expenditure of the sinking fund provided for in chapter five of the Code, 1907, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred Senate File No. 349, a bill for an act to amend the law as it appears in section eight hundred twenty-five (825) of the Code, relating to street improvements and sewers, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also.

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 449, a bill for an act to create a commission on cities and towns, defining its duties, and making an appropriation for its expenses, 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 referred to committee on Appropriations.

U. G. WHITNEY,
Chairman.

Report adopted and bill was so referred.

Also.

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 606, a bill for an act to amend section 894 of the Supplement to the Code, 1907, relative to the levy of taxes in cities under the commission form of government, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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 substitute for Senate File No. 266, a bill for an act to amend the law as it appears in section seven hundred forty-one-o (741-o) Supplement to the Code, 1907, relating to the election of city hospital trustees.

Also.

Senate File No. 180, a bill for an act to amend the law as it appears in section twenty-seven hundred twenty-seven-a-sixty-four (2727-a64) of the Supplement to the Code, 1907, relating to the removal of patients from county asylum and providing for the expense thereof.

Also.

Senate File No. 124, a bill for an act to amend section three thousand, eight hundred two (3802) of the Code, relative to the lien of judgments.

Also.

Senate File No. 391, a bill for an act to legalize the proceedings of the city council of the city of Tipton, Iowa, for the construction of a sewer system.

Also.

Senate File No. 221, a bill for an act legalizing the ordinances, resolutions and acts of the council of the incorporated town of Pacific Junction in Mills county, Iowa, so far as affected by the election of six members of said council instead of five.

Also.

Senate File No. 387, a bill for an act to legalize the proceedings of the city council of the city of Des Moines, Iowa, for the construction of the seventh ward sewer system in said city.

W. W. ANDEBSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Pickford of Cerro Gordo, from the committee on Conservation of Resources, submitted the following report:

MR. SPEAKER—Your committee on Conservation of Resources, to whom was referred House File No. 551, a bill for an act to create the Iowa state drainage, waterways and conservation commission, and defining the powers and duties of the same, 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 referred to the committee on Appropriations with the recommendation that the same do pass.

ARTHUR PICKFORD,
Chairman.

Report adopted and bill was so referred.

Grout of Black Hawk moved that House File No. 391 be made a special order for Thursday, March 27th at 2:00 o'clock P. M.

Motion prevailed.

Miller of Bremer filed the following motion :

MR. SPEAKER—I move you that beginning on March 24th, or until this motion is rescinded, this House hold night sessions on Monday, Tuesday, Thursday and Friday nights, between the hours of 7:30 and 9:30.

C. W. MILLER.

I second the motion.

T. F. HALSTEAD.

Whitney of Woodbury moved to amend by striking out the figures 9:30, making the motion read "beginning at 7:30 o'clock."

Amendment adopted.

Motion as amended, prevailed.

Craig of Madison moved that House File No. 262 be made a special order for Thursday, March 27th, at 10:00 o'clock A. M.

Miller of Bremer moved that the motion be laid on the table.

Motion lost.

Motion prevailed, and House File No. 262 was made a special order for Thursday, March 27th, at 10 o'clock A. M.

Stipe of Page moved that House File No. 484 be made a special order for Friday, March 28th, at 10:00 o'clock A. M.

Motion lost.

INTRODUCTION OF BILLS.

By committee on Public Health, House File No. 650.

A BILL for an Act to Amend the Law as it Appears in Section Twenty-five Hundred Eighty-three-c (2583-c), Supplement to the Code, 1907, Relating to the Practice of Osteopathy.

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

Section 1. That the law as it appears in section twenty-five hundred eighty-three-c (2583-c), Supplement to the Code, 1907, be and the same is hereby amended by striking from line seven (7) of said section the word and figure "five (5)," and by inserting in lieu thereof the word and figure "three (3)."

Read first and second time and passed on file.

By committee on Public Health, House File No. 651.

A BILL for an Act to Amend the Law as it Appears in Sections Twenty-five Hundred Seventy-six (2576) and Twenty-five Hundred Seventy-eight-a (2578-a) Supplement to the Code, 1907, Relating to the Practice of medicine.

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

Section 1. That the law as it appears in section twenty-five hundred seventy-six (2576), Supplement to the Code, 1907, be and the same is hereby amended by striking out of line twenty-one (21) of said section the word "five" and inserting in lieu thereof the word "three."

Sec. 2. That the law as it appears in section twenty-five hundred seventy-eight-a (2578-a), Supplement to the Code, 1907, as amended by chapter one hundred fifty-eight (158) of the acts of the Thirty-third General Assembly, be and the same is hereby amended by striking out of line seventeen (17) of said section the word "five" and inserting in lieu thereof the word "three."

Read first and second time and passed on file.

By committee on Judiciary, House File No. 652.

A BILL for an Act to Legalize the Act of the Electors of the City of Osceola, Iowa, in Voting for the Issuance of Bonds in Aid of Improvement and Extension of the City Water Works.

WHEREAS: The city of Osceola, Iowa, is the owner of a water works plant designed to furnish water for public and private use and the water supply thereof has failed, and the city is without water for fire and other protection or for private use, and

WHEREAS: A sufficient reservoir for the collection of surface water cannot be builded except at the expenditure of a very large amount of money, and

WHEREAS: It is deemed economical and prudent to sink a deep well to make available the subterranean waters, and

WHEREAS: The city council called an election which was held on the 30th day of December, 1912, and the electors of the said city voted bonds for \$6,500, by a vote of 246 yea to 29 nay, thus authorizing said issuance, and

WHEREAS: The council before ordering said election failed to require it to receive a petition of the majority of the legal voters of the said city, preliminary to the calling of the said election, and

WHEREAS: Doubts have arisen as to the legality of the said bonds so voted; therefore

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

Section 1. That the bonds and amounts, \$6,500, voted by the voters of the city of Osceola, Iowa, on the 30th day of December, 1912, for the purpose of aiding in the extension and improvement of the city water service by sinking a deep well, be and the same are hereby legalized and rendered valid and binding to the same extent they would have been had it been a legal vote and a petition of the majority of the legal voters petitioning for such election, had been filed with the council prior to the calling of such election. That all illegalities in connection with the voting of the said bonds are hereby legalized and validated.

Sec. 2. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Osceola Sentinel, a newspaper published at Osceola, Iowa, and the Register and Leader, a newspaper published at Des Moines, Iowa, which publication shall be without expense to the state.

Read first and second time and passed on file.

By committee on Fish and Game, House File No. 653.

A BILL for an Act to Repeal Section Three (3) of Chapter One Hundred Eighteen (118) of the Acts of the Thirty-fourth General Assembly, Providing for the Distrainment of Deer; and to Enact a Substitute Therefor. w

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

Section 1. That section three (3) of chapter one hundred eighteen (118) of the acts of the Thirty-fourth General Assembly be and the same is hereby repealed and the following enacted in lieu thereof:

“Sec. 3. When it shall become necessary in the opinion of the state game warden or his deputies to kill or capture any deer now running at large within this state, it shall be done under the authority and direction of the state fish and game warden, who shall distribute such deer so killed or captured within this state and the expense of said killing or capture and distribution shall be paid by the person receiving such deer.”

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 Capital, newspapers published in Des Moines, Iowa.

Read first and second time and passed on file.

By committee on Railroads and Transportation, House File No. 654.

A BILL for an Act Providing for the Limit of the Number of Cars Constituting a Train and Providing Penalties for the Violation Thereof.

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

Section 1. No railroad company owning or operating any line or lines of railroad in the state of Iowa, to which the regulative power of this state extends, shall operate any train upon any of its said lines consisting of more than eighty-five (85) cars, exclusive of caboose.

Sec. 2. The violation of any of the provisions of section one hereof, shall be deemed unlawful and any railroad company violating the same, or the division officers of any railroad company who suffers or permits the provisions hereof to be violated, shall upon conviction thereof be fined not less than one hundred (\$100.00) dollars, nor more than five hundred (\$500.00) dollars.

Read first and second time and passed on file.

By committee on Railroads and Transportation, House File No. 655.

A BILL for an Act Defining the Number of Employes Necessary to Constitute a Full Crew for Railroad Trains and Yard Service, and Providing Penalties for the Violation Thereof.

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

Section 1. That no railroad company owning or operating any line or lines of railroad in the state of Iowa, to which the regulative power of this state extends, and engaged in the transportation of freight over its line or lines shall equip any of its freight trains consisting of fifty (50) cars or more, with a train crew consisting of less than one (1) engineer, one (1) fireman, one (1) conductor, two (2) brakemen, and one (1) flagman; in trains consisting of less than fifty (50) cars, the train crew shall consist of not less than one (1) engineer, one (1) fireman, one (1) conductor, one (1) brakeman and one (1) flagman; in case of light engine movements of more than twenty-five (25) miles, the train crew shall consist of not less than one (1) engineer, one (1) fireman and one (1) pilot, providing however, that this section shall not apply to any railroad company whose line or lines are less than sixty (60) miles.

Sec. 2. No railroad company owning or operating any line or lines of railroad in the state of Iowa, to which the regulative power of this state extends, shall equip its passenger, mail or express trains which shall consist of four (4) or more cars with a train crew consisting of less than one (1) engineer, one (1) fireman, one (1) conductor, one (1) brakeman, one (1) flagman and one (1) baggageman, exclusive of train porters and Pullman employes, providing however, that no baggageman shall be required upon trains not carrying baggage.

Sec. 3. In the event of unavoidable accident or casualty to any train trains operated by any railroad company within this state, the said railroad company may be permitted to move its said train or trains to the next division point without the said crew or crews as herein provided.

Sec. 4. The violation of any of the provisions hereof shall be deemed unlawful and any railroad company violating the same or the division officers of any railroad company who suffers or permits the provisions hereof to be violated, shall upon conviction be fined not less than \$50.00 nor more than \$300.00.

Read first and second time and passed on file.

REPORTS OF COMMITTEES.

Sherman of Poweshiek, from the committee on Elections, submitted the following report:

MR. SPEAKER—Your committee on Elections to whom was referred substitute for Senate File No. 111, a bill for an act providing for an expression of opinion on the question of suffrage at the next general

election, 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 do pass.

RALPH SHERMAN,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Elections to whom was referred House File No. 378, a bill for an act relating to elections and to permit any qualified elector to cast his ballot in any precinct within the state at general and primary elections, under certain conditions and restrictions, 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 do pass.

RALPH SHERMAN,
Chairman.

Report adopted.

On request of McHose of Boone, leave of absence was granted Anderson of Montgomery until Tuesday.

On request of Koontz of Johnson, leave of absence was granted Downey of Crawford until Tuesday.

Greene of Grundy presented the following concurrent resolution:

RESOLUTION Authorizing the Appointment of a Committee to Investigate the Proposition of E. B. Howard to Convey to the State His Interest in about Four Hundred (400) Acres of Land near State Center, Iowa, for the Purpose of Establishing a Vocational School.

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

That a joint committee of three, consisting of one senator to be appointed by the president of the Senate, and two representatives to be appointed by the Speaker of the House, be appointed whose duty it shall be to investigate the proposition of E. B. Howard of Ames, Iowa, to convey to the state about four hundred (400) acres of land owned by him near State Center, Iowa, said proposition being contained in certain deeds and other writings on file in the office of the attorney general; said committee to make its report as to whether or not the state should accept said proposition as made or as it may be modified on or before the 1st day of April, 1913, and before the close of the present session of the legislature.

Laid over under Rule 34.

Klay of Sioux in the chair.

Shankland of Polk presented the following resolution:

WHEREAS: There are many important bills to be considered by the House during the present sessions, and

WHEREAS: It is already late in the session, and

WHEREAS: Much valuable time of the House is taken up in debating, in asking questions, and explaining vote; therefore,

Be it Resolved by the House of Representatives of the Thirty-fifth General Assembly, That during the remainder of this session, the time for debating any measure shall be limited to ten minutes for each member; and

Be it Further Resolved, That each member who desires to explain his vote shall make such explanation in writing and file the same with the chief clerk to be printed in the House Journal;

Be it Further Resolved, That members shall not be interrupted by questions and that no question shall be submitted until such member has concluded his remarks upon the question under consideration.

Laid over under Rule 34.

REPORTS OF COMMITTEES.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 328, a bill for an act to confirm the title of Anna L. Edgar to the west one-half ($w\frac{1}{2}$) of the southwest quarter ($sw\frac{1}{4}$) of section two (2), township eighty-nine (89), north, range thirty-four (34), west 5th p. m. Iowa, and authorize the issuance of a patent therefor, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 95, a bill for an act to legalize the incorporation of the town of Sharpsburg, Taylor county, Iowa, the election of its officers, the passage and record of all valid ordinances and resolutions, and all acts done that were in compliance with law by the council of said town, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 632, a bill for an act to amend section No. thirty two hundred seventy four (3274), of the code of 1897, title No. seventeen (17) with reference to proof of wills, beg leave to report they have had the same under consideration and have instructed me to report the same back to House with the recommendation that the same be indefinitely postponed.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 632 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 612, a bill for an act to amend section three thousand three hundred fifty (3350) of the code relating to the payment of claims, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 612 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 529, a bill for an act to amend section four thousand six hundred six (4606) chapter one (1) title twenty three (XXIII) of the code of 1897 and the amendment thereto, in relation to husband and wife as witnesses, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Section Four Thousand Six Hundred Six (4606) of the Supplement to the Code, 1907, Relative to Husband and Wife as Witnesses.

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

Section 1. That section four thousand six hundred six (4606) of the Supplement to the Code, 1907, be and the same is hereby amended by adding after the words "his judgment" in the ninth line of said section the following: "or in any civil action brought upon a written instrument containing the signatures of both husband and wife, when the genuineness of the signature of either is put in issue by either party to the action, or in a criminal action in which ether husband or

wife is charged with forgng the other's signature.", and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House Joint Resolution No. 3, a resolution proposing an amendment to the constitution of the state of Iowa, repealing section seven (7) of article two (2) of said constitution and proposing a substitute therefor, relating to and providing for the time of holding general elections, 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 amended as follows:

By striking out all of the last paragraph after the word "held" in the second line of said paragraph in the original bill and inserting in lieu thereof the following: "at such time as the general assembly may provide."

The Judiciary committee also requests that this resolution retain its present calendar number, and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 605, a bill for an act to legalize the incorporation and acts and proceedings of Leopold Desk Company of Burlington, Des Moines county, Iowa, 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 amended as follows:

By striking out of line 1 of section 1 the following: "(Acts Legalized)"

By striking out of line 1 of section 2 the following: "(In Effect)"

By striking out the words "and in the" in the 4th line of section 2, also the following in the 5th line of section 2: "Saturday Evening Post, newspapers"; and by inserting after the comma (,) and before the word "which" in the 6th line of section 2 the following: "and the Register and Leader, a newspaper published at Des Moines, Iowa.", and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 363, a bill for an act for the purpose of having a

patent issued in the name of T. F. McCaffery for a certain tract of land, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 291, a bill for an act to legalize conveyances of real property by foreign executors or trustees under foreign wills where the provisions of section 3295 of the Code were not observed or complied with, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 240, a bill for an act to legalize deeds and instruments of conveyance, tax leads, sheriff's deeds, deeds of administrators, executors, and guardians, and all other conveyances and recorded prior to the first day of January, A. D. 1890, additional to chapter 6, title 14 of the Code, relating to the conveyance of real estate, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 300, a bill for an act to legalize releases and discharges of judgments, mortgages and deeds of trust made by administrators, executors or guardians appointed in other states or countries where the provisions of section 3308 of the Code were not observed or complied with, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 304, a bill for an act for the relief of the grantees

of David E. Fry, and for the purpose of having patents issued in the names of W. F. Pomeroy and Arthur Dilley, for certain tracts of land, 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 amended as follows:

By striking out the words "of the northwest quarter" in the 3d line of the 3d paragraph following the title to the bill, and the letters and figures "of nw $\frac{1}{4}$ " immediately before the words and abbreviations "of ne $\frac{1}{4}$ " in the 4th line of said paragraph, and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 376, a bill for an act to legalize ordinances of the town of Ayrshire, Iowa, and authorizing the substitution of a new ordinance record in place of the original record, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 404, a bill for an act to amend section eight hundred and sixteen (816) of the Code, an act amendatory and additional to section eight hundred and sixteen (816) of the code, relating to lien of tax, 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 amended by the following substitute amendment:

A BILL FOR AN ACT to Amend Section Eight Hundred Sixteen (816) of the Code, Relating to Lien of Tax.

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

Section 1. That section eight hundred sixteen (816) of the Code be amended by adding thereto the following:

"provided, that in all counties where taxes are collected in two or more places, no lien shall attach on any property for special taxes until on and after the notices and certificates provided for in this section have been filed in the office of the auditor in the place where said special taxes are collected."

Sec. 2. The auditor shall keep a book properly ruled for that purpose and enter thereon under its tract number all of such notices immediately following the filing of the same, and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 590, a bill for an act to amend section two thousand four hundred nineteen (2419) of the Code relating to transportation of certain merchandise, 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 amended as follows:

By inserting in the seventh line of the printed bill after the second word "state" and before the comma (,) in said line, the following: "for personal use", and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Sherman of Poweshiek, from the committee on Elections, submitted the following report:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 58, a bill for an act to amend section eleven hundred eighty-two (1182) of the Code of 1897 relating to the giving bonds by public officers and requiring that bonds be given by county supervisors, 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 amended as follows:

By striking out the following: "of 1897" after the word "Code" in the second line of the title.

By striking out after the word "Code" in the second line of section 2 the following: "of 1897."

By adding to section 2 the following: "and shall be approved by and left in the custody of the clerk of the district court.", and when so amended the bill do pass.

RALPH SHERMAN,
Chairman.

Report 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. 413, a bill for an act to legalize the incorporation and acts and proceedings of Leopold Desk Company of Burlington, Des Moines county, Iowa.

JOS. E. MEYER,
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. 398, a bill for an act to amend section 922 Supplement to the Code, 1907, relating to plats by auditor, providing that no such plats shall be made for real estate situated in cities acting under special charter.

JOS. E. MEYER,
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. 121, a bill for an act to amend the law as it appears in chapter 142, acts Thirty-third General Assembly, relating to the number of persons to whom city or town councils may grant consent to sell intoxicating liquors, and making same apply to cities acting under special charters.

JOS. E. MEYER,
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. 457, a bill for an act authorizing and directing the governor to appoint a commission of three persons to be known as "the vice investigation committee" for the purpose of investigating vice conditions in this state.

JOS. E. MEYER,
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. 254, a bill for an act to repeal section 691 of the Code, relating to the jurisdiction in actions for the violations of city ordinances and to enact a substitute therefor.

JOS. E. MEYER,
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. 16, a bill for an act to repeal section 3366 of the Code and to enact a substitute therefor relating to the share of surviving spouse.

JOS. E. MEYER,
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. 294, a bill for an act to repeal section 3308 of the Code, and to enact a substitute therefor relating to release and discharge of liens by foreign administrators, executors and guardians.

JOS. E. MEYER,
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. 431, a bill for an act to repeal section 4913-a, Supplement to the Code, 1907, and to enact a substitute therefor, in regard to bringing into certain state institutions drugs, liquors, weapons or explosives, or articles for use in making or attempting escape.

JOS. E. MEYER,
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. 423, a bill for an act to amend the law as it appears in section 1758-a, Supplement to the Code, 1907, relating to insurance policy forms.

JOS. E. MEYER,
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. 461, a bill for an act making appropriations to defray the expenses of the "vice investigation committee."

JOS. E. MEYER,
Secretary.

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 emend section 4612 of the Code, relating to criminating questions propounded to witness in certain cases.

JOS. E. MEYER,
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. 428, a bill for an act to amend the law as it appears in section 2578-b, Supplement to the Code, 1907, relating to trial upon appeal to the district court from decisions of the state board of medical examiners revoking physicians' licenses.

JOS. E. MEYER,
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. 134, a bill for an act to amend paragraph 8, section 894, Supplement to the Code, 1907, relating to levy of special taxes by cities.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Substitute for Senate File No. 121, a bill for an act to amend the law as it appears in chapter one hundred forty-two (142) of the acts of the Thirty-third General Assembly relating to the number of persons to whom city or town councils may by resolution grant consent to sell intoxicating liquors and making the same apply to cities acting under special charter.

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

Senate File No. 398, a bill for an act amending section nine hundred twenty-two (922) of the supplement to the code, 1907, relating to plats by auditor, providing that no such plats shall be made for real estate situated in cities acting under special charter.

Read first and second time and referred to committee on Municipal Corporations.

Senate File No. 428, a bill for an act to amend the law as it appears in section two thousand five hundred seventy-eight-b (2527-b) of the supplement to the code, 1907, relating to trial upon appeal to the district court from decisions of the state board of medical examiners revoking physicians' licenses.

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

Senate File No. 461, a bill for an act making appropriations to defray the expense of the "Vice Investigation Committee."

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

Senate File No. 375, a bill for an act to amend section four thousand six hundred twelve (4612) of the code relating to criminal questions propounded to witness in certain cases.

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

Senate File No. 413, a bill for an act to legalize the incorporation and acts and proceedings of Leopold Desk Company of Burlington, Des Moines county, Iowa.

Read first and second time and passed on file.

Substitute for Senate File No. 254, a bill for an act to amend the law as it appears in sections six hundred ninety-one (691) and six hundred ninety-two (692) of the code, 1897, relating to the jurisdiction in actions for the violation of city or town ordinances and providing for the transfer of cases from mayor's court to a justice of the peace court in certain cases.

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

Senate File No. 457, a bill for an act authorizing and directing the governor to appoint a commission of three persons to be known as "The Vice Investigation Committee" for the purpose of investigating vice conditions in this state and the causes thereof; also defining the duties of said committee.

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

Senate File No. 423, a bill for an act to amend the law as it appears in section one thousand seven hundred fifty-eight-a (1758-a) of the supplement to the code, 1907, relating to insurance policy forms.

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

Substitute for Senate File No. 16, a bill for an act to repeal section three thousand three hundred seventy-nine (3379) of the code and to enact a substitute therefor, relating to the share of surviving spouse.

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

Senate File No. 431, a bill for an act to repeal the law as it appears in section forty-nine hundred thirteen-a (4913-a) of the supplement to the code, 1907, and to enact a substitute therefor in regard to bringing into certain state institutions and other places where inmates may lawfully be, drugs or liquors, or weapons, explosives or other article for use in making or attempting an escape.

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

Senate File No. 294, a bill for an act to repeal section three thousand three hundred-eight (3308) of the code, and to enact a substitute therefor relating to release and discharge of liens by foreign administrators, executors and guardians.

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

On request of McVicker of Wright, unanimous consent having been given, House File No. 134, a bill for an act to amend the law as it appears in paragraph eight (8) of section eight hundred and ninety-four (894) of the supplement to the code, 1907, relating

to the levy of special taxes by cities, with Senate amendments, was taken up and the amendments read and considered.

Senate amendment: Amend by striking out line 3 after the word "amended" and all of line 4 in printed bill, and inserting the words: "by adding thereto the following; providing that the cities of 5,000 or less, there may be in any one year a tax not exceeding seven mills on the dollar."

Mr. McVicker moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Cannon, Chapman, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Hargrims, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Klay, Lund, McHose, McVicker, Meredith, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman—73.

The nays were:

Halstead, Odendahl—2.

Absent or not voting:

Anderson of Montgomery, Bernbrock, Bruce, Burt, Buxton, Carson, Clark, Crozier, Downey, Doze, Elwood, Erickson, Hamilton, Hansen, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, Miller, Milton, Munro, Rone, Sidey, Stipe, Stutt, White, Mr. Speaker—33.

So the House concurred in Senate amendment.

On request of Hazen of Pottawattamie, leave of absence was granted Lenoeker of Pottawattamie indefinitely.

On request of Barry of Linn, leave of absence was granted Ring of Linn until Wednesday.

CONSIDERATION OF BILLS.

On motion of Halstead of Buchanan, House File No. 242, a bill for an act to amend section ten hundred and seventy-six (1076) of the supplement to the code, 1907, relating to the registration of voters, with report of committee recommending passage, was taken up and considered.

Mr. Halstead moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Cannon, Chapman, Clark, Craig, Cronbaugh, Daniels, Dixon, Dunlap, Eggleston, Elwood, Enger, Fraley, Greene of Clinton, Greene of Grundy, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane Kelso, Klay, Koontz, Kulp, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Piekford, Reeve, Rohwer, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Workman—73.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Barry, Bernbrock, Bruce, Burt, Buxton, Carson, Cole, Crozier, Dawson, Downey, Doze, Elliott, Erickson, Hamilton, Helming, Huntley, Jacobs, Kingland, Larrabee, Lenocker, LeRoy, Lounsberry, Manning, McCullough, Munro, Power, Ring, Rone, Saltzmann, Scott, Sidey, Stutt, Whitney, Mr. Speaker—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Helming of Allamakee, House File No. 245, a bill for an act to prohibit public treating to intoxicating liquors and prescribing penalties therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Rohwer of Ida proposed the following amendment:

Amend by adding the following as section 6:

“This act shall be in full force and effect on or after January, 1918.”

Power of Jefferson moved the previous question on amendment and main question.

Bliss of Ringgold seconded the motion.

Amendment lost.

Mr. Helming moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Cannon, Chapman, Clark, Cole, Craig, Daniels, Dawson, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Grout, Hadley, Halgrims, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Klay, Kulp, Larrabee, Lund, McHose, McVicker, Meredith, Milton, Newcomb, Peterson, Pickford, Power, Reeve, Rone, Scott, Sherman, Stipe, Thompson, Townsend, Webb, Workman—56.

The nays were:

Black, Boettger, Bradley, Brown, Cronbaugh, Dunlap, Fraley, Greene of Clinton, Griffin, Griggs, Halstead, Hamilton, Hansen, Hazen, Jamison, Kane, Koontz, Miller, Mitchell, Odendahl, Rohwer, Saltzmann, Scholz, Shankland, Steelsmith, Stokes, Trumbauer—27.

Absent or not voting:

Anderson of Montgomery, Bernbrock, Burt, Buxton, Carson, Crozier, Dixon, Downey, Doze, Erickson, Jones, Kelso, Kingland, Lenocker, LeRoy, Lounsberry, Manning, McCullough, Munro, Ring, Sidey, Stutt, White, Whitney, Mr. Speaker—25.

Roll call verified.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORTS OF COMMITTEE.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 228, a bill for an act to amend section four thousand eight hundred twenty-three (4823) of the Code pertaining to malicious mischief and trespass, 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 do pass.

GERBIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 498, a bill for an act authorizing and directing the governor and secretary of state to execute a quit claim deed conveying to J. B. Keeler all of the right, title and interest of the state of Iowa in or to lots four (4) and five (5) of section thirteen (13), township ninety-nine (99), north, range twenty-three (23), west of the fifth P. M., 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 amended by the following substitute amendment:

A BILL FOR AN ACT Authorizing and Directing the Governor and Secretary of State to Execute a Quit Claim Deed Conveying to J. B. Keeler all of the Right, Title and Interest of the State of Iowa in or to Lots Four (4), Five (5) and Six (6) of Section Thirteen (13), Township Ninety-nine (99), North, Range Twenty-three (23), West of the Fifth P. M.

WHEREAS: It appears that J. B. Keeler is the owner of record of all that part of government lake lots four (4), five (5) and six (6) of section thirteen (13), township ninety-nine (99), north, range twenty-three (23), west of the fifth P. M., Iowa, north of the north meander line of Rice Lake, according to United States government survey made in May, 1855; and

WHEREAS: The title of said J. B. Keeler to said lots is derived by and through grants or patent from the United States government, and through mesne grants and conveyances from the grantee in such patent or grant to said J. B. Keeler; and

WHEREAS: It appears by a state survey made in November, 1906, the north meander line of said Rice Lake was established further north and so as to include a large share of said lots four (4), five (5) and six (6); and

WHEREAS: By reason of said state survey a cloud has been created upon the title of said J. B. Keeler to said premises; and

WHEREAS: Said J. B. Keeler and his grantors have been in open, notorious, hostile and adverse possession of all of said premises under claim of right and title by virtue of the conveyances herein referred to for more than twenty years last past before the passage of this act, and have paid taxes and made improvements upon said premises during said time; now, therefore,

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

Section 1. That the governor be and he is hereby authorized and directed to execute a quit claim deed, attested by the secretary of state, to J. B. Keeler conveying all right, title, claim and interest of the state of Iowa in and to said lots four (4), five (5) and six (6), section thirteen (13), township ninety-nine (99), north, range twenty-three (23), west of the fifth P. M. same being situated in Winnebago county, Iowa.

Sec. 2. This act shall not affect pending litigation, and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 583, a bill for an act to amend the law as it appears in section thirty-three hundred forty-eight (3348) of the Code relating to the payment of claims against the estates of decedents, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 166, a bill for an act to amend section forty-four hundred twenty (4420) of the Code relating to applications for writs of habeas corpus, 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 amended as follows:

By striking therefrom all of section 2, being the publication clause, and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 353, a bill for an act providing for the record title of lands granted to the Dubuque and Pacific Railroad Company, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 537, a bill for an act to amend chapter two hundred twenty-seven (227) of the acts of the Thirty-third General Assembly, amendatory of section five thousand two hundred eighty-nine (5289) of the Code, relating to the sufficiency of indictments and the waiver of objections thereto, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 316, a bill for an act to legalize the adoption of certain propositions at an election of the county of Wapello, state of Iowa, with the effect of authorizing the board of supervisors of said county to purchase land for an addition to the county home farm of said county, and to incur indebtedness for the purchase of such land, and to levy a continuing annual tax to provide for the payment of such indebtedness, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 388, a bill for an act to legalize certain decrees of courts entered in actions to annul marriages, in which service of the original notice was made by publication, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 354, a bill for an act to amend the law as it appears in section thirty-five hundred thirty-four (3534) of the Code relating to service of original notice by publication, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 491, a bill for an act relating to notaries public who are stockholders, directors, officers or employes of banks or other corporations, 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 amended as follows:

By inserting the syllable "un" as the prefix before the word "lawful" in the tenth line of the original bill; also by striking out the letters "t-k-a-e" the eleventh line and inserting in lieu thereof the word "take;" also by inserting after the word "instrument" in the ninth line the words "in such a manner that he is, or might be, personally liable therefor.", and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Atkinson of Butler, House File No. 250, a bill for an act to amend the law as it appears in section twelve hundred seventy-two (1272) supplement to the code, 1907, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Atkinson moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Cannon, Chapman, Clark, Craig, Cronbaugh, Crozier, Dan-

iels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Kulp, Larrabee, LeRoy, McIlhose, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Steel-smith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Workman—80.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Bernbrock, Blackford, Burt, Buxton, Carson, Cole, Downey, Elliott, Erickson, Griggs, Hadley, Hamilton, Kingland, Koontz, Lenoeker, Lounsberry, Lund, Manning, McCullough, Munro, Odendahl, Ring, Sherman, Sidey, Stutt, Whitney, Mr. Speaker—28.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Dawson of Cherokee, House File No. 228, a bill for an act to authorize heads of state institutions under the board of control of state institutions to deposit in bank money in their hands belonging to inmates and to provide for the use of the income from such deposits, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Cannon, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane,

Kelso, Klay, Kulp, LeRoy, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, White, Workman—78.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Bernbrock, Burt, Buxton, Carson, Crozier, Downey, Erickson, Fraley, Grout, Helming, Huntley, Kingland, Koontz, Larrabee, Lenocker, Lounsberry, Lund, Manning, McCullough, Miller, Munro, Odendahl, Ring, Scott, Sidey, Stutt, Webb, Whitney, Mr. Speaker—30.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Dawson of Cherokee, Senate File No. 279, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-four (2724) of the supplement to the code, 1907, and to enact a substitute therefor relating to admission to the school for the deaf and to reports by county superintendents of deaf persons, with report of committee recommending passage, was taken up and considered.

Speaker Cunningham in the chair.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Cannon, Chapman, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jones, Kane, Kelso, Klay, Larrabee, LeRoy, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bernbrock, Burt, Buxton, Carson, Clark, Crozier, Downey, Erickson, Jamison, Jensen, Kingland, Koontz, Kulp, Lenoeker, Lounsberry, Manning, McCullough, Miller, Munro, Ring, Sidey, Steelsmith, Stutt, Whitney—26.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Dawson of Cherokee, House File No. 229 was withdrawn from the further consideration of the House.

On motion of Brockway of Louisa, substitute for Senate File No. 175, a bill for an act to amend section twenty-three hundred forty-eight (2348) of the code relating to bounty on wolves, with report of committee recommending passage, was taken up and considered.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Black, Blackford, Bliss, Bruce, Chapman, Clark, Cole, Craig, Daniels, Dawson, Dixon, Eggleston, Elliott, Fraley, Greene of Grundy, Grout, Hadley, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jones, Kulp, LeRoy, Lund, McVicker, Meredith, Milton, Newcomb, Odendahl, Peterson, Pickford, Power, Rone, Scott, Shankland, Sherman, Townsend, Webb, Mr. Speaker—49.

The nays were:

Bingham, Boettger, Bradley, Brady, Brockway, Brown, Cannon, Cronbaugh, Doze, Dunlap, Elwood, Greene of Clinton, Griffin, Griggs, Halgrims, Halstead, Hansen, Heaton, Kane, Kelso, McHose, Miller, Mitchell, Reeve, Rohwer, Scholz, Steelsmith, Stokes, Thompson, White, Workman—31.

Absent or not voting:

Anderson of Montgomery, Bernbrock, Burt, Buxton, Carson, Crozier, Downey, Enger, Erickson, Hamilton, Jamison, Jensen,

Kingland, Klay, Koontz, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, Munro, Ring, Saltzmann, Sidey, Stipe, Stutt, Trumbauer, Whitney—28.

So the bill having failed to received a constitutional majority was declared to have been lost.

On motion of Pickford of Cerro Gordo, substitute for Senate File No. 178, a bill for an act to repeal the law as it appears in section seven hundred eleven (711) of the code and to enact a substitute therefor relating to the powers of cities and towns to enact ordinances for protection against fires, accidents from electrical apparatus, to establish fire limits, to prohibit with such limits the erection of buildings and structures of certain construction and providing for the cost of removal or taking down of buildings erected in violation of such ordinances, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Pickford moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Cannon, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Doze, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Griffin, Griggs, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kulp, Larrabee, LeRoy, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Shankland, Sherman, Stokes, Thompson, Trumbauer, Webb, Workman, Mr. Speaker—71.

The nays were:

Dunlap, Greene of Clinton, Hadley, Halstead, Miller, Stipe, Townsend—7.

Absent or not voting:

Anderson of Montgomery, Bernbrock, Burt, Buxton, Carson, Crozier, Dixon, Downey, Erickson, Grout, Huntley, Jensen, Kelso, Kingland, Klay, Koontz, Lenoeker, Lounsberry, Manning, McCul-

lough, Munro, Odendahl, Ring, Saltzmann, Scott, Sidey, Steelsmith, Stutt, White, Whitney—30.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The speaker announced that as speaker of the House, he had signed in the presence of the House, Senate Files Nos. 387, 210, 43, 124, 266, 180, 391, 221 and 52.

On motion of Barry of Linn, the House adjourned until 1:30 P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 139 failed to pass the House.

ARTHUR PICKFORD,
A. J. COLE.

I second the motion.

W. J. DIXON,
GRANT CHAPMAN.

MR. SPEAKER—I move to reconsider the vote by which House File No. 139 passed to its third reading.

ARTHUR PICKFORD,
A. J. COLE.

I second the motion.

W. J. DIXON,
GRANT CHAPMAN.

CONSIDERATION OF BILLS.

On motion of Kulp of Palo Alto, House File No. 175, a bill for an act to amend section 2732 of chapter 12, title XIII, of the supplement to the code, 1907, regulating the conduct of pupils of the county high schools, and forbidding the use of tobacco by such pupils, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Kulp proposed the following amendment:

Amend by striking out the figures "1897" following the word "Code" in section 2, also the same to apply to the title of the bill.

Amendment adopted.

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

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Cannon, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Elwood, Greene of Grundy, Grout, Hadley, Halgrims, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kulp, LeRoy, Lund, McHose, McVicker, Meredith, Milton, Newcomb, Oden Dahl, Peterson, Pickford, Power, Reeve, Rohwer, Scholz, Shankland, Sherman, Stipe, Stokes, Thompson, Townsend, Webb, Workman, Mr. Speaker—64.

The nays were:

Black, Boettger, Brown, Dunlap, Enger, Greene of Clinton, Griffin, Griggs, Halstead, Hamilton, Heaton, Miller Scott—13.

Absent or not voting:

Anderson of Montgomery, Barry, Burt, Buxton, Carson, Crozier, Downey, Eggleston, Elliott, Erickson, Fraley, Jamison, Kingland, Klay, Koontz, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, Mitchell, Munro, Ring, Rone, Saltzmann, Sidey, Steelsmith, Stutt, Trumbauer, White, Whitney—31.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Dawson of Cherokee, Senate File No. 205, a bill for an act requiring the teaching of elementary agriculture, domestic science, and manual training in the public schools after a specified time, with report of committee recommending passage, was taken up, and considered.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Cannon, Chapman, Clark, Cole, Craig, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen,

Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jones, Kane, Koontz, Kulp, Larrabee, LeRoy, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, Workman, Mr. Speaker—73.

The nays were:

Barry, Black, Bradley, Brown, Cronbaugh, Odendahl—6.

Absent or not voting:

Anderson of Montgomery, Bauman, Boettger, Burt, Buxton, Carson, Crozier, Downey, Elliott, Erickson, Griggs, Hamilton, Jamison, Jensen, Kelso, Kingland, Klay, Lenocker, Lounsberry, Manning, McCullough, Miller, Munro, Ring, Scott, Sidey, Stutt, White, Whitney—29.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

A motion of Dawson of Cherokee, House File No. 319 was withdrawn from the further consideration of the House.

On motion of Boettger of Scott, Senate File No. 13, a bill for an act to repeal section three hundred sixty-four (364) of the code, relating to investment of money and to enact a substitute therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Cannon, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Koontz, Kulp, LeRoy, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb.

Odendahl, Peterson, Pickford, Reeve, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Brockway, Burt, Buxton, Carson, Crozier, Downey, Elliott, Erickson, Grout, Jensen, Kingland, Klay, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, Miller, Munro, Power, Ring, Sidey, Stutt, Whitney—25.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Boettger of Scott, House File No. 141 was withdrawn from the further consideration of the House.

On request of Boettger of Scott, House File No. 507 was withdrawn from the committee on Elections and from the further consideration of the House.

On request of Boettger of Scott, House File No. 142 was withdrawn from the committee on Municipal Corporations and from the further consideration of the House.

On motion of Lund of Hamilton, House File No. 265, a bill for an act to repeal section twenty-one (21) and to amend section twenty-four (24) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly known as "The Military Code of Iowa," with report of committee recommending passage, was taken up, and considered.

Lund of Hamilton proposed the following amendment:

Amend by striking out the following in lines eight (8) and nine (9) of section 2 of the printed bill to-wit "the character period (.) after."

Also by striking out of said bill the words, "and the character period up to and including the character period after" in line 12, section 2 of the printed bill, and inserting in lieu thereof the words, "and character up to and including."

Amendment adopted.

Mr. Lund moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Cannon, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, LeRoy, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—77.

The nays were:

Kulp, Reeve—2.

Absent or not voting:

Anderson of Montgomery, Barry, Brockway, Burt, Buxton, Carson, Clark, Cronbaugh, Crozier, Downey, Elliott, Erickson, Fraley, Groat, Kingland, Klay, Koontz, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, Miller, Munro, Ring, Rone, Sidey, Stutt, Whitney—29.

So the bill having received a constitutional majority was declared to have passed the House.

Lund of Hamilton proposed the following amendment to the title:

Amend by striking out the words "The Military Code of Iowa," and inserting in lieu thereof the words "relating to the powers and duties of the sheriff and providing for the payment of the officers and men of the National Guard."

Amendment adopted and title as amended, agreed to.

On motion of Huff of Harden, House File No. 304, a bill for an act to amend chapter one hundred eighty-four (184), of the acts of the Thirty-fourth (34th) General Assembly relative to the suspension of the execution of the sentence of certain convicts on

first conviction, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Huff moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Camron, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, LeRoy, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Peterson, Piekford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Barry, Brockway, Bruce, Burt, Buxton, Carson, Clark, Cronbaugh, Crozier, Downey, Elliott, Erickson, Fraley, Grout, Jacobs, Kingland, Lenoeker, Lounsberry, Manning, McCullough, Munro, Odendahl, Ring, Shankland, Sidey, Stutt—27.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Bradley of Wapello, House File No. 10, a bill for an act in relation to semi-monthly payment of wages and salaries by corporations, and all employers of laborers and servants, and providing a penalty for violation of same, with report of committee recommending indefinite postponement, and minority views recommending substitute amendment and passage, was taken up, and considered.

Mr. Bradley moved that the minority report be substituted for the report of the majority.

Roll call was demanded by Bradley of Wapello and Whitney of Woodbury.

On the question, "Shall the minority report be substituted for the report of the majority?"

The ayes were:

Barry, Bartle, Boettger, Bradley, Brown, Bruce, Chapman, Clark, Craig, Cronbaugh, Daniels, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Jacobson, Jamison, Kane, Koontz, Kulp, Lund, MeVicker, Miller, Milton, Mitchell, Newcomb, Peterson, Pickford, Reeve, Rohwer, Rone, Scholz, Scott, Shankland, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—56.

The nays were:

Anderson of Greene, Atkinson, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brockway, Cannon, Cole, Dawson, Dixon, Elwood, Griggs, Grout, Hadley, Hunt, Huntley, Hutchins, Jacobs, Jones, Klay, LeRoy, McIlhose, Odendahl, Power, Sherman, Mr. Speaker—28.

Absent or not voting:

Anderson of Montgomery, Black, Brady, Burt, Buxton, Carson, Crozier, Downey, Elliott, Erickson, Jensen, Kelso, Kingland, Larrabee, Lenocker, Lounsberry, Manning, McCullough, Meredith, Munro, Ring, Saltzmann, Sidey, Stutt—24.

So the minority report was substituted for the report of the majority.

Mr. Bradley moved that the substitute amendment offered by the minority be adopted.

Motion prevailed.

Mr. Bradley moved that the rules be suspended, 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 ayes were:

Barry, Bartle, Bingham, Black, Boettger, Bradley, Brown, Bruce, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Doze, Dunlap, Eggleston, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Jacobs, Jacobson, Jamison, Kane, Kulp, Larrabee, Lund, McVicker, Milton, Rone, Scholz, Shankland, Peterson, Pickford, Reeve, Rohwer, Rone, Scholz, Scott, Shankland, Steelsmith, Stokes, Thompson, Townsend, White, Whitney, Workman—57.

The nays were:

Anderson of Greene, Atkinson, Bauman, Bernbrock, Blackford, Bliss, Brockway, Cannon, Dawson, Dixon, Elwood, Griggs, Groat, Hunt, Huntley, Hutchins, Jones, Kelso, Klay, LeRoy, McHose, Meredith, Power, Sherman, Mr. Speaker—25.

Absent or not voting:

Anderson of Montgomery, Brady, Burt, Buxton, Carson, Crozier, Downey, Elliott, Enger, Erickson, Jensen, Kingland, Koontz, Lenocker, Lounsberry, Manning, McCullough, Miller, Munro, Ring, Saltzmann, Sidey, Stipe, Stutt, Trumbauer, Webb—26.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Newcomb of Adams, House File No. 178, a bill for an act to amend section 792-b of the supplement to the code, 1907, in relation to the payment of deficiencies in assessments for street improvements and sewers, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Newcomb moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brown, Bruce, Cannon, Chapman, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Greene

of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Klay, Larrabee, LeRoy, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Brady, Brockway, Burt, Buxton, Carson, Clark, Cole, Crozier, Downey, Elliott, Erickson, Fraley, Griggs, Heaton, Jensen, Kingland, Koontz, Kulp, Lenoeker, Lounsberry, Manning, McCullough, Munro, Ring, Saltzmann, Sidey, Stutt, Trumbauer—29.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Griffin of Woodbury, House File No. 20, a bill for an act to grant power to cities now or hereafter having a population of thirty thousand or over and organized under chapter fourteen-c (14-c), of title five (5), of the supplement to the code, 1907, and amendments thereto, to assume exclusive charge, custody and control of all trees and shrubbery and the planting and maintenance thereof on the public streets and to provide for the payment of the costs thereof, with report of committee recommending passage, was taken, and considered.

Jamison of Des Moines proposed the following motion:

Amend by striking out the word "thirty" in the second line of section 1, and inserting in lieu thereof the word "twenty" and also striking out the word "thirty" in the title and inserting in lieu thereof the word "twenty."

Amendment adopted.

Mr. Griffin moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brockway, Bruce, Cannon, Chapman, Cole, Daniels, Dunlap, Eggleston, Elgood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, LeRoy, McHose, MeVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Steelsmith, Stokes, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—73.

The nays were:

Brown, Odendahl, Townsend—3.

Absent or not voting:

Anderson of Montgomery, Brady, Burt, Buxton, Carson, Clark, Craig, Cronbaugh, Crozier, Dawson, Dixon, Downey, Doze, Elliott, Erickson, Hamilton, Hansen, Jensen, Kingland, Lenoeker, Lounsberry, Lund, Manning, McCullough, Miller, Munro, Ring, Saltzmann, Sidey, Stipe, Stutt, Trumbauer—32.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 178 passed the House.

I second the motion.

U. G. WHITNEY.

T. F. GRIFFIN.

MR. SPEAKER—I move to reconsider the vote by which House File No. 178 passed to its third reading.

I second the motion.

U. G. WHITNEY.

T. F. GRIFFIN.

The following communications were received from the secretary of state:

March 24, 1913.

HON. E. H. CUNNINGHAM, *Speaker of the House,*

DEAR SIR—I have the honor to herewith transmit you to be presented to the Thirty-fifth General Assembly for such action as may be

deemed proper, a certified copy of Senate Joint Memorial No. 2 of the Twenty-seventh Legislative Assembly of the state of Oregon, referring to federal protection to migratory game birds, and beg to remain,

Respectfully yours,

W. S. ALLEN,
Secretary of State.

On motion, Senate Joint Memorial was referred to the committee on Fish and Game.

Also:

I have the honor to herewith transmit you to be presented to the Thirty-fifth General Assembly for such action as may be deemed proper, a certified copy of Senate Joint Resolution No. 2 of the Twenty-seventh Legislative Assembly of the state of Oregon, referring to the practice of polygamy, and beg to remain,

Very respectfully,

W. S. ALLEN,
Secretary of State.

On motion, Senate Joint Resolution was referred to the committee on Judiciary.

Also:

I have the honor to herewith transmit you to be presented to the Thirty-fifth General Assembly for such action as may be deemed proper, a certified copy of "A Joint Resolution Relating to Federal Protection of Migratory Game Birds," adopted by the Legislature of the state of Vermont, and beg to remain,

Respectfully yours,

W. S. ALLEN,
Secretary of State.

On motion the joint resolution was referred to the committee on Judiciary.

On motion of Whitney of Woodbury, the House adjourned until 7:30 o'clock P. M.

· EVENING SESSION.

House reconvened, Speaker Cunningham 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 Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 382, a bill for an act to regulate the compounding, manufacture and sale of certain habit forming and other drugs or medicines, and preparations containing same.

JOS. E. MEYER,
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. 418, a bill for an act to require the equipment and maintenance of sanitary closets at railway stations in this state, providing for the regulation and inspection thereof and fixing a penalty for violation of this act.

JOS. E. MEYER,
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. 380, a bill for an act to repeal section 254-a18 of the Supplement to the Code, 1907, as amended by chapter 10 acts of the Thirty-fourth General Assembly, and to enact a substitute therefor, relating to the appointment, duties and compensation of probate officers.

JOS. E. MEYER,
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. 384, a bill for an act to amend section 490 of the Supplement to the Code, 1907, and 491 of the Code, 1897, relating to the compensation of county treasurers and their deputies

JOS. E. MEYER,
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. 156, a bill for an act repealing section 1326 of the Code, and enacting a substitute in lieu thereof relating to the assessment of stock of building and loan associations.

JOS. E. MEYER,
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. 280, a bill for an act to provide for the employment of prisoners upon the highways of this state, or in the construction and improvement of any public works.

JOS. E. MEYER,
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. 378, a bill for an act to amend section 2113, Supplement to the Code, 1907, as amended by chapter 127, acts of the Thirty-third General Tsscmbly relating to the power of the board of railroad commissioners.

JOS. E. MEYER,
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 3656 of the Code, relative to trial terms.

JOS. E. MEYER,
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. 159, a bill for an act to amend section 3756 of the Code relating to the hearing of motions for a new trial and the decisions thereon.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 378, a bill for an act to amend section twenty-one hundred and thirteen (2113) of the supplement to the code, 1907, as amended by chapter one hundred twenty-seven (127) of the acts of the Thirty-third General Assembly relating to the powers of the board of railroad commissioners.

Read first and second time and referred to committee on Railroads and Transportation.

Senate File No. 382, a bill for an act to regulate the compounding, manufacture and sale of certain habit forming and other drugs or medicines, and preparations containing same.

Read first and second time and referred to committee on Commerce and Trade.

Senate File No. 418, a bill for an act to require the equipment and maintenance of sanitary closets at railway stations in this state, providing for the regulation and inspection thereof and fixing a penalty for violation of this act.

Read first and second time and referred to committee on Railroads and Transportation.

Senate File No. 384, a bill for for an act to amend the law as it appears in sections four hundred ninety (490) of the supplement to the code, 1907, and four hundred ninety-one (491) of the code, 1897, relating to the compensation of county treasurers and their deputies.

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

Senate File No. 156, a bill for an act repealing section one thousand three hundred twenty-six (1326) of the code, 1897, and enacting a substitute in lieu thereof relating to the assessment of stock of building and loan associations.

Read first and second time and passed on file.

Senate File No. 280, a bill for an act providing for the employment of prisoners upon the highways of this state, or in the construction and improvement of any public works.

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

Senate File No. 380, a bill for an act to repeal the law as it appears in section two hundred fifty-four-a-eighteen (254-a-18) of the supplement to the code, 1907, as amended by chapter ten (10), acts of the Thirty-fourth (34th) General Assembly and to enact a substitute therefor, relating to the appointment, duties and compensation of probation officers.

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

CONSIDERATION OF BILLS.

On motion of Whitney, House File No. 312, a bill for an act to confer certain powers on cities organized under chapter forty-eight (48) of the acts of the Thirty-second (32) General Assembly of Iowa as the same appears in chapter fourteen-c (14-c) of title five (V) of the 1907 supplement to the code of 1897, and on cities having a population of five thousand (5,000) or more organized under chapter two (2) of title (V) of the code of 1897, and including cities under special charters, relating to the organization, equipment and operation of fire departments in addition to all the other powers now granted to such cities by law, and providing for the levy and collection of a special tax for the use and benefit of such fire departments, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Burt, Chapman, Cole, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jones, Kane, Kelso, LeRoy, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Scott, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—71.

The nays were:

Bernbrock, Brown, Craig, Grout, Hadley, Sherman—6.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Brockway, Bruce, Buxton, Cannon, Carson, Clark, Crozier, Elliott, Erickson, Fraley,

Huntley, Jacobs, Jamison, Jensen, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, Lounsberry, Manning, McCullough, Munro, Ring, Shankland, Sidey, Stipe, Stutt—31.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Kulp of Palo Alto, Senate File No. 376, a bill for an act to legalize ordinances of the town of Ayrshire, Iowa, and authorizing the substitution of new ordinance record in place of the original record, with report committee recommending passage, was taken up, and considered.

Mr. Kulp moved that the rules be suspended, 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 ayes were:

Atkinson, Barry, Bauman, Bernbrock, Black, Blackford, Bliss, Boettger, Bradley, Brady, Burt, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Hunt, Hutchins, Jacobson, Jones, Kane, Kelso, Klay, Kulp, LeRoy, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Scott, Sherman, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman. Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Bartle, Bingham, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Clark, Cronbaugh, Crozier, Erickson, Fraley, Huff, Huntley, Jacobs, Jamison, Jensen, Kingland, Koontz, Larrabee, Lenocker, Lounsberry, Manning, McCullough, Miller, Munro, Ring, Saltzmann, Shankland, Sidey, Stipe, Stutt—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Kulp of Palo Alto, House File No. 562 was withdrawn from the further consideration of the House.

On motion of Peterson of Cass, House File No. 513, a bill for an act to prohibit the importation of diseased bees, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Peterson proposed the following amendment:

Amend by adopting the following as section 2.

“No common carrier shall accept colonies of bees for delivery at Iowa points unless the said be accompanied by a certificate of health signed by some duly authorized state or government inspector.”

Amendment adopted.

Mr. Peterson moved that the rules be suspended, 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 ayes were:

Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jones, Kane, Kelso, Klay, Kulp, LeRoy, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Sherman, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—77.

The nays were:

Halstead—1.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Brockway, Buxton, Cannon, Carson, Crozier, Erickson, Fraley, Griggs, Huntley, Jacobs, Jamison, Jensen, Kingland, Koontz, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, Miller, Munro, Odendahl, Ring, Scott, Shankland, Sidey, Stipe, Stutt—30.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Klay of Sioux, House File No. 160, a bill for an act, to repeal section one hundred ninety-three (193) and one hundred ninety-four (194) of the code and to enact a substitute therefor providing for an increase in the number of judges in the supreme court of Iowa and providing for a division of said court into sections, and to amend section ten hundred sixty-six (1066) of the supplement to the code, 1907, in reference to the selection of the chief justice of said court, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Klay moved that the rules be suspended, the bill considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were:

Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Chapman, Cole, Craig, Daniels, Dixon, Doze, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Griffin, Griggs, Grout, Hadley, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jones, Kane, Kelso, Klay, Kulp, LeRoy, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Seett, Steelsmith, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—70.

The nays were:

Brown, Clark, Cronbaugh, Dawson, Downey, Dunlap, Greene of Clinton, Halstead, Sherman, Stokes, Thompson, Townsend—12.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Blackford, Buxton, Cannon, Carson, Crozier, Erickson, Fraley, Huntley, Jacobs, Jamison, Jensen, Kingland, Koantz, Larrabee, Lenocker, Lounsberry, Manning, McCullough, Munro, Ring, Shankland, Sidey, Stipe, Stutt—26.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Halgrims, House File No. 220, a bill for an act to amend section three (3), chapter one hundred seventy-four (174), laws of the Thirty-fourth (34th) General Assembly, relating to the misbranding of foods, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Halgrims moved that the rules be suspended, 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 ayes were:

Atkinson, Barry, Bartle, Bauman, Bernbroek, Bingham, Black, Blackford, Bliss Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jones, Kane, Kelso, Klay, Kulp, LeRoy, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman. Mr. Speaker—77.

The nays were:

Downey—1.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Buxton, Cannon, Carson, Clark, Cronbaugh, Crozier, Erickson, Fraley, Griggs, Halgrims, Hamilton, Huntley, Jamison, Jensen, Kingland, Koontz, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, Munro, Odendahl, Ring, Scott, Sidey, Stipe, Stutt—30.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Miller of Bremer, House File No. 492, a bill for an act to amend section six (6) of chapter one hundred sixty-eight (168) of the Thirty-third General Assembly, relating to hotels, Inns and lodging houses, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Miller moved that the rules be suspended, 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 ayes were:

Atkinson, Barry, Bauman, Bernbrock, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Chapman, Cole, Craig, Crönbauqh, Daniels, Dawson, Dixon, Downey, Doze, Eunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jones, Kane, Klay, LeRoy, Lund, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—76.

The nays were:

Bingham—1.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Bartle, Bliss, Buxton, Cannon, Carson, Clark, Crozier, Erickson, Griggs, Hamilton, Huntley, Jamison, Jensen, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenoeker, Lounsberry, Manning McCullough, Meredith, Munro, Orendahl, Ring, Sidey, Stipe, Stutt—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Shankland, House File No. 425, a bill for an act to amend section four thousand six hundred-a (4600-a) of the code of 1907 relative to fees of justices of the peace and constables, and the time of payment of same, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jones, Kane, Kelso, Klay, Kulp, LeRoy, Lund, McHose, MeVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—78.

The nays were:

Halstead, Odendahl—2.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Buxton, Cannon, Carson, Clark, Cronbaugh, Crozier, Downey, Erickson, Huntley, Jacobs, Jamison, Jensen, Kingland, Koontz, Larrabee, Lenöcker, Lounsberry, Manning, McCullough, Miller, Munro, Ring, Sidey, Steelsmith, Stipe, Stutt—28.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Fraley, Substitute for Senate File No. 219, a bill for an act to provide for the transfer to the city or town treasurer of unclaimed funds in the treasury of the county where such unclaimed funds are the proceeds of an invalid tax levied to pay for the construction of an electric light plant for such city or town, and making the same a part of the general fund of such city or town, with report of committee recommending passage, was taken up, and considered.

Mr. Fraley moved that the rules be suspended, the bill read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were:

Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown,

Bruce, Burt, Chapman, Craig, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jones, Kane, Kelso, Klay, Kulp, LeRoy, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzman, Scholz, Scott, Shankland, Sherman, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—81.

The nays were :

None.

Absent or not voting :

Anderson of Montgomery, Anderson of Greene, Buxton, Cannon, Carson, Clark, Cole, Cronbaugh, Crozier, Erickson, Hamilton, Huntley, Jacobs, Jamison, Jensen, Kingland, Koontz, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, Munro, Ring, Sidey, Stipe, Stutt—27.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Fraley of Polk, House File No. 305 was withdrawn from further consideration of the House.

On motion of Boettger of Scott, House File No. 508, a bill for an act to repeal chapter forty-five (45) of acts of the Thirty-fourth (34th) General Assembly of the state of Iowa, relating to the approval of plats of additions to cities or towns by city and town councils, and to enact a substitute therefor, with report of committee recommending passage, was taken up, and considered.

Bernbroek of Black Hawk proposed the following amendment :

Amend by adding to section 1 the following: "Provided that whenever a plat shall contain 40 acres or more a tract 300 feet square shall be dedicated to the city for a public play ground."

Mr. Bernbroek moved that House File No. 508 be re-referred to committee on Municipal Corporations.

Motion prevailed and bill was so referred.

On motion of Grout of Black Hawk, House File No. 221, a bill for an act to provide for the transfer of inmates of the industrial school to the reformatory for the purpose of safe-keeping, train-

ing and disciplining, with report of committee recommending passage as amended, was taken, considered, and the committee amendments were adopted.

Huff of Hardin in the chair.

Grout of Black Hawk moved the previous question.

Bruce of Floyd seconded the motion.

Motion prevailed.

Mr. Grout moved that the rules be suspended, 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 ayes were:

Bernbrock, Bingham, Bliss, Burt, Chapman, Dawson, Dixon, Elliott, Grout, Hadley, Halgrims, Hunt, Hutchins, Jones, Klay, McHose, Milton, Peterson, Power, Rone, Scholz, Sherman, Thompson, Whitney—24.

The nays were:

Anderson of Greene, Atkinson, Barry, Bauman, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Clark, Cole, Craig, Cronbaugh, Daniels, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Jacobs, Kane, Kelso, Kulp, LeRoy, Lund, McVicker, Meredith, Miller, Mitchell, Newcomb, Odendahl, Pickford, Reeve, Rohwer, Saltzmann, Scott, Shankland, Steelsmith, Stokes, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—60.

Absent or not voting:

Anderson of Montgomery, Bartle, Buxton, Cannon, Carson, Crozier, Erickson, Hamilton, Huntley, Jacobson, Jamison, Jensen, Kingland, Kcoantz, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, Munro, Ring, Sidey, Stipe, Stutt—24.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On motion of Miller of Bremer the House adjourned until Tuesday at 9 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 25, 1913.

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

Prayer was offered by Rev. W. E. Stanley of Eldora, Iowa.

Journal of Monday, March 24th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Townsend of Tama presented remonstrance of citizens of Tama county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Kane of Dubuque presented remonstrance of citizens of Dubuque county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Kane of Dubuque presented remonstrance of voters of Dubuque against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Heaton of Union presented remonstrance of citizens of Union county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens of Crawford county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Doze of Wayne presented remonstrance of citizens of Wayne county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Anderson of Montgomery presented petition of residents of Montgomery county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Heaton of Union presented remonstrance of citizens of Union county against the creation of a tax commission.

Referred to committee on Ways and Means.

Stipe of Page presented remonstrance of citizens of Page county against the creation of a tax commission.

Referred to committee on Ways and Means.

Griggs of Scott presented remonstrance of citizens of Scott county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Griggs of Scott presented remonstrance of citizens of Scott county against the creation of a tax commission.

Referred to committee on Ways and Means.

Grout of Black Hawk presented remonstrance of citizens of Black Hawk county against the creation of a tax commission.

Referred to committee on Ways and Means.

Kane of Dubuque presented remonstrance of citizens of Dubuque county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Hutchins of Kossuth presented remonstrance of citizens of Kossuth against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

REPORTS OF COMMITTEES.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred House File No. 361, a bill for an act to amend section two thousand twenty-two (2022) of the Supplement to the Code, 1907, providing for private crossings over railroads, giving the board of railroad commissioners power to make orders when the land owner and railroad company are unable to agree, 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 amended as follows:

By striking out all after "owner" in the 11th line of said bill and inserting in lieu thereof the following: "If such person desires more than one crossing or desires an overhead or underground crossing over or under said railway, he shall serve or cause to be served a notice in writing upon such railway company setting forth his demand, with a plat of the land showing the place and manner of the desired crossing or crossings. If such railway company, within thirty (30) days after having been served with such notice, has failed and refused to construct such crossing or crossings, such person may apply to the board of railroad commissioners of this state which shall have full authority to determine all questions growing out of such demand, and upon hearing, after due notice, make such order as it may deem just and equitable"; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred House File No. 555, a bill for an act to regulate the operation of railway and railroad passenger trains, 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.

HERBERT A. HUFF,
Chairman.

Report adopted, and House File No. 555 was indefinitely postponed.

Koontz of Johnson, 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. 588, a bill for an act to amend section 2540 of the Code and 2540 of the Supplement to the Code, 1907, relating to taking fish by use of spear except during certain months, 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 do pass.

G. W. KOONTZ,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Fish and Game, to whom was referred House File No. 345, a bill for an act to amend section five (5) of chapter one hundred fifty-four (154) of the session laws of the Thirty-third ((33d) General Assembly, relative to fees received for hunting license, 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.

G. W. KOONTZ,
Chairman.

Report adopted, and House File No. 345 was indefinitely postponed.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 382, a bill for an act providing for alternative forms of government for cities having a population of seven thousand or less and for towns, and providing a method of determining which form of government shall be adopted, and providing for the election of the city officials therein, and prescribing the duties thereof, 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 amended by the following substitute amendment:

A BILL for an Act Providing for a Mayoralty Form of Government in Cities, Including Cities Under Special Charter and Under the Commission Form of Government, and in Towns, and Providing for the Selection of Officials Therein, and Prescribing the Duties Thereof.

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

Section 1. In cities, including cities under the commission form of government, and cities under special charter, and towns, the electors may adopt by vote the form of government provided for in this act.

Sec. 2. A petition, signed by the electors of the city or town, to the number of twenty-five per cent (25%) of those voting at the last municipal election, asking that the question be submitted to the electors whether the form of government herein provided for shall be adopted, may be filed with the city or town council. The council shall thereupon provide for such submission at a general or special election, and if a majority of the votes cast shall favor the change, it shall be declared adopted.

Sec. 3. In case such form of government shall be adopted, wards shall be abolished, and all elective officers shall be elected at large.

Sec. 4. Upon the adoption of such form of government, the council shall divide the city or town into such voting precincts as shall be deemed necessary.

Sec. 5. Upon the adoption of such form of government the acting council shall order an election, at which there shall be elected three councilmen,

who shall constitute the city or town council, and who shall hold office until the next regular municipal election, and the council shall be elected biennially thereafter.

Sec. 6. In case such form of government shall be adopted, the council shall, at its first meeting, proceed to elect a mayor, a clerk, an assessor and a treasurer, and shall at the proper time elect library trustees. The council shall be a legislative, inspection and auditing body, without executive powers except as enumerated in this act. It shall have the sole power to enact ordinances of a permanent or temporary nature; it shall levy all taxes; it may remove the mayor, clerk, assessor or treasurer, for good cause, entered of record by the clerk or mayor. The affairs of the city shall at all times be open to inspection by the council. It shall be its duty to make such inspection and audits as shall keep the members thereof familiar with the public service in all respects for the public good. It shall receive as compensation for each session, and as a board of review, as shall by ordinances be determined.

Sec. 7. The mayor shall be elected from the inhabitants of the city or town, or elsewhere. He shall be chosen for his special fitness for the work of his office. He shall give a bond, to be fixed by ordinance. He shall receive such salary as shall be fixed by ordinance or resolution before his selection.

Sec. 8. Under the mayoralty form of government the mayor shall be the chief executive officer. He shall appoint a solicitor, engineer, marshal or chief of police, street commissioner, chief of fire department, and such other officers as may be provided by law or ordinance. He shall have power to appoint such police as he shall deem necessary from time to time. He shall appoint such other employes as shall be necessary for the public service from time to time. He shall inform himself regarding all of the interests of the city within the scope of his duties, and shall have supervision of the officers and employes thereof. He may remove any appointive officer or employe for good cause entered of record. He shall be the purchasing agent for the city or town. He may prescribe any regulations deemed necessary for directions of the officers and employes thereof except the council. He shall keep the affairs of the city or town open at all times to the inspection of the council, and at all reasonable times to the inspection of citizens.

Sec. 9. The mayor shall be vested with full discretionary and executive powers to perform his duties under the law and the ordinances with efficiency and justice. He shall have the ordinary powers and jurisdiction of a mayor under the law, except the power to veto ordinances.

Sec. 10. All acts and parts of acts in conflict with this act are hereby repealed so far as they would affect the government of cities and towns which may come within the provisions hereof.

Sec. 11. This act shall apply only to such cities and towns having a population of five thousand or less at the time of the adoption of such

form of government of such city or town, as shown by the last preceding census, state or national; and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Enger of Winnesniek, from the committee on Public Health, submitted the following report:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 369, a bill for an act to provide for teaching in the public schools the modes by which the dangerous communicable diseases are spread, and the best methods for the restriction and prevention of such diseases, 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.

L. M. ENGER,
Chairman.

Report adopted, and House File No. 369 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 268, a bill for an act to repeal sections two thousand five hundred seventy-four (2574) of the Code, and two thousand five hundred sixty-four (2564), two thousand five hundred seventy-five-a1 (2575-a1), two thousand five hundred seventy-six (2576), chapter sixteen (16), title twelve (12) of the Code, 1907, relating to the state board of health; section two thousand five hundred eighty (2580) of the Code, and two thousand five hundred seventy-six (2576), two thousand five hundred seventy-eight (2578), two thousand five hundred eighty-three (2583), chapter seventeen (17), title twelve (12) of the Code, 1907, relating to the practice of medicine and providing a substitute therefor, 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.

L. M. ENGER,
Chairman.

Report adopted, and House File No. 268 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 577, a bill for an act to be entitled an act to regulate the practice of suggestive therapeutics, in the treatment of medical and bodily ailments within the state of Iowa, 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.

L. M. ENGER,
Chairman.

Report adopted, and House File No. 577 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 547, a bill for an act to amend the law as it appears in section twenty-five hundred ninety-four (2594) of the Code, relating to licensing itinerant vendors of drugs, 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 amended as follows:

By adding the following sentence after the word license in the last line of section 1: "Provided, however, the person requesting the transfer shall accompany his request with a transfer fee of one dollar (\$1.00); and when so amended the bill do pass.

L. M. ENGER,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 328, a bill for an act creating a department of health, abolishing the state board of health, and repealing section twenty-five hundred sixty-four (2564), chapter sixteen (16), of the Supplement to the Code, 1907, section twenty-five hundred seventy-five (2575), chapter sixteen (16), Supplement to the Code, 1897, and chapter one hundred twenty (120), laws of the Thirty-fourth General Assembly, 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.

L. M. ENGER,
Chairman.

Report adopted, and House File No. 328 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 472, a bill for an act to require the state board of health to examine and approve the plans and specifications for contemplated public water supplies and sewer systems, 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 do pass.

L. M. ENGER,
Chairman.

Report adopted.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred Senate File No. 80, a bill for an act to pension the survivors of the Spirit Lake relief expedition of 1857, 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 amended as follows:

By striking out the figures "\$30.00" in the fifth line thereof and inserting the figures "\$20.00" in lieu thereof; also amend by adding after the word "month" and before the word "to" in the fifth line thereof the following, "during the life-time of each such survivor"; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 429, a bill for an act to repeal the law as it appears in section 2692-a of the Supplement to the Code of 1907, and to repeal section 1 of chapter 172 of the acts of the Thirty-third General Assembly, relating to state agents, their salaries and supplies, and to enact a substitute therefor, and to amend section 1 of chapter 134, making an appropriation for the salaries and expenses of state agents, 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.

W. LARRABEE, JR.,
Chairman.

Report adopted, and House File No. 429 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 643, a bill for an act to provide for the creation of a state registrar, county registrar, and local registrar of vital statistics and the appointment thereof; and appropriating \$10,000.00 therefor, 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.

W. LARRABEE, JR.,
Chairman.

Report adopted, and House File No. 643 was indefinitely postponed.

Bruce of Floyd, from the committee on Food and Dairy, submitted the following report:

MR. SPEAKER—Your committee on Food and Dairy, to whom was referred House File no. 585, a bill for an act providing a license for all vending machines, providing for the inspection of the same and making a penalty for the violation thereof, 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.

J. E. BRUCE,
Chairman.

Report adopted, and House File No. 585 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Food and Dairy, to whom was referred House File No. 276, a bill for an act providing for the sanitation of laundries, regulating the health of operatives, employes, clerks, and all other persons working on the premises who handle clothing intended for laundering purposes; defining a laundry, regulating the ventilation and sanitary conditions thereof; defining the duties of the state dairy and food commission in relation thereto; providing penalties for the violation thereof, and repealing acts in conflict therewith, 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.

J. E. BRUCE,
Chairman.

Report adopted, and House File No. 276 was indefinitely postponed.

On request of Downey of Crawford, House File No. 423 was withdrawn from the committee on Railroads and Transportations and the further consideration of the House.

McHose of Boone moved that House File No. 460 be made a special order for Thursday, March 27th, at 11:00 o'clock A. M.

Kulp of Palo Alto moved to amend by changing the time to Tuesday, April 1st, at 10:00 o'clock A. M.

Amendment adopted.

Motion as amended prevailed.

Mr. Speaker granted leave of absence to Trumbauer of Keokuk until noon today.

REPORTS OF COMMITTEE.

Bruce of Floyd, from the committee on Food and Dairy, submitted the following report:

MR. SPEAKER—Your committee on Food and Dairy, to whom was referred House File No. 557, a bill for an act relating to the sale of butter at retail, and providing a penalty for violating the provisions of this act; (additional to chapter thirteen (13) of the title twenty-four (24), 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.

J. E. BRUCE,
Chairman.

Report adopted, and House File No. 557 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Food and Dairy, to whom was referred House File No. 534, a bill for an act to repeal section two of chapter one hundred thirteen (113) laws of the Thirty-fourth General Assembly and section twenty-five hundred and twenty-two (2522), Supplement to the Code, 1907, and enact substitutes therefor, providing for the appointment of dairy and food commission and assistants and fixing salaries of said officers; also providing for the making of reports to the state dairy commissioner, maintaining of certain establishments in a hygienic condition, proper cleaning of utensils and containers and providing penalties for violation thereof, regulating the sale of renovated butter or process butter;

and amending section twenty-five hundred and twenty-four (2524) of the Code, relating to compensation of milk agents, 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 do pass.

J. E. BRUCE,
Chairman.

Report adopted.

Mr. Bruce moved that House File No. 534 be referred to committee on Appropriations.

Motion prevailed, and the bill was so referred.

On request of Peterson of Cass, leave of absence was granted Jacobson of Audubon indefinitely.

On request of Barry of Linn, leave of absence was granted Erickson of Lyon until Wednesday.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which substitute for Senate File No. 175 failed to pass the House.

JAMES M. BROCKWAY.

I second the motion.

HENRY BRADY.

MR. SPEAKER—I move to reconsider the vote by which substitute for Senate File No. 175 passed to its third reading.

JAMES M. BROCKWAY.

I second the motion.

HENRY BRADY.

REPORT OF COMMITTEE.

Dawson of Cherokee, 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. 362, a bill for an act to amend the law as it appears in section 2622, Supplement to the Code, 1907, and to repeal the law as it appears in section 2738, Supplement to the Code, 1907, as amended by chapter 130, acts of the Thirty-fourth General Assembly,

relating to normal institutes, 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 amended as follows:

Substitute for paragraph 3 of section 2, the following:

• “The school board of every school district except in city independent school districts where twenty-five or more teachers are regularly employed, shall adjourn the school or schools of said district for not less than two days in each school year in order to allow teachers to attend county teachers’ institutes held in the county, without loss of salary. The county superintendent shall issue a certificate of attendance to each teacher showing number of days of attendance at said institute, and any teacher failing to attend said teachers’ institute two days shall forfeit his or her average daily salary for each day of non-attendance, except when excused by the county superintendent for physical disability to perform his or her duties in the school room.

“In city independent districts where twenty-five or more teachers are regularly employed, the county superintendent shall co-operate with the city superintendent in arranging for educational lectures relating to the professional work of the teacher and to such matters of public education as may best meet the needs of the teachers in such districts and at such times as may be approved by the city superintendent and city board of education, in so far as the condition of the county institute fund shall permit. All arrangements concerning plans for professional teachers’ meetings in said city districts shall be subject to final approval by the superintendent of public instruction. It shall be the duty of teachers in said districts to attend said lectures and the county superintendent shall issue a certificate of attendance showing number of lectures attended as provided by this act.”

That paragraph “six” end after the period after the word “necessary” in the fifth line, and a new paragraph be made beginning at the word “On” in the fifth line of paragraph “six”; that after this has been done, that paragraph “four” of section 2 be transposed and made paragraph “seven” of section 2; and when so amended the bill do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Barry of Linn proposed the following amendments to House Joint Resolution No. 3 and requested that they be printed in the Journal:

I move to amend House Joint Resolution No. 3 by striking out all of section one (1) after the fourth (4th) line and substitute therefor the following:

“The general election for state, district, county and township officers in the year 1916 shall be held in the same month and on the same day as that fixed by the laws of the United States for the election of presidential electors, or of president and vice-president of the United States; and thereafter such election shall be held at such time as the general assembly may by law provide.”

Stipe of Page moved that the House adjourn immediately after the disposal of Special Order No. 25, House File No. 210, to reconvene at 7:30 P. M., today.

Motion prevailed.

CONSIDERATION OF BILLS.

SPECIAL ORDER NO. 25.

Time having arrived for Special Order No. 25, on motion of Burt of Taylor, House File No. 210, a bill for an act to provide for the regulation of moving picture films and stereopticon views, fixing the penalties for violating the provisions of this act, establishing the office of state censor, and providing for the appointment, compensation, duties, and term of office of said censor, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mitchell of Wapello proposed the following amendment:

Amend by striking the words and figures “two dollars (\$2.00)” out of section five and inserting in lieu thereof the words and figures “one dollar (\$1.00)”.

Amendment lost.

Whitney of Woodbury proposed the following substitute amendment:

Amend by striking out all after the enacting clause and substitute the following:

Section 1. No person, firm or corporation and no agent, manager, officer, or employe thereof, shall buy, sell, lease, rent, show, exhibit, or display, or have in possession, with intent to buy, sell, lease, rent, show, exhibit, or display, any moving picture film or stereoptican view that is sacrilegious, obscene, indecent, or immoral or that illustrates the commission of crime, or that would manifestly tend to corrupt or shock the morals or sensibilities of persons viewing the same. Any person violating the provisions of this act shall be fined not exceeding one thousand dollars and be committed to the county jail until such fine and all costs, occasioned by the prosecution, are paid.

Sec. 2. A search warrant may be issued and proceedings had thereunder as provided in section two (2) of chapter one hundred seventy-nine (179) of the acts of the Thirty-fourth General Assembly, except that the execution for the destruction of such articles shall be withheld until the final termination of any criminal prosecution, in which they may be needed as evidence.

Sec. 3. The display of any article or thing, prohibited by this act, on the trial of any criminal prosecution shall not be deemed a violation of this act.

Stipe of Page proposed the following amendment to the substitute amendment proposed by Whitney of Woodbury.

Amend by striking out of line six the word "or"; also by striking out of line seven the words "shock or" and striking out of line eight the words "or sensibilities".

Amendment adopted.

Power of Jefferson moved the previous question on the substitute amendment and the main question.

Jones of Dickinson seconded the motion.

Motion prevailed.

Roll call was demanded by Whitney of Woodbury and Burt of Taylor.

On the question, "Shall the substitute amendment be substituted for the committee substitute amendment?"

The ayes were:

Barry, Bartle, Bernbrock, Black, Boettger, Bradley, Brown, Bruce, Cole, Crozier, Downey, Doze, Dunlap, Eggleston, Griffin, Grout, Hadley, Hamilton, Hansen, Hazen, Heaton, Helming, Hunt,

Hutchins, Jacobs, Jamison, Jensen, Kelso, Kingland, Koontz, Lenoeker, LeRoy, Lund, Mitchell, Munro, Odendahl, Pickford, Reeve, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sidey, Steelsmith, Stipe, Stokes, Thompson, Webb, White, Whitney, Workman—53.

The nays were:

Anderson of Montgomery, Anderson of Greene, Bauman, Bingham, Blackford, Bliss, Brady, Brockway, Burt, Cannon, Carson, Chapman, Craig, Cronbaugh, Daniels, Dawson, Dixon, Elliott, Enger, Greene of Grundy, Greene of Clinton, Griggs, Halgrims, Halstead, Huff, Huntley, Jones, Kane, Kulp, Lounsberry, McHose, McVicker, Meredith, Miller, Milton, Newcomb, Peterson, Power, Sherman, Townsend, Mr. Speaker—41.

Absent or not voting:

Atkinson, Buxton, Clark, Elwood, Erickson, Fraley, Jacobson, Klay, Larrabee, Manning, McCullough, Ring, Stutt, Trumbauer—14.

So the substitute amendment was substituted for the committee substitute amendment.

Whitney of Woodbury moved that the rules be suspended, 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 ayes were:

Bartle, Barry, Bauman, Bernbrock, Bingham, Brockway, Bruce, Cole, Craig, Crozier, Dixon, Elliott, Elwood, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Helming, Huff, Hunt, Huntley, Jacobs, Jensen, Kelso, Kingland, Larrabee, LeRoy, Manning, Munro, Newcomb, Odendahl, Pickford, Power, Reeve, Rone, Scott, Shankland, Sherman, Webb, Whitney, Workman—42.

The nays were:

Anderson of Montgomery, Anderson of Greene, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Burt, Cannon, Carson, Chapman, Clark, Cronbaugh, Daniels, Dawson, Downey,

Doze, Dunlap, Eggleston, Enger, Greene of Clinton, Griggs, Halstead, Hansen, Hazen, Heaton, Hutchins, Jamison, Jones, Kane, Koontz, Kulp, Lenocker, Lounsberry, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Peterson, Rohwer, Saltzmann, Scholz, Sidey, Steelsmith, Stokes, Thompson, Townsend, White, Mr. Speaker—54.

Absent or not voting:

Atkinson, Buxton, Erickson, Fraley, Hamilton, Jacobson, Klay, Lund, Ring, Stipe, Stutt, Trumbauer—12.

So the bill having failed to receive a constitutional majority was declared to have been lost.

REPORTS OF COMMITTEE.

Brockway of Louisa, 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. 355, a bill for an act to repeal section 1569 of the Code, and to enact a substitute therefor relating to the meeting and passing of vehicles, etc., 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 amended as follows:

Strike out all following the enacting clause and substituting in lieu therefor the following:

Section 1. That section 1569 of the Code be and the same is hereby repealed and the following enacted in lieu thereof: "Persons on horseback, or in vehicles, including motor vehicles, meeting each other on the public highway, shall give one-half of the beaten path thereof by turning to the right. Whenever a person in any vehicles shall approach from the rear upon the public highway and desire to pass, it shall be the duty of the driver or operator of such vehicle ahead to give one-half of the beaten path thereof, upon proper signal or request by turning to the right. The vehicle approaching from the rear shall turn to the left and shall not return to such road or path within less than thirty feet of the team or vehicle which has been passed; provided, however, that such vehicle need not give such right-of-way when it would jeopardize the safety of the driver or operator to do so. Failure to comply with the above shall be deemed a misdemeanor and punishable as such"; and when so amended the bill do pass.

J. M. BROCKWAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred House File No. 614, a bill for an act to amend chapter 72 of the acts of the Thirty-fourth General Assembly relating to regulating and registration of motor vehicles, 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.

J. M. BROCKWAY,
Chairman.

Report adopted, and House File No. 614 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred House File No. 258, a bill for an act to amend chapter 72 of the acts of the Thirty-fourth General Assembly regulating the registration and control of motor vehicles, 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.

J. M. BROCKWAY,
Chairman.

Report adopted, and House File No. 258 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred House File No. 563, a bill for an act to amend section 18 of chapter 72 of the acts of the Thirty-fourth General Assembly, relative to signals on motor vehicles, 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.

J. M. BROCKWAY,
Chairman.

Report adopted, and House File No. 563 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred House File No. 635, a bill for an act to amend section eight of chapter 72 of the laws of the Thirty-fourth General Assembly, 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.

J. M. BROCKWAY,
Chairman.

Report adopted, and House File No. 635 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred House File No. 217, a bill for an act to repeal sections 11 and 15 of chapter 72, acts of the Thirty-fourth General Assembly, and to repeal sections 14 and 16 of chapter 72, acts of the Thirty-fourth General Assembly, and to enact a substitute therefor, all relating to taxation and registration of motor vehicles and fixing penalties for violation thereof, 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.

J. M. BROCKWAY,
Chairman.

Report adopted, and House File No. 217 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred House File No. 454, a bill for an act prohibiting any motor vehicle from displaying any loose-hinged flag, pennant, banner, ribbon, or similar attachment and providing a penalty for the violation of same, 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.

J. M. BROCKWAY,
Chairman.

Report adopted, and House File No. 454 was indefinitely postponed.

Also :

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred House File No. 528, a bill for an act to amend the law as it appears in section two of chapter 70, acts of the Thirty-fourth General Assembly, relating to the dragging of public roads, 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 amended by the following substitute amendment:

By striking out lines 5, 6, 7, 8, and inserting in lieu thereof the following: "if at the February meeting a balance remains in the drag fund for the preceding year or years, the said balance may be transferred to the general road fund"; and when so amended the bill do pass.

J. M. BROCKWAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred Senate File No. 250, a bill for an act to repeal sections 2, 6, 7, 8, 11, 15, 16, 22 of chapter 72 of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor, relating to the registration and regulation of motor vehicles, 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 amended as follows:

That section 1 of the original bill be amended by striking out all of line 5 after the word "ambulances" and all of line 6 preceding the word "and"; and that section 1 be further amended by inserting in line 19, following the word "vehicles" the following, "which have a speed capacity of not more than ten miles per hour," and in the same line by striking out the words "as may" and inserting in lieu thereof the following, "and which shall."

That section 5, line 7, be amended by striking out the words "a placard" and inserting the following words, "metal number plates to be furnished by the secretary of state to the dealer as provided in section 15."

That section 6, line 27, be amended by inserting after the word "duplicate" the word "set."

That line 28 of section 6 be amended "to require no dealer to keep on hand more than one registered car," and when so amended the bill do pass.

J. M. BROCKWAY,
Chairman.

Report adopted.

The following communication was received from the governor :

STATE OF IOWA.

EXECUTIVE DEPARTMENT.

To the Members of the Thirty-fifth General Assembly:

Iowa has a soil that is not equalled in its possibilities by any other like area of the earth's surface. Yet there are countries where the soil, of much less natural fertility, is made to produce, on the average, almost, if not quite, twice as much per acre of crops common to both countries. This must necessarily be due to better methods of soil conservation, closer study of seed selection, better methods of tillage and generally to a more profound study of soil production as it is related to human needs and welfare. The soil of England, Germany, France, after centuries of cultivation, is made to produce on the average twice as much wheat per acre as is produced in this country. Holland and Denmark do likewise and also double the production per acre of oats, potatoes and other crops produced here. It is said of Denmark that no other country in the world is to be compared with her in the intelligence with which she treats her soil and in results produced. To express it in another way it has been said that all the rest of the world can go to Denmark to learn how to farm. Her agricultural schools, planted thickly over the country, superintended and taught by men of a very high order of scholarship are said to be unsurpassed. Home economics, I am advised, receive the most careful attention with most excellent results. In some of the countries mentioned dairying has also been brought to a state of perfection and profit not equalled elsewhere. The utilization of the entire products of the field for feed and the study of food values has brought about great economies. The great benefit of co-operation among agricultural industries has been conclusively demonstrated. Through co-operation agriculture, dairying and all allied industries have been made much more profitable. Land tenancy in some of these countries has been put upon a sound basis, just and profitable alike to both landlord and tenant, and at the same time compelling the preservation and fertility of the soil.

The possibilities of Iowa wait upon scientific study of ways and means. She is crying out, so to speak, to be given a chance to demonstrate to the world the wondrous land she really is. She is impatient of this delay. She is tired of being shorn of her strength when she should and could, if given a chance, bring forth in multiplied abundance. Her wisest and most far-seeing men want to lend a hand to bring about this most desirable consummation.

Believing that it would result in great benefit to our agricultural interests and thus also promotive of the general good if a study at first hand by competent and well known citizens of the state could be made in some of the countries mentioned, at least, of agricultural conditions and

methods and dairying and schools and co-operation and land tenantry and kindred subjects with special reference to Iowa conditions and needs and a report made of results, facts and conclusions, and believing that you will be glad to co-operate with me in whatever will prove helpful to our people in connection with these great subjects, I respectfully ask that by resolution you authorize and empower me to appoint and commission as representatives of the state of Iowa not more than three persons for the purpose above named, all to be without any expense whatever to the state.

Done at the city of Des Moines, Iowa March 25, 1913.

G. W. CLARKE,
Governor.

Referred to committee on Conservation of Resources.

Shankland of Polk called up resolution laid over under Rule 34, relating to the limiting of time of debate and explanation of vote.

Larrabee of Fayette moved that the resolution be referred to committee on Rules.

Motion prevailed, and resolution was so referred.

INTRODUCTION OF BILLS.

By committee on Food and Dairy, House File No. 656.

A BILL for an Act to Amend Chapter One Hundred Seventy-five (175), Acts of the Thirty-fourth General Assembly, Pertaining to the Standard for Ice Cream.

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

Section 1. That chapter one hundred and seventy-five (175), laws of the Thirty-fourth General Assembly be and the same is hereby amended by inserting immediately following paragraph one, the following: "Provided, however, that ice cream may contain not less than eight per cent by weight of milk fat, from June 15th to September 15th of each year."

Read first and second time and passed on file.

Anderson of Montgomery moved to recall Senate File No. 254 from the committee on Judiciary, and that the same be placed on the calendar.

Motion prevailed.

On motion of Power of Jefferson, the House adjourned.

EVENING SESSION.

House reconvened, Speaker Cunningham in the chair.

REPORT OF COMMITTEE.

Kelso of Jackson, from the committee on State University, submitted the following report:

MR. SPEAKER—Your committee on State University, to whom was referred House File No. 104, a bill for an act to provide additional chairs in the college of homeopathic medicine of the state university of Iowa, additional to chapter 168, of the acts of the Sixteenth General Assembly, 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 do pass.

JOSEPH KELSO, JR.,
Chairman.

Report adopted.

Larrabee of Fayette moved that House File No. 104 be referred to the committee on Appropriations.

Motion prevailed, and the bill was so referred.

On request of Huff of Hardin, leave of absence was granted Brady of Dallas for the evening session.

On request of Clark of Monroe, leave of absence was granted Trumbauer of Keokuk for the evening session.

On request of Larrabee of Fayette, leave of absence was granted Klay of Sioux for evening session.

CONSIDERATION OF BILLS.

On motion of White of Benton, House File No. 260, a bill for an act to amend section two thousand seven hundred twenty-seven-c (2727-c) of chapter eleven-a (11-a) supplement to the code of 1907, relating to school for blind, with report of committee recommending passage, was taken up and considered.

Kingland of Winnebago proposed the following amendment:

Amend section 2727-c of chapter 11-a so as to read as follows: "That section 2727-c of chapter eleven-a (11-a) of the supplement to the code, 1907, be amended by striking out of the sixth line of said section the words 'for the college of the blind at Vinton, twelve hundred dollars;'"

Amendment adopted.

Mr. Kingland proposed the following amendment to the title:

Amend by inserting the words "of the" after the words and figures "chapter eleven-a (11-a)" and by striking out the word "of" following the word "code" and preceding the figures "1907".

Amendment adopted.

Mr. White moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Boettger, Bradley, Brown, Bruce, Burt, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Kane, Kelso, Kingland, Kulp, LeRoy, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Reeve, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, White, Whitney, Mr. Speaker—74.

The nays were:

Bartle, Downey, Griffin—3.

Absent or not voting:

Blackford, Bliss, Brady, Brockway, Buxton, Clark, Cronbaugh, Elliott, Elwood, Erickson, Hamilton, Hansen, Heaton, Jacobs,

Jacobson, Jones, Klay, Koontz, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, Miller, Power, Ring, Saltzmann, Townsend, Trumbauer, Webb, Workman—31.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Power of Jefferson, Senate File No. 311, a bill for an act to amend the law as it appears in section forty-nine hundred ninety-nine-a-four (4999-a-4) of the supplement to the code, 1907, providing for the safety and comfort of laborers and other persons assembled in factories and buildings, with report of committee recommending passage, was taken up and considered.

Mr. Power moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brown, Bruce, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, White, Whitney, Workman, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Bliss, Brady, Brockway, Buxton, Dawson, Downey, Elliott, Elwood, Erickson, Hamilton, Hansen, Heaton, Jacobs, Jacobson, Klay, Koontz, Lenoeker, McCullough, Miller, Ring, Saltzmann, Scott, Trumbauer, Webb—24.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Pickford of Cerro Gordo, House File No. 438, a bill for an act to amend section twenty-seven hundred ninety-two (2792) of the code of 1897 relating to the restoration of territory to the school district from which it has been taken, with report of committee recommending passage, was taken up and considered.

Mr. Pickford proposed the following amendment:

Amend by striking out the words and figures "of 1897" in the title and in section one, line eight, to strike out the word "of" and insert the word "to" and insert a comma (,) after the word "code"; and further by striking out the catch words in the first line of section one up to and including "municipal corporations".

Amendment adopted.

Larrabee of Fayette proposed the following amendment:

Amend the publication clause by adding "without expense to the state".

Amendment adopted.

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

Boettger of Scott in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brown, Bruce, Cannon, Carson, Chapman, Craig, Cronbaugh, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Kane, Kelso, Kingland, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Scott, Shankland,

Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, White, Workman—77.

The nays were:

None.

Absent or not voting:

Bliss, Brady, Brockway, Burt, Buxton, Clark, Cole, Crozier, Dawson, Elliott, Elwood, Erickson, Hamilton, Hansen, Heaton, Jacobs, Jacobson, Jones, Klay, Koontz, Lenoeker, McCullough, Miller, Ring, Saltzmann, Sherman, Townsend, Trumbauer, Webb, Whitney, Mr. Speaker—31.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Eggleston of Clark, House File No. 652, a bill for an act to legalize the acts of the electors of the city of Osceola, Iowa, in voting for the issuance of bonds in aid of improvement and extension of the city water works, was taken up and considered.

Mr. Eggleston moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brown, Bruce, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Kane, Kelso, Kingland, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose,

McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, White, Workman—80.

The nays were:

None.

Absent or not voting:

Brady, Brockway, Burt, Buxton, Cole, Dawson, Elliott, Elwood, Erickson, Hamilton, Hansen, Heaton, Helming, Jacobs, Jacobson, Jones, Klay, Koontz, Kulp, Lenocker, McCullough, Miller, Ring, Saltzmann, Trumbauer, Webb, Whitney, Mr. Speaker—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Crozier of Marion, substitute for Senate File No. 166, a bill for an act to amend section forty-four hundred twenty (4420) of the code relating to applications for writs of habeas corpus, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Crozier moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brown, Bruce, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Dixon, Downey, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Jamison, Jensen, Kane, Kelso, Kingland, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, White, Workman—79.

The nays were:

None.

Absent or not voting:

Bliss, Brady, Brockway, Buxton, Cronbaugh, Daniels, Dawson, Elliott, Elwood, Erickson, Hamilton, Hansen, Heaton, Hutchins, Jacobs, Jacobson, Jones, Klay, Koontz, Kulp, Lenocker, McCullough, Miller, Ring, Saltzmann, Trumbauer, Webb, Whitney, Mr. Speaker—29.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Crozier of Marion, House File No. 432 was withdrawn from the further consideration of the House.

On motion of Atkinson of Butler, House File No. 261, a bill for an act to amend section twenty-eight hundred and fourteen (2814) of the supplement to the code, relative to the acquisition of school sites, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Power of Jefferson proposed the following amendment:

Amend section 2 by adding the words "without expense to the state".

Amendment adopted.

Mr. Atkinson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bradley, Bruce, Burt, Cannon, Carson, Chapman, Craig, Crozier, Dixon, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead,

Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Kane, Kingland, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, White, Workman, Mr. Speaker—73.

The nays were:

Brown, Clark, Downey, Larrabee, Odendahl—5.

Absent or not voting:

Bliss, Boettger, Brady, Brockway, Buxton, Cole, Cronbaugh, Daniels, Dawson, Elliott, Elwood, Erickson, Hamilton, Hansen, Heaton, Jacobson, Jones, Kelso, Klay, Koontz, Kulp, Lenoeker, McCullough, Miller, Reeve, Ring, Saltzmann, Trumbauer, Webb, Whitney—30.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Cunningham in the chair.

On motion of Enger of Winneshiek, House File No. 107, a bill for an act to amend the law as it appears in sections twenty-five hundred and five (2505) and twenty-five hundred and eight (2508) of the supplement to the code, 1907, in reference to the inspection of petroleum products, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Enger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brown, Bruce, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Downey, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin,

Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Kane, Kingland, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, White, Mr. Speaker—73.

The nays were :

Jamison, Meredith, Workman—3.

Absent or not voting :

Bliss, Brady, Brockway, Buxton, Daniels, Dawson, Dixon, Eliott, Elwood, Erickson, Griggs, Hamilton, Hansen, Heaton, Jacobson, Jones, Kelso, Klay, Koontz, Kulp, Larrabee, Lenocker, McCullough, Miller, Mitchell, Reeve, Ring, Saltzmann, Steelsmith, Trumbauer, Webb, Whitney—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Helming of Allamakee moved that Congressman Haugen be invited to address the members of the House at this time.

Motion prevailed.

The Speaker appointed Mr. Helming as a committee to escort Mr. Haugen to the Speaker's station.

Mr. Haugen then addressed the House.

CONSIDERATION OF BILLS.

On motion of Lund of Hamilton, Senate File No. 353, a bill for an act providing for the record title of lands granted to the Dubuque and Pacific Railroad company, with report of committee recommending passage, was taken up, and considered.

Mr. Lund moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford,

Boettger, Bradley, Brown, Bruce, Burt, Cannon, Cronbaugh, Crozier, Dixon, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Kane, Kingland, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Workman, Mr. Speaker—76.

The nays were :

None.

Absent or not voting :

Bliss, Brady, Brockway, Buxton, Carson, Chapman, Clark, Cole, Craig, Daniels, Dawson, Downey, Elliott, Elwood, Erickson, Hamilton, Hansen, Heaton, Jacobson, Jones, Kelso, Klay, Koontz, Lenocker, McCullough, Miller, Ring, Saltzmann, Trumbauer, Webb, White, Whitney—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Milton of Cedar, House File No. 413, a bill for an act to amend the law as it appears in section twenty-eight hundred six (2806), supplement to the code, 1907, and chapter one hundred eighty-two (182), of the acts of the Thirty-third General Assembly relating to school taxes and to increase the amount that may be levied in the teachers' fund and the contingent fund, with report of committee recommending passage, was taken up, and considered.

Mr. Milton moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford,

Boettger, Bradley, Burt, Carson, Craig, Crozier, Dixon, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Hazen, Helming, Huff, Hunt, Hutchins, Jacobs, Jensen, Kane, Kingland, Kulp, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Rone, Scholz, Shankland, Sherman, Sidey, Steel-smith, Stipe, Stokes, Stutt, Townsend, White, Workman—66.

The ayes were:

Brown, Cronbaugh, Downey, Halstead, Newcomb, Scott, Thompson, Mr. Speaker—8.

Absent or not voting:

Bliss, Brady, Brockway, Bruce, Buxton, Cannon, Chapman, Clark, Cole, Daniels, Dawson, Elliott, Elwood, Erickson, Hamilton, Hansen, Heaton, Huntley, Jacobson, Jamison, Jones, Kelso, Klay, Koontz, Larrabee, Lenoeker, McCullough, Miller, Ring, Rohwer, Saltzmann, Trumbauer, Webb, Whitney—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Boettger of Scott, substitute for Senate File No. 176, a bill for an act to amend section one (1) of chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly relating to the assessment and collection of tax upon collateral estates, annuities, legacies, bequests, gifts, transfers and inheritances, with report of committee recommending passage, was taken up and considered.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brown, Bruce, Burt, Carson, Chapman, Craig, Cronbaugh, Crozier, Dixon, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Kane, Kingland, Kulp, Larrabee, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Shankland,

Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, White, Workman, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Bliss, Brady, Brockway, Buxton, Cannon, Clark, Cole, Daniels, Dawson, Downey, Elliott, Elwood, Erickson, Hamilton, Hansen, Heaton, Jacobson, Jones, Kelso, Klay, Koontz, Lenoeker, Lounsberry, McCullough, Miller, Ring, Saltzmann, Scott, Trumbauer, Webb, Whitney—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Mitchell of Wapello, Senate File No. 316, a bill for an act to legalize the adoption of certain propositions at an election of the county of Wapello, state of Iowa, with the effect of authorizing the board of supervisors of said county to purchase land for an addition to the county home farm of said county, and to incur indebtedness for the purchase of such land, and to levy a continuing annual tax to provide for the payment of such indebtedness, with report of committee recommending passage, was taken up, and considered.

Mr. Mitchell moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Boettger, Bradley, Brown, Bruce, Burt, Cannon, Carson, Chapman, Clark, Crozier, Dixon, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Kane, Kingland, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, White, Workman, Mr. Speaker—75.

The nays were:

None.

Absent or not voting :

Black, Bliss, Brady, Brockway, Buxton, Cole, Craig, Cronbaugh, Daniels, Dawson, Downey, Elliott, Elwood, Erickson, Hamilton, Hansen, Heaton, Jacobs, Jacobson, Jones, Kelso, Klay, Koontz, Kulp, Lenocker, McCullough, Miller, Ring, Saltzmann, Scott, Trumbauer, Webb, Whitney—33.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Sidey of Adair, House File No. 131, a bill for an act to amend the law as it appears in section seven hundred twenty-four (724), supplement to the code, 1907, and in section eight hundred ninety-four (894), supplement to the code, 1907, relating to the powers of cities and towns, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Sidey moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brown, Bruce, Burt, Craig, Crozier, Dixon, Downey, Doze, Dunlap, Eggleston, Enger, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Kane, Kingland, Kulp, LeRoy, Lounsberry, Lund, Manning, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Oden-dahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Workman, Mr. Speaker—68.

The nays were :

Cannon—1.

Absent or not voting :

Bliss, Brady, Brockway, Buxton, Carson, Chapman, Clark, Cole, Cronbaugh, Daniels, Dawson, Elliott, Elwood, Erickson, Greene of Grundy, Grout, Hamilton, Hansen, Heaton, Jacobson, Jones, Kelso, Klay, Koontz, Larrabee, Lenocker, McCullough, McHose, Miller, Ring, Saltzmann, Scott, Steelsmith, Stipe, Townsend, Trumbauer, Webb, White, Whitney—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Sidey of Adair, House File No. 212, a bill for an act to amend the law as it appears in section seven hundred twenty (720) supplement to the code, 1907, as amended by chapter forty-four (44) acts of the Thirty-third (33d) General Assembly, and chapter thirty-four (34) acts of the Thirty-fourth (34th) General Assembly, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Sidey moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Brown, Bruce, Burt, Cannon, Carson, Chapman, Craig, Crozier, Dixon, Downey, Doze, Dunlap, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Kane, Kingland, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, MeVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Workman, Mr. Speaker—73.

The nays were :

None.

Absent or not voting :

Bliss, Bradley, Brady, Brockway, Buxton, Clark, Cole, Cronbaugh, Daniels, Dawson, Eggleston, Elliott, Elwood, Erickson, Hamilton, Hansen, Heaton, Jacobs, Jacobson, Jones, Kelso, Klay, Koontz, Lenoeker, McCullough, Miller, Ring, Saltzmann, Scott, Steelsmith, Stipe, Trumbauer, Webb, White, Whitney—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Black of Muscatine, House File No. 112, a bill for an act making an appropriation to repay to Muscatine building and loan association the incorporation fee paid by said association, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Speaker proposed the following amendment:

Amend by striking out the catch words, in section 1, "Appropriations"; in section 2, 'to whom paid' and in section 3, "how drawn."

Amendment adopted.

Mr. Black moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bauman, Bernbrock, Boettger, Bradley, Brown, Bruce, Clark, Craig, Cronbaugh, Crozier, Dixon, Downey, Doze, Dunlap, Eggleston, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Halgrims, Halstead, Hazen, Helming, Hunt, Hutchins, Jamison, Kane, Kulp, Lounsberry, Lund, Manning, McVicker, Meredith, Mitchell, Oden Dahl, Rohwer, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Workman—48.

The nays were:

Barry, Bingham, Black, Blackford, Burt, Cannon, Carson, Chapman, Enger, Hadley, Huntley, Jensen, Kingland, Larrabee, LeRoy, McHose, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Rone, Thompson, Townsend, Mr. Speaker—26.

Absent or not voting :

Atkinson, Bartle, Bliss, Brady, Brockway, Buxton, Cole, Daniels, Dawson, Elliott, Elwood, Erickson, Hamilton, Hansen, Heaton, Huff, Jacobs, Jacobson, Jones, Kelso, Klay, Koontz, Lenoeker, McCullough, Miller, Milton, Ring, Saltzmann, Steel-smith, Stipe, Trumbauer, Webb, White, Whitney—34.

So the bill having failed to receive a constitutional majority was declared to have been lost.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 112 failed to pass the House.

B. H. BLACK.

I second the motion.

E. R. MITCHELL.

On motion of Hazen of Pottawattamie, House File No. 108, a bill for an act to prohibit the sale, keeping for sale, loaning, giving away, or carrying of certain dangerous weapons to prevent the carrying of concealed weapons, except in certain specified cases when a license is issued therefor; to provide punishment for the violation of the provisions hereof, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Stipe of Page proposed the following amendment:

Amend by inserting after the word "with" in the second line of section 1, the words "and have concealed upon his person," and strike out the word "razor" in the third line of section 1.

On motion of Power of Jefferson, the House adjourned until Wednesday, March 26th, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 26, 1913.

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

Prayer was offered by Rev. A. M. Smith, Moulton, Iowa.

Journal of Tuesday, March 25th, corrected and approved.

On request of Huff of Hardin, leave of absence was granted Atkinson of Butler until Thursday.

CONSIDERATION OF BILLS.

House resumed consideration of House File No. 108, a bill for an act to prohibit the sale, keeping for sale, loaning, giving away, or carrying of certain dangerous weapons, to prevent the carrying of concealed weapons, except in certain specified cases when a license is issued therefor; to provide punishment for the violation of the provisions hereof.

The amendment proposed by Stipe of Page on March 25th was adopted.

Doze of Wayne proposed the following amendment:

Amend by striking out the word "concealed" wherever it occurs in the bill.

Amendment lost.

Brady of Dallas proposed the following amendment:

Amend by adding to section 1 the words "provided that no person under fourteen years of age shall be allowed to carry fire arms of any description".

Amendment adopted.

Hazen of Pottawattamie proposed the following amendment:

Amend by adding the following words, "shall have authority to issue permits to sell and" after the word "mayor" in the first line of section 5, and to add the words "to sell" in the second line of section 5 after the word "permits".

Amendment adopted.

Mr. Hazen moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jensen, Jones, Kingland, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Sherman, Stipe, Stokes, Thompson, Townsend, Webb, Whitney, Workman, Mr. Speaker—74.

The nays were:

Brown, Downey, Huntley, Kulp, Odendahl, Reeve, Sidey—7.

Absent or not voting:

Atkinson, Bauman, Black, Boettger, Bradley, Burt, Buxton, Elliott, Griggs, Grout, Jacobs, Jacobson, Jamison, Kane, Kelso, Klay, Koontz, Larrabee, McCullough, Mitchell, Saltzmann, Scott, Shankland, Steelsmith, Stutt, Trumbauer, White—27.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette, chairman of the committee on Appropriations, submitted the following report in accordance with resolution requesting statement of all appropriations asked and millage necessary to meet the same:

House bills carrying appropriations:

7	Miller—Anti-trust bill	\$ 10,000.00
11	Shankland—Widow's pension bill, per month, per child	5.00
30	Boettger—Increase salary chief executive officer of Iowa Soldiers and Orphans' Home annually \$500	1,000.00
33	Miller—Salary, employe food and dairy	31,000.00
41	—Saltzmann—Manufacture twine in state prison of Iowa	200,000.00
51	Bliss—Panama-Pacific exposition	175,000.00
69	Whitney—Estate of W. R. Benton	250.00
70	Whitney—European rural credit investigation ...	2,400.00
74	Manning—H. H. Rood claim	500.00
77	Stutt—Allan W. Hamaker claim	5,000.00
80	Jacobs—Iowa State Board of Health	70,000.00
86	Griffin—Additional judge	7,000.00
96	Brady—Anti-hog cholera serum	25,000.00
102	Kulp—Clara Bahls claim	2,000.00
112	Black—Muscatine Building and Loan Association.	265.00
116	Hunt—Manufacture of hog cholera serum at Iowa State College	25,000.00
117	Ring—Create department for women in Bureau of Labor and expenses	3,000.00
123	Manning—At least four county treasurer examiners at \$1,800 each and expenses	7,200.00
124	Blackford—H. C. Jackson claim	2,000.00
126	Loufsberry—Increase at Soldiers' Home .....	.....
132	Pickford—Cons. schools of two or more rooms ...	150,000.00
137	Jensen—Normal training	225,000.00
139	Dawson—Increase salaries state superintendent department	20,000.00
140	Jacobs—Erect a state office building	265,000.00
143	Cole—Salaries Board of Health	15,000.00
151	Carson—Normal school	75,000.00
152	Ring—Additional judge	10,000.00
161	Hazen—Teachers' pension fund, half mill levy.	
170	Huntley—Dairy and beef cattle industry	17,500.00
181	Fraley—Three barber inspectors and expenses ...	3,600.00
184	Sherman—Salaries and cont. library reference ...	23,600.00
187	Bauman—Industrial reformatory for women	116,000.00
188	Thayer—Changing natural water courses	3,000.00
191	Jones—L. Rasmussen	100.00

197	Heaton—State normal school.....	75,000.00
198	Larrabee—Institutions, Board of Cont., by request	1,622,705.00
201	Hansen—Colony for epileptics.....	200,000.00
207	Larrabee—Educational institutions, by request....	1,909,600.00
209	Peterson—Bee inspector	10,000.00
210	Burt—Moving picture censor and assistants.....	4,000.00
215	Hansen—Additional normal schools.....	15,000.00
218	Larrabee—Deficiency state instit., by request.....	44,500.00
225	Brady—Normal school .....	.....
227	Dixon—Normal school .....	.....
241	Stipe—State entomologist	6,000.00
249	Hazen—Schneider claim	235.80
259	Dixon—State examiners for counties.....	40,000.00
266	Lund—Military code of Iowa.....	82,000.00
268	Thompson—Iowa State Board of Health salaries.	
269	Carson—Pure drug law.....	500.00
272	Lund—Spirit Lake relief survivors pension, per mo.	30.00
279	Bliss—Three additional normal schools.....	100,000.00
280	Shankland—Expo. progress of negroes.....	50,000.00
281	Shankland—Indemnity association .....	.....
287	Bruce—Indemnity association .....	.....
288	Sherman—Clifford Thorne claim.....	445.00
295	Helming—Treatment of indigent children.....	10,000.00
297	Ring—Gettysburg reunion	10,000.00
301	Jacobs—Salaries employes liability.....	60,000.00
314	Koontz—Charles David Sentman claim.....	5,000.00
315	Koontz—Oakdale—per capita	33,600.00
324	Grout—Building and Loan Association of Waterloo	500.00
326	Brockway—State R. R. com. investigations.....	25,000.00
327	Brockway—State R. R. com. investigations.....	25,000.00
328	Dixon—Board of health.....	50,000.00
329	Hazen—Enc. corn and small grain growing.....	5,000.00
341	Barry—State document editor.....	3,600.00
342	Brady—Women's building at State Fair.....	75,000.00
349	Peterson—State bee inspector.....	4,000.00
357	Larrabee—Executive council contingent, by request	4,000.00
367	Peterson—Normal school support.....	.....
371	Brockway—Iowa State Fair.....	192,000.00
381	Animal industry commission laboratory for hog cholera serum	25,000.00
387	McVicker—State farm for detention for defectives and criminals	325,000.00
393	Enger—Bureau of vital statistics.....	30,000.00
405	Stutt—Increase salary at Anamosa and Ft. Madison	60,000.00
415	LeRoy—Additional judge	7,000.00
420	Manning—Iowa State College of Agriculture.....	30,000.00
429	Dawson—State agents	13,000.00
448	Ring—Codifying laws	33,000.00
449	Bernbrock—Com. on cities and towns.....	1,000.00

453	Bauman—Bertha G. Myers claim.....	44.44
455	Jensen—Providing industries in penal institutions of state	200,000.00
459	Atkinson—State Historical Society of Iowa.....	20,000.00
475	Steelsmith—Bacteriological laboratory	20,000.00
485	Jacobs—District custodial farms.....	100,000.00
487	Ring—Conference of charities.....	1,000.00
530	Clark—Help—General Assembly .....	.....
534	Scholz—Food and dairy.....	9,000.00
544	Bruce—Fruit experiment	2,000.00
549	Peterson—Perryman claim	47.16
550	Lund—Drainage	1,000.00
551	Lund—Drainage commission	6,000.00
552	Klay—Payment experts commission of retrench- ment and reform.....	10,000.00
598	Elwood—Rules for hotels, etc.....	1,000.00
602	Fraley—Assistance trade schools.....	.....
611	Power—Salaries board of arbitrators.....	.....
616	Pickford—Food and dairy.....	54,000.00
645	Military commission homecoming G. A. R.....	3,000.00
648	Public Utilities—Public Utilities.....	150,000.00
	Total	\$7,254,193.39

In addition to above there are bills with special levies.

Also increases in salaries, new departments, senate bills, etc. Estimated askings.....	\$1,200,000.00
	\$7,254,193.39
Total	\$8,454,193.39

Amount available for above askings during next biennial
period

\$1,300,000.00

The following bills have been recommended for passage by the

House Committee on Appropriations:

7	Miller—Anti-trust bill	5,000.00
41	Saltzmann—Manufacture twine in state prison of Iowa	200,000.00
69	Whitney—Repayment to estate of W. R. Benton...	250.00
77	Stutt—Allan W. Hamaker claim.....	2,700.00
112	Black—Muscatine Building and Loan Association..	240.00
124	Blackford—H. C. Jackson claim, by request.....	500.00
184	Sherman—Salaries and Cont. library reference....	11,800.00
191	Jones—L. Rasmussen claim	100.00
210	Burt—Moving picture censor and assistants.....	4,000.00
249	Hazen—Schneider claim, by request.....	117.90

259	Dixon—State examiners for counties.....	40,000.00
266	Lund—Military code of Iowa.....	165,000.00
349	Peterson—State bee inspector.....	4,000.00
381	Animal Ind. Com. Lab. for hog cholera serum....	25,000.00
453	Bauman—Bertha G. Myers claim.....	44.44
549	Peterson—A. S. Perryman claim.....	47.16
552	Klay—Payment experts, commission of retrenchment and reform.....	10,000.00
647	Claim Committee—M. O. Clemens claim.....	1,000.00
S. F. No.		
24	Francis—Clara Bahls claim.....	1,000.00
49	McColl—Inaugural ceremonies.....	385.67
61	Larrabee—Deficiency state institutions, by request.	39,500.00
214	Mattes—Executive council of Iowa to make investigations.....	.....
137	Normal training.....	75,000.00
Total.....		\$ 585,685.17

Board of Control—Total expenditures during biennial:

From support.....	\$ 3,385,076.07
Special acts.....	557,122.09
Deficit Thirty-fifth General Assembly.....	39,500.00
Total.....	\$ 3,981,698.16

Value of property:

Buildings.....	\$ 8,297,688.43
Land.....	1,115,482.70
Live stock.....	124,899.25
Personal property.....	1,288,241.13
Total.....	\$10,826,311.51

Board of Education:

Expenditure during 1912 for the State University.....	\$ 771,147.09
Agricultural College.....	813,645.25
Normal—for biennial.....	594,699.53

I have not prepared the statement for Vinton. May be found on page 508, Report of Iowa State Board of Education.

REPORTS OF COMMITTEES.

Grout of Black Hawk, from the committee on Board of Control, submitted the following report:

MR. SPEAKER—Your committee on Board of Control to whom was referred Senate File No. 226, a bill for an act to repeal the law as it appears in sections twenty-six hundred ninety-one (2691) and twenty-six hundred ninety-two (2692) of the Supplement to the Code, 1907, and to enact a substitute therefor to provide for the support of the Iowa Soldiers' Orphans' Home, 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 do pass.

H. W. GROUT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Board of Control to whom was referred House File No. 592, a bill for an act to repeal the law as it appears in section forty-nine hundred thirteen-a (4913-a) of the Supplement to the Code, 1907, and to enact a substitute therefor in regard to bringing into certain state institutions and other places where inmates may lawfully be, drugs or liquors, or weapons, explosives or other article for use in making or attempting an escape, 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 do pass.

H. W. GROUT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Board of Control to whom was referred House File No. 609, a bill for an act to amend the law as it appears in chapter eleven-c (11-c) of title thirteen (XIII) of the Supplement to the Code, 1907, relating to the state sanatorium for the treatment of tuberculosis, to provide for the care of advanced cases in said sanatorium, and making an appropriation therefor, and to repeal the law as it appears in section twenty-seven hundred twenty-seven-a-86 (2727-a-86) of the Supplement to the Code, 1907, and enact a substitute therefor, requiring counties to pay for the care of patients in the sanatorium, and making such patients and persons legally bound for their support liable to counties for money so paid, 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 amended by striking out section 4; and when so amended that the bill be referred to the Appropriations committee, with recommendation that the same do pass.

H. W. GROUT,
Chairman.

Report adopted, and bill was so referred.

Also:

MR. SPEAKER—Your committee on Board of Control to whom was referred Senate File No. 275, a bill for an act to establish the industrial school at Eldora and the department at Mitchellville as two separate and distinct institutions, to provide official designation for them, and to repeal acts in conflict with this act, 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 do pass.

H. W. GROUT,
Chairman.

Report adopted.

Dixon of Sac, 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. 104, a bill for an act to amend the law as it appears in paragraph four (4) of section eighteen hundred fifty (1850) Supplement to the Code of 1907, relating to the investment of funds by savings banks, 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 do pass.

W. J. DIXON,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Banks and Banking, to whom was referred House File No. 637, a bill for an act to create a depositors' guaranty fund to insure depositors against loss if the bank becomes insolvent, and empowering the auditor of the state to levy and collect same. Additional to title nine (9), chapter twelve (12), of the Code, and Code Supplement, 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.

W. J. DIXON,
Chairman.

Report adopted, and House File No. 637 was indefinitely postponed.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 640, a bill for an act in relation to actions to quiet title

to real estate, additional to chapter four (4) of title twenty-one (21) of the Code, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 640 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 428, a bill for an act to amend the law as it appears in section two thousand five hundred seventy-eight-b (2578-b) of the Supplement to the Code, 1907, relating to trial upon appeal to the district court from decisions of the state board of medical examiners revoking physicians' licenses, 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.

GERRIT KLAY,
Chairman.

Report adopted, and Senate File No. 428 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 16, a bill for an act to repeal section three thousand three hundred seventy-nine (3379) of the Code and to enact a substitute therefor, relating to the share of surviving spouse, 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 substitute for Senate File No. 16 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 423, a bill for an act to amend the law as it appears in section one thousand seven hundred fifty-eight-a (1758-a) of the Supplement to the Code, 1907, relating to insurance policy forms, 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.

GERRIT KLAY,
Chairman.

Report adopted, and Senate File No. 423 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 631, a bill for an act to repeal the law as it appears in section two hundred fifty-four-a-eighteen (254-a18) of the Supplement to the Code, 1907, as amended by chapter ten (10), acts of the Thirty-fourth (34th) General Assembly and to enact a substitute therefor, relating to the appointment, duties and compensation of probation officers, 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.

GERRIT KLAY,
Chairman.

Report adopted, and House File No. 631 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 119, a bill for an act to require foreign corporations owning, controlling, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located within the state of Iowa, or the business of such works, plants or railways or owning or controlling stock in any corporation owning, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located within the state of Iowa or the business of such plants or railways to comply with the laws governing the issuance of capital stock of domestic corporations and the making of reports by domestic corporations and to require said foreign corporations to obtain a permit to transact business within the state of Iowa, and conferring upon courts of equity jurisdiction to dissolve and terminate corporations, works, etc., 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 375, a bill for an act to amend section four thousand six hundred twelve (4612) of the Code relating to criminating questions propounded to witness in certain cases, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

Time having arrived for Special Order No. 26, on motion of Brockway of Louisa, Senate File No. 439, a bill for an act to create a state highway commission and to provide for the appointment, term of office, compensation, powers and duties of such commission, to create a system of county and township road, bridge and culvert construction and maintenance, and to prescribe the procedure and manner of carrying on such improvements, and the rights, duties and power of county, township, and other officers and employers with reference thereto, to fix the rights of parties contracting with reference to such work, to repeal section two thousand six hundred seventy-four-f (2674-f) of the supplement to the code, 1907, relating to highway commission and to amend section three (3) of chapter twenty-four (24) of the acts of the Thirty-fourth General Assembly, relating to the county road building fund, was taken up and considered.

Mr. Brockway proposed the following amendments:

I move to amend Senate File No. 439.

1. By inserting a "comma" after the word "bridge" in the 6th line of section 8 and adding the word "tile."
2. By inserting a "comma" after the word "culvert" in the 8th line of section 8 and adding the word "tile."
3. By inserting between the words "all" and "bridges" in the 11th line of section 8 the following: "lines of tile and size thereof and of all."
4. By inserting a "comma" after the word "bridge" in the 11th line of section 9 and adding the word "tile."

5. By inserting after the "comma" following the word "system" in the 20th line of section 9 the words "or for tile and tiling."

6. By inserting after the "comma" following the word "work" in the 1st line of section 11 the words "tile and tiling."

7. By inserting before the word "and" in the 3rd line of section 12 the words "tile and tiling."

8. By inserting after the "comma" following the word "construction" in the 6th line of section 12 the words "tile and tiling."

Amendments adopted.

Also:

I move to amend Senate File No. 439 by adding immediately following section twelve (12) the following, to-wit:

Section 13. It is hereby made the duty of the board of supervisors, whenever they shall determine to construct a permanent bridge or culvert, the engineer's estimated cost of which exceeds the sum of three hundred (\$300) dollars, to adopt a resolution of necessity, which shall set forth the determination of said board to construct said bridge or culvert and shall contain the following matters, to-wit:

1. The location of such bridge or culvert, which location shall be so plainly pointed out that the same can easily be determined.
2. The material of which such bridge or culvert is to be constructed.
3. The approximate width of the roadway and depth of fill, if any, over the crown or floor of said bridge or culvert.
4. The approximate length of span or arch of said bridge or culvert.
5. The approximate area of the water shed to be drained through said bridge or culvert.
6. The estimated cost of said bridge.
7. The time and place when said board will hear protests, if any, against the construction of said bridge or culvert, which time shall be at least ten (10) days after the date of the last publication of any of said papers, hereinafter specified.

Immediately upon the adoption of said resolution the county auditor shall mail a copy of said resolution to each of the township trustees of the township or townships in which said bridge or culvert is to be located. The county auditor shall also cause said resolution to be published in one issue of each of the official papers of the county.

At the time and place fixed for said hearing, the board shall hear all protests, if any, unless on account of some unforeseen contingency it is unable to do, in which event a new time and place shall be fixed by the board or county auditor, of which time and place all parties shall take notice. Upon the termination of said hearing, the board shall adopt a

resolution stating its final determination to construct said bridge or culvert or to abandon the construction of the same. The decision of the board shall be final and no appeal shall be allowed therefrom. The said resolution of necessity may embrace more than one bridge or culvert.

If the final order of the board is for the construction of said bridge or culvert and the same is not constructed within one (1) year from the date of such final determination, a new resolution of necessity shall be adopted and proceeding had as herein provided.

Amendments adopted.

Also:

I move to amend section twelve (12), line seventeen (17) by inserting after the comma (,) following the word "specifications" and before the word "estimates" the following, "estimate of drainage area."

Amendment adopted.

Also:

I move to amend Senate File No. 439 by adding to section 15 the following, to-wit:

"No member of the highway commission, their deputies, or assistants, or any other person in the employ of the commission, no county supervisor, township trustee, county engineer, road superintendent or any person in their employ, or one holding an appointment under them, shall be either directly or indirectly interested in any contract for the construction or building of any bridge or bridges, culvert or culverts or any improvement of any road or parts of road coming under the provisions of this act.

Amendment adopted.

Also:

I move to amend Senate File No. 439 by striking from lines three (3) and four (4) of section seventeen (17) of the original printed bill the following words, to-wit: "which do not directly obstruct travel or road construction work."

Amendment adopted.

Jacobs of Calhoun proposed the following amendments:

Amend by changing the period following the word "therewith" in the third line of section 12 of the printed bill to a "comma" and adding the following: "and when said work is completed and approved a duplicate

statement of the cost thereof shall be filed at once with the state highway commission by the county auditor."

Amendment adopted.

Also:

Amend by changing the period following the word "records" in the 20th line of section 12 of the printed bill to a "comma" and adding the following: "and when said work is completed and approved a duplicate statement of the cost thereof shall be filed at once with the state highway commission by the county auditor."

Amendment adopted.

Shankland of Polk proposed the following amendment:

MR. SPEAKER—I move that Senate File No. 439 be amended by striking out section two (2) and inserting in lieu thereof the following:

"Sec. 2. Each of the commissioners appointed by the governor shall receive the sum of two thousand two hundred (\$2,200.00) dollars per annum and actual expenses as total compensation for their services as such commissioners."

Jones of Dickinson moved the previous question on the amendment.

Seconded by LeRoy of Delaware.

Motion prevailed, and previous question was ordered.

Amendment lost.

Bingham of Emmet proposed the following amendment:

Amend section 13 of the bill in its present form by adding to said section the following: "The publication herein provided for shall be paid for at the rate specified in section 441 of the supplement to the code, 1907."

Amendment adopted.

Stipe of Page proposed the following amendment:

MR. SPEAKER—I move to amend Senate File No. 439 as follows:

Strike out all following the word "grade" in line seventeen (17) and down to and including the word "sections" in line twenty-two (22) of section eight, and insert in lieu thereof the following:

"The board shall designate the order in which the different sections shall be surveyed and planned, and must order the engineer to survey and report first upon all sections on county roads within two miles of the limits of each market place in the county, before completing the survey and report on all sections."

Huff of Hardin in the chair.

Halstead of Buchanan moved the previous question on the amendment.

Seconded by Bingham of Emmett.

Motion prevailed.

Downey of Crawford moved to adjourn until 1:30 P. M.

Power of Jefferson moved to amend by fixing the time at 1:00 o'clock P. M.

Amendment adopted.

Motion as amended prevailed, and House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

House resumed consideration of Senate File No. 439 and the amendment proposed by Stipe of Page.

On the adoption of the amendment, roll call was demanded by Stipe of Page and McVicker of Wright.

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

The ayes were:

Bernbrock, Cannon, Carson, Crozier, Erickson, Halgrims, Heaton, Lounsberry, Lund, McVicker, Rone, Scott, Stipe, Townsend—
14.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady,

Brockway, Brown, Bruce, Burt, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kingland, Kulp, Larrabee, Lenoeker, LeRoy, Manning, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—75.

Absent or not voting:

Barry, Bartle, Buxton, Elliott, Elwood, Fraley, Halstead, Hamilton, Jacobson, Jamison, Kane, Kelso, Klay, Kcontz, McCullough, Ring, Scholz, Steelsmith, White—19.

Amendment lost.

Stipe of Page proposed the following amendment:

Amend section 1 by inserting after the word "years" in line six of said section the following: "Each commissioner shall be subject to removal from office as provided by chapter seventy-seven (77), laws of the Thirty-third General Assembly."

Amendment lost.

Jensen of Pocahontas proposed the following amendment:

I move to amend Senate File No. 439 by striking from line 4 of section 12 of the printed bill the words and figures "one thousand dollars (\$1,000)" and inserting in lieu thereof the words and figures "three hundred dollars (\$300)," and by striking from lines 7 and 8 of same section the words and figures "one thousand dollars (\$1,000)" and inserting in lieu thereof the words and figures "three hundred dollars (\$300)."

McHose of Boone moved the previous question on the amendment.

Seconded by Anderson of Montgomery.

Motion prevailed, and previous question was ordered.

Amendment lost.

Dixon of Sac proposed the following amendment:

Amend by adding after the comma (,) following the word "engineers" in the third line of section four (4) of the bill, the following, "who shall be approved by the highway commission".

Kingland of Winnebago moved the previous question on the amendment.

Seconded by Power of Jefferson.

Motion prevailed, and previous question was ordered.

Amendment lost.

Brockway of Louisa moved to reconsider the vote by which the following amendment offered by Stipe of Page failed to pass the House:

Amend section one (1) of Senate File No. 439 by inserting after the figures "1913" in line nine (9) of said section, the following:

"Each commissioner shall be subject to removal from office as provided by chapter seventy-seven (77), laws of the Thirty-third General Assembly."

Motion prevailed.

Power of Jefferson proposed to amend the amendment by making the same apply only to the two commissioners appointed by the governor.

Amendment to the amendment was lost.

Amendment adopted.

Unanimous consent having been granted, the chief clerk was directed to renumber the sections of the bill.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley,

Brady, Brockway, Brown, Bruce, Burt, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—91.

The nays were:

Bartle, Bauman, Clark, Cronbaugh, Crozier, Downey, Doze, Hadley, Heaton, Scott, Thompson, Trumbauer—12.

Absent or not voting:

Buxton, Elliott, Hamilton, Jacobson, Jamison—5.

So the bill having received a constitutional majority was declared to have passed the House.

Whitney of Woodbury proposed the following amendment to the title:

Amend the title of Senate File No. 439 by striking from the seventh line of the printed bill the word "employers" and by inserting in lieu thereof the word "employees" and by adding to said title the following: "and to repeal all acts and parts of acts in conflict with this act."

Also by inserting after the word "commission" and before the word "to" in the third line of the printed title, the following: "to provide for the removal of the members of said commission."

Amendment adopted, and title as amended agreed to.

On request of Brockway of Louisa, House File No. 465 was withdrawn from the further consideration of the House.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 210 failed to pass the House.

I second the motion.

M. L. BURT.

W. M. TOWNSEND.

MR. SPEAKER—I move to reconsider the vote by which House File No. 210 passed to its third reading.

M. L. BURT.

I second the motion.

W. M. TOWNSEND

MR. SPEAKER—I move to reconsider the vote by which the Whitney substitute amendment to the committee substitute amendment to House File No. 210 passed the House.

M. F. LEROY.

I second the motion.

F. J. LUND.

REPORTS OF COMMITTEES.

Dixon of Sac, 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. 234, a bill for an act to regulate the business of loaning money or credit by persons, firms, and corporations other than national banks, licensed bankers, trust companies, savings banks, building and loan associations, real estate brokers, and pawn brokers, 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 amended as follows:

By adding the following words after the period in the eighth (8th) line of section one (1) of the bill, "Nothing herein contained shall be construed to affect the discount of commercial paper in the usual course of business," and that the bill be further amended by adding after the word "security" in the eighth line of section five (5) of the bill, the following: "Provided, however, that in the making of any loan for an amount less than fifty dollars (\$50.00), a fee of two dollars (\$2.00) may be charged to cover all expenses in making examination of the property pledged as security, the cost of acknowledgment of the mortgage, and the recording of same, which charge shall be in addition to the rate of interest provided in this section. But no such fee shall be charged for any renewal or extension of any loan already made:" and when so amended the bill do pass.

W. J. DIXON,
Chairman.

Report adopted.

Stipe of Page, from the committee on Public Utilities, submitted the following report:

MR. SPEAKER—Your committee on Public Utilities, to whom was referred House File No. 648, a bill for an act to establish the public service commission, and to provide for the valuation, regulation and control of public utilities, transferring certain powers and duties and duties from the executive council and board of railroad commissioners to said commission, conferring additional powers upon cities and towns, repealing sections twenty-one hundred fifteen (2115), twenty-one hundred seventeen (2117), twenty-one hundred twenty-three (2123) and twenty-one hundred twenty-four of the Code, and section twenty-one hundred twenty-five (2125) of the Code as amended by the acts of the Thirty-fourth General Assembly, and making an appropriation for carrying out the provisions of this act, 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 do pass.

WM. F. STIPE,
Chairman.

Report adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 3, a bill for an act to amend section seven hundred thirty-two (732), of the Supplement to the Code, 1907, in relation to library funds and transfer thereof.

Also:

House File No. 138, a bill for an act to legalize certain warrants of the city of Onawa, Iowa.

Also:

House File No. 247, a bill for an act to declare certain diseases contagious and infectious, and to provide rules and regulations for the control of the same, and to fix punishment for violation thereof.

Also:

House File No. 336, a bill for an act authorizing the issue of a patent to the southeast quarter (se $\frac{1}{4}$) of the southeast quarter (se $\frac{1}{4}$) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.

Also:

House File No. 337, a bill for an act authorizing the issue of a patent to the northeast quarter (ne $\frac{1}{4}$) of the southeast quarter (se $\frac{1}{4}$) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.

Also:

House File No. 343, a bill for an act to legalize an election held in the town of Modale, Iowa, March 25, 1912, in electing councilmen; and to legalize the acts of the council of said town in filling vacancies in said council.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 3, a bill for an act to amend section seven hundred thirty-two (732), of the Supplement to the Code, 1907, in relation to library funds and transfer thereof.

Also:

House File No. 138, a bill for an act to legalize certain warrants of the city of Onawa, Iowa.

Also:

House File No. 247, a bill for an act to declare certain diseases contagious and infectious, and to provide rules and regulations for the control of the same, and to fix punishment for violation thereof.

Also:

House File No. 336, a bill for an act authorizing the issue of a patent to the southeast quarter (se $\frac{1}{4}$) of the southeast quarter (se $\frac{1}{4}$) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.

Also:

House File No. 337, a bill for an act authorizing the issue of a patent to the northeast quarter (ne $\frac{1}{4}$) of the southeast quarter (se $\frac{1}{4}$) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.

Also:

House File No. 343, a bill for an act to legalize an election held in the town of Modale, Iowa, March 25, 1912, in electing councilmen; and to legalize the acts of the council of said town in filling vacancies in said council.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORTS OF COMMITTEES.

Jacobs of Calhoun, 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. 451, a bill for an act amending the law as it appears in subdivision one, section 1304, of the Code of 1907, and Supplement thereto, relating to exemptions of different classes of property, 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 amended by the following substitute amendment:

A BILL for An Act to Amend the Law as it Appears in section Thirteen Hundred and Four (1304) of the Supplement to the Code, 1907, as Amended by Chapter 81 of the Acts of the Thirty-third General Assembly and Chapter 61 of the Acts of the Thirty-fourth General Assembly, Relating to Exemptions of Different Classes of Property.

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

Section 1. That section 1304 of the Supplement to the Code, 1907, as amended by chapter 81 of the acts of the Thirty-third General Assembly and by chapter 61 of the acts of the Thirty-fourth General Assembly, be amended by striking out of line two in subdivision one (1) the comma after the word "lands" and the words "and all property leased to the state;" and when so amended the bill do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 623, a bill for an act to amend section 817 of the Code, relating to special assessments for street improvements, 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.

JOHN W. JACOBS,
Chairman.

Report adopted, and House File No. 623 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 515, a bill for an act to amend section thirteen hundred four (1304) of the Supplement to the Code, 1907, as amended by chapter sixty-one (61) of the acts of the Thirty-fourth General Assembly relating to the exemption of certain classes of property from taxation, 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 do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 516, a bill for an act to amend sections sixteen hundred forty-two (1642) and sixteen hundred forty-four (1644) of the Code, 1897, relating to corporations not organized for pecuniary profit, 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 do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 513, a bill for an act to amend the law as it

appears in section thirteen hundred four (1304) of the Supplement to the Code, 1907, relating to the exemption of property from taxation, 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 do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Stipe of Page moved that House File No. 648 be referred to the committee on Appropriations.

Motion prevailed, and the bill was so referred.

Griggs of Scott, from the committee appointed to prepare suitable resolutions commemorating the life and public service of the Honorable John E. Dempster, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed by rising vote, and the resolutions were unanimously adopted.

REPORTS OF COMMITTEES.

Enger of Winneshiek, from the committee on Public Health, submitted the following report:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 475, a bill for an act to amend the law as it appears in chapter sixteen-a (16-a) Supplement to the Code of 1907, pertaining to establishment of state epidemiologist in connection with state bacteriological laboratory and relating to annual appropriations for same, 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 do pass.

L. M. ENGER,
Chairman.

Report adopted.

Newcomb of Adams moved that House File No 475 be referred to committee on Appropriations.

Motion prevailed, and bill was so referred.

Also:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 80, a bill for an act enlarging the duties of the Iowa state board of health, increasing the annual appropriations for the same, providing compensation for the additional work enjoined, and repealing section two thousand five hundred and seventy-five (2575) of the Code, and enacting a substitute therefor and additional to chapter 16, title 13 of the Code relating to the state board of health, 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.

L. M. ENGER,
Chairman.

Report adopted, and House File No. 80 was indefinitely postponed.

Fraley of Polk, from the committee on Commerce and Trade, submitted the following report:

MR. SPEAKER—Your committee on Commerce and Trade, to whom was referred House File No. 473, a bill for an act defining and regulating the manufacturer carrying for sale, endeavoring to sell or sale of cotton duck or canvas or articles composed in whole or in part of cotton duck or canvas, awnings, paulins, wagon covers, tents, grain and hay covers, stable or tent tops and requiring the same to be properly marked as to weight, size and use of fillers or other preparations, 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 do pass.

W. S. FRALEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Commerce and Trade, to whom was referred House File No. 479, a bill for an act providing for the license of certain classes of temporary or transsient merchants doing business in cities or incorporated towns, defining the same and the manner of issuing licenses, regulating the advertising and representation of such merchants, 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 amended as follows:

By striking from line one (1) of section one (1) the following: "transient merchant to obtain license."; from line one (1) of section two (2) the following: "must file application with county auditor."; from lines one (1) and two (2) of section three (3) the following: "bond and appointment of agent for service of notice of suit."; from line one (1) of section four (4) the following: "unlawful to engage in certain occupations."; and also by adding to said section our (4) at the end thereof the following: "When any such temporary or transient merchant shall advertise in writing or printing the sale of any goods or commodities at extraordinarily low or reduced prices, any person desiring to purchase said goods may in writing accept any proposition contained in such advertisement and the said proposition and acceptance shall constitute a valid and binding contract which may be enforced by the said purchaser."; by striking from lines one (1) and two (2) of section five (5) the following: "Construction of the words 'temporary or transient merchants.'"; from line one (1) of section six (6) the following: "Presumed to be temporary or transient merchant."; from lines one (1) and two (2) of section seven (7) the following: "Concerning new merchant who claims to be permanent."; from line one (1) of section eight (8) the following: "Not to apply to commercial travelers, etc."; from line one (1) section nine (9) the following: "Cities and incorporated towns to regulate."; from line one (1) of section ten (10) the following: "Money to be paid into General Revenue Fund."; and from line one (1) of section eleven (11) the following: "Penalty."; and when so amended that the bill do pass.

W. S. FRALEY,
Chairman.

Report adopted.

Lund of Hamilton, from the committee on Military, submitted the following report:

MR. SPEAKER—Your committee on Military, to whom was referred House File No. 458, a bill for an act to promote patriotism and to provide for the display of the flag of the United States of America upon public buildings of the state and within certain public buildings of the state, 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 amended as follows:

By striking out sections one (1) and five (5) of the bill and renumbering the remaining sections consecutively, and when so amended the bill do pass.

F. J. LUND,
Chairman.

Report adopted.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bauman of Van Buren presented petition of citizens of Milton favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Milton of Cedar presented petition of citizens of Tipton, Iowa, favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Power of Jefferson presented the following resolution, asked unanimous consent for immediate consideration, and moved its adoption:

WHEREAS: Many noted men of our state and nation have addressed this body during the present session, and we have listened to these addresses with both profit and pleasure, and

WHEREAS: The time of final adjournment is fast drawing nigh and many important bills must be carefully considered by the members of this House, therefore

Be it Resolved, That hereafter any member desiring any one to address the House shall make request for same to the Speaker of the House in writing.

The Speaker may, if he prefers, refer the request to three individual members, and shall notify the member making such request of the decision of the committee, but shall not make known the members of the committee.

Motion prevailed, and resolution was adopted.

INTRODUCTION OF BILLS.

By committee on Judiciary, House File No. 657.

A BILL for An Act to Legalize Decrees Obtained Prior to January 1, 1911, Where the Proof of the Publication of an Original Notice Was Made by the Editor of the Newspaper in Which the Original Notice Was Published.

WHEREAS: Section three thousand five hundred thirty-six (3536) of the Code provides that proof of the publication of an original notice must be made by the affidavit of the publisher, or his foreman, of the newspaper in the original notice is published; and

WHEREAS: In many cases decrees have been obtained in this state in cases in which the affidavit required by the above section has been made by the editor of the newspaper in which such original notice has been published; now, therefore,

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

Section 1. That in all cases where decrees of court have been obtained prior to January 1, 1911, in which the proof of the publication of the original notice has been made by the affidavit of the editor of the newspaper in which such original notice was published, are hereby legalized, and such decrees shall have the same force and effect as though the affidavit of the publisher, or his foreman, of the newspaper in which the original notice was published had been filed as provided by section three thousand five hundred and thirty-six (3536) of the code, and that all decrees so obtained as aforesaid are hereby legalized and held to have the same force and effect as though the proof of the publication of the original notice had been made by the affidavit of the publisher, or his foreman, of the newspaper in which such original notice was published.

Sec. 2. Nothing in this act contained shall be construed as affecting pending litigation.

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 at Des Moines, Iowa.

Read first and second time and placed on file.

Newcomb of Adams moved that the rules be suspended and that Mr. John P. Irish be invited to address the House.

Motion prevailed.

The speaker appointed Halgrims of Humbolt as a committee to escort Mr. Irish to the speaker's station.

Mr. Irish then addressed the House.

Huff of Hardin 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 Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 177, a bill for an act to repeal the law as it appears in sections 647, 648 and 651, Supplement to the Code, 1907, and enact substitutes therefor, relative to the election and appointment of certain officers in cities and towns.

JOS. E. MEYER,
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. 448, a bill for an act for the relief of the grantees of Elias Myrick and for the purpose of having a patent issued in the name of Elias Myrick for a certain tract of land.

JOS. E. MEYER,
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. 477, a bill for an act to appropriate money for the purpose of defraying expenses incurred in the election contests in the 19th and 46th senatorial districts of Iowa.

JOS. E. MEYER,
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. 307, a bill for an act to amend section 116-a Supplement to the Code, 1907, and to repeal section 116-b, Supplement to the Code, 1907, providing that all unused portions of all appropriations shall revert to the general fund.

JOS. E. MEYER,
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. 467, a bill for an act to prohibit the removal or destruction of articles or things placed in public highways for the purpose of guarding or inclosing unsafe places therein and providing penalties for a violation thereof.

JOS. E. MEYER,
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. 237, a bill for an act relating to fire insurance and prohibiting discrimination therein and rebate of premium charges and providing a penalty therefor.

JOS. E. MEYER,
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. 199, a bill for an act relating to claims of the third class against estates providing for their examination and allowance and the services of notice of disallowance and the bringing of said claims on for trial.

JOS. E. MEYER,
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. 443, a bill for an act to amend section 1989-a21, Supplement to the Code, 1907, relating to the repair of levees, drains, ditches and water courses.

JOS. E. MEYER,
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 to repeal section 2308-a, Supplement to the Code, 1907, and to enact a substitute therefor, relating to the payment of costs and expenses of non-resident insane patients.

JOS. E. MEYER,
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. 476, a bill for an act to amend the law as it appears in an act approved March 15, 1913, entitled "An act to amend sections 2, 3, 5 and 7 of the law as it appears in chapter 100, acts of the Thirty-fourth General Assembly, and adding new sections to the same, relating to stallions and jacks."

JOS. E. MEYER,
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. 466, a bill for an act to authorize the board of supervisors of each county in this state to make provision for the segregation, care and support of indigent persons afflicted with pulmonary tuberculosis in advanced stages.

JOS. E. MEYER,
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. 401, a bill for an act to punish the making or use of false statements to obtain property or credit.

JOS. E. MEYER,
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 to amend section 269 of the Code and repealing section 270 of the Code and enacting a substitute in lieu thereof, relating to juries in superior courts.

JOS. E. MEYER,
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. 315, a bill for an act to amend section 1939-a-34, Supplement to the Code, 1907, requiring contractors to furnish proof of payment for material and labor on public drainage improvements before receiving final payment.

JOS. E. MEYER,
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. 358, a bill for an act to legalize a resolution passed by the city council of Atlantic, Iowa, transferring the sum of \$1,800.00 from the sewer fund to the general fund.

JOS. E. MEYER,
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 to amend section 2561, Supplement to the Code, 1907, for the protection of birds.

JOS. E. MEYER,
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:

Senate Concurrent Resolution relative to requiring managers of Iowa institutions to purchase their coal from Iowa mines.

JOS. E. MEYER,
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. 385, a bill for an act to legalize an ordinance of the incorporated town of Sheldahl, Iowa, granting a franchise to Boone Electric Company, to erect, maintain, and operate an electric power plant in said town.

JOS. E. MEYER,
Secretary.

Also:

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. 127, a bill for an act to amend section 2754, Supplement to the Code, 1907, relating to the election of officers in independent school districts in towns and cities.

JOS. E. MEYER,
Secretary.

Also:

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. 24, a bill for an act to indemnify Clara Bahls for injuries sustained while working in the laundry in the state institution for the deaf and dumb, at Council Bluffs, Iowa.

JOS. E. MEYER,
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:

Senate File No. 118, a bill for an act to confer additional powers upon trust companies, and to prescribe the conditions under which they may transact business.

Jos. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in House substitute amendment to the following bill, in which the concurrence of the Senate was asked:

Senate File No. 13, a bill for an act to repeal section 364 of the Code, relating to the investment of money, and to enact a substitute therefor.

Jos. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate requests the return of the following bill:

Senate File No. 428, a bill for an act to amend the law as it appears in section 2578-b of the Supplement to the Code, 1907, relating to trial upon appeal to the district court from decisions of the state board of medical examiners revoking physicians' licenses.

Jos. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate concurrent resolution relative to requiring managers of Iowa institutions to purchase their coal from Iowa mines.

Read first and second time and laid over under Rule 34.

Substitute for Senate File No. 199, a bill for an act relating to claims of the third class against estates providing for their examination and allowance and the service of notice of disallowance and the bringing of said claims on for trial additional to section three thousand three hundred forty-nine (3349), chapter three (3), title seventeen (17) of the code.

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

Senate File No. 401, a bill for an act to punish the making or use of false statements to obtain property or credit.

Read first and second time and referred to committee on Banks and Banking.

Senate File No. 358, a bill for an act legalizing a resolution passed by the council of the city of Atlantic on February twenty-seventh (27), nineteen hundred thirteen (1913), transferring the sum of eighteen hundred dollars (\$1,800.00) from the sewer fund of said city to the general fund of said city of Atlantic, Iowa, and legalizing such transfer.

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

Senate File No. 259, a bill for an act to repeal section 3308-a of the supplement to the code, 1907, and to enact a substitute therefor relating to the payment of costs and expenses of non-resident insane patients.

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

Substitute for Senate File No. 315, a bill for an act providing for the securing of claims of sub-contractors who furnish labor or material for construction of drainage ditches, in addition to chapter two-a (2-a), title ten (10), supplement to the code, 1907.

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

Senate File No. 318, a bill for an act to amend the law as it appears in section two hundred sixty-nine (269) of the code, and repealing section two hundred seventy (270) of the code and enacting a substitute in lieu thereof, relating to juries in superior courts.

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

Senate File No. 466, a bill for an act to authorize the board of supervisors of each county in this state to make provision for the segregation, care and support of indigent persons afflicted with pulmonary tuberculosis in advanced stages.

Read first and second time and referred to committee on Board of Control.

Senate File No. 477, a bill for an act to appropriate money for the purpose of defraying the expenses incurred in the election contests in the nineteenth (19th) senatorial district of Iowa and in the forty-sixth (46th) senatorial district of Iowa, and to pay sundry persons for services, mileage and other expenses incurred in connection with said election contests.

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

Substitute for Senate File No. 307, a bill for an act to amend section one hundred sixteen-a (116-a) supplement to the code, 1907, and to repeal section one hundred sixteen-b (116-b) supplement to the code, 1907, providing that all the unused portions of all appropriations shall revert to the general fund at the end of the fiscal year.

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

Senate File No. 476, a bill for an act to amend the law as it appears in an act approved March 15th, 1913, entitled "an act to amend sections two (2), three (3), five (5) and seven (7) of the law as it appears in chapter one hundred (100) of the laws of the Thirty-fourth General Assembly, and adding new sections to the same relating to stallions and jacks."

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

Senate File No. 443, a bill for an act to amend the law as it appears in section nineteen hundred eighty-nine-a-twenty-one (1989-a-21) of the supplement to the code, 1907, relating to the repair of levees, drains, ditches and water courses.

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

Senate File No. 448, a bill for an act for the relief of the grantees of Elias Myrick, and for the purpose of having a patent issued in the name of Elias Myrick, for a certain tract of land.

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

Senate File No. 467, a bill for an act to prohibit the removal or destruction of articles or things placed in public highways for the purpose of guarding or inclosing unsafe places therein and providing penalties for a violation thereof.

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

Senate File No. 237, a bill for an act relating to fire insurance and prohibiting discrimination therein and rebate of the premium charged and providing a penalty therefor.

Read first and second time and passed on file.

Senate File No. 177, a bill for an act to repeal the law as it appears in sections six hundred forty-eight (648) and six hundred fifty-one (651) of the supplement to the code, 1907, and to enact substitutes therefor, relative to the election and appointment of certain officers in cities and towns.

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 Senate was asked:

House File No. 85, a bill for an act to repeal section 5028-b, Supplement to the Code, 1907, and chapter 222, laws of the Thirty-third General Assembly, amendatory thereof, and to enact a substitute therefor, relating to unfair discrimination in any commodity of commerce between different sections, localities, cities and towns.

JOS. E. MEYER,
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. 132, a bill for an act to provide state aid to consolidated schools equipped with two or more rooms and making appropriation therefor.

JOS. E. MEYER,
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. 66, a bill for an act in relation to assessments for benefits to roads, streets and highways in levee or drainage districts, to interest thereon and to the issuance of improvement certificates and drainage bonds.

JOS. E. MEYER,
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. 236, a bill for an act to legalize the adoption, signing, recording and publication of the ordinances of the city of Bedford.

JOS. E. MEYER,
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. 408, a bill for an act to legalize certain conveyances and other instruments of writing affecting real estate.

JOS. E. MEYER,
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. 575, a bill for an act to provide for the restoration of lost or destroyed public records.

JOS. E. MEYER,
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. 525, a bill for an act to authorize and empower the governor to issue land patent in favor of John Vesely, conveying certain real estate located in Johnson county, Iowa.

JOS. E. MEYER,
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. 17, a bill for an act giving school boards in certain districts authority to use school buildings and grounds and other public buildings and grounds for public recreation and play grounds, and providing for the levy of separate tax for the support of same.

JOS. E. MEYER,
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. 488, a bill for an act to repeal section 475 of the Code and enact a substitute therefor, relating to the criminal statistics to be kept by the county auditor and the reporting of same to the clerk of the district court.

JOS. E. MEYER,
Secretary.

On request of McHose of Boone, unanimous consent having been given, House File No. 385, a bill for an act to legalize an ordinance of the incorporated town of Sheldahl, Iowa, granting a franchise to Boone Electric Company, to erect, maintain and operate an electric power plant in said town, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by adding the following at the close of section 1: "This act shall not affect pending litigation."

Mr. McHose moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Greene, Barry, Bartle, Bingham, Brown, Bruce, Burt, Cannon, Carson, Chapman, Cole, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, LeRoy, Lounsberry, Manning, McHose, McVicker, Milton, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—68.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bauman, Bernbrock, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Buxton, Clark, Craig, Cronbaugh, Crozier, Downey, Elliott, Enger, Greene of Grundy, Griggs, Grout, Hamilton, Huntley, Jacobson, Koontz, Kulp, Larrabee, Lenoeker, Lund, McCullough, Meredith, Miller, Mitchell, Odendahl, Saltzmann, Scott, Shankland, Sherman, Mr. Speaker—40.

So the House concurred in Senate amendments.

On request of Stipe of Page, unanimous consent having been given, House File No. 85, a bill for an act to repeal section five thousand twenty-eight-b (5028-b) of the supplement to the code, 1907, and chapter two hundred twenty-two (222), laws of the Thirty-third General Assembly amendatory thereof, and to enact a substitute therefor relating to unfair discrimination in any com-

modity of commerce between different sections, localities, communities, cities or towns, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by substituting the letter "c" for "b" as found after the figures 5028 in section 4.

Mr. Stipe moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Boettger, Bradley, Bruce, Burt, Cannon, Carson, Chapman, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, LeRey, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Schelz, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Whitney, Workman—71.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Black, Bliss, Brady, Brockway, Brown, Buxton, Clark, Cole, Craig, Cronbaugh, Crozier, Downey, Elliott, Enger, Erickson, Fraley, Griggs, Halgrims, Hansen, Jacobson, Keontz, Larrabee, Lenoeker, Lund, McCullough, Miller, Munro, Odendahl, Saltzmann, Scott, Shankland, Steelsmith, Webb, White, Mr. Speaker—37.

So the House concurred in Senate amendments.

On request of Pickford of Cerro Gordo, unanimous consent having been given, House File No. 132, a bill for an act to provide state aid to consolidated schools equipped with two or more rooms and

which include in their course of study, industrial and vocational subjects, and making an appropriation therefor, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by striking out the words and figures "fifty (50)" in the third line of section six and inserting in lieu thereof the words and figures "thirty (30)", and also by striking out the words and figures "one hundred (100)" in the fifth line of section six and inserting in lieu thereof the words and figures "fifty (50)".

Mr. Pickford moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bingham, Bliss, Bradley, Brown, Bruce, Burt, Cannon, Carson, Chapman, Clark, Cole, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Halgrims, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, LeRoy, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—73.

The nays were:

Halstead—1.

Absent or not voting:

Anderson of Montgomery, Bauman, Bernbrock, Black, Blackford, Boettger, Brady, Brockway, Buxton, Craig, Crozier, Downey, Elliott, Griggs, Grout, Hadley, Hamilton, Hazen, Helming, Jacobson, Klay, Koontz, Larrabee, Lenoeker, Lounsberry, Lund, McCullough, Miller, Mitchell, Odendahl, Ring, Saltzmann, Shankland, Mr. Speaker—34.

So the House concurred in Senate amendments.

On request of Kulp of Palo Alto, unanimous consent having been given, House File No. 66, a bill for an act to amend the law as it appears in sections 1989-a-19, 1989-a-26, 1989-a-27 and 1989-a-38 of the supplement to the code, 1907, and section 16 of chapter 118 of the acts of the Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third General Assembly, relating to assessments for benefits to roads, streets and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Amend the bill by striking out the catch-words following sections 1, 2, 3, 4, 5, and 6 of the bill.

Also:

Amend section 2 by inserting after the word "waivers" in line 5 thereof a comma (,).

Amend section 2 by inserting between the words "and" and "improvements" in line 5 thereof, the words "there may be issued."

Amend said section 2 by striking out of said section all after the word "executed" in line 7, and inserting in lieu thereof the words "upon the assessments against lands."

Amend section 3 by striking from line 2 thereof the words "township trustees" and by striking from line 3 thereof the words "town or city councils."

Mr. Kulp moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Bradley, Cannon, Carson, Chapman, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jones, Kane,

Kelso, Kingland, Kulp, Lenocker, Lounsberry, Manning, McHose, McVicker, Meredith, Mitchell, Munro, Newcomb, Odendahl, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—74.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Bauman, Black, Boettger, Brady, Brockway, Brown, Bruce, Burt, Buxton, Clark, Cole, Craig, Downey, Eggleston, Elliott, Fraley, Griggs, Hamilton, Hazen, Jacobson, Jensen, Klay, Koontz, Larrabee, LeRoy, Lund, McCullough, Miller, Milton, Peterson, Shankland, Stipe, Mr. Speaker—34.

So the House concurred in Senate amendments.

On request of Burt of Taylor, unanimous consent having been given, House File No. 236, a bill for an act legalizing the adoption, signing, recording and publication of the ordinances of the city of Bedford, Iowa, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by adding the following:

Sec. 3. Nothing herein contained shall be construed to affect pending litigation.

Mr. Burt moved that the House concur in the Senate amendments.

Speaker Cunningham in the chair.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brown, Bruce, Burt, Cannon, Carson, Chapman, Cole, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims,

Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Lenocker, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Black, Boettger, Brady, Brockway, Buxton, Clark, Craig, Downey, Elliott, Elwood, Enger, Greene of Grundy, Griggs, Hamilton, Jacobson, Koontz, Kulp, Larrabee, Lund, McCullough, Miller, Saltzmann, Stipe, Stokes—24.

So the House concurred in Senate amendments.

Boettger of Scott moved that the House insist on its amendments to substitute for Senate File No. 13, and asked that a conference committee be appointed.

Motion prevailed.

The speaker appointed as such committee on the part of the House, Griggs of Scott, Scholz of Clayton, Kingland of Winnebago and Ring of Linn.

Mitchell of Wapello moved that Senate File No. 316 be recalled from the Senate.

Motion prevailed.

STATE OF IOWA.

EXECUTIVE DEPARTMENT.

To the Members of the Thirty-fifth General Assembly:

The day for your final adjournment is not very far distant. Soon your work will pass into history. You have had before you, perhaps, more great subjects for consideration than any other legislature of the State that has preceded you. On practically all of them, however, you have had the help of the legislation and experience of other

States. If you have been confronted by matters of unusually great importance your obligation to the State is correspondingly great. New conditions and new relations face the people of these States. Legislation must be wisely adapted to the new order. Not many years ago Public Utilities Acts, Workmen's Compensation Acts, Prison Reform, Permanent Roads, the Short Ballot, the Reorganization of our Rural Schools and many other subjects resulting from the best thought applied to the new day were not thought of. Now the development of human affairs has forced them to the front and now they are the demand of human welfare, and this demand is absolutely unyielding and resistless. Human progress cannot be halted. It may be stayed a while as it always has been in the realms of science, of education, of legislation, but the better day ever comes on apace sometimes to the dismay and confusion of him who opposed. Legislation upon these subjects to meet the new conditions and promote the common good I believe is just as certain as anything can be that is absolutely inevitable. This is true also as to the reform in the administration of our tax laws. Our law upon this subject is inequitable and unjust in its operation. It has been condemned by every state treasurer who has considered the matter during the last twenty-five years. It has been denounced by every commission that has ever carefully and thoroughly considered the subject. There is not a political economist in the United States who has given years of time to the study of methods and systems of taxation who does not say that our system is a failure and that it can never be otherwise. It is denounced as a failure in every State in the Union where it has been tried and State after State has abandoned it. It is not that people should be taxed more but that they should be taxed justly, and that the public burden on the individuals should be in proportion to his ability to bear it. It is impossible that there can be any rational objection to a system that taxes every man upon the basis of actual value. A system is proposed that will bring about that result so far as possible, **in fact**. No man can have an advantage. It is right and therefore deserves support.

I have said these measures will all be recognized and translated into law in this State. They will be. Then why should the day be delayed? If it is, members of this legislature will see the time when it will be thought extremely strange that the Thirty-fifth General Assembly refused legislation on any of these important matters. It will, however, be but a repetition of the history of legislation. Looking back over the years one marvels that there should have been stubborn opposition to measures now recognized as absolutely just and essential to the common good. So will it be if this legislature refuses its great opportunities. The opportunity is yours, the great distinction should be yours. This legislature ought not to adjourn without legislation on these subjects through just and workable measures. These things are right and are demanded by present conditions. There can be no higher reason for doing a thing than because it is right. In addition to this reason, the first and best of all reasons, there is the further reason as to practically all of these matters that the people

have demanded the legislation proposed. Every one of us was elected on a platform voicing this demand. Every one of us entered into a covenant with the people of this State when we were elected. We should keep this covenant and not betray it. There can be no defense for a willful breach of faith. There should be consecration to the public welfare and selfish and mercenary interests should not be allowed to deceive and mislead. We have here a section of the age-long fight for progress, for better things, for the good of all the people. It is a stand for the betterment of human conditions in Iowa. Day after day I have had conferences with you, singly and by twos and threes on these subjects and for more than six weeks very many, many times you have, on invitation, come to my office in numbers from eight to ten more than thirty while we discussed these and other matters. I have felt, however, that I wanted to submit a word to you as a whole. I do not see how your record for hard work, for determined conscientious effort could be surpassed. Personally I have never seen it equalled. You have been criticised, as if legislation on these great questions could be properly shaped and moulded in a day. The work of shaping and moulding has now practically been done and it only remains for the fruits of it, on these great subjects, to be crystalized into law—it only remains for you to take your place in the history of the State. It will be an honored place if you redeem every pledge and hope of the people and keep in step with the best thought of the time on the subjects with which you have had to deal. I believe you will.

I desire to submit a word with reference to the extension of the Capitol Grounds. It is the need of the present—it is the imperative demand of the future. It is a matter of the very best business policy. If looked at only as an investment it would be a remarkably good one. By extending the payment for the grounds over a period of ten years it would bring no burden at all upon the people. Never again can the purchase of ground be so advantageously made as now. Iowa should do business as competent, successful business men do. Advantage should be taken of the time and the opportunity. Iowa should announce that she is of age and full-grown. She should step out of the old conditions that hamper and restrain her into the new. The legislature should be unafraid. The people will sustain you. When the work is done they will ever refer to you as the legislature that was far-seeing and wise enough to extend the Capitol Grounds, that gave the Public Utilities Bill, the Workmen's Compensation Act, Prison Reform, provided for permanent road building, put our rural schools on the road to great betterment, reformed our tax laws and did other things of great value, a great record, and unparalleled. What man is there of you that will lose this the greatest opportunity of his life to render a great public service. Listen not to the voice of selfishness. Tolerate not the 'invisible' man. For more than ten years practically all legislation and all political agitation in this country has been against human selfishness. Let it proceed. The rights of all men must be put above the selfishness of a few men. Go forward. Your duty, as it seems to me, is plain.

Done at Des Moines, Iowa, March 26, 1913.

G. W. CLARKE,
Governor.

On motion of Rohwer of Ida, the House adjourned until Thursday, March 27th, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 27, 1913.

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

Prayer was offered by Rev. Father Chas. O'Connor, Des Moines, Iowa.

Journal of Wednesday, March 26th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Hutchins of Kossuth presented remonstrance of voters of Kossuth county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Blackford of Henry presented petition of citizens of Salem, Iowa, favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Blackford of Henry presented petition of the Booster Club of Salem, Iowa, favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against creation of permanent tax commission.

Referred to committee on Ways and Means.

McVieker of Wright presented remonstrance of citizens of Wright county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Stutt of Jones presented remonstrance of citizens of Jones county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Huntley of Lucas presented remonstrance of citizens of Lucas county against passage of House File No. 311.

Referred to committee on Insurance.

Rone of Worth presented remonstrance of citizens of Worth county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Clark of Monroe presented remonstrance of Local Union No. 1121 against passage of Senate File No. 389.

Referred to committee on Labor.

Kane of Dubuque presented remonstrance of citizens of Dubuque county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Kingland of Winnebago presented petition of citizens of Winnebago county favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Meredith of Jasper presented remonstrance of citizens of Jasper county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Scholz of Clayton presented remonstrance of citizens of Clayton county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Doze of Wayne presented remonstrance of citizens of Wayne county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Doze of Wayne presented remonstrance of voters of Wayne county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Burt of Taylor presented remonstrance of citizens of Taylor county against creation of permanent tax commission.

Referred to committee on Ways and Means.

McHose of Boone presented remonstrance of citizens of Boone county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Ring of Linn presented remonstrance of citizens of Linn county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Blackford of Henry presented remonstrance of citizens of Henry county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Kingland of Winnebago presented remonstrance of citizens of Winnebago county against passage of House File No. 262.

Referred to committee on Ways and Means.

Greene of Grundy presented remonstrance of citizens of Grundy county against any change in the present laws governing rural schools.

Referred to committee on Schools and Text Books.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Downey of Crawford presented remonstrance of citizens of Crawford county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Kulp of Palo Alto presented petition of citizens of Palo Alto county favoring House File No. 484.

Referred to committee on Railroads and Transportation

Burt of Taylor presented petition of citizens of Taylor county favoring House File No. 484.

Referred to committee on Railroads and Transportation

Erickson of Lyon presented remonstrance of citizens of Lyon county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Carson of Davis presented petition of citizens of Bloomfield, Iowa, favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Rone of Worth presented remonstrance of citizens of Worth county against the creation of a tax commission.

Referred to committee on Ways and Means.

Greene of Clinton presented remonstrance of citizens of Clinton county against the creation of a tax commission.

Referred to committee on Ways and Means.

Hunt of Harrison presented petition of citizens of Pisgah, Iowa, favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Kingland of Winnebago presented remonstrance of citizens of Winnebago county against the creation of a tax commission.

Referred to committee on Ways and Means.

Greene of Grundy presented remonstrance of citizens of Grundy county against the creation of a tax commission.

Referred to committee on Ways and Means.

Crozier of Marion presented remonstrance of citizens of Pella, Iowa, against the passage of the public utility bill.

Referred to committee on Public Utilities.

Daniels of Appanoose presented remonstrance of Iowa Mine Workers against Senate File No. 389.

Referred to committee on Labor.

Erickson of Lyon presented remonstrance of citizens of Lyon county against the creation of a tax commission.

Referred to committee on Ways and Means.

Heaton of Union presented remonstrance of teachers of Union county against the teachers' pension bill.

Referred to committee on Schools and Text Books.

Heaton of Union presented petition of teachers of Union county favoring Senate File No. 329.

Referred to committee on Schools and Text Books.

On request of Scholz of Clayton, leave of absence was granted Trumbauer of Keokuk until Monday.

Greene of Grundy called up concurrent resolution relative to estate of E. P. Howard deeding land to the state, and moved its adoption.

Motion lost.

INTRODUCTION OF BILLS.

By committee on Judiciary, House File No. 658.

A BILL for An Act to Legalize the Platting of an Addition to the Town of Kensett, Iowa, Executed by Mrs. Margaret Lukason, Deceased, Dated March 21, 1898, and Filed for Record in the Office of the Recorder of Worth County, Iowa, April 9, 1898.

WHEREAS: Mrs. Margaret Lukason, deceased, executed a plat of an addition to the town of Kensett, Iowa, dated March 21, 1898, and filed for record in the office of the recorder of Worth county, Iowa, on April 9, 1898, and

WHEREAS: At the time said plat was acknowledged and recorded, the statute of Iowa required that the acknowledgment recite that it was "with the free consent and in accordance with the desire of the proprietor," and

WHEREAS: Said acknowledgment only recited "I do hereby certify that the survey of the same into lots, blocks, streets and alleys was done by my directions," and

WHEREAS: Doubts have arisen as to the regularity and sufficiency of said recital in said acknowledgment, therefore,

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

Section 1. That the plat of an addition to the town of Kensett, Worth county, Iowa, by Mrs. Margaret Lukason, dated March 21, 1898, and filed for record April 9, 1898, in the office of the recorder of deeds of Worth county, Iowa, be and the same is hereby validated and legalized the same as though the form of acknowledgment thereof had in all respects fully and correctly conformed to the requirements of the statutes of Iowa then in force.

Sec. 2. Nothing herein contained shall be construed to affect pending litigation.

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, without expense to the state of Iowa.

Read first and second time and passed on file.

SENATE MESSAGE CONSIDERED.

Senate File No. 184, a bill for an act to amend section 2561 as it appears in the supplement to the code, 1907, for the protection of birds.

Read first and second time and on motion referred to committee on Agriculture.

MOTIONS TO RECONSIDER.

Dixon of Sac called up the motion to reconsider the vote by which House File No. 259 failed to pass the House.

Motion prevailed.

Mr. Dixon called up the motion to reconsider the vote by which House File No. 259 went to its third reading.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Dixon of Sac, House File No. 259, a bill for an act creating the office of state examiners for counties, fixing their compensation, duties, terms of office and method of appointment, providing for a system of public accounting and supervision of county officers, establishing a uniform system of accounts, reports and audits for counties, and providing penalties for violations of this act, was taken up and considered.

Mr. Dixon proposed the following amendment:

Amend by adding after the word "adopt" in the first line of section three (3), of the printed bill, a comma (,) and the words and figures "on or before July first, 1914".

Amendment adopted.

Mr. Dixon moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Blackford, Boettger, Brady, Brockway, Bruce, Burt, Carson, Chapman, Cole, Craig, Dixon, Dunlap, Enger, Erickson, Greene of Clinton, Greene of Grundy, Griffin, Grout, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kane, Klay, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rohwer, Scholz, Sherman, Sidey, Stipe, White, Whitney—58.

The nays were:

Bartle, Bauman, Bradley, Brown, Cannon, Clark, Crozier, Daniels, Downey, Eggleston, Griggs, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Jamison, Kingland, Miller, Mitchell, Oden Dahl, Rone, Scott, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, Workman, Mr. Speaker—32.

Absent or not voting:

Black, Bliss, Buxton, Cronbaugh, Dawson, Doze, Elliott, Elwood, Fraley, Hamilton, Jacobson, Kelso, Koontz, McCullough, Power, Saltzmann, Shankland, Trumbauer—18.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Dixon of Sac moved to reconsider the vote by which House File No. 259 passed the House, and that the motion to reconsider be laid on the table.

Roll call was demanded by Downey of Crawford and Clark of Monroe.

On the question, "Shall the motion to reconsider be laid on the table?"

The ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Blackford, Brockway, Brown, Bruce, Burt, Carson, Chapman, Cole, Craig, Dawson, Dixon, Dunlap, Enger, Erickson, Greene of Clinton, Greene of Grundy, Griffin, Grout, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kane, Klay, Kulp, Larrabee, LeRoy, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Sherman, Stokes, Whitney, Mr. Speaker—57.

The nays were :

Bauman, Bradley, Cannon, Clark, Crozier, Daniels, Downey, Hadley, Halgrims, Halstead, Hansen, Helming, Jamison, Kingland, Mitchell, Odendahl, Scott, Steelsmith, Stutt, Thompson, Townsend, Webb, White, Workman—24.

Absent or not voting :

Bartle, Black, Bliss, Boettger, Brady, Buxton, Cronbaugh, Doze, Eggleston, Elliott, Elwood, Fraley, Griggs, Hamilton, Jacobson, Kelso, Koontz, Lenocker, Lounsberry, Lund, McCullough, Miller, Saltzmann, Shankland, Sidey, Stipe, Trumbauer—27.

So the motion prevailed and the motion to reconsider was laid on the table.

On request of Hamilton of Lee, House File No. 403 was withdrawn from the committee on Railroads and Transportation and from the further consideration of the House.

REPORTS OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report :

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 648, a bill for an act to establish the public service commission, and to provide for the valuation, regulation, and control of public utilities, transferring certain powers and duties from the executive council and board of railroad commissioners to said commission, conferring additional, etc., beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

WM. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 448, a bill for an act to provide for the compilation of the laws of the Thirty-third, Thirty-fourth and Thirty-fifth 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 May term, 1913, of the supreme court, and to publish the said compilations and annotations as a Supplement to the Code, 1913, 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 they have 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 Judiciary committee.

WM. LARRABEE, JR.,
Chairman.

Report adopted, and bill was so referred.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred House File No. 607, a bill for an act to amend section two hundred fifty-three (253) of the Supplement to the Code, 1907, relative to the salary of the district judges, 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.

WM. LARRABEE, JR.,
Chairman.

Report adopted, and House File No. 607 was indefinitely postponed.

Stipe of Page moved that House File No. 484 be made a special order for Tuesday, April 1st, at 2:00 o'clock P. M.

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 President of the Senate has appointed on the part of the Senate as members of conference committee on Senate substitute for Senate File No. 13,

a bill for an act to repeal section 364 of the Code, relating to investment of money and to enact a substitute therefor: Sheean of Jones, Neal of Washington, Jones of Montgomery, Balluff of Scott.

JOS. E. MEYER,
Secretary.

Also:

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. 166, a bill for an act to amend section 4420 of the Code, relating to applications for writs of habeas corpus.

JOS. E. MEYER,
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. 50, a bill for an act to amend section 5652 of the Code, relating to hard labor by persons confined in jails.

JOS. E. MEYER,
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. 250, a bill for an act to amend the law as it appears in section 1272, Supplement to the Code, 1907.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

Time having arrived for Special Order No. 27, on motion of Craig of Madison, House File No. 262, a bill for an act to amend the law as it appears in sections twenty-eight hundred thirty-one (2831) and twenty-eight hundred thirty-two (2832) supplement to the code, 1907. Relating to uniformity of school text

books, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Kulp of Palo Alto proposed the following substitute amendment:

MR. SPEAKER—I move to amend House File No. 262 by striking out all following the enacting clause, and inserting the following in lieu thereof:

“Section 1. That chapter 15, title 13, being sections 2824 and 2837, both inclusive, of the Code, 1897, as amended, is hereby repealed and the following is enacted as a substitute therefor:

Sec. 2. The executive board of the state of Iowa, with the superintendent of public instruction, is hereby authorized and empowered to adopt text books for the teaching of all branches that are now or may hereafter be authorized to be taught in the public schools of the state, except cities of the first class, or special charter cities, or those having a population of over 5,000, in which case the board may select such books as they may deem best suited for their needs, and they shall enter into contracts with any firm or corporation handling such supplies or text books, and such books shall be of a uniform series and character for each special grade throughout the state, except as above provided, and they may arrange on equitable terms for the exchange of books, supplies, or contracts now in use for new ones adopted.

Sec. 3. Before purchasing text books under the provisions of this chapter, it shall be the duty of the board to advertise the letting of such contracts by publication in at least three daily papers which have a general circulation throughout the state, no two of which shall be in the same city.

Said notice shall state the time up to which bids will be received, the classes and grades for which text books and other necessary supplies are to be bought, and the approximate quantity needed, and said board shall award the contract for said text books and supplies to any responsible bidder or bidders, in whole or in part, offering suitable text books and supplies at the lowest price, taking into consideration the quality of material used, illustrations, binding and all other things which go to make up a desirable text book; and may, to the end that they be fully advised, consult with county superintendents, city superintendents, or other competent persons, with reference to the selection of text books; and further provided that the board may reject any or all bids, or any part thereof, and re-advertise therefor, as above provided; and further provided that, should the board, after due consideration, find that such bid or bids were not just and reasonable, then authority is hereby given said board, at their discretion, to procure copyrights for any or all such school books and supplies, and arrange for their publication by the state, either by prison labor or otherwise, and sell same to the school boards and boards of supervisors of the state at cost, as hereinafter provided.

Sec. 4. It shall be unlawful for any school board or county board of supervisors to displace any text book that has been regularly adopted or re-adopted under the provisions of this chapter, and no such adoption shall be held or change made more than once in every five years.

Sec. 5. Any person or firm desiring to furnish books or supplies under this chapter shall, at or before the filing of his bid, deposit in the office of the state superintendent of public instruction samples of all text books included in his bid, and the person, firm or corporation who shall have been awarded such contract shall leave such samples in the custody of the superintendent of public instruction, and the samples shall be in all particulars identical with those to be furnished by the accepted bidders to the people of the state. The board shall require of any person, firm or corporation with whom they contract for furnishing any books or supplies to enter into a good and sufficient bond, of such sum as may seem wise to them, for the faithful performance of any such contract, but bonds of surety companies authorized under the laws of Iowa shall be accepted. And they may also demand a bond that no book or supply contracted for by them shall be sold to any other state at a lower price.

Sec. 6. And it shall be the duty of the state superintendent of public instruction to immediately after such adoption notify the county superintendents of the several counties of the state, giving a list of such books and supplies as shall have been adopted by the executive board, the contract price of the same, and any other information of value to said county superintendents, which report and information shall be given by the county superintendent to the board of supervisors at their first meeting thereafter, and the county superintendent shall also present to the board of supervisors a detailed statement showing the number of pupils in the county, and, as near as possible, the number in each grade, and such other information as shall aid the board of supervisors in arriving at the number of books and supplies needed to supply the pupils of the county.

Sec. 7. The board of directors and county supervisors of each and every school corporation and county in the state of Iowa are hereby authorized and empowered to purchase such school books and supplies as have been adopted by the executive board as constituted under this act, and to sell the same to the pupils of their respective districts at cost, and said money so received shall be returned to the contingent fund. The books and supplies so purchased shall be under the charge of the board purchasing them, who may select one or more persons within the county to keep said books and supplies for sale, to insure the safety of the books and money, the board shall require of each person so appointed a bond in such sum as the board may deem advisable.

Sec. 8. Whenever a petition signed by one-third or more of the legal voters, to be determined by the school board of any school corporation, shall be filed with the secretary thirty days or more before the annual meeting of the electors, asking that the question of providing free text

books for the use of pupils in the public schools thereof be submitted to the voters at the next annual meeting, he shall cause notice of such proposition to be given in the call for such meeting.

Sec. 9. If, at such meeting, a majority of the legal voters present and voting by ballot thereon shall authorize the board of directors of said school corporation to loan text books to the pupils free of charge, then the board shall procure such text books as shall be needed, in the manner as herein provided, and loan them to the pupils. The board shall hold pupils responsible for any damage to, loss of, or failure to return any such books, and shall adopt such rules and regulations as may be reasonable and necessary for the keeping and preservation thereof. Any pupils shall be allowed to purchase any text book adopted by the executive board at cost. No pupil already supplied with text books shall be supplied with others without charge until needed.

The electors may, at any election called as provided in the previous section, direct the board to discontinue the loaning of text books to pupils.

Dawson of Cherokee moved the previous question on the substitute amendment.

Jones of Dickinson seconded the motion.

Motion prevailed.

Roll call was demanded by Kulp of Palo Alto and Craig of Madison.

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

The ayes were:

Bingham, Brockway, Brown, Clark, Daniels, Doze, Eggleston, Halstead, Hansen, Helming, Jacobs, Kulp, Larrabee, Lenocker, Miller, Reeve, Rone, Saltzmann, Stokes, Webb—20.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Boettger, Bradley, Brady, Bruce, Burt, Cannon, Carson Chapman, Cole, Craig, Dawson, Dixon, Downey, Dunlap, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Heaton, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker,

Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Scholz, Scott, Sherman, Sidey, Steelsmith, Stutt, Thompson, Townsend, White, Whitney, Workman, Mr. Speaker—76.

Absent or not voting:

Buxton, Cronbaugh, Crozier, Elliott, Fraley, Hamilton, Hazen, Jacobson, McCullough, Shankland, Stipe, Trumbauer—12.

Amendment lost.

Bauman of Van Buren proposed the following amendment:

Amend by striking from line seven (7) of section three (3) the words "except for district located within cities or towns."

On motion of Koontz of Johnson, the House adjourned until 1:30 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

CONSIDERATION OF BILLS.

House resumed consideration of House File No. 262 and the amendment proposed by Bauman of Van Buren.

Halgrims of Humboldt moved the previous question on the amendment and on the main question.

Seconded by Sidey of Adair.

Motion prevailed.

Amendment lost.

Craig of Madison moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Bliss, Brady, Brockway, Bruce, Burt, Chapman, Craig, Daniels, Dawson, Elwood, Enger,

Erickson, Greene of Grundy, Griffin, Grout, Halgrims, Hansen, Huff, Hunt, Huntley, Jacobs, Jamison, Jensen, Jones, Larrabee, Lenocker, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Newcomb, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Sidey, Stipe, Stutt, Townsend, White, Whitney, Mr. Speaker—53.

The nays were:

Bauman, Black, Blackford, Boettger, Bradley, Brown, Carson, Clark, Cronbaugh, Crozier, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Hadley, Halstead, Hamilton, Hazen, Heaton, Helming, Hutchins, Kane, Kelso, Kingland, Koontz, Kulp, LeRoy, McCullough, Miller, Mitchell, Odendahl, Saltzmann, Scholz, Scott, Sherman, Steelsmith, Stokes, Thompson, Webb, Workman—41.

Absent or not voting:

Buxton, Cannon, Cole, Dixon, Elliott, Fraley, Griggs, Jacobson, Klay, Lund, Munro, Power, Shankland, Trumbauer—14.

Roll call verified.

So the bill having failed to receive a constitutional majority was declared to have been lost.

Mr. Speaker granted leave of absence to Sidey of Adair for the afternoon.

MOTION TO RECONSIDER.

Brockway of Louisa called up the motion to reconsider the vote by which Senate File No. 175 failed to pass the House.

Motion prevailed.

Mr. Brockway called up the motion to reconsider the vote which Senate File No. 175 passed to its third reading.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Mr. Brockway, Substitute for Senate File No. 175, a bill for an act to amend section twenty-three hundred forty-eight (2348) of the code relating to bounty on wolves, with re-

port of committee recommending passage, was taken up, and considered.

Hansen of Shelby proposed the following amendment:

Amend by striking out all following the word "twenty" in the fourth line of section 1.

SPECIAL ORDER NO. 28.

Time having arrived for Special Order No. 28, on motion of Grout of Black Hawk, House File No. 391, a bill for an act to amend the law as it appears in section two hundred and twenty-seven (227) of the 1897 code of Iowa relative to judicial districts and the number of judges therein and to provide for three judges in the tenth judicial district, the appointment and election of the extra judge herein provided for, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Miller of Bremer proposed the following substitute amendment:

A BILL for An Act to Amend the Law as it Appears in Section Two Hundred and Twenty-seven (227) of the Code of Iowa, Relative to Judicial Districts and the Number of Judges Therein, and to provide for Three Judges in the Tenth Judicial District and for the Appointment of the Extra Judge Herein Provided For.

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

Section 1. That section two hundred twenty-seven of the Code be amended by striking out the word "Bremer" in the twenty-fifth line thereof and inserting a comma and the word "Bremer" in the twenty-second line thereof immediately after the words "Black Hawk."

Sec. 2. That section two hundred twenty-seven of the Code be further amended by striking out the word "two" in the twenty-second line thereof, relating to the number of judges of the tenth judicial district, and inserting the word "three" in lieu thereof.

Sec. 3. The governor shall appoint a judge of said tenth judicial district in conformity herewith, who shall hold his office until the election and qualification of his successor, as herein provided. At the general election in 1914, a judge shall be elected in said district who shall hold his office for the term of four years, as provided by law.

Sec. 4. All acts or parts of acts in conflict with this act and provisions are hereby repealed.

Sec. 5. 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.

Roll call was demanded by Atkinson of Butler and Kingland of Winnebago.

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

The ayes were:

Black, Brown, Cronbaugh, Crozier, Downey, Doze, Eggleston, Greene of Clinton, Halstead, Hamilton, Hansen, Hazen, Jamison, Kane, Koontz, McCullough, Miller, Odendahl, Scott, Stokes, Townsend—21.

The nays were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Burt, Carson, Chapman, Clark, Cole, Craig, Daniels, Dixon, Elwood, Enger, Erickson, Greene of Grundy, Griffin, Hadley, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kelso, Kingland, Kulp, Lenocker, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Shankland, Sherman, Stutt, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—62.

Absent or not voting:

Anderson of Montgomery, Bernbrock, Boettger, Buxton, Cannon, Dawson, Dunlap, Elliott, Fraley, Griggs, Grout, Halgrims, Helming, Jacobson, Klay, Larrabee, LeRoy, Lund, Mitchell, Saltzmann, Scholz, Sidey, Steelsmith, Stipe, Trumbauer—25.

So the substitute amendment was lost.

Mr. Grout moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Bradley, Brady, Bruce, Cannon,

Carson, Cole, Craig, Crozier, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman—87.

The nays were:

Bingham, Brown, Chapman, Clark, Cronbaugh, Downey—6.

Absent or not voting:

Anderson of Montgomery, Boettger, Brockway, Burt, Buxton, Daniels, Elliott, Halgrims, Jacobson, Klay, Larrabee, Lenocker, Sidey, Trumbauer, Mr. Speaker—15.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On request of Greene of Grundy, leave of absence was granted Halgrims of Humbolt for afternoon session.

The speaker announced that as speaker of the House he had signed in the presence of the House, House Files Nos. 343, 337, 138, 336, 247 and 3.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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 Substitute for Senate File No. 219, a bill for an act to provide for the transfer to the city or town treasurer of unclaimed funds in the treasury of the county where such unclaimed funds are the proceeds of an invalid tax levied to pay for the construction of an electric light plant for such city or town, and making the same a part of the general fund of such city or town.

Also:

Substitute for Senate File No. 24, a bill for an act to appropriate money for the indemnity by way of compensation to Clara Bahls for personal injury sustained while working in the laundry department in the state institution for the deaf and dumb at Council Bluffs, Iowa.

Also:

Senate File No. 376, a bill for an act to legalize ordinances of the town of Ayrshire, Iowa, and authorizing the substitution of a new ordinance record in place of the original record.

Also:

Substitute for Senate File No. 231, a bill for an act to amend the law as it appears in chapter eighty-three (83) acts of the Thirty-third (33d) General Assembly relating to the issuance of bonds in cities and towns.

Also:

Senate File No. 279, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-four (2724) of the Supplement to the Code, 1907, and to enact a substitute therefor relating to admission to the school for the deaf and to reports by county superintendents of deaf persons.

Also:

Senate File No. 127, a bill for an act to amend the law as it appears in section twenty-seven hundred and fifty-four (2754) of the Supplement to the Code, 1907, and section twenty-seven hundred and fifty-six (2756) of the Code relating to the election of officers in independent school districts in towns and cities, and the appointment of judges therefor in certain districts.

Also:

Senate File No. 139, a bill for an act to amend the law as it appears in section fifty-seven hundred seven (5707) of the Supplement to the Code, 1907, relating to the breaking of stone.

Also:

Senate File No. 205, a bill for an act requiring the teaching of elementary agriculture, domestic science, and manual training in the public schools, after a specified time.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

CONSIDERATION OF BILLS.

House resumed consideration of Senate File No. 175 and the amendment proposed by Hansen of Shelby.

Amendment lost.

Cronbaugh of Iowa proposed the following amendment:

Amend by striking out the word "twenty" in line four (4) and insert in lieu thereof the word "ten", also by striking out the word "four" in line five (5) and insert the word "five".

Amendment lost.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Burt, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dixon, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Grout, Hadley, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kelso, Kingland, Klay, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scott, Sherman, Stipe, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—74.

The nays were:

Brown, Cannon, Cronbaugh, Downey, Greene of Clinton, Halstead, Heaton, Kane, Miller, Scholz, Stokes—11.

Absent or not voting:

Anderson of Montgomery, Bernbrock, Black, Boettger, Buxton, Dawson, Doze, Elliott, Griffin, Griggs, Halgrims, Hamilton, Jacobson, Jamison, Koontz, McCullough, Odendahl, Saltzmann, Shankland, Sidey, Steelsmith, Stutt, Trumbauer—23.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Brockway of Louisa, House File No. 257 was withdrawn from further consideration of the House.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up substitute for Senate File No. 44 and yielded the floor to Rohwer of Ida.

On motion of Mr. Rohwer, substitute for Senate File No. 44, a bill for an act to fix the compensation of the wardens and of certain officers and employes of the reformatory at Anamosa and the state penitentiary at Fort Madison, and to enlarge the support fund of said institutions; repealing sections five thousand seven hundred and seventeen (5717) and five thousand seven hundred eighteen (5718) of chapter two (2), title twenty-six (XXVI) of the code and the law as found in sections five thousand seven hundred and sixteen (5716) and five thousand seven hundred eighteen-a-twenty-eight (5718-a-28), chapter two (2), title twenty-six (XXVI) of the supplement to the code, 1907, with report of committee recommending passage, was taken up and considered.

Ring of Linn in the chair.

Mr. Rohwer proposed the following substitute amendment:

I move to amend substitute for Senate File No. 44 and enact the following substitute bill in lieu thereof:

A BILL for An Act to Repeal the Law as it Appears in Sections Five Thousand Six Hundred Sixty-nine-a (5669-a), Five Thousand Seven Hundred Sixteen (5716), and Five Thousand seven Hundred Eighteen-a-Twenty-eight (5718-a-28) of the Supplement to the Code, 1907, and in Sections Five Thousand Seven Hundred Seventeen (5717), and Five Thousand Seven Hundred Eighteen (5718), of the Code, and to Tnact Substitutes Therefor, Providing for the Compensation and Allowances of Officers and Employes of the Reformatory at Anamosa and the Penitentiary at Fort Madison.

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

Section 1. That the law as it appears in section five thousand seven hundred sixteen (5716), of the Supplement to the Code, 1907, is hereby repealed, and in lieu thereof is enacted the following:

The officers and employes of the reformatory at Anamosa and the penitentiary at Fort Madison, hereinafter specified, shall be paid for their services each month, sums to be fixed by the board of control, of state institutions, not exceeding, however, the sums specified as follows: the

warden, two hundred ten dollars (\$210.00); the deputy warden, one hundred twenty-five dollars (\$125.00); the assistant deputy warden, one hundred dollars (\$100.00); the clerk, one hundred dollars (\$100.00); the chaplain, one hundred dollars (\$100.00); and an additional chaplain, twenty dollars (\$20.00); matron of the women's department, seventy-five dollars (\$75.00); the physician and surgeon of the reformatory at Anamosa, one hundred dollars (\$100.00); the physician and surgeon of the penitentiary at Fort Madison, one hundred dollars (\$100.00); the kitchen stewards, receiving and disbursing officers, record clerks, and captains of night guards, each eighty dollars (\$80.00); turnkeys, and guards of the first class, eighty dollars (\$80.00); turnkeys and guards of the second class, seventy-five dollars (\$75.00); turnkeys and guards of the third class, sixty-five dollars (\$65.00).

Other officers and employes in the opinion of the board of control of state institutions needed to carry on the various departments of the prisons, properly and efficiently, may be authorized, and their salaries fixed by said board, subject to the approval of the governor, as provided by the law as found in section two thousand seven hundred twenty-seven-a-thirty-eight (2727-a-38), of the Supplement to the Code, 1907. The salaries and wages herein authorized shall be paid by the state treasurer from any money in the state treasury, not otherwise appropriated, upon certified abstracts as provided by the law, as it appears in section two thousand seven hundred twenty-seven-a-forty-three (2727-a-43) of the Supplement to the Code, 1907.

Sec. 2. The law as it appears in section five thousand seven hundred seventeen (5717), of the Code, and in section five thousand six hundred sixty-nine-a (5669-a) and section five thousand seven hundred eighteen-a-twenty-eight (5718-a-28), of the Supplement to the Code, 1907, is hereby repealed, and in lieu thereof, is enacted the following:

In addition to his salary, each warden shall be provided with a furnished house to be designated by the board of control, or house rent and water, heat, ice, and lights, and the labor of prisoners, not exceeding three at one time for household and domestic service. Each deputy warden shall be furnished with a house to be designated by the board of control, or house rent and water, heat, ice, and lights, and domestic service by not more than one prisoner at one time.

The matron of the female department shall be allowed, in addition to her salary, a furnished apartment, heat, light, and domestic service within the building occupied by the women's department.

The prison labor authorized by this section shall not be used except on the premises and for the benefit of the person authorized to use it, and for his family. Provided, however, that no labor of prisoners shall be used in a manner to prejudice prison discipline.

Sec. 3. Section five thousand seven hundred eighteen (5718) of the Code, is hereby repealed, and in lieu thereof is enacted the following:

For the general support of the prisoners confined in the reformatory at Anamosa and the penitentiary at Fort Madison there shall be paid from any money in the state treasury not otherwise appropriated the sum of eleven dollars fifty cents monthly for each prisoner in the reformatory and eleven dollars monthly for each prisoner in the penitentiary, to be estimated by the average number present during the preceding month. Said sums shall be drawn from the state treasury as provided by the law as it appears in section twenty-seven hundred twenty-seven-a-forty-three (2727-a-43) of the Supplement to the Code, 1907.

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.

Substitute amendment adopted.

Mr. Rohwer moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenoeker, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Townsend, Webb, White, Whitney, Workman—87.

The nays were:

Brown, Odendahl, Thompson—3.

Absent or not voting:

Bauman, Black, Brockway, Bruce, Buxton, Cronbaugh, Dawson, Elliott, Fraley, Halgrims, Jacobson, Jensen, Klay, LeRoy, Rone, Sidey, Trumbauer, Mr. Speaker—18.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Rohwer of Ida, House File No. 405 was withdrawn from further consideration of the House.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up House File No. 69 and yielded the floor to Whitney of Woodbury.

On motion of Mr. Whitney, House File No. 69, a bill for an act to authorize the repayment to the estate of W. R. Benton of money paid to the state of Iowa, with report of committee recommending passage, was taken up, and considered.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney—88.

The nays were:

None.

Absent or not voting:

Atkinson, Black, Brockway, Buxton, Cronbaugh, Doze, Elliott, Fraley, Halgrims, Halstead, Jacobson, Jamison, Jensen, Klay,

Saltzman, Sidey, Steelsmith, Trumbauer, Workman, Mr. Speaker
—20.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Stipe of Page offered the following resolution and moved its adoption:

Resolved, That the state printer be directed to print four hundred (400) extra copies of House File No. 648, as amended by committee.

Motion prevailed, and resolution was adopted.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 262 failed to pass the House.

RALPH SHERMAN.

JOHN W. JACOBS.

I second the motion.

W. I. ATKINSON.

E. J. HEATON.

CONSIDERATION OF BILLS.

On motion of Erickson of Lyon, House File No. 119, a bill for an act to amend chapter twenty-five of the laws of the Thirty-fourth General Assembly, relative to the dependent soldiers' and sailors' tax, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Erickson moved that the chief clerk be instructed to correct the substitute amendment by supplying the enacting clause, and by striking out the word and figures "code 1907," and inserting in lieu thereof the words and figures "supplement to the code, 1907," and by striking out the word "fourth" in the fourth line of section one and inserting in lieu thereof the word "third."

Motion prevailed.

Mr. Erickson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jones, Kane, Kelso, Kingland, Koontz, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney, Workman—83.

The nays were:

Townsend—1.

Absent or not voting:

Atkinson, Black, Bliss, Brockway, Buxton, Cannon, Chapman, Dawson, Eggleston, Elliott, Fraley, Grout, Halgrims, Hamilton, Jacobson, Jensen, Klay, Kulp, Larrabee, McCullough, Sidey, Stipe, Trumbauer, Mr. Speaker—24.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Speaker Cunningham in the chair.

INTRODUCTION OF BILLS.

By committee on Municipal Corporations, House File No. 659.

A BILL for an Act to Prohibit Municipal Corporations from Entering Into Any Contract for the Construction of Highway Pavements, Consisting in Whole or in Part, of Any Patented Process.

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

Section 1. No municipal corporation shall hereafter contract for the construction of any highway pavement, which consists, in whole or in part, of any patented process, or which consists of any article or process protected by any trade mark.

Read first and second time and passed on file.

CONSIDERATION OF BILLS.

On motion of Stipe of Page, House File No. 291, a bill for an act to repeal section five thousand and forty-a (5040-a) of the supplement to the code, 1907, and to enact a substitute therefor, relating to the prohibition of ball games and other sports on Decoration day, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Stipe moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brown, Burt, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Griffin, Griggs, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jones, Kingland, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munró, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—74.

The nays were:

Cronbaugh, Downey, Greene of Clinton, Hazen, Odendahl—5.

Absent or not voting:

Barry, Black, Brady, Brockway, Bruce, Buxton, Clark, Crozier, Doze, Dunlap, Elliott, Fraley, Grout, Halgrims, Hamilton, Jacobson, Jensen, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, McCullough, Miller, Sidey, Stokes, Stutt, Trumbauer—29.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Scholz of Clayton, House File No. 491, a bill for an act relating to notaries public who are stockholders, directors, officers or employes of banks or other corporations, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Scholz moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Carson, Chapman, Clark, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, (Griggs, Grout, Hadley, Halstead, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jones, Kane, Kelso, Kingland, Koontz, Lenoeker, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—84.

The nays were:

None.

Absent or not voting: .

Black, Brockway, Buxton, Cole, Craig, Doze, Elliott, Fraley, Greene of Grundy, Halgrims, Hamilton, Hansen, Jacobson, Jensen, Klay, Kulp, Larrabee, Manning, McCullough, Miller, Munro, Sidey, Steelsmith, Trumbauer—24.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Pickford of Cerro Gordo, House File No. 226, a bill for an act to amend section sixteen hundred and sixty (1660) of the supplement to the code, 1907, to aid county agricultural societies, with report of committee recommending passage, was taken up and considered.

Brady of Dallas proposed the following amendment:

Amend by inserting the words "on this proposition" after the word "cost" in the seventh line of section 1.

Amendment adopted.

Power of Jefferson proposed the following amendment:

Amend by adding to the bill the phrase "Shares of stock shall be issued to the county at par value for amount of money received by said society from taxes raised under this act."

Amendment adopted.

Dixon of Sac moved that further consideration of this bill be deferred until Friday at 10:00 o'clock A. M.

Motion prevailed.

Unanimous consent having been granted, the rules were suspended, and Hazen of Pottawattamie was permitted to introduce the following bill:

By Hazen of Pottawattamie, House File No. 660.

A BILL for an Act for the Relief of the Cyclone and Flood Sufferers of Nebraska, Ohio and Indiana, and an Appropriation of Ten Thousand Dollars (\$10,000.00) Therefor.

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

Section 1. That the sum of ten thousand dollars (\$10,000.00) be and the same is hereby appropriated for the relief of the cyclone and flood sufferers of Iowa, Nebraska, Ohio and Indiana.

Sec. 2. The state treasurer is hereby directed to pay warrants for the sum appropriated upon the order of the governor, from such moneys as have not heretofore been appropriated.

Sec. 3. This act being deemed of immediate importance shall become effective upon its passage.

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

Jacobs of Calhoun moved that Senate File No. 119 be made a special order for Friday, March 28, at 11:00 o'clock A. M.

Motion prevailed.

On motion of Clark of Monroe, the House adjourned until 7:30 o'clock P. M.

EVENING SESSION.

House reconvened, Speaker Cunningham 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 Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 426, a bill for an act to repeal section 313 of the Code and to enact a substitute therefor relating to the admission to the practice of law in this state of attorneys having been duly admitted to practice in other states.

JOS. E. MEYER,
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. 70, a bill for an act to establish a department of public instruction and to amend section ten hundred and sixty-five (1065) of the Supplement to the Code, 1907, and to repeal chapter one (1) of title thirteen (13) of the Code and to repeal chapter one (1) of title thirteen (13) of the Supplement to the Code, 1907, as amended, relative to the office of superintendent of public instruction, and to enact a substitute therefor.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns the following bill, which the House requested:

Senate File No. 316, a bill for an act to legalize the adoption of certain propositions at an election of the county of Wapello with the effect of authorizing the board of supervisors to purchase land for an addition to county home farm.

JOS. E. MEYER,
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:

Senate Concurrent Resolution relative to use of the capitol building during June for the reunion of Iowa soldiers at their home coming.

JOS. E. MEYER,
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:

Senate Concurrent Resolution relative to holding a joint convention for the purpose of hearing an address by General Grenville M. Dodge and the appointment of a joint committee to extend the invitation, and the president appointed as committee on the part of the Senate, Senators Kimball and Neal.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 139, a bill for an act to amend section 5707, of the Supplement to the Code, 1907, relating to breaking of stone.

JOS. E. MEYER,
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:

Senate Concurrent Resolution relative to the appointment of a joint committee to investigate and report needed fire protection and needed repair on capitol and surrounding state buildings and report to this General Assembly and the president appointed as such committee on the part of the Senate, Senators Spaulding and Farr.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 426, a bill for an act to repeal section three hundred thirteen (313) of the code and to enact a substitute therefor relating to the admission to the practice of law in this state of attorneys having been duly admitted to practice in other states.

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

Senate File No. 70, a bill for an act to establish a department of Public Instruction, and to amend section ten hundred and sixty-five (1065) of the supplement to the code, 1907, and to repeal chapter one (1) of title thirteen (13) of the code, and to repeal chapter one (1) of title thirteen (13) of the supplement to the code, 1907, as amended, relative to the office of superintendent of public instruction, and to enact a substitute therefor.

Read first and second time and referred to committee on Schools and Text Books.

SENATE CONCURRENT RESOLUTION.

Resolved by the Senate, the House concurring, That the President of the Senate and Speaker of the House shall appoint a committee of five, three from the House and two from the Senate, to investigate the fire protection and needed repairs of the capitol and surrounding state buildings, who shall report to the Senate not later than Saturday, April 5, 1911.

Laid over under rule 34.

SENATE CONCURRENT RESOLUTION.

Be it resolved, by the Senate, the House concurring, that

WHEREAS: Iowa has sent to the south many noble men to battle for an undivided nation; and

WHEREAS: Her sons today are not unmindful of the great sacrifice and courageous service of her warriors and desire to express to her honored veterans who still linger with them that they are remembered with most patriotic and kindly sentiment; and

WHEREAS: Iowa has the proud distinction of having living within her borders, among her veterans, one of the two remaining major generals, and the only living department and army commander of the federal army, war of the rebellion; and,

WHEREAS: This distinguished officer, Major General Grenville M. Dodge, called from Iowa at the beginning of the war, and was steadily in the service to the end; led his commands without defeat and won repeated victories; was thrice wounded and regularly and justly promoted; and,

WHEREAS: General Dodge performed great service in the war in building railroads, military works and fortifications in addition to leading his command, and was afterwards instrumental in bringing the Indian tribes to peace under treaties, and for which he was tendered the thanks of the legislature of this state; and,

WHEREAS: After the war he began where he had left off in the valuable work of railroad engineering and assisted in connecting the Atlantic and Pacific by rail, and has gilded with success by his splendid manhood whatever his hand has touched, until now full of years and of honors, he has left the greater activities to live at Council Bluffs, where he has always claimed his home since young manhood; and,

WHEREAS: He is still active in mind and body, proud of his state, deeply interested in her welfare; devoted to his country and is Iowa's grandest patriot; and,

WHEREAS: The history of our state will be made richer; patriotic sentiment enhanced and our veterans honored by an exchange of greetings between Iowa and her honored veterans. Now, therefore, be it

Resolved, That Iowa, through her General Assembly, does hereby send greetings to her distinguished veteran, General Grenville M. Dodge, and hereby invites him to address this General Assembly in joint convention convened at such time as shall be agreeable to him, and that a suitable joint committee be appointed to extend to him the courtesies intended by this resolution.

Laid over under rule 34.

SENATE CONCURRENT RESOLUTION.

Be it Resolved by the Senate, the House concurring, that the committee having the reunion of Iowa soldiers at their home coming in charge, be allowed the use of the Senate chamber and the House of Representatives, also committee rooms not at the time occupied, during the week of June 9th to 14th, 1913. Said chambers and rooms to be used for regimental reunions and committee purposes.

Laid over under rule 34.

Huff of Hardin in the chair.

The roll was then called to ascertain the presence of a quorum.

The following members responded as present:

Anderson of Montgomery, Bingham, Bradley, Brady, Brown, Bruce, Burt, Carson, Clark, Cole, Craig, Daniels, Dawson, Eggleston, Enger, Erickson, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Huntley, Hutchins, Jones, Kingland, Klay, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Pickford, Power, Rohwer, Saltzmann, Scholz, Scott, Sherman, Steelsmith, Stipe, Stokes, Stutt, Webb, White, Whitney, Mr. Speaker—59.

Those absent:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbröck, Black, Blackford, Bliss, Boettger, Brockway, Buxton, Cannon, Chapman, Cronbaugh, Crozier, Dixon, Downey, Doze, Dunlap, Elliott, Elwood, Fraley, Greene of Grundy, Griggs, Grout, Hamilton, Hunt, Jacobs, Jacobson, Jamison, Jensen, Kane, Kelso, Koontz, McCullough, McHose, Miller, Mitchell, Peterson, Reeve, Ring, Rone, Shankland, Sidey, Thompson, Townsend, Trumbauer, Workman—49.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, House File No. 646, a bill for an act granting to cities of all classes and towns power to license and regulate plumbers; to determine the qualifications and provide for the examination thereof; to prescribe rules and regulations for the installation of plumbing and the inspection thereof and to provide for the removal of plumbing installed in violation of the manner prescribed and to impose penalties for a violation of ordinances enacted under this act and to amend section seven hundred (700) of the supplement to the code, 1907, was taken up, and considered.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bingham, Blackford, Brady, Bruce, Carson, Cole, Craig, Daniels, Dunlap, Eggle-

ton, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Webb, White, Whitney—58.

The nays were:

Bauman, Bradley, Brown, Burt, Chapman, Clark, Dawson, Downey, Doze, Halstead, Miller, Odendahl, Reeve, Steelsmith, Stokes, Stutt, Thompson, Townsend—18.

Absent or not voting:

Anderson of Greene, Barry, Bernbrock, Black, Bliss, Boettger, Brockway, Buxton, Cannon, Cronbaugh, Crozier, Dixon, Elliott, Fraley, Griggs, Grout, Halgrims, Hamilton, Jacobson, Jamison, Kane, Kelso, Klay, Koontz, McCullough, Mitchell, Saltzman, Sidey, Stipe, Trumbauer, Workman, Mr. Speaker—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Whitney of Woodbury moved to reconsider the vote by which House File No. 646 passed the House, and that the motion to reconsider be laid on the table.

Motion prevailed.

On request of Kulp of Palo Alto, leave of absence was granted Brockway of Louisa for the evening session.

On request of Townsend of Tama, leave of absence was granted Cannon of O'Brien for the evening session.

CONSIDERATION OF BILLS.

On motion of Craig of Madison, House File No. 500, a bill for an act to repeal the law as it appears in chapter two hundred twenty (220), acts of the Thirty-third General Assembly, and to amend the law as it appears in section forty-nine hundred ninety-nine-a-nine (4999-a-9), supplement to the code, relating to protection against fire and providing means of escape, with report of committee recommending passage, was taken up, and considered.

Milton of Cedar proposed the following amendment:

Amend by inserting the figures "1907," and the comma (,) in the title and also in section 2 following the word "code."

Amendment adopted.

Mr. Craig moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bradley, Brady, Brown, Bruce, Burt, Carson, Chapman, Cole, Craig, Daniels, Dawson, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kingland, Kulp, Larrabee, Lenocker, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman—76.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Barry, Black, Bliss, Boettger, Brockway, Buxton, Cannon, Clark, Cronbaugh, Crozier, Dixon, Downey, Elliott, Fraley, Griggs, Grout, Hamilton, Jacobson, Jamison, Kane, Kelso, Klay, Koontz, LeRoy, McCullough, Mitchell, Saltzmann, Scott, Sidey, Trumbauer, Mr. Speaker—32.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Anderson of Montgomery, Substitute for Senate File No. 254, a bill for an act to amend the law as it appears in sections six hundred ninety-one (691) and six hundred ninety-

two (692) of the code, 1897, relating to the jurisdiction in actions for the violation of city or town ordinances and providing for the transfer of cases from mayor's court to a justice of the peace court in certain cases, was taken up, and considered.

Lund of Hamilton proposed the following amendment:

Amend by striking out the figures "1897" wherever they appear in the title and the bill.

Amendment adopted.

Mr. Anderson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Brady, Bruce, Burt, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dunlap, Eggleston, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jensen, Jones, Kingland, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Thompson, Townsend, Webb, White, Whitney, Workman—62.

The nays were:

Bradley, Brown, Downey, Halstead, Huff, Jacobs, Kulp, Larrabee, Miller, Newcomb, Power, Rohwer, Stutt—13.

Absent or not voting:

Anderson of Greene, Barry, Black, Bliss, Boettger, Brockway, Buxton, Cannon, Clark, Cronbaugh, Crozier, Dixon, Doze, Elliott, Erickson, Fraley, Grout, Halgrims, Hamilton, Hansen, Jacobson, Jamison, Kane, Kelso, Klay, Koontz, McCullough, Mitchell, Sidey, Stipe, Stokes, Trumbauer, Mr. Speaker—33.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On request of Anderson of Montgomery, House File No. 383 was withdrawn from the further consideration of the House.

On motion of Hazen of Pottawattamie, House File No. 653, a bill for an act to repeal section three (3) of chapter one hundred eighteen (118) of the acts of the Thirty-fourth General Assembly, providing for the distraint of deer; and to enact a substitute therefor, was taken up, and considered.

Mr. Hazen moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Carson, Clark, Cole, Craig, Daniels, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kingland, Klay, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, White, Workman—74.

The nays were:

Chapman, Dawson, Kulp, Odendahl, Power—5.

Absent or not voting:

Anderson of Greene, Barry, Black, Bliss, Brockway, Buxton, Cannon, Cronbaugh, Crozier, Dixon, Elliott, Fraley, Grout, Hamilton, Jacobson, Jamison, Kane, Kelso, Koontz, Larrabee, McCullough, Miller, Mitchell, Sherman, Sidey, Trumbauer, Webb, Whitney, Mr. Speaker—29.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Huff of Hardin, leave of absence was granted Hazen of Pottawattamie until Friday.

On motion of Stipe of Page, House File No. 464, a bill for an act to extend the benefits of free public libraries, and to repeal sections 729-a, 592-a and 741-n of the supplement to the code, 1907, relating thereto, and to enact substitute therefor, and to amend sections 422, 2749 and 2823-n of the supplement to the code, 1907, by granting school corporations and boards of county supervisors additional powers relating thereto, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Stipe of Page proposed the following amendment:

MR. SPEAKER—I move to amend House File No. 464, by striking out the word “three” in line seven of section three, and inserting the word “one” in lieu thereof.

Also by inserting the word “and” before the word “when” in line eleven of section three thereof.

Also by inserting after the word “corporation” in line two of section five the following: “in which there is no free public library.”

Also by striking out the words “levy and” in line five of section five thereof.

Also by striking out the words “levied and” in line eight of section five thereof.

Amendment adopted.

Rohwer of Ida proposed the following amendment:

Amend by striking out the publication clause.

Amendment adopted.

Mr. Stipe moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Boettger, Bradley, Bruce, Carson, Cole, Craig, Daniels, Dawson, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley,

Hutchins, Jacobs, Jensen, Kingland, Kulp, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Stipe, Thompson, Webb, Whitney, Workman—65.

The nays were:

Brown, Chapman, Clark, Hadley, Larrabee, Odendahl, Reeve, Rone, Stokes—9.

Absent or not voting:

Anderson of Greene, Barry, Black, Bliss, Brady, Brockway, Burt, Buxton, Cannon, Cronbaugh, Crozier, Dixon, Downey, Elliott, Fraley, Grout, Hamilton, Hazen, Jacobson, Jamison, Jones, Kane, Kelso, Klay, Koontz, McCullough, Mitchell, Sidey, Steelsmith, Stutt, Townsend, Trumbauer, White, Mr. Speaker—34.

So the bill having received a constitutional majority was declared to have passed the House.

Mr. Stipe proposed the following amendment to the title:

Amend by striking out the title and substituting the following in lieu thereof:

A BILL for an Act to Repeal Sections Seven Hundred Twentynine-a (729-a), Five Hundred Ninety-two-a (592-a) and Seven Hundred Forty-one-n (741-n), Supplement to the Code, 1907, and to Enact Substitutes Therefor; to Amend Sections Four Hundred Twenty-two (422), Supplement to the Code, 1907; and Section Twenty-eight Hundred Six (2806) of the Code; all Relating to the Benefits of Free Public Libraries and to Confer Additional Powers Upon Boards of Library Trustees, Township Trustees, Boards of County Supervisors, Boards of School Directors, and City and Town Councils, in Relation Thereto.

Amendment adopted, and title as amended agreed to.

On motion of Kulp of Palo Alto, House File No. 298, a bill for an act relating to elevators and warehouses on railroad land and prescribing methods and conditions of procuring and holding sites therefor, and liability for loss or destruction thereof, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Kulp moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bartle, Bauman, Bingham, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Carson, Chapman, Clark, Cole, Craig, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman—78.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bernbrock, Black, Bliss, Brockway, Buxton, Cannon, Cronbaugh, Crozier, Dixon, Elliott, Erickson, Fraley, Grout, Hamilton, Hazen, Jacobson, Jamison, Kane, Kelso, Koontz, McCullough, Mitchell, Scott, Sidey, Stokes, Trumbauer, Mr. Speaker—30.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Boettger of Scott, substitute for Senate File No. 14, a bill for an act to amend chapter two hundred (200) of the acts of the Thirty-third General Assembly, relating to administration of the estates of absentees, with report of committee recommending passage, was taken up and considered.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bartle, Bauman, Bernbrock, Bingham, Blackford, Boettger, Bradley, Brown, Bruce, Burt, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dunlap, Eggleston, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kingland, Klay, Kulp, LeRoy, Lounsbury, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, White, Whitney, Workman—71.

The nays were:

Clark, Downey, Larrabee, Lund, Odendahl—5.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Black, Bliss, Brady, Brockway, Buxton, Cannon, Cronbaugh, Crozier, Dixon, Doze, Elliott, Erickson, Grout, Hamilton, Hazen, Jacobson, Jamison, Kane, Kelso, Koontz, Lenoeker, McCullough, Miller, Mitchell, Rone, Sidey, Trumbauer, Webb, Mr. Speaker—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Halgrims of Humboldt, House File No. 350, a bill for an act to amend section twenty-seven hundred thirty-four-p (2734-p) supplement to the code, 1907, relating to qualification of teachers, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Halgrims moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bartle, Bernbrock, Bingham, Blackford, Boettger, Bradley, Brown, Bruce, Burt, Carson, Chapman, Cole, Craig, Daniels, Dawson, Doze, Elwood, Enger, Fraley, Greene of Grundy, Hadley, Halgrims, Hansen, Heaton, Huff, Huntley, Hutchins, Jensen, Jones, Klay, Kulp, Lenoeker, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Shankland, Sherman, Steelsmith, Stipe, Stutt, Townsend, Webb, White, Whitney—60.

The nays were:

Bauman, Brady, Downey, Dunlap, Eggleston, Greene of Clinton, Halstead, Kingland, Lounsberry, Odendahl, Scott, Thompson, Workman—13.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Black, Bliss, Brockway, Buxton, Cannon, Clark, Cronbaugh, Crozier, Dixon, Elliott, Erickson, Griffin, Griggs, Grout, Hamilton, Hazen, Helming, Hunt, Jacobs, Jacobson, Jamison, Kane, Kelso, Koontz, Larrabee, McCullough, Mitchell, Scholz, Sidey, Stokes, Trumbauer, Mr. Speaker—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Stipe of Page moved that House File No. 648 be made a special order for Friday, March 28th, immediately following the disposition of Special Order No. 29.

Lund of Hamilton moved to amend by fixing the time Monday, March 31st, at 10:00 o'clock A. M.

Power of Jefferson moved as an amendment to the amendment that the time be fixed at Monday, April 7th, at 10:00 o'clock A. M.

Amendment to the amendment lost.

Amendment adopted.

Motion as amended adopted.

Steelsmith of Osceola presented the following concurrent resolution, asked unanimous consent for immediate consideration, and moved its adoption:

CONCURRENT RESOLUTION.

WHEREAS: Several members of this House have expressed a desire to retain the chairs they have occupied during this and former sessions of the General Assembly; therefore

Be it Resolved, By the House, the Senate concurring, that the Custodian of the Capitol building be, and is hereby authorized to dispose of for cash to any member of the Thirty-fourth or Thirty-fifth General Assembly, who may desire the chair occupied by him, for such price as will fully protect the state.

On motion of Hadley of Webster, the House adjourned until Friday, March 28th, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 28, 1913.

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

Prayer was offered by Rev. John Duncan, of Avoca, Iowa.

Journal of Thursday, March 27th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Peterson of Cass presented petition of citizens of Cass county favoring passage of House File No. 364.

Referred to committee on Pharmacy.

Elwood of Howard presented remonstrance of citizens of Howard county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Carson of Davis presented remonstrance of citizens of Davis county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Carson of Davis presented petition of citizens of Davis county favoring passage of House File No. 484.

Referred to committee on Railroads and Transportation.

Peterson of Cass presented remonstrance of citizens of Cass county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Scholz of Clayton presented remonstrance of citizens of Clayton county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Scholz of Clayton presented petition of citizens of Clayton county favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Lund of Hamilton presented petition of citizens of Hamilton county favoring passage of House File No. 364.

Referred to committee on Pharmacy.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against passage of Senate File No. 389.

Referred to committee on Labor.

Chapman of Guthrie presented remonstrance of citizens of Cass county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Black of Muscatine presented petition of voters of Muscatine against passage of House File No. 262.

Referred to committee on Schools and Text Books.

McHose of Boone presented remonstrance of citizens of Boone county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Cronbaugh of Iowa presented remonstrance of voters of Iowa county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Kingland of Winnebago presented remonstrance of voters of Winnebago county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Scott of Fremont presented remonstrance of citizens of Fremont county against creation of permanent tax commission.

Referred to committee on Ways and Means.

REPORTS OF COMMITTEES.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture to whom was referred substitute for Senate File No. 136, a bill for an act to provide for the destruction of noxious weeds and other weeds upon lands, highways, and other places; prescribing penalties for the violation thereof; assessing the costs and expenses of the destruction of the same to the lands and owners thereof; and providing funds with which to destroy the same, and repealing all of chapter ninety-six (96) of the acts of the Thirty-third General Assembly, relating to weeds upon lands and highways, 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 amended as follows:

By striking out the word "and" in section 2, line eight and inserting a comma (,) in lieu thereof, and following the words "daucus carota" inserting the words "and Russian Thistle (Salsola Kali, L. Var. Tagrus.)".

Also by striking out the words "road fund of the township" in section three, lines forty-seven and forty-eight, and inserting in lieu thereof the words "fund upon which said warrants were drawn"; and when so amended the bill do pass.

C. W. HUNT,
Chairman.

Report adopted.

Lounsberry of Marshall, from the committee on Penitentiaries, submitted the following report:

MR. SPEAKER—Your committee on Penitentiaries to whom was referred Senate File No. 276, a bill for an act to reimburse innocent persons who have been, or may be convicted of crime and imprisoned in the state reformatory or state penitentiary, 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.

H. C. LOUNSBERRY,
Chairman.

Report adopted, and Senate File No. 276 was indefinitely postponed.

Also :

MR. SPEAKER—Your committee on Penitentiaries to whom was referred House File No. 485, a bill for an act to establish district custodial farms for the detention, treatment and employment of convicts; to make provision for the control and management thereof; to provide what persons shall be kept thereon; and to make an appropriation therefor, 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 do pass, and that the said bill be referred to the committee on Appropriations for favorable consideration.

H. C. LOUNSBERRY,
Chairman.

Report adopted, and House File No. 485 was so referred.

Dawson of Cherokee, 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. 329, a bill for an act to establish a minimum wage for teachers in the public schools of the state, prohibiting the contracting for or paying a lesser sum and providing penalties for the violation of same, 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 do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Steelsmith of Osceola called up concurrent resolution relative to disposition of chairs occupied by members of the general assembly.

CONCURRENT RESOLUTION.

WHEREAS: Several members of this House have expressed a desire to retain the chairs they have occupied during this and former sessions of the General Assembly; therefore

Be it Resolved, By the House, the Senate concurring, that the Custodian of the Capitol building be, and is hereby authorized to dispose of for cash to any member of the Thirty-fourth or Thirty-fifth General Assembly, who may desire the chair occupied by him, for such price as will fully protect the state.

Ring of Linn moved to amend by striking out the words "Thirty-fourth or" in the sixth line.

Amendment adopted.

Resolution as amended adopted.

CONSIDERATION OF BILLS.

On motion of Brockway of Louisa, House File No. 173, a bill for an act to amend the law authorizing the sale of intoxicating liquors by permit holders as the same appears in sections twenty-three hundred eighty-five (2385), twenty-three hundred eighty-seven (2387), twenty-three hundred eighty-nine (2389), twenty-three hundred ninety-one (2391), twenty-three hundred ninety-four (2394), twenty-three hundred ninety-five (2395), twenty-three hundred ninety-six (2396), twenty-three hundred ninety-seven (2397), twenty-three hundred ninety-eight (2398), and twenty-three hundred ninety-nine (2399) of the code, and sections twenty-three hundred eighty-six (2386), twenty-three hundred eighty-eight (2388), twenty-three hundred ninety (2390), twenty-three hundred ninety-two (2392), twenty-three hundred ninety-three (2393), twenty-four hundred (2400) and twenty-four hundred one (2401) of the supplement to the code, 1907, as amended by chapter one hundred thirty-nine (139) of the acts of the Thirty-third General Assembly and chapter one hundred and three (103) of the acts of the Thirty-fourth (34th) General Assembly, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Miller of Bremer proposed the following amendment:

Amend by adding to section 2 after the word "accordingly" and immediately preceding section 3, the following sentence: "Any physician desiring to prescribe liquor under the terms of this act shall be required to give bond in the sum of \$1,000.00 which shall be forfeited upon his conviction of furnishing prescriptions for liquor to a minor, habitual drunkard, or black-listed persons, or for use as a beverage by any person whatever.

Amendment adopted.

SPECIAL ORDER NO. 29.

Time having arrived for Special Order No. 29, the House resumed consideration of House File No. 226, a bill for an act to amend section sixteen hundred and sixty (1660) of the supplement to the code, 1907, to aid county agricultural societies.

Barry of Linn proposed the following amendment:

Amend by inserting the words "non-assessable" following the word "stock" in the sixteenth line.

Amendment adopted.

Mr. Pickford moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Chapman, Clark, Cole, Craigh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwod, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Koontz, Larabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Sherman, Sidey, Steel-smith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, Whitney—84.

The nays were:

Bradley, Brown, Carson, Cronbaugh, Downey, Kulp, Odendahl, Scott, Workman, Mr. Speaker—10.

Absent or not voting:

Bauman, Crozier, Elliott, Hamilton, Jamison, Kane, Kelso, McCulough, Power, Rohwer, Saltzman, Shankland, Trumbauer, White—14.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House resumed consideration of House File No. 173.

Power of Jefferson moved to reconsider the vote by which the amendment proposed by Miller of Bremer was adopted.

Bliss of Ringgold seconded the motion.

Roll call was demanded by Miller of Bremer and Brockway of Louisa.

On the question, "Shall the House reconsider the vote by which the amendment was adopted?"

The ayes were:

Anderson of Montgomery, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Erickson, Greene of Grundy, Halgrims, Hansen, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Larrabee, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Sherman, Sidey, Steelsmith, White, Whitney, Workman, Mr. Speaker—51.

The nays were:

Anderson of Greene, Atkinson, Black, Bradley, Brown, Bruce, Clark, Cronbaugh, Crozier, Downey, Dunlap, Elwood, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hazen, Helming, Hutchins, Jamison, Kulp, Lenocker, LeRoy, Lounsberry, McHose, Miller, Mitchell, Odendahl, Saltzmann, Scott, Stokes, Stutt, Thompson, Townsend, Webb—36.

Absent or not voting:

Bauman, Boettger, Doze, Eggleston, Elliott, Enger, Fraley, Grout, Hamilton, Heaton, Kane, Kelso, Koontz, Lund, Manning, McCullough, Milton, Rohwer, Shankland, Stipe, Trumbauer—21.

So the motion prevailed, and the House reconsidered the vote by which the amendment proposed by Miller of Bremer was adopted.

Brockway of Louisa proposed the following amendment to the amendment offered by Miller of Bremer:

Amend by inserting the word "knowingly" following the word "by" and preceding the word "furnishing".

Amendment to the amendment adopted.

Miller of Bremer proposed the following amendment to the amendment:

Amend the amendment by inserting the words "to the county auditor" after the word "bond", and the words "to the school fund of the county" after the word "forfeited".

Whitney of Woodbury moved the previous question on the amendment and the amendment thereto.

Atkinson of Butler seconded the motion.

Motion prevailed.

Amendment to the amendment was lost.

On the amendment, roll call was demanded by Brockway of Louisa and Klay of Sioux.

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

The ayes were:

Atkinson, Bernbrock, Black, Boettger, Bradley, Brown, Bruce, Clark, Cronbaugh, Crozier, Doze, Dunlap, Fraley, Greene of Clinton, Griffin, Griggs, Halstead, Hazen, Helming, Jamison, Koontz, Kulp, Lenoeker, Miller, Mitchell, Odendahl, Saltzmann, Scott, Shankland, Stutt, Thompson—31.

The nays were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bingham, Blackford, Bliss, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Downey, Elwood, Enger, Erickson, Greene of Grundy, Hadley, Halgrims, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kingland, Klay, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Mil-

ton, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Sherman, Sidey, Steelsmith, Stipe, Stokes, Townsend, Webb, White, Whitney, Mr. Speaker—67.

Absent or not voting:

Bauman, Eggleston, Elliott, Grout, Hamilton, Kelso, McCullough, Rohwer, Trumbauer, Workman—10.

So the amendment was lost.

Mitchell of Wapello proposed the following amendment to House File No. 173:

Amend by adding thereto the words, "brandy, whiskey and wine", following the word "alcohol" as it appears in the bill.

Amendment lost.

Barry of Linn moved the previous question on the main question.

Klay of Sioux seconded the motion.

Motion prevailed.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bartle, Bingham, Blackford, Bliss, Boettger, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Clark, Craig, Crozier, Daniels, Dawson, Dixon, Eggleston, Elwood, Erickson, Greene of Grundy, Griggs, Grout, Halgrims, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kingland, Klay, Larrabee, Lenocker, LeRoy, Lounsberry, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Stipe, Townsend, Webb, Whitney, Workman, Mr. Speaker—66.

The nays were:

Anderson of Greene, Atkinson, Black, Bradley, Brown, Bruce, Cole, Cronbaugh, Downey, Doze, Dunlap, Enger, Fraley, Greene of Clinton, Griffin, Hadley, Halstead, Hazen, Helming, Koontz, Kulp, Manning, Miller, Odendahl, Saltzmann, Scott, Stokes, Stutt, Thompson, White—30.

Absent or not voting:

Bauman, Bernbrock, Elliott, Hamilton, Jamison, Kelso, Lund, McCullough, Mitchell, Rohwer, Steelsmith, Trumbauer—12.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

EXPLANATION OF VOTE.

MR. SPEAKER—In explanation of my vote on House File No. 173, I wish to state that the druggists of my county are not favorable to the present liquor laws, nor do they favor any legislation which imposes unreasonable and unnecessary burdens upon them.

I regard the provisions of this measure as such, hence I vote No.

J. E. BRUCE.

MR. SPEAKER—I voted No on House File No. 173, for the reason that I believe the adoption of the measure will increase the illegal sale of liquor in dry territory, in that it will augment the number of persons permitted to provide liquor, while at the same time neglecting to throw about such persons the restraints that exist as to permit-holding pharmacists.

C. W. MILLER.

Brockway of Louisa moved to reconsider the vote by which House File No. 173 passed the House and that the motion to reconsider be laid on the table.

Ring of Linn seconded the motion.

Motion prevailed.

Huff of Hardin offered the following resolution:

Resolved, That the Speaker of the House shall, at his discretion as to time, appoint a sifting committee to consist of seven members to which shall be referred all bills excepting appropriation bills, and that there-

after no bills except the appropriation bills, shall be considered by the House, unless reported by said sifting committee.

Laid over under Rule 34.

CONSIDERATION OF BILLS.

Time having arrived for Special Order No. 30, on motion of Jacobs of Calhoun, Senate File No. 119, a bill for an act to require foreign corporations owning, controlling, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located within the state of Iowa, or the business of such works, plants or railways or owning or controlling stock in any corporation owning, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban street railway located within the state of Iowa or the business of such plants or railways to comply with the laws governing the issuance of capital stock of domestic corporations and the making of reports by domestic corporations and to require said foreign corporations to obtain a permit to transact business within the state of Iowa, and conferring upon courts of equity jurisdiction to dissolve and terminate corporations, works, plants or businesses violating this act and providing penalties for violations of this act, with report of committee recommending passage, was taken up and considered.

Stipe of Page proposed the following amendment:

Amend by striking out all of section four (4) of the bill and insert in lieu thereof the following: "Shares of stock issued in violation of the provisions of this act shall be void, and chapter one hundred four (104) of the laws of the Thirty-third General Assembly, is hereby made applicable to such violation."

Downey of Crawford moved to adjourn until 1:30 o'clock P. M.

Motion lost.

Klay of Sioux moved the previous question to apply to the amendment and the main question.

Power of Jefferson seconded the motion.

Motion prevailed.

Amendment lost.

Mr. Jacobs moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Atkinson, Bernbrock, Black, Boettger, Bradley, Burt, Clark, Elliott, Fraley, Griggs, Hamilton, Jamison, Kelso, Koontz, Lenocker, McCullough, Mitchell, Rohwer, Shankland, Stutt, Trumbauer—21.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Downey of Crawford, the House adjourned until 1:30 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

On request of Clark of Monroe, leave of absence was granted Rohwer of Ida until Thursday.

On request of Koontz of Johnson, leave of absence was granted Saltzmann of Chickasaw until Tuesday.

On request of Lenoeker of Pottawattamie, leave of absence was granted Jamison of Des Moines until Tuesday.

On request of Meredith of Jasper, leave of absence was granted Sherman of Poweshiek until Saturday.

On request of Huff of Hardin, leave of absence was granted Atkinson of Butler until Monday.

The speaker announced that as speaker of the House, he had signed in the presence of the House, Senate Files Nos. 376, 231, 279, 24, 219, 127, 139 and 205.

INTRODUCTION OF BILLS.

By committee on Schools and Text Books, House File No. 661.

A. BILL for an Act to Provide for the Establishment of a Teachers' Employment Bureau in the Department of Public Instruction.

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

Section 1. It shall be the duty of the superintendent of public instruction to establish, maintain and conduct a teachers' employment bureau as hereinafter provided, for the purpose of aiding teachers in the securing of positions in the public school of this state and to aid school boards and school superintendents in securing teachers.

Sec. 2. He shall keep in his office a teachers' agency book, which shall be properly ruled, and in which shall be registered upon payment of a fee of one dollar (\$1.00) the names of any teacher desiring a position in the schools of this state, giving the date of such registry, the name, age, address, sex, experience and qualifications in brief, of such applicant, also whether as superintendent, principal, teacher in high school or grades, etc., and the branches preferred to be taught, such as mathematics, languages, history, science, public speaking, music, domestic science, manual training, agriculture, or whatever classification such teacher may desire, blanks being furnished for such registry to any applicant, upon request. All applications so made to be entered in such agency book, in the order received, and arranged alphabetically, as to the position desired and branches preferred to be taught.

Likewise, there shall be entered in said agency book, the names and addresses of any school board or school superintendent making application through said agency for a teacher, the same to be arranged alphabetically, as to the character of the position to be filled, subjects to be taught, and when given, the wages to be paid.

Said agency book shall, at all reasonable times be subject to the inspection of and copying by any interested party desiring a position as teacher or desiring to employ a teacher, and the superintendent of public instruction shall, upon written request and the payment of a fee of one dollar (\$1.00) furnish any such teacher or school board or school superintendent with the names and addresses, without comment, of a reasonable number of the applicants for a position, or of the positions offered, as the case may be, of the character indicated in such written request; except that the name and address of no teacher shall be sent out a second time, until all of the names registered for a like position shall first have been so sent out.

Sec. 3. When any teacher or school board or school superintendent so registering shall have procured a position or teacher, as the case may be, immediate notice of such fact shall be given said superintendent of public instruction, and such fact shall be entered in said agency book, in connection with the registry of such person or school board, and failure to so notify said superintendent of public instruction, shall be sufficient grounds for denying the benefits of said agency further to the party or parties neglecting to give such notice.

All applications for a position as teacher, or for a teacher, so registered, shall be held to have abandoned, unless renewed within one year from the date the same was entered in said agency book.

Read first and second time and passed on file.

REPORTS OF COMMITTEES.

Enger of Winneshiek, from the committee on Public Health, submitted the following report:

MR. SPEAKER—Your committee on Public Health, to whom was referred Senate File No. 87, a bill for an act amending the law as it appears in section two thousand five hundred seventy-eight (2578) of the Supplement to the Code, 1907, relating to revocation of physicians' certificates and defining unprofessional conduct, 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 amended as follows:

Amend paragraph five (5) and paragraph six (6) by striking out the first two words in said paragraphs and inserting in lieu thereof the words "any advertisement." And by adding the following paragraph:

"8. Neglect of a patient in a critical condition.

9. Performing or aiding in performing an unnecessary major operation.

10. Accepting any fee for service as a witness in a case at law or equity other than such as is allowed by the court, or that the court is made cognizant of.

11. The demanding of a fee manifestly exorbitant for a surgical operation.

12. The splitting of division, or agreeing to split or divide, any fee or charge paid or to be paid on account of any operation performed or to be performed, upon any patient, with any other person for any service performed or agreed to be performed, or in any consideration of such other person accompanying, bringing or referring to him a patient for any treatment or operation, or on account of such other person assisting him in reference to such treatment or operation without the knowledge and consent of the patient or the person having the patient in charge or the patient's administrator or executor in the event of the patient's death.

13. Knowingly misstating the cause of a death in a death certificate, except where an exact statement would render the physician liable to suit for libel, or subject the decedent or his family to public odium"; and when so amended the bill do pass.

L. M. ENGER,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 494, a bill for an act in relation to cemeteries, public and private, and to require the officers thereof to keep and maintain a permanent record of all burials therein, 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 amended as follows:

By adding the following section: "Sec. 11. Nothing in this bill shall be construed that the fee of fifty (50) cents for the making of each of the individual records of the present burials of any cemetery shall apply, but that the cost of making such record by such clerk, auditor, secretary or other officer shall be agreed to by such clerk, auditor, secretary or other officer with the trustees of any township, council of any city or town, or with any corporation, association, society, copartnership or individual owning or controlling such cemetery or place of burial"; and when so amended the bill do pass.

L. M. ENGER,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Public Health, to whom was referred House File No. 289, a bill for an act authorizing cities and towns, including cities under special charter, to regulate or prohibit by ordinance the maintenance or use of cesspools, privy vaults, pits, excavations, or receptacles for the deposit of offal, filth, night soil, or sewage, and to provide punishment for the violation of such ordinances, 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 do pass.

L. M. ENGER,
Chairman.

Report adopted.

Kulp of Palo Alto, from the committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your committee on Constitutional Amendments, to whom was referred House Joint Resolution No. 11, a joint resolution proposing to amend the constitution to prohibit the manufacture and sale of intoxicating liquors as a beverage within this state, 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.

D. E. KULP,
Chairman.

Passed on file.

MINORITY RECOMMENDATION.

MR. SPEAKER—We, the undersigned members of the committee on Constitutional Amendments, beg leave to report that we dissent from the action of the committee on Joint Resolution No. 11, and hereby recommend the same for passage.

W. F. CRAIG.
ARTHUR PICKFORD.
S. H. BAUMAN.

Passed on file.

Grout of Black Hawk, from the committee on Board of Control, submitted the following report:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 187, a bill for an act to establish an industrial reformatory for women, to make appropriation therefor, to provide for

the transfer of inmates to and from the industrial school for girls, and repealing the law as it appears in chapter eight-a (8-a) of title thirteen (XIII) of the Supplement to the Code, 1907, relating to an industrial reformatory for females, 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 referred to the Appropriations committee, with recommendation that the same do pass.

H. W. GROUT,
Chairman.

Report adopted, and House File No. 187 was so referred.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 315, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-seven-a-eighty-five (2727a-85) of the Supplement to the Code, 1907, and to enact a substitute therefor, relating to the support of the state sanatorium for the treatment of tuberculosis, 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 referred to the Appropriations committee, with recommendation that the same do pass.

H. W. GROUT,
Chairman.

Report adopted, and House File No. 315 was so referred.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 198, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for the Iowa soldiers' home, Iowa soldiers orphans' home, school for the deaf, institution for feeble-minded children, sanatorium for the treatment of tuberculosis, industrial schools, state hospitals, penitentiary, reformatory, for the purchase of land, and for a state institution for epileptics, 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 referred to the Appropriations committee without recommendation.

H. W. GROUT,
Chairman.

Report adopted, and House File No. 198 was so referred.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval, House File No. 3, a bill for an act to amend section seven hundred thirty-two (732) of the Supplement to the Code, 1907, in relation to library funds and transfer thereof.

Also:

House File No. 138, a bill for an act to legalize certain warrants of the city of Onawa, Iowa.

Also:

House File No. 247, a bill for an act to declare certain diseases contagious and infectious, and to provide rules and regulations for the control of the same, and to fix punishment for violation thereof.

Also:

House File No. 336, a bill for an act authorizing the issue of a patent to the southeast quarter (S.E.¼) of the southeast quarter (S.E.¼) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.

Also:

House File No. 337, a bill for an act authorizing the issue of a patent to the northeast quarter (N.E.¼) of the southeast quarter (S.E.¼) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.

Also:

House File No. 343, a bill for an act to legalize an election held in the town of Modale, Iowa, March 25, 1912, in electing councilmen; and to legalize the acts of the council of said town in filling vacancies in said council.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORTS OF COMMITTEES.

Lenocker of Pottawattamie, from the committee on Pharmacy, submitted the following report:

MR. SPEAKER—Your committee on Pharmacy, to whom was referred House File No. 538, a bill for an act regulating the compounding and dispensing of physicians' prescriptions, relating to the practice of pharmacy, 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.

AL. A. LENOCKER,
Chairman.

Report adopted, and House File No. 538 was indefinitely postponed.

Barry of Linn, from the committee on Printing, submitted the following report:

MR. SPEAKER—Your committee on Printing to whom was referred House File No. 493, a bill for an act to provide against fraudulent advertising, 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 amended as follows:

The words "provide against" be stricken from the title and the word "prohibit" be inserted in place thereof; also that there be inserted following the word "advertising" and before the period in the title, the words "and providing a penalty therefor."

Also that there be stricken from the seventh and eighth (7 and 8) lines of section one (1) the words, "makes, publishes, disseminates, circulates, or places before the public, or"; also that the word "or" be inserted in lieu of the comma following the word "untrue" in line fifteen (15). That all of section one (1) following the word "misdemeanor" in line sixteen (16) be stricken out and a period inserted. Also that the following be added to section one (1), "Provided, however, that nothing herein contained shall be construed to place liability hereunder on any owner, publisher, agent or employe of a newspaper or other publication for the publication of such advertisement published in good faith."; and when so amended the bill do pass.

JUSTIN BARRY,
Chairman.

Report adopted.

Lenocker of Pottawattamie, from the committee on Pharmacy, submitted the following report:

MR. SPEAKER—Your committee on Pharmacy, to whom was referred House File No. 559, a bill for an act to repeal section 2593 Supplement to the Code, 1907, as amended by chapters 160 and 162, acts of the Thirty-third General Assembly, and enact a substitute therefor, relating to the

practice of pharmacy, 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 amended as follows:

By adding to schedule A the following: heroin, codeine, mercury and its salts, and that schedule B be amended by adding the following: zinc, sulphate, lead, acetate, barium sulphide, acetanilid and its derivatives; and by inserting after the word "containing" and before the word "two" in line 13 of section 1 of the original bill the words, "less than"; and when so amended the bill do pass.

AL. A. LENOCKER,
Chairman.

Report adopted.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 288, a bill for an act to make an appropriation for the payment of the expenses of printing of briefs and the traveling expenses of one of the railroad commissioners, Clifford Thorne, while in attendance at the final hearing in the case before the interstate commerce commission involving general advancement in rates, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 324, a bill for an act to appropriate the sum of five hundred dollars as a refund to the perpetual building and loan association of Waterloo, Iowa, of incorporation fee paid by said association, 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.

W. LARRABEE, JR.,
Chairman.

Report adopted, and House File No. 324 was indefinitely postponed.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations to whom was referred Senate File No. 319, a bill for an act to amend the law as it appears in section eight hundred twenty-three (823) Supplement to the Code, 1907, as amended by chapter forty-two (42) acts of the Thirty-fourth General Assembly, relating to street improvements and sewers, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations to whom was referred Senate File No. 398, a bill for an act amending section nine hundred twenty-two (922) of the Supplement to the Code, 1907, relating to plats by auditor, providing that no such plats shall be made for real estate situated in cities acting under special charter, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations to whom was referred Senate File No. 397, a bill for an act to make section eight hundred seven (807) of the Code applicable to cities acting under special charter, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations to whom was referred House File No. 476, a bill for an act to amend section one (1) of chapter forty-three (43) of the Thirty-fourth General Assembly, relating to street improvements in towns, and to the levy of special taxes

therefor, 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 do pass.

U. G. WHITNEY,
Chairman.

Report 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 refuses to concur in House substitute amendment to the following bill in which the concurrence of the Senate was asked:

Senate File No. 44, a bill for an act to fix the compensation of certain officers and employes of the reformatory at Anamosa, and the state penitentiary at Ft. Madison and enlarging the support fund of said institutions.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 439, a bill for an act to create a state highway commission, and to provide for the appointment, term of office, compensation, power and duties of such commission, and create a system of road, bridge and culvert construction and maintenance.

JOS. E. MEYER,
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:

That the state of Iowa, in view of the fact home-seekers rates are made and thousands of dollars expended for advertising them to points north, south and west of Iowa, but not to points within Iowa; that in the future the state refuse giving these rates unless Iowa destinations are included and stop over privileges given to Iowa territory.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Larrabee of Fayette moved that the House insist on its amendments to Senate File No. 44 and asked for the appointment of a conference committee.

Motion prevailed, and the speaker named as such committee, Larrabee of Fayette, Dixon of Sac, Newcomb of Adams and Steel-smith of Osceola.

Mitchell of Wapello called up Senate File No. 316, and unanimous consent having been granted, moved to amend the same by striking out the word "Des Moines" from the publication clause.

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

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Enger, Greene of Grundy, Greene of Clinton, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jones, Kingland, Larrabee, Lund, MeHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Scott, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—75.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bernbrock, Black, Brockway, Burt, Clark, Downey, Elliott, Elwood, Erickson, Fraley, Griffin, Griggs, Grout, Jacobs, Jamison, Jensen, Kane, Kelso, Klay, Koontz, Kulp, Lenocker, LeRoy, Lounsberry, Manning, McCullough, Rohwer, Saltzmann, Shankland, Sherman, Trumbauer—33.

So the amendment was adopted.

SENATE CONCURRENT RESOLUTION.

WHEREAS: For many years it has been the custom of the railroads operating in and across the state of Iowa, in conjunction with railroads east and west, to tender to the public each year what are known as homeseeker rates to influence travel from Iowa and from points east of Iowa and across this state to the west for the purpose of exploiting Canadian lands, Mexican ranchos, dry farming lands in the semi-arid and desert districts, high priced irrigation project lands, etc., and to induce persons from Iowa and the territory east of Iowa to purchase these lands and become settlers; and

WHEREAS: The railroads have refused to name Iowa points as destinations for these rates, or to apply them to Iowa points despite the fact there are hundreds of opportunities in every county in Iowa for homeseekers to establish themselves upon lands that do not have to be irrigated, where water tolls are not exacted, where it is not necessary to resort to dry farming, where markets are close at hand, where the school system and the public conveniences are developed and where the climate and the soil insure a crop every year; therefore,

Be it Resolved by the Senate, the House concurring, That the state of Iowa in view of the fact homeseeker rates are made and thousands of dollars expended for advertising them to points north and south and west of Iowa, and that these rates are made to apply across Iowa and from Iowa points but not to points within the state, and that colonist rates are made in the same way, regard these rates as not only a discrimination against the state and its interests, but as destructive to its best interest and request and demand of the railroads operating in Iowa that in the future they refuse all tenders of homeseeker and colonist rates from connecting lines and decline to issue tariffs giving these rates except that Iowa destinations are included and the same rates and the same stop-over privileges given to Iowa territory as are accorded to any other territory to which the rates apply.

Laid over under Rule 34.

INTRODUCTION OF BILLS.

By committee on Suppression of Intemperance, House File No. 662.

A BILL for an Act to Amend the Law as it Appears in Section One (1), Chapter One Hundred Forty-two (142), Acts of the Thirty-third General Assembly, Relating to the Sale of Intoxicating Liquors in Mulct Saloons.

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 one hundred forty-two (142), acts of the Thirty-third General Assembly, be

and the same is hereby amended by striking out all that part of said section following the semicolon after the word "census" in line five (5) thereof, and inserting in lieu thereof the following:

"Provided, however, that no consent to sell intoxicating liquors as a beverage at retail shall be granted in any incorporated town having a population of less than one thousand (1,000)."

Read first and second time and passed on file.

Cole of Hancock called up motion to reconsider the vote by which House File No. 163 failed to pass the House.

Power of Jefferson raised the point of order that the motion was out of order in view of the fact that it was filed by a member voting with the minority.

The speaker held that the point was not well taken.

Power of Jefferson appealed from the decision of the chair.

On the question, "Shall the judgment of the chair stand as the judgment of the House?" a rising vote was had and the chair was sustained by unanimous vote.

Motion to reconsider vote by which House File No. 163 failed to pass the House was lost.

The following statement was filed at the desk:

MR. SPEAKER—As a personal privilege, I wish to call to your attention that I voted to sustain the chair. There has been a disputed question as to who had a right to make motions to reconsider. It was my purpose to not only secure a ruling from the chair but also from the House, which decision I consider absolutely right in spirit and in the interest of transaction of the business before the House.

S. A. POWER.

Steelsmith of Osceola moved that Senate File No. 184 be withdrawn from the committee on Agriculture and be referred to the committee on Fish and Game.

Motion lost.

White of Benton moved that House File No. 519 be made a special order for Tuesday, April 1st, at 11:00 o'clock A. M.

Motion prevailed.

Barry of Linn moved that House File No. 340 be made a special order for Wednesday, April 2nd, at 10:00 o'clock A. M.

Motion prevailed.

Hunt of Harrison moved that House File No. 311 be made a special order for Wednesday, April 2nd, at 2:00 o'clock P. M.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, House File No. 263, a bill, for an act to amend section 2157-g of the supplement to the code, 1907, relating to free passes, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Boettger of Scott proposed the following amendment:

Amend by adding the word "constable" to the last line of section 1.

Amendment adopted.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Blackford, Boettger, Bradley, Bruce, Cole, Craig, Crozier, Daniels, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hamilton, Heaton, Hutchins, Jacobs, Jacobson, Jones, Kane, Koontz, Lenocker, LeRoy, McHose, McVicker, Meredith, Milton, Mitchell, Peterson, Reeve, Ring, Scholz, Scott, Shankland, Sidey, Steelsmith, Stokes, Stutt, White, Whitney, Workman—51.

The nays were:

Bauman, Bernbrock, Bingham, Bliss, Brady, Brown, Burt, Buxton, Cannon, Carson, Cronbaugh, Dawson, Dixon, Downey, Doze,

Eggleston, Halstead, Hansen, Helming, Huff, Hunt, Huntley, Jensen, Kingland, Klay, Kulp, Lounsberry, Manning, Miller, Munro, Newcomb, Odendahl, Pickford, Power, Rone, Stipe, Thompson, Townsend, Webb, Mr. Speaker—40.

Absent or not voting:

Atkinson, Black, Brockway, Chapman, Clark, Fraley, Griggs, Hazen, Jamison, Kelso, Larrabee, Lund, McCullough, Rohwer, Saltzmann, Sherman, Trumbauer—17.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On motion of Huff of Hardin, House File No. 303, a bill for an act to require all persons, partnerships, companies or corporations owning or operating a railway in this state, to equip the cab of all locomotive engines with frost glass in front of the seat of the engineer and fireman of said engine, and providing a penalty for the violating thereof, with report of committee recommending passage, was taken up and considered.

Mr. Huff proposed the following amendment:

Amend by striking out the period (.) at the end of section one and inserting in lieu thereof a semi-colon (;), and inserting after the semi-colon the following: "provided that where a frost glass is broken or becomes out of repair, a period of not to exceed seventy-two (72) hours is allowed to replace the same."

Amendment adopted.

Mr. Huff moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of

Clinton, Griffin, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kingland, Klay, Koontz, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sidey, Steelsmith, Stutt, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Atkinson, Bauman, Black, Boettger, Cannon, Clark, Eggleston, Fraley, Griggs, Grout, Halgrims, Hamilton, Hazen, Jamison, Kelso, Kulp, Larrabee, McCullough, Mitchell, Rohwer, Saltzmann, Sherman, Stipe, Stokes, Townsend, Trumbauer—26.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Craig of Madison called up motion to reconsider the vote by which House File No. 262 failed to pass the House.

Kingland of Winnebago moved that the motion to reconsider be laid on the table.

Reeve of Franklin seconded the motion.

Roll call was demanded by Craig of Madison and Lund of Hamilton.

On the question, "Shall the motion to reconsider be laid on the table?"

The ayes were:

Blackford, Bradley, Brown, Cronbaugh, Crozier, Downey, Doze, Dunlap, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hansen, Heaton, Helming, Kane, Kingland, Klay, Koontz, Kulp, Lenoeker, Miller, Mitchell, Munro, Odendahl, Power, Reeve, Steelsmith, Stokes, Stutt, Thompson, Workman—33.

The nays were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Grout, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Newcomb, Peterson, Pickford, Ring, Rone, Scholz, Scott, Shankland, Sidey, Townsend, Webb, White, Whitney, Mr. Speaker—56.

Absent or not voting:

Atkinson, Bauman, Black, Boettger, Clark, Eggleston, Fraley, Griggs, Halgrims, Hazen, Jamison, Jones, Kelso, McCullough, Rohwer, Saltzmann, Sherman, Stipe, Trumbauer—19.

So the motion to lay on the table was lost.

Motion to reconsider prevailed.

Mr. Craig moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Griffin, Grout, Hansen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Larrabee, Lenoeker, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Ring, Rone, Shankland, Sidey, Townsend, Webb, White, Whitney, Mr. Speaker—56.

The nays were:

Bauman, Blackford, Boettger, Bradley, Brown, Carson, Cronbaugh, Crozier, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Hadley, Halstead, Hamilton, Heaton, Helming, Kane, King-

land, Klay, Koontz, Kulp, LeRoy, Mitchell, Odendahl, Power, Reeve, Scholz, Scott, Steelsmith, Stokes, Thompson, Workman—34.

Absent or not voting :

Atkinson, Black, Clark, Fraley, Griggs, Halgrims, Hazen, Jamison, Jones, Kelso, McCullough, Miller, Rohwer, Saltzmann, Sherman, Stipe, Stutt, Trumbauer—18.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Craig of Madison moved to reconsider the vote by which House File No. 262 passed the House and that the motion to reconsider be laid on the table.

Motion prevailed.

On motion of Brady of Dallas, Senate File No. 152, a bill for an act to fix the date of the counting of the votes for governor and lieutenant governor and fixing the date of the inauguration of governor and lieutenant governor, with report of committee recommending passage, was taken up and considered.

Mr. Brady moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Kane, Klay, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Power, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Black, Brockway, Clark, Craig, Fraley, Griggs, Halgrims, Jacobs, Jamison, Jones, Kelso, Kingland, Koontz, Kulp, McCullough, Miller, Mitchell, Pickford, Rohwer, Saltzmann, Sherman, Steelsmith, Trumbauer—25.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE.

Bliss of Ringgold, from the committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your committee on Suppression of Intemperance, to whom was referred Senate File No. 121, a bill for an act to amend the law as it appears in chapter one hundred forty-two (142) of the acts of the Thirty-third General Assembly, relating to the number of persons to whom city of town councils may by resolution grant consent to sell intoxicating liquors and making the same apply to cities acting under special charter, 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 do pass.

J. A. BLISS,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up House File No. 660 and yielded the floor to Hazen of Pottawattamie.

On motion of Mr. Hazen, House File No. 660, a bill for an act for the relief of the cyclone and flood sufferers of Nebraska, Ohio and Indiana, and an appropriation of ten thousand dollars (\$10,000.00) therefor, was taken up and considered.

Mr. Hazen proposed the following amendment:

Amend by adding as section 3, the publication clause.

Amendment adopted.

Mr. Hazen moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Koontz, Klup, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Miller, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Townsend, Webb, White, Whitney—74.

The nays were:

Burt, Carson, Downey, Hadley, Halstead, Kingland, Newcomb, Power, Thompson, Mr. Speaker—10.

Absent or not voting:

Atkinson, Black, Bliss, Buxton, Cannon, Clark, Dawson, Dixon, Dunlap, Fraley, Griggs, Halgrims, Jamison, Kelso, Klay, Larrabee, McCullough, Meredith, Rohwer, Rone, Saltzman, Stutt, Trumbauer, Workman—24.

So the bill having received a constitutional majority was declared to have passed the House.

Larrabee of Fayette proposed the following amendment to the title:

Amend by inserting the word "Iowa" before the word "Nebraska" and "making" before the word "and".

Amendment adopted, and title as amended agreed to.

On request of Hamilton of Lee, leave of absence was granted Kane of Dubuque until Saturday.

CONSIDERATION OF BILLS.

On motion of Kulp of Palo Alto, House File No. 113, a bill for an act to amend section 2116 of the supplement to the code, 1907, as amended by chapter 128 of the acts of the Thirty-third General Assembly, prescribing the duties of railroad companies to furnish cars to shippers upon application, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Barry of Linn in the chair.

Bruce of Floyd proposed the following amendment:

Amend section one of the printed bill by striking out the figure and the word "one" "1.00" as they appears in line 73, and inserting the word "three" and the figure "3.00" in lieu thereof.

Amendment lost.

Kulp of Palo Alto moved the previous question on the main question.

Kingland of Winnebago seconded the motion.

Motion prevailed.

Mr. Kulp moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Brown, Burt, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Kingland, Klay, Klup, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Sherman, Sidey, Stipe, Stutt, Webb, Whitney, Mr. Speaker—70.

The nays were:

Bradley, Bruce, Cannon, Cronbaugh, Downey, Elliott, Hansen, Koontz, Mitchell, Thompson, Townsend—11.

Absent or not voting:

Atkinson, Black, Boettger, Buxton, Clark, Cole, Doze, Fraley, Griggs, Hamilton, Hazen, Jamison, Jones, Kane, Kelso, Larrabee, Lenoeker, McCullough, Rohwer, Saltzmann, Scott, Shankland, Steelsmith, Stokes, Trumbauer, White, Workman—27.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 311, a bill for an act to amend the law as it appears in section forty-nine hundred ninety-nine-a-four (4999-a4) of the Supplement to the Code, 1907, providing for the safety and comfort of laborers and other persons assembled in factories and buildings.

Also:

Senate File No. 166, a bill for an act to amend section forty-four hundred twenty (4420) of the Code, relating to applications for writs of habeas corpus.

Also:

Senate File No. 353, a bill for an act providing for the record title of lands granted to the Dubuque and Pacific Railroad Company.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORT OF COMMITTEE.

Miller of Bremer, from the committee on Claims, submitted the following report:

MR. SPEAKER—Your committee on Claims to whom was referred House File No. 314, a bill for an act appropriating the sum of five thousand (\$5,000) dollars to indemnify Charles David Sentman for having contracted tuberculosis of the lungs while engaged as a scavenger and farm-hand at the Iowa state sanatorium at Oakdale, Iowa, 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. W. MILLER,
Chairman.

Report adopted, and House File No. 314 was indefinitely postponed.

INTRODUCTION OF BILLS.

By committee on Claims, House File No. 663.

A BILL for An Act to Permit Cities and Towns to Own and Operate Theaters, and to Provide for the Levying and Collection of a Special Tax for the Purchase, Construction, Equipment and Maintenance of Same.

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

Section 1. That cities and towns and cities acting under special charter and commission plan of government shall have power to acquire and provide for the formation and maintenance of a municipal theater for the use of all the inhabitants, under proper regulations, and may purchase land and erect buildings, or may hire buildings or rooms, suitable for that purpose, and equip the same with the appurtenances and fixtures necessary for the conducting of a theater, and provide for the compensation of the necessary employes; may receive, hold or dispose of any and all gifts, donations, devises and bequests that may be made to them for the purpose of establishing, increasing or improving any such theater; and may apply all proceeds, profits, interests and rents acquired therefrom in any such manner as will best promote the prosperity and utility of such theater; but no money can be appropriated for such purpose until the electors of such city or town shall, at a general or special election, have voted for the establishment of such theater.

Sec. 2. In any city or town in which a municipal theater has been established there shall be a board of trustees consisting of five members, to be appointed by the mayor, by and with the approval of the

council. Of the trustees first appointed, one shall hold office for one year, one for two years, one for three years, one for four years, and one for five years, from the first day of July following their appointment; and at their first meeting, they shall cast lots for the respective terms, reporting the result of such lot to the council.

Annually thereafter, before the first of July, the mayor shall appoint, by and with the approval of the council, one trustee to succeed the trustee retiring on the following first of July, who shall hold office for a term of five years from such first of July, and until his successor is appointed and qualified. The mayor may remove any or all of said trustees for cause, and any vacancies occurring in the board shall be filled by appointment by the mayor as herein provided, such appointment to fill out the unexpired term for which the appointment is made. Bona fide citizens and residents of the city or town, male or female, over the age of twenty-one years, are eligible to appointment. The removal of any trustee permanently from the city shall render his office as trustee vacant. Members of said board shall receive no compensation for their services.

Sec. 3. Said board of theater trustees shall have and exercise the following powers: To meet and organize by the election of one of their number as president of the board, and by the election of a secretary and such other officers as the board may deem necessary; to have charge, control and supervision of the municipal theater, its appurtenances and fixtures, and rooms connecting the same, directing and controlling all the affairs of such theater; to employ such employes as may be necessary for the proper management of such theater and fix their compensation; and to make contracts with or employ theatrical companies or individuals for the giving of such performances as may meet with their approval; provided, however, that nothing herein shall be construed as permitting said trustees to give exhibitions, entertainments or amusements of any character which are now or may hereafter be prohibited by law. Said trustees shall have power to charge rentals and to fix an admission fee for all exhibitions, performances or amusements, but nothing herein shall be construed as prohibiting said trustees from granting the use of such theater for gatherings of a public nature and to which no fee of admission is charged.

Sec. 4. All moneys received from taxation, admission fees, rentals, gifts or bequests and set apart for the construction or maintenance such a theater shall be deposited in the treasury of such city or town to the credit of the theater fund, and shall be kept by the treasurer separate and apart from all other moneys, and paid out upon the order of the board of trustees, signed by its president and secretary; and the said trustees shall make an annual report to the mayor and council of all moneys received from whatsoever source, all property acquired, improvements made, all funds or property disposed of, and for what purposes.

Sec. 5. For the purpose of paying for the purchase price of such theater grounds and for the construction of such theater building, and equipping the same, such cities or towns shall have the power to levy upon all the property within the corporate limits of such cities and towns subject to taxation for said purposes in addition to all other taxes now provided by law, a special tax not exceeding in any one year two (2) mills on the dollar for a period not exceeding ten years.

Sec. 6. Any city or town desiring to purchase ground or to construct a building for theater purposes may issue bonds in anticipation of the special tax authorized in the preceding section. Such bonds shall be known as theater bonds and shall be issued and sold in accordance with the provisions of chapter twelve (12) of title five (V) of the Code of Iowa, and acts amendatory thereto. In issuing such bonds, the city council may cause portions of said bonds to become due at different definite periods, but none of such bonds so issued shall be due and payable in less than three nor more than ten years from date of issue.

Read first and second time and passed on file.

By committee on Claims, House File No. 664, a bill for an act to reimburse Winifred Tilden, ladies' athletic instructor at the Iowa State College, for money expended in making tennis courts on the state grounds of said college.

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

Section 1. That there is hereby appropriated out of any funds in the state treasury, not otherwise appropriated, the sum of three hundred and thirty-six (\$336.00) dollars for the purpose of reimbursing Winifred Tilden, ladies' athletic instructor at the Iowa state college, for money expended by her in making and constructing tennis courts on the grounds of the said Iowa State College, for the use of the lady students of the said institution.

Sec. 2. That the state auditor is hereby authorized to draw a warrant for the above said amount in favor of the said Winifred Tilden and to deliver the same to her.

Sec. 3. That 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, daily newspapers published in the city of Des Moines, Iowa.

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

Hutchins of Kossuth requested that the following substitute amendment be printed in the Journal:

SUBSTITUTE AMENDMENT TO HOUSE FILE NO. 460.

I move to amend House File No. 460 by striking out all after the enacting clause thereof, and by substituting in lieu thereof the following:

Section 1. That the northern boundary of the county of Kossuth shall be the southern boundary of Sections 7, 8, 9, 10, 11 and 12 in Township Ninety-seven (97) North of Ranges Twenty-seven (27), Twenty-eight (28), Twenty-nine (29) and Thirty (30) West of the fifth principal meridian, Iowa.

Sec. 2. That the territory now lying in Kossuth County, Iowa, north of the northern boundary thereof, as provided in Section 1 of this act, consisting of the north one-third of Township 97, all of Townships 98, 99 and 100 north, of Ranges 27, 28, 29 and 30 west of the fifth principal meridian in the State of Iowa, shall constitute the county of Larrabee.

Sec. 3. The proposition to change the boundary of said County of Kossuth as herein provided shall be submitted to the qualified electors of the County of Kossuth as now established at the general election held therein in the year 1914. The proposition shall be submitted in the following manner: The ballot shall have written or printed thereon the following: "Shall the new boundary of Kossuth site these words, two spaces shall be left, one for votes favoring the County, Iowa, be established?" and on the right hand margin, opposite boundary, and the other for votes opposing the same. In one of these spaces, the word "Yes" shall be written or printed, in the other, the word "No," and to the right of each space, a square shall be written or printed to receive the voting cross. The elector shall designate his vote by a cross mark thus: X, placed in the proper square, all of which shall be substantially as provided by Section 1106 of the Code of 1897 for submitting constitutional amendments or other public measures to be voted upon.

Sec. 4. The provisions of this act shall take effect when the Governor shall issue his proclamation as hereinafter provided, declaring that said proposed boundary has been submitted to the people of Kossuth County at a general election, and has been approved by a majority of the votes cast at said election for and against it.

Sec. 5. It shall be the duty of the board of supervisors of Kossuth County to canvass the votes on said proposition at the same time the votes cast at said general election are canvassed, and immediately thereafter the county auditor of Kossuth County shall certify to the Secretary of State the form of the proposition submitted to the electors and the number of votes cast for and against the same, which certificate shall be recorded in the records of the office of the Secretary of State. If a majority of the votes cast for and against the proposition shall be in favor of said change of boundary, the Governor shall issue his proclamation declaring the result of such election, and fixing a day for a primary election of the qualified voters of said Larrabee County, which election shall be held in their regular voting precincts, except that the voters heretofore residing in Fenton, Burt and Portland Townships, in Kossuth County, shall vote at the several voting precincts immediately joining their former townships on the north, at which primary election there shall be nominated candidates for the following offices: A representative in the General Assembly, three supervisors, a clerk of the district court, county treasurer, county auditor, county recorder, sheriff, superintendent of schools, county attorney, and all township officers. The date for which primary election shall not be more than ninety days nor less than sixty days after said proclamation. Any person desiring to become a candidate

for any of the county offices named shall file a petition in the form as now provided in the primary election law of this state, with the county auditor of Kossuth County, signed by at least twenty-five voters of the said county of Larrabee. The county auditor of Kossuth County shall prepare primary ballot for said primary election in proper form and provide for the distribution of such ballots in the several voting precincts as by law provided. He shall prepare and have published a notice of such primary election, which notice shall contain a copy of the official primary ballot, in four newspapers of general circulation, within the county of Larrabee, such publication to be in at least two issues of said newspapers prior to the date of said primary election, and no other or different notice of said primary election shall be required. The election officials who conducted the 1914 general election shall conduct said election in the several precincts, unless, for any consideration, any of such officials cannot serve, in which event the remaining members of the election board may fill the vacancy. At such primary election, the candidate of each party receiving the highest number of the votes cast for the office for which he was a candidate, shall be the nominee of his party for such office.

Sec. 6. The Governor shall also issue a proclamation fixing a day for the special election by the electors of Larrabee County, under the laws governing general elections and conducted in the manner as therein provided, except as the same are herein changed, which date shall be not less than thirty nor more than sixty days after the date of the primary election herein provided for. Said election shall be held at the same precincts as provided in Section 5 hereof, relating to the primary election. At such election, the several officers provided for in Section 5 hereof shall be elected and the result of such election, including the canvass of the vote, shall be declared in the same manner as other elections for county and township officials, and for such purposes the board of supervisors of Kossuth County shall convene on the Monday following said election, at their usual meeting place, at which time it shall be determined by lot which of the supervisors elected shall hold office until January 1, 1917, which until January 1, 1918, and which until January 1, 1919, and the result of such determination entered of record as a part of said canvass. The county auditor of Kossuth County shall prepare a notice of the election provided for in this section, which notice shall contain a copy of the official ballot, and he shall have same published at least ten days before said election, in four newspapers of general circulation within Larrabee County, and no other or different notice of said election shall be required. The term of the several officers named in this act, excepting the supervisors, the term of whose office is fixed above, shall be till the next regular election, and until their successors are elected and qualified.

Sec. 7. At the primary election to be held as provided in Section 5 of this act, there shall be placed on the ballot the name of any town or towns as may file a petition, containing at least two hundred and fifty legal voters of Larrabee County, asking that the county seat of said county be located at said town, and the two towns receiving the largest number of votes at said primary election shall be placed upon the official ballot at the special election to be held as hereinbefore provided, in an appropriate manner, by the county auditor of Kossuth County, and the town receiving the largest number of votes at said election shall be the county seat of said Larrabee County.

Sec. 8. All the laws of the State of Iowa pertaining to primary elections, except as changed by this act, shall apply to the primary election provided for in Section 5 hereof, and the laws pertaining to general elections shall apply to the special election provided for in Section 6 hereof, except insofar as same may be changed by the provisions of this act. And the county auditor of Kossuth County shall do and perform all the duties required by his office concerning said primary and special elections, and shall follow the provisions of the primary and general laws, except as changed in this act.

Sec. 9. The board of supervisors, elected as provided herein, shall assume the duties of their office as soon as the result of the election is officially declared by the board of supervisors of Kossuth County, and the board of supervisors of said Larrabee County shall have full power, at any time thereafter, to provide suitable temporary quarters or buildings at the place selected as the county seat of said county, as a place in which to conduct the business of said county until the necessary permanent buildings are erected. The remaining officers elected under this act shall assume the duties of their office whenever the board of supervisors of said Larrabee County have the proper arrangements therefore. Until the election and qualification of the officers of Larrabee County, all the public business pertaining to Larrabee County or any of its citizens, shall be conducted by the officers of Kossuth County, the same as if no division had been made.

Sec. 10. Any supervisor of Kossuth County residing within the territory of Larrabee County shall cease to be a member of the said board of supervisors of Kossuth County upon the election of the board of supervisors in Larrabee County.

Sec. 11. The fact that the proposition to change the boundary of Kossuth County shall be adopted at the general election in 1914 will not disqualify any person residing in the territory set off as Larrabee County who may be elected to any office in Kossuth County, Iowa, at said election, to hold such office, except the offices of county supervisors, providing the person or persons so elected shall become a resident or residents of Kossuth County prior to the date upon which such person is required to qualify as provided by law.

Sec. 12. In the event a majority of the votes cast at the general election in 1914 for and against the proposition to change the boundary of Kossuth County shall have been cast in favor of said proposition, the Governor shall within thirty days after the date of said election appoint a commission of three members, one of whom shall be a resident of Kossuth County, one a resident of Larrabee County, and one a resident of neither county, of which commission the non-resident member shall be chairman and one other member secretary. Such board, after each member has subscribed to an oath administered by a notary public to the faithful performance of the work of his office, shall do and perform the following duties: It shall make a thorough investigation of all the property, real and personal, in the two counties, subject to taxation; shall appraise all of the assets

of the counties, and fix the value thereof; shall ascertain the indebtedness of Kossuth County, and shall fix and determine the amount and value of the funds in each department or office of said county, and it shall equalize and apportion the indebtedness and the different funds equitably and fairly between the two counties in proportion to the value of the taxable property in each county as shown by the last preceding assessment rolls; it shall examine all the public records and documents in Kossuth County, and select such in each office in Kossuth County as pertain wholly to Larrabee County, and order the transfer of same to the proper offices in Larrabee County. Said commission shall also provide for the making of certified copies of all records and public documents that pertain partly to Larrabee County, and that may be required in the administration of the affairs of said Larrabee County, and order the transfer of same to the proper offices in Larrabee County, and said board shall do and perform all other duties additional not herein defined as may be necessary to transfer, apportion and divide equitably the indebtedness and funds of said county. Said commission shall prepare a certificate signed by all the members thereof, which shall be duly acknowledged and filed for record in the office of the recorder in and for Larrabee County, which certificate shall contain a complete statement of the findings of said board and a reference to the books, documents and records which it has certified, and ordered transferred to said Larrabee County, and all such documents, records, books and papers so certified by it shall be admissible in evidence the same as are other county records in the State of Iowa. Either county may appeal from the finding of such commission or any part thereof to the district court of either Larrabee or Kossuth County, but any such appeal shall include every question known to such county and to which it objects at the time the appeal is taken.

Sec. 13. The commissioners provided for in Section 12 hereof to reside in Kossuth and Larrabee Counties shall receive six dollars per day and actual expenses, and the non-resident member ten dollars per day and actual expenses, for the time actually spent in the performance of their duties as herein provided. Kossuth County and Larrabee County shall each pay one-half of the expense of such division, payment to be provided for by the Board of Supervisors of each county.

Sec. 14. The County of Larrabee shall be and remain in the same congressional, judicial and senatorial districts that it now is, until otherwise provided by law.

Sec. 15. Drainage districts lying in both Kossuth and Larrabee Counties shall hereafter be considered joint drains and be governed by the laws providing for such joint drains.

Sec. 16. All the expenses incurred in the division provided for herein, including the cost of the primary and special elections, and the expense incurred by the commission referred to in Section 12 hereof, other than the personal expenses of said commission, shall be paid by the County of Larrabee and the board of supervisors of such county shall make the necessary provision therefor.

Sec. 17. This act, being deemed of immediate importance, shall be in force and effect from and after its publication in the Register and Leader, and the Bancroft Register, two newspapers of general circulation, which publication shall be without expense to the state.

On motion of Dixon of Sac, the House adjourned until 7:30 o'clock P. M.

EVENING SESSION.

House reconvened, Speaker Cunningham in the chair.

Mr. Speaker granted leave of absence to LeRoy of Delaware, Jones of Dickinson, McHose of Boone, Anderson of Greene and Buxton of Warren for the evening session.

On request of Mitchell of Wapello, leave of absence was granted Bernbrock of Black Hawk until Monday.

On request of Peterson of Cass, leave of absence was granted Milton of Cedar until Monday.

On request of Ring of Linn, leave of absence was granted Lounsberry of Marshall until Tuesday.

Mr. Speaker granted leave of absence to Power of Jefferson until Monday.

On request of Lund of Hamilton, Hunt of Harrison was excused for the evening session.

SENATE MESSAGE CONSIDERED.

Jacobs of Calhoun called up Senate concurrent resolution, relative to fire protection of the capitol building and the appointment of an investigating committee, and moved its adoption.

Motion prevailed and the resolution was adopted.

The speaker appointed as committee on the part of the House, Jacobson of Audubon, Webb of Clay and Bauman of Van Buren.

The roll was called to ascertain the presence of a quorum.

The following members responded as present:

Barry, Bartle, Bauman, Bingham, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Carson, Cole, Cronbaugh, Daniels, Dawson, Downey, Dunlap, Eggleston, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead,

Hansen, Hazen, Helming, Huff, Hutchins, Jacobson, Kingland, Larrabee, Lenocker, Lund, McVicker, Meredith, Mitchell, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stutt, Thompson, Webb, White, Whitney, Mr. Speaker—58.

Those absent:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bernbrock, Black, Bliss, Brockway, Burt, Buxton, Cannon, Chapman, Clark, Craig, Crozier, Dixon, Doze, Elliott, Elwood, Erickson, Griggs, Halgrims, Hamilton, Heaton, Hunt, Huntley, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Klay, Koontz, Kulp, LeRoy, Lounsbury, Manning, McCullough, McHose, Miller, Milton, Newcomb, Power, Rohwer, Saltzmann, Stipe, Stokes, Townsend, Trumbauer, Workman—50.

CONSIDERATION OF BILLS.

On motion of Boettger of Scott, House File No. 524, a bill for an act to authorize and empower the governor of the state of Iowa to issue land patent, attested by secretary of state, to and in favor of Albert Husa, conveying certain real estate located in Johnson county, Iowa, and described more particularly as lot seven (7), block fifty-five (55), Iowa City, Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bartle, Bauman, Bingham, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Carson, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Downey, Doze, Dunlap, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobson, Jensen, Kingland, Kulp, Larrabee, Lenocker, Lund, Manning, McVicker, Meredith, Miller,

Mitchell, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Rone, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney, Mr. Speaker—67.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Bernbrock, Black, Bliss, Brockway, Buxton, Cannon, Chapman, Crozier, Dixon, Eggleston, Elliott, Greene of Grundy, Griggs, Halgrims, Hamilton, Heaton, Huntley, Jacobs, Jamison, Jones, Kane, Kelso, Klay, Koontz, LeRoy, Lounsberry, McCullough, McHose, Milton, Newcomb, Power, Rohwer, Saltzmann, Scholz, Scott, Stipe, Townsend, Trumbauer, Workman—41.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Lund of Hamilton, Senate File No. 302, a bill for an act to repeal the law as it appears in section nineteen hundred forty-eight (1948) of the supplement to the code, 1907, and to repeal the law as it appears in section nineteen hundred eighty-nine-a-fifteen (1989-a-15) of the supplement to the code, 1907, and to enact a substitute therefor, defining nuisances in construction of drainage ditches, and making the obstruction of such ditches and levees a misdemeanor, was taken up, and considered.

Mr. Lund moved that the rules be suspended, the bill read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Barry, Bartle, Bauman, Bingham Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Carson, Clark, Craig, Cronbaugh, Dawson, Downey, Doze, Dunlap, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobson, Jensen, King-

land, Kulp, Lenocker, Lund, Manning, McVicker, Meredith, Miller, Mitchell, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steel-smith, Stokes, Stutt, Thompson, Webb, White, Whitney, Mr. Speaker—69.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Bernbrock, Black, Buxton, Cannon, Chapman, Cole, Crozier, Daniels, Dixon, Eggleston, Elliott, Griggs, Halgrims, Hamilton, Heaton, Huntley, Jacobs, Jamison, Jones, Kane, Kelso, Klay, Koontz, Larrabee, LeRoy, Lounsberry, McCullough, McHose, Milton, Newcomb, Power, Rohwer, Saltzmann, Stipe, Townsend, Trumbauer, Workman—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Lund of Hamilton, House File No. 389 was withdrawn from the further consideration of the House.

On motion of Boettger of Scott, House File No. 313, a bill for an act to legalize certain warrants of the city of Iowa City, Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Boettger moved that the rules be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the will was read a third time.

Speaker Pro Tem in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brockway, Brown, Bruce, Burt, Carson, Clark, Cole, Cronbaugh, Daniels, Dawson, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead,

Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobson, Jensen, Kingland, Kulp, Larrabee, Lenocker, Lund, Manning, McVicker, Mitchell, Munro, Odendahl, Peterson, Pickford, Reeve, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney, Mr. Speaker—66.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Bernbrock, Black, Brady, Buxton, Cannon, Chapman, Craig, Crozier, Dixon, Downey, Elliott, Griggs, Halgrims, Hamilton, Heaton, Huntley, Jacobs, Jamison, Jones, Kane, Kelso, Klay, Koontz, LeRoy, Lounsberry, McCullough, McHose, Meredith, Miller, Milton, Newcomb, Power, Ring, Rohwer, Saltzmann, Scott, Stipe, Townsend, Trumbauer, Workman—42.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Brockway of Louisa, House File No. 255, a bill for an act to amend section 2773 of the code of Iowa relating to legal holidays in common schools, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mitchell of Wapello proposed the following amendment:

Amend line 2 of the title and also the bill so as to read "section 2773 of the supplement to the code, 1907."

Amendment adopted.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bartle, Bauman, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt,

Carson, Cole, Craig, Cronbaugh, Daniels, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Hadley, Halstead, Hansen, Helming, Huff, Hunt, Hutchins, Jacobson, Jensen, Kingland, Kulp, Larrabee, Lenoeker, LeRoy, Lund, MeVicker, Meredith, Miller, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney, Mr. Speaker—68.

The nays were :

None.

Absent or not voting :

Anderson of Greene, Atkinson, Bernbrock, Bingham, Black, Buxton, Cannon, Chapman, Clark, Crozier, Dawson, Dixon, Elliott, Griffin, Griggs, Grout, Halgrims, Hamilton, Hazen, Heaton, Huntley, Jacobs, Jamison, Jones, Kane, Kelso, Klay, Koontz, Lounsberry, Manning, McCullough, McHose, Milton, Newcomb, Rohwer, Saltzmann, Stipe, Townsend, Trumbauer, Workman—40.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Shankland of Polk, House File No. 271, a bill for an act relating to the protection of employes on street railways, enclosing platforms and vestibules, and providing for the heating of same, and providing for seats for certain employes and providing for toilet facilities for employes, amendatory of section seven hundred sixty-eight (768) of the supplement to the code, with report of committee recommending passage as amended, was taken up, and considered.

Mr. Shankland proposed the following as a substitute for the first and third committee amendments :

Amend by striking out section two (2) of the bill and inserting the following substitute amendment therefor :

Section 2. Every such person, partnership, company or corporation, owning or operating a street railway in this state, shall provide and maintain proper toilet facilities for the use of its employes, and reasonable time and opportunity shall be given to said employes to use said toilets.

Amendment adopted.

Mr. Shankland proposed the following amendment:

Amend by substituting the word "January" for the word "November" in the fifth section of the committee amendments.

Amendment adopted.

Committee amendments as amended adopted.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Bradley, Brady, Carson, Clark, Cole, Craig, Cronbaugh, Daniels, Downey, Doze, Dunlap, Eggleston, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Grout, Hadley, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobson, Jensen, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lund, Manning, McVicker, Meredith, Miller, Mitchell, Munro, Peterson, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney—63.

The nays were:

Pickford—1.

Absent or not voting:

Anderson of Greene, Atkinson, Bernbrock, Black, Boettger, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Chapman, Crozier, Dawson, Dixon, Elliott, Elwood, Griffin, Griggs, Halgrims, Hamilton, Heaton, Huntley, Jacobs, Jamison, Jones, Kane, Kelso, Klay, Koontz, Lounsberry, McCullough, McHose, Milton, Newcomb, Odendahl, Power, Rohwer, Saltzmann, Stipe, Townsend, Trumbauer, Workman, Mr. Speaker—44.

So the bill having received a constitutional majority was de-
to have passed the House.

Shankland of Polk, proposed the following amendment to the title:

Amend by striking out all after the word "employees" in the fourth line and inserting a period in lieu thereof.

Amendment adopted, and title as amended, agreed to.

On motion of Scholz of Clayton, Senate File No. 21, a bill for an act to repeal section 1869 of the supplement to the code, 1907, and to enact a substitute therefor, providing for the compensation of officers and directors of state and savings banks and providing for loans of such officers and directors and penalty for violation of the provisions of the law, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Scholz moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bartle, Bauman, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Carson, Cole, Craig, Daniels, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobson, Jensen, Kingland, Kulp, Larrabee, Lenoeker, LeRoy, Lund, Manning, McVicker, Meredith, Miller, Mitchell, Munro, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney—67.

The nays were:

Bingham, Odendahl—2.

Absent or not voting:

Anderson of Greene, Atkinson, Bernbrock, Black, Buxton, Cannon, Chapman, Clark, Cronbaugh, Crozier, Dawson, Dixon, Elliott, Fraley, Griggs, Grout, Hamilton, Heaton, Huntley, Jacobs,

Jamison, Jones, Kane, Kelso, Klay, Koontz, Lounsberry, McCullough, McHose, Milton, Newcomb, Power, Rohwer, Saltzmann, Stipe, Townsend, Trumbauer, Workman, Mr. Speaker—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Kingland of Winnebago, House File No. 498, a bill for an act authorizing and directing the governor and secretary of state to execute a quit claim deed conveying to J. B. Keeler all of the right, title and interest of the state of Iowa in or to lots four (4) and five (5) of section thirteen (13), township ninety-nine (99), north, range twenty-three (23), west of the fifth P. M., with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Kingland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bartle, Bauman, Bingham, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Carson, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hutchins, Jacobson, Jensen, Kingland, Kulp, Lenocker, LeRoy, Lund, Manning, McVicker, Meredith, Miller, Mitchell, Munro, Odendahl, Peterson, Reeve, Ring, Rone, Scholz, Scott, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney—67.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bernbrock, Black, Bliss, Buxton, Cannon, Chapman, Crozier, Dixon, Elliott, Griggs, Grout, Hamilton, Heaton, Hunt, Huntley, Jacobs, Jamison, Jones, Kane,

Kelso, Klay, Koontz, Larrabee, Lounsberry, McCullough, McHose, Milton, Newcomb, Pickford, Power, Rohwer, Saltzmann, Shankland, Stipe, Townsend, Trumbauer, Workman, Mr. Speaker—41.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Larrabee of Fayette, Senate File No. 226, a bill for an act to repeal the law as it appears in sections twenty-six hundred ninety-one (2691) and twenty-six hundred ninety-two (2692) of the supplement to the code, 1907, and to enact a substitute therefor to provide for the support of the Iowa Soldiers' Orphans' Home, with report of committee recommending passage, was taken up and considered.

Boettger of Scott proposed the following amendment:

Amend by striking out the publication clause.

Amendment adopted.

Hansen of Shelby proposed the following amendment:

Strike out the word and figures "section 2691" in section 1 and "section 2694" in section 2.

Amendment adopted.

Mr. Larrabee moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Carson, Clark, Cole, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobson, Jensen, Kingland, Lenoeker, LeRoy, Lund, Manning, Meredith, Miller, Mitchell, Munro, Odendahl, Peterson, Reeve, Ring, Rope, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney—67.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Black, Brockway, Buxton, Cannon, Chapman, Craig, Dixon, Elliott, Griggs, Hamilton, Heaton, Huntley, Jacobs, Jamison, Jones, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lounsberry, McCullough, McHose, McVicker, Milton, Newcomb, Pickford, Power, Rohwer, Saltzmann, Stipe, Townsend, Trumbauer, Workman, Mr. Speaker—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Cole of Hancock, leave of absence was granted Pickford of Cerro Gordo until Tuesday.

On motion of Meredith of Jasper, House File No. 565, a bill for an act to amend the law as it appears in section twenty-seven hundred fifty-seven (2757) supplement to the code, 1907, and chapter one hundred forty-three (143) acts of the Thirty-fourth General Assembly, amendatory of section twenty-seven hundred ninety-four-a (2794-a), supplement to the code, 1907, relating to the time of meeting of the board of directors of school corporations, with report of committee recommending passage, was taken up and considered.

Mr. Speaker proposed the following amendment:

Amend by inserting the words "township high schools" after the word "corporations" in line 5 of section 1.

Amendment adopted.

Scholz of Clayton moved that further consideration of House File No. 565 be deferred until the morning session.

Motion prevailed.

Speaker Cunningham in the chair.

On motion of Whitney of Woodbury, House Joint Resolution No. 3, a joint resolution proposing an amendment to the constitution of the state of Iowa, repealing section seven (7) of article

two (2) of said constitution and proposing a substitute therefor, relating to and providing for the time of holding general elections, with report of committee recommending passage as amended, was taken up and considered.

Barry of Linn proposed the following amendment:

Amend by striking out all after the word "to-wit" in the sixth line of the original bill and inserting therefor the following:

The general election for state, district, county and township officers in the year 1916 shall be held in the same month and on the same day as that fixed by the laws of the United States for the election of presidential electors, or of president and vice-president of the United States; and thereafter such election shall be held a such time as the general assembly may by law provide.

Amendment adopted.

Mr. Whitney proposed the following amendment:

Amend House joint resolution by adding thereto the following:

Sec. 2. That the foregoing amendment to the constitution of the state of Iowa be, and the same is hereby referred to the legislature to be chosen at the next general election for members of the general assembly, and that the secretary of state cause the same to be published as provided by law.

Amendment adopted.

Mr. Whitney moved that the rules be suspended, the joint resolution be considered engrossed, and read a third time now, which motion prevailed, and the resolution was read a third time.

JOINT RESOLUTION NO. 3.

JOINT RESOLUTION Proposing an Amendment to the Constitution of the State of Iowa, Repealing Section Seven (7) of Article Two (2) of Said Constitution and Proposing a Substitute Therefor, Relating to and Providing for the Time of Holding General Elections.

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

Section 1. That the following amendment to the constitution of the state of Iowa be and the same is hereby proposed:

To repeal section seven (7) of article two (2) of the constitution of Iowa and to adopt in lieu thereof the following, to-wit:

"The general election for state, district, county and township officers in the year 1916 shall be held in the same month and on the same day as that fixed by the laws of the United States for the election of presidential electors, or of president and vice-president of the United States; and thereafter such election shall be held at such time as the general assembly may by law provide."

Sec. 2. That the foregoing amendment to the constitution of the state of Iowa be, and the same is hereby referred to the legislature to be chosen at the next general election for members of the general assembly, and that the secretary of state cause the same to be published as provided by law.

On the question, "Shall the resolution pass?"

The ayes were:

Anderson of Montgomery, Barry, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Carson, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hutchins, Jacobson, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lund, Manning, McVicker, Meredith, Miller, Mitchell, Munro, Peterson, Reeve, Ring, Roné, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Webb, White, Whitney, Mr. Speaker—66.

The nays were:

Downey, Jensen, Odendahl, Stutt—4.

Absent or not voting:

Anderson of Greene, Atkinson, Bartle, Bernbrock, Black, Buxton, Cannon, Chapman, Clark, Cole, Cronbaugh, Dixon, Elliott, Griggs, Hamilton, Heaton, Hunt, Huntley, Jacobs, Jamison, Jones, Kane, Kelso, Klay, Koontz, Lounsberry, McCullough, McHose, Milton, Newcomb, Pickford, Power, Rohwer, Saltzmann, Stipe, Townsend, Trumbauer, Workman—38.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Carson of Davis, House File No. 537, a bill for an act to amend chapter two hundred twenty-seven (227) of the acts of the Thirty-third General Assembly, amendatory of section five

thousand two hundred eighty-nine (5289) of the code, relating to the sufficiency of indictments and the waiver of objections thereto, with report of committee recommending passage, was taken up and considered.

Mr. Carson proposed the following amendment:

Amend by inserting a period following the word "cause" in the seventh (7th) line of the printed bill, and striking out the balance of lines 7, 8 and 9.

Amendment adopted.

Mr. Carson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bauman, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Enger, Erickson, Greene of Grundy, Greene of Clinton, Grout, Hadley, Halgrims, Hazen, Helming, Huff, Jacobson, Jensen, Kingland, Lenoeker, LeRoy, Lund, Meredith, Mitchell, Munro, Peterson, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sidey, Stokes, Stutt, Thompson, Webb, White, Whitney, Mr. Speaker—57.

The nays were:

Downey, Griffin, Odendahl, Sherman—4.

Absent or not voting:

Anderson of Greene, Atkinson, Bartle, Bernbrock, Black, Boettger, Buxton, Cannon, Chapman, Dixon, Elliott, Elwood, Fraley, Griggs, Halstead, Hamilton, Hansen, Heaton, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jones, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lounsberry, Manning, McCullough, McHose, McVicker, Miller, Milton, Newcomb, Pickford, Power, Rohwer, Saltzmann, Steelsmith, Stipe, Townsend, Trumbauer, Workman—47.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 350 passed the House.

J. E. DOZE.

I second the motion.

S. A. POWERS.

MR. SPEAKER—I move to reconsider the vote by which House File No. 350 passed to its third reading.

J. E. DOZE.

I second the motion.

S. A. POWERS.

On motion of Downey of Crawford, the House adjourned until Saturday, March 29th, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 29, 1913.

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

Prayer was offered by Rev. M. R. Talley of Des Moines, Iowa.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Daniels of Appanoose presented remonstrance of Local Union No. 553, United Mine Workers against passage of Senate File No. 389.

Referred to committee on Labor.

Doze of Wayne presented remonstrance of citizens of Wayne county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Larrabee of Fayette presented petition of citizens of Fayette county favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Stutt of Jones presented petition of citizens of Jones county favoring House File No. 364.

Referred to committee on Pharmacy.

Thompson of Decatur presented petition of citizens of Decatur county favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Lund of Hamilton presented remonstrance of citizens of Hamilton county against passage of House File No. 262.

Referred to committee on Schools and Text Books.

Scott of Fremont presented petition of citizens of Fremont county favoring House File No. 364.

Referred to committee on Pharmacy.

Larrabee of Fayette presented petition of citizens of Fayette county favoring Senate File No. 382.

Referred to committee on Pharmacy.

Enger of Winneshiek presented remonstrance of citizens of Wineshiek county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Huff of Hardin called up resolution relative to the appointment of a sifting committee to take charge of all bills except appropriation bills, and moved its adoption.

Stipe of Page moved that the resolution be referred to the committee on Rules.

Motion lost.

Mr. Stipe moved that further consideration of the resolution be deferred until Monday, March 31st, at 2:00 o'clock P. M.

Motion lost.

Motion prevailed and resolution was adopted.

Journal of Friday, March 28th, corrected and approved.

On request of Bingham of Emmet, leave of absence was granted Cole of Hancock until Monday.

On request of Thompson of Decatur, leave of absence was granted Brown of Mahaska until Tuesday.

On request of Mitchell of Wapello, leave of absence was granted Lenoeker of Pottawattamie until Tuesday.

On request of Jones of Dickinson, leave of absence was granted Bliss of Ringgold until Monday.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up House File No. 124 and yielded the floor to Blackford of Henry.

On motion of Mr. Blackford, House File No. 124, a bill for an act to indemnify H. C. Jackson for personal injury sustained by him while employed as head farmer at the state hospital at Mt. Pleasant, Iowa, with report of committee recommending passage as amended, was taken up, and considered.

Mr. Blackford proposed the following amendment:

Amend by striking out the words and figures "five hundred (\$500.00)" as inserted by the committee on Appropriations, and inserting in lieu thereof the words and figures "one thousand (\$1,000.00)".

Amendment lost.

Committee amendments were adopted.

Mr. Blackford moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Boettger, Bradley, Brady, Bruce, Buxton, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Doze, Dunlap, Eggles-ton, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jones, Kelso, Kingland, Klay, Koontz, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Mitchell, Munro, Newcomb, Odendahl, Peterson, Reeve, Ring, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bernbrock, Black, Bliss, Brockway, Brown, Burt, Cannon, Clark, Cole, Dawson, Dixon, Downey, Greene of Grundy, Griggs, Hamilton, Jamison, Jensen.

Kane, Kulp, Larrabee, Lenocker, Lounsberry, McCullough, Miller, Milton, Pickford, Power, Rohwer, Rone, Saltzmann, Sidey, Trumbauer, Workman—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to

Barry of Linn moved that House File No. 663 be referred to the committee on Municipal Corporations.

Motion prevailed and the bill was so referred.

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 requested the recall of the following bill, in which the concurrence of the House was asked:

Substitute for Senate File No. 92, a bill for an act authorizing the giving of annuities to disabled and retired public school teachers of all rural and urban public schools, creating a fund from which to pay such annuities and providing for the distribution thereof, creating a board of trustees to care for such annuity fund and prescribing their powers and duties and authorizing the retiring from service of public school teachers under certain conditions.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Larrabee of Fayette moved that Senate File No. 92 be recalled from the committee on Appropriations and returned to the Senate in accordance with their request.

Motion prevailed.

On request of Bruce of Floyd, leave of absence was granted Brockway of Louisa until Monday.

On request of Mr. Speaker, leave of absence was granted Manning of Story until Monday.

CONSIDERATION OF BILLS.

On motion of Munro of Washington, House File No. 418, a bill for an act to repeal section ten (10) of chapter twenty-six (26) acts of the Thirty-third (33d) General Assembly of the state of Iowa, and to enact a substitute therefor, relating to the maintenance of county hospitals, with report of committee recommending passage, was taken up, and considered.

Bingham of Emmet proposed the following amendment:

Amend by striking the words "of the state of Iowa" from the title and the second line of section 1.

Amendment adopted.

Mr. Munro moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Boettger, Bradley, Buxton, Cannon, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Grout, Hadley, Halgrims, Hansen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Koontz, LeRoy, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Reeve, Ring, Scholz, Scott, Shankland, Sherman, Steel-smith, Stokes, Stutt, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—67.

The nays were:

Halstead, Miller, Odendahl, Thompson—4.

Absent or not voting:

Atkinson, Bernbrock, Black, Bliss, Brady, Brockway, Brown, Bruce, Burt, Clark, Cole, Dixon, Downey, Fraley, Griffin, Griggs, Hamilton, Hazen, Huff, Jamison, Klay, Kulp, Larrabee, Lenock-er, Lounsberry, Lund, McCullough, Milton, Mitchell, Pickford, Power, Rohwer, Rone, Saltzmann, Sidey, Stipe, Trumbauer—37.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Ring of Linn, Senate File No. 121, a bill for an act to amend the law as it appears in chapter one hundred forty-two (142) acts of the Thirty-third (33d) General Assembly relating to the number of persons to whom city or town councils may, by resolution, grant consent to sell intoxicating liquors, and making the same apply to cities acting under special charter, with report of committee recommending passage, was taken up, and considered.

Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Craig, Daniels, Dawson, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Grout, Hadley, Halgrims, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kelso, Kingland, Kulp, Larabee, LeRoy, Lund, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Reeve, Ring, Rone, Scott, Shankland, Sherman, Stipe, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—62.

The nays were:

Bradley Cronbaugh, Crozier, Downey, Dunlap, Greene of Clinton, Halstead, Helming, Kane, Miller, Odendahl, Stutt—12.

Absent or not voting:

Atkinson, Bernbrock, Black, Bliss, Boettger, Brady, Brockway, Brown, Clark, Cole, Dixon, Doze, Griffin, Griggs, Hamilton, Hansen, Jamison, Klay, Koontz, Lenoeker, Lounsberry, Manning, McCullough, Milton, Mitchell, Pickford, Power, Rohwer, Saltzmann, Scholz, Sidey, Steelsmith, Stokes, Trumbauer—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Ring of Linn, House File No. 195 was withdrawn from the further consideration of the House.

Mr. Ring moved to reconsider the vote by which Senate File No. 121 passed the House, and that the motion to reconsider be laid on the table.

Motion prevailed.

On motion of Lund of Hamilton, House File No. 302, a bill for an act to amend the law relating to the sale of concentrated feeding stuffs, as it appears in section five thousand seventy-seven-a-eight (5077-a-8) of the supplement to the code, 1907, with report of committee recommending passage, was taken up, and considered.

Lund of Hamilton proposed the following amendment:

Amend by adding the following to section one of said bill: "Nothing in this act shall be so construed as to prohibit a registered pharmacist from dispensing drugs from his drug store on a prescription written by a registered veterinarian."

Amendment adopted.

Bruce of Floyd in the chair.

Odendahl of Carrol proposed the following amendment

Amend by adding to the bill as section 2:

The term "dry preparations" as used in section 1 of this act shall not be construed to apply to ordinary farm products, whole or ground, mixed or unmixed and sold as ordinary food for animals.

Huff of Hardin moved the previous question on the amendment and the main question.

Kingland of Winnebago seconded the motion.

Motion prevailed.

Amendment lost.

Mr. Lund moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Bingham, Blackford, Boettger, Brady, Burt, Buxton, Carson, Chapman, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kingland, Klay, LeRoy, Lund, McVicker, Meredith, Mitchell, Munro, Newcomb, Peterson, Reeve, Ring, Rone, Scholz, Scott, Stokes, Stutt, Thompson, Webb, White—58.

The nays were:

Bartle, Bradley, Cannon, Clark, Cronbaugh, Halstead, Miller, Odendahl, Townsend—9.

Absent or not voting:

Atkinson, Bernbrock, Black, Bliss, Brockway, Brown, Bruce, Cole, Craig, Crozier, Dixon, Fraley, Griggs, Grout, Halgrims, Hamilton, Jacobs, Jamison, Kelso, Koontz, Kulp, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, McHose, Milton, Pickford, Power, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Steelsmith, Stipe, Trumbauer, Whitney, Workman, Mr. Speaker—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Downey of Crawford, House File No. 424, a bill for an act to amend section two thousand seventeen (2017) of the code relating to the right of railway companies to raise or lower highways where they are crossed by a railway, and giving the board of railroad commissioners authority to order under-grade or overhead crossings, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Downey moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Boettger, Bradley, Brady, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jensen, Jones, Kane, Kelso, Kingland, Larrabee, LeRoy, Lund, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Newcomb, Peterson, Reeve, Ring, Rone, Scholz, Scott, Steelsmith, Stipe, Stokes Stutt, Thompson, Townsend, Webb, White, Workman—73.

The nays were:

Hazen—1.

Absent or not voting:

Atkinson, Bernbrock, Black, Bliss, Broekway, Brown, Cole, Dixon, Fraley, Griggs, Halgrims, Hamilton, Jacobs, Jacobson, Jamison, Klay, Koontz, Kulp, Lenocker, Lounsberry, Manning, McCullough, Milton, Odendahl, Pickford, Power, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Trumbauer, Whitney, Mr. Speaker—34.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Speaker Cunningham in the chair.

On motion of Newcomb of Adams, House File No. 338, a bill for an act to amend section five thousand one hundred and nineteen (5119) of the code, defining vagrancy, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Newcomb moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bartle, Bauman, Bingham, Blackford, Boettger, Brady, Burt, Buxton, Cannon, Carson, Chapman, Clark, Craig, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kingland, Kulp, Larabee, LeRoy, Lund, McHose, McVicker, Mitchell, Munro, Newcomb, Peterson, Reeve, Ring, Rone, Scott, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—72.

The nays were:

Anderson of Greene, Cronbaugh—2.

Absent or not voting:

Atkinson, Bernbrock, Black, Bliss, Bradley, Brockway, Brown, Bruce, Cole, Dixon, Fraley, Griggs, Hamilton, Jamison, Kelso, Klay, Koontz, Lenoeker, Lounsberry, Manning, McCullough, Meredith, Miller, Milton, Odendahl, Pickford, Power, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Sidey, Trumbauer—34.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On request of Griffin of Woodbury, leave of absence was granted Meredith of Jasper until Tuesday.

On request of Mitchell of Wapello, leave of absence was granted Koontz of Johnson until Tuesday.

On request of White of Benton, leave of absence was granted Sidey of Adair until Tuesday.

On request of Mitchell of Wapello, leave of absence was granted Dixon of Sac until Tuesday.

On request of Dawson of Cherokee, leave of absence was granted Chapman of Guthrie until Tuesday.

On request of Kingland of Winnebago, leave of absence was granted Peterson of Cass until Monday.

REPORT OF COMMITTEE.

Dawson of Cherokee, from the committee on Schools and Text Books, submitted the following report:

MR. SPEAKER—Your committee on School and Text Books, to whom was referred House File No. 88, a bill for an act to create a text book commission for the purpose of preparing for use in the common schools of the state a uniform system of text books, registers, records and school apparatus, to regulate the sale of school books and school supplies, to define the duty of bidders and certain officers in carrying out the provisions of this act, and to provide penalties for the violation of same, 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.

W. P. DAWSON,
Chairman.

Report adopted and House File No. 88 was indefinitely postponed.

CONSIDERATION OF BILLS.

On motion of Newcomb of Adams, House File No. 306, a bill for an act to amend sections seven hundred thirty-two (732) and eight hundred ninety-four (894) of the supplement to the code, 1907, relative to the levying of taxes for public libraries, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Newcomb moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Blackford, Boettger, Bradley, Brady, Bruce, Burt, Bux-

ton, Cannon, Carson, Chapman, Craig, Crozier, Dawson, Downey, Doze, Eggleston, Elliott, Elwood, Erickson, Grout, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Larrabee, LeRoy, Lund, McHose, McVicker, Mitchell, Munro, Newcomb, Reeve, Ring, Rone, Scott, Shankland, Steel-smith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—66.

The nays were :

Bingham, Cronbaugh, Dunlap, Greene of Clinton, Hadley, Odendahl—6.

Absent or not voting :

Atkinson, Bernbrock, Black, Bliss, Brockway, Brown, Clark, Cole, Daniels, Dixon, Enger, Fraley, Greene of Grundy, Griffin, Griggs, Jamison, Klay, Koontz, Kulp, Lenoeker, Lounsberry, Manning, McCullough, Meredith, Miller, Milton, Peterson, Pickford, Power, Rohwer, Saltzmann, Scholz, Sherman, Sidey, Stutt, Trumbauer—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORTS OF COMMITTEES.

Brockway of Louisa, 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. 395, a bill for an act to repeal section 21, chapter 72 of the acts of the Thirty-fourth General Assembly, relating to the powers of local authorities to regulate the use of motor vehicles upon streets and highways, and enacting a substitute therefor, 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 do pass.

J. M. BROCKWAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred House File No. 597, a bill for an act to amend chapter 70 of the acts of the Thirty-fourth General Assembly, relating to the dragging of public highways, 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.

J. M. BROCKWAY,
Chairman.

Report adopted and House File No. 597 was indefinitely postponed.

Also :

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred Senate File No. 224, a bill for an act to amend section 33, chapter 72, acts of the Thirty-fourth General Assembly relating to the distribution of the fees derived from the registration of motor vehicles, 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 do pass.

J. M. BROCKWAY,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred Senate File No. 280, a bill for an act to provide for the employment of prisoners upon the highways of this state, or in the construction and improvement of any public works, 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 amended by the following substitute amendment:

By striking out all of section 3 and by adding at the close of section 2 the following:

Sec. 3. The state highways commission shall supervise the work performed under the provisions of this act upon the highways of the state but may cooperate with the board of supervisors and local officials in the performance of said work.

Sec. 4. It shall be the duty of the board of control and the warden to prescribe the conditions and manner of keeping and caring for said prisoners while away from any of the penal institutions.

Sec. 5. Whenever a county board of supervisors or other local officials shall desire to use prisoners upon the highways within their respective jurisdictions, they may apply therefor to the state highway commission specifying the number of men desired, the character of work and the amount which they are willing to pay for said labor. If said highway commission can supervise the work and believe said prisoners can be safely and advantageously employed at said place, they shall submit the matter to said board of control and the board of control and warden shall arrange with such board of supervisors or local officials the terms and details of the contract including the compensation to be paid the state for the use of such prisoners.

Sec. 6. Boards of supervisors or other local officials authorized to make road improvements are hereby permitted to employ prisoners to work upon the highways and pay for such services from any funds available for road or bridge work whenever in their judgment such prisoners may be employed advantageously.

Sections 7, 8, 9, also amended, and when so amended the bill do pass.

J. M. BROCKWAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Roads and Highways, to whom was referred House File No. 422, a bill for an act to repeal section 2024-1 of the Code, 1907, and enacting a substitute therefor providing for condemnation of land where gravel or other suitable materials for road improvement can be had and roads leading thereto, requiring boards of supervisors to condemn said land making said material accessible for general use for road improvement and providing punishment for use of said material for other than road purposes, 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.

J. M. BROCKWAY,
Chairman.

Passed on file.

Grout of Black Hawk, from the committee on Board of Control, submitted the following report:

MR. SPEAKER—Your committee on Board of Control, to whom was referred Substitute for Senate File No. 161, a bill for an act in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, providing a custodial department for habitual inebriates, authorizing the board of control of state institutions, on the recommendation of

the superintendent, to remove patients from one department to another, and providing for compensation for the labor of patients, 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 do pass.

H. W. GROUT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred Senate File No. 466, a bill for an act to authorize the board of supervisors of each county in this state to make provision for the segregation, care and support of indigent persons afflicted with pulmonary tuberculosis in advanced stages, 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 amended as follows:

That section 1 of Senate File No. 466 be amended by adding following the word "week" in line 9 of section 1 of the bill, the following:

"Provided that in counties of fifteen thousand, or over, population, a sum not to exceed five thousand dollars (\$5,000), and in counties of less than fifteen thousand population a sum not to exceed two thousand dollars (\$2,000) may be appropriated for constructing, acquiring and equipping buildings without a vote of the qualified electors. The board of supervisors may submit the question of expending a greater amount than above specified to a vote of the people at any general election, and may for such purposes expend the amount by said vote authorized, and when so amended the bill do pass.

H. W. GROUT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Board of Control, to whom was referred House File No. 205, a bill for an act in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, providing a custodial department for habitual inebriates, authorizing the board of control of state institutions, on the recommendation of the superintendent, to remove patients from one department to another, and providing for compensation for the labor of patients, beg leave to report they have had the same under consideration and have instructed me to report the same back to House with the recommendation that the same do pass.

H. W. GROUT,
Chairman.

Report adopted.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred Substitute for Senate File No. 40, a bill for an act relating to the loaning and depositing of public funds by city treasurers, 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 same be amended as follows:

By striking out the following in lines 2, 3, and 4 of section 1 after the word "cities" in line 2, "organized under the provisions of chapter fourteen-c (14-c) of the Supplement to the Code, 1907, and acts amendatory thereto" and inserting in lieu thereof the following: "under the commission form of government," and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Brady of Dallas moved that the House adjourn until 1:30 o'clock P. M.

Huff of Hardin moved to amend by fixing the time at 9:30 o'clock A. M., Monday, March 31st.

Amendment adopted.

Motion as amended, prevailed, and the House adjourned.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES.
DES MOINES, IOWA, MARCH 31, 1913.

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

Prayer was offered by Rev. N. Paul Barton, Shannon City, Iowa.

Journal of Saturday, March 29th, corrected and approved.

On request of Bingham of Emmett leave of absence was granted Elliott of Monona until Tuesday.

On request of Bingham of Emmett leave of absence was granted Hutchins of Kossuth until Tuesday.

On request of Hunt of Harrison, leave of absence was granted Sherman of Poweshiek until Tuesday.

The Speaker announced that as Speaker of the House, he had signed in the presence of the House, Senate Files Nos. 311, 166 and 353.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Helming of Allamakee presented petition of citizens of Allamakee county favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Clarke of Monroe presented remonstrance of Local Union No. 692 against Senate File No. 389.

Referred to committee on Labor.

Eggleston of Clarke presented remonstrance of citizens of Clarke county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against Senate File No. 389.

Referred to committee on Labor.

Kingland of Winnebago presented remonstrance of citizens of Winnebago county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Larrabee of Fayette presented remonstrance of citizens of Fayette county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Cannon of O'Brien presented petition of citizens of Moneta, Iowa, favoring House File No. 484.

Referred to committee on Railroads and Transportation.

Anderson of Greene presented remonstrance of citizens of Greene county against the creation of a tax commission.

Referred to committee on Ways and Means.

Kingland of Winnebago presented remonstrance of citizens of Winnebago county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Huff of Hardin presented remonstrance of citizens of Hardin county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Helming of Allamakee presented remonstrance of citizens of Allamakee county against the creation of a tax commission.

Referred to committee on Ways and Means.

The following communication was filed at the desk:

AMES, IOWA, March 26, 1913.

DEAR SIR:—

CHIEF CLERK OF THE HOUSE,

Capitol Building, Des Moines, Iowa.

WHEREAS: Our studies during the year have brought home to us the great injury to children resulting from certain forms of child labor, and the need of restrictive legislation to protect those who are not yet old enough or strong enough to protect themselves; be it

Resolved, (1) That we favor most heartily the two bills on child labor now pending in the state legislature, viz.: House File No. 571 and House File No. 572.

(2) That we request the members from Story county, Hon. M. A. Manning and Hon. J. R. Doran, to give these bills their hearty support, and

(3) That we instruct our secretary to write to the members from Story county, to the chairman of the committees having these bills in charge, and to the secretary of the Senate and the chief clerk of the House, with the request that these resolutions be placed on file.

Yours truly,

J. E. GUTHRIE,
*Secretary of Brotherhood Class, First Congregational
Church of Ames.*

REPORTS OF COMMITTEES.

Jacobs of Calhoun, 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. 644, a bill for an act providing for the raising of revenue, etc., 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 do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 442, a bill for an act to amend sections three (3), five (5), ten (10), and eleven (11) of chapter twenty-six (26) of the acts of the Thirty-third (33d) General Assembly, and to add section three-a (3-a) to chapter twenty-six (26) of the acts of the Thirty-third (33d) General Assembly, relating to the control and support of county hospitals, 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.

JOHN W. JACOBS,
Chairman.

Report adopted and House File No. 442 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 511, a bill for an act to amend section one thousand three hundred four (1304) of the Supplement to the Code, 1907, as amended by chapter eighty-one (81) of the Thirty-third General Assembly, in relation to classes of property exempt from assessment from taxation, 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 amended by the following substitute:

A BILL for an Act to Amend Chapter Eighty-one (81) of the Acts of the Thirty-third (33d) General Assembly, relative to Classes of Property Exempt from Assessment for Taxation.

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

Section 1. That chapter eighty-one (81) of the acts of the Thirty-third (33d) General Assembly be amended by inserting the words "in the state of Iowa" after the word "issued" and before the period in the last line of said section one (1): and when so amended the bill do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Daniels of Appanoose, 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. 309, a bill for an act to provide the method of constructing and operating gypsum mines, for escape shafts and for the ventilation of such mines, to provide for the inspection of the same by the state mine inspector, to require operators to report fatal accidents and to provide penalties for violation of this act; 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 amended as follows:

By renumbering section 8 as section 9, and by adding as section 8 the following:

Section 8. The owner, operator, lessee or person in charge of any gypsum mine shall make or cause to be made an accurate map or plan of such mine, drawn to a scale not more than two hundred (200) feet to the inch, on which shall appear the name of the state, county and township in which the mine is located, the designation of the mine, the name of the company or owner, operator, lessee or person in charge, the certificate of the mining engineer or surveyor as to the accuracy

and date of the survey, the north point and the scale to which the drawing is made. Every such map or plan shall correctly show the surface boundary lines of the rights pertaining to each mine and all sections or quarter section lines or corners within the same; the lines of town lots or streets; the tracks or side tracks of all railroads, the location of all wagon roads, rivers, streams, ponds, reservations made of gypsum and mineral. For the underground workings said map shall show all shafts, slopes, tunnels or other opening to the surface or to the workings of a continuous mine; all excavations, entries, rooms and cross cuts; the location of the escape ways, and of the fan or furnace or other means of ventilation and the direction of air currents and the location of permanent pumps, hauling engines, engine plains, abandoned works, fire walls and standing water. A separate and similar map drawn to the same scale in all cases shall be made of each and every seam of gypsum operated in any mine in the state. A separate map shall also be made of the surface whenever the surface buildings, lines or objects are so numerous as to obscure the details of the mine workings if drawn upon the same sheet with them and in such case the surface map shall be drawn upon transparent cloth or paper so it can be laid upon the map of the underground workings and thus truly indicate the local relation of lines and objects on the surface to the excavation of the mine, together with any other principal workings of the mines. Each map shall also show by profile drawing and measurement, the last one hundred fifty (150) feet approaching the boundary lines, showing the rise and dip of the seam. The original or true copies of all such maps shall be kept at the office of the mine and true copies thereof shall also be furnished the state mine inspector for the district in which said mine is located within thirty (30) days after the completion of the same. The maps so delivered to the inspector shall be the property of the state and shall remain in the custody of the said inspector during his term of office and be delivered to his successor in office. They shall be kept at the office of the inspector and be open to examination to all persons interested in the same. But such examination shall only be made in the presence of the inspector or his office assistant, and he shall not permit any copies of the same to be made without the written consent of the operator or the owner of the property, except as herein and otherwise provided. An accurate extension of the last preceding survey of every mine in active operation shall be made once in every twelve (12) months prior to July 1st of every year and the result of such survey with the date thereof shall be promptly and accurately entered upon the original map and a true, correct and accurate copy of said extended map shall be forwarded to the inspector of mines in the district in which said mine is located so as to show all changes in plan of new work in the mine, and all extension of the old workings to the most advanced face or boundary of said workings which have been made since the last preceding survey, and

the parts of the mine abandoned or worked out after the last preceding survey shall be clearly indicated and shown by colorings which copy must be delivered to the inspector of mines within thirty (30) days after the last survey is made. When any gypsum mine is worked out or is about to be abandoned or indefinitely closed, the owner, operator, lesse or person in charge of the same shall make or cause to be made a complete extended map of said mine and the result of the same shall be duly extended on all maps of the mine and copies thereof so as to show all excavations and the most advanced workings of the mine and their exact relation to the boundary of section lines on the surface, and deliver to the inspector a copy of the completed map. The state inspector of mines shall order a survey to be made of the workings of any mine and the result to be extended on the maps of the same and the copies thereof whenever in his judgment the safety of the workmen, the support of the surface, the conservation of the property or the safety of the adjoining mine requires it: and if not made by the owner, operator, lessee or person in charge when ordered by the inspector it shall be made or cause to be made by the inspector and paid for by the state and the amount collected from the owner, operator, lessee or person in charge as other debts are collected; and when so amended the bill do pass.

W. T. DANIELS,
Chairman.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 542, a bill for an act to amend the law relating to the publication of the ordinances in cities and towns as the same appears in section 686 of the Code, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred Senate File No. 177, a bill for an act to repeal the law as it appears in sections six hundred forty-seven (647), six hundred forty-eight (648), and six hundred fifty-one (651) of the Supplement of the Code, 1907, and to enact substitutes therefor, relative to the election and

appointment of certain officers in cities and towns, 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 do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 334, a bill for an act to provide for the planting, care and protection or ornamental and shade trees on all residence streets of cities of the first and second classes, towns, special charter cities and cities under the commission form of government: and penalties for violation, etc; beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with recommendation that the same be amended by the following substitute amendment:

A BILL for an Act to Provide for the Planting, Care and Protection of Ornamental and Shade Trees on all Residence Streets of Cities of the First and Second Classes, Towns, and Special Charter cities: and Penalties for Violation, Etc.

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

Section 1. In all cities of the first and second class, towns, and special charter cities, there shall be appointed, in the manner hereinafter provided, a commission of three members to be called the shade tree commission, one of whom shall be a woman, who shall serve without compensation, and who shall have the exclusive and absolute control and power to plant, cause to be planted, set out, maintain, remove, protect and care for shade and ornamental trees in any and all of the public highways of their respective municipalities, the cost thereof to be borne and paid for in the manner hereinafter directed. This act shall not apply to cities acting under commission form of government having a population of twenty thousand or over.

Sec. 2. In any city or town in this state in which a park commission or board now exists, the city council shall provide that the said park commission or board also act as a shade tree commission, in which event no independent shade tree commission shall be appointed. Members of the city council may be appointed to act on the shade tree commission.

Sec. 3. The commissioners shall, within ten days after their appointment, qualify by taking oath of office and organize as a board by the election of one of their number as chairman and one as secretary, but no bond shall be required of them. They shall also elect a treasurer, not one of their number, who shall give bonds in the sum of \$2,500.00, the penalty of which may be increased by the board. The treasurer shall receive and pay out all moneys under the control of said board as ordered by it, but shall receive no compensation for his services. An itemized statement of all expenses and moneys paid out shall be made under oath by the treasurer and filed with the secretary and allowed only by the affirmative vote of the full board. Within sixty days of their appointment the commission shall meet and prescribe rules and regulations for the planting, care and maintenance of shade and ornamental trees, and shall define the kind of trees to be planted on the respective streets, avenues and highways under their jurisdiction. The commission at this meeting shall also prescribe penalties for the violation of their rules and regulations.

Sec. 4. The commission shall have full power and authority and is hereby empowered to pass, make, enact, and enforce the necessary orders, rules, and regulations for the planting, removal, protection, maintenance, regulation, and control of all shade and ornamental trees planted or growing upon the public highways of any such municipality and to prescribe penalties for the violation thereof, which penalty may be enforced by any court having original jurisdiction to enforce city ordinances.

Sec. 5. In any municipality where a park board does not exist the commission appointed under the provisions of this act shall have exclusive control over the public parks belonging to or under the control of such municipality, or any department in the government thereof, with full power and authority to improve, repair, manage, maintain and control the same.

Sec. 6. The body or board having charge of the finances of any municipality, such as described in section five (5), shall appoint the shade tree commissioners of such municipality. From the time of such appointment this act and all its provisions shall be in force, and apply to such municipality ;and such commissioners shall be appointed for a term of six years, except for the first commission one shall be appointed for a term of two years, one for four years, and one for six years. In case of a vacancy occurring in said board the mayor shall fill such vacancy by appointment for the unexpired term.

Sec. 7. The shade tree commission shall plant or cause to be planted and maintained, in the manner prescribed by their rules and regula-

tions, in front of all property used for residence purposes and all property platted into lots now brought to grade not used for business purposes, shade trees of the kind, age, and size as shall be prescribed by the rules and regulations of said commission. The orders, rules and regulations of said commission shall be published at least in one issue of some newspaper published in such municipality, and if there be no newspaper in such municipality, then by posting such rules and regulations in at least three public places within such municipality, and such rules and regulations shall be and remain in force from and after such publication or posting.

Sec. 8. When the said commission shall have ordered the streets, avenues, and highways, or parts thereof, within their jurisdiction, be improved by planting and maintaining shade trees therein, it shall make a record of the same and publish a notice in some newspaper within the municipality containing the substance of such order and directed to all owners of property on the streets, avenues, or highways sought to be so improved. Such notice shall fix the time within which such property owners shall plant such trees in such streets, avenues, or highways and the kind and size and manner of planting of such shade trees or ornamental trees.

Sec. 9. The said property owner or owners shall within a prescribed number of days of publication or posting of such notice, as the case may be, plant such shade or ornamental trees within such streets, avenues, or highways in compliance with such order of the commission and its rules and regulations.

Sec. 10. In case such property owner or owners fail to comply with such order, rules and regulations of the said commission, as herein provided, then the said commission shall cause such shade or ornamental trees to be planted according to its order and rules and regulations and the cost of said planting shall be assessed to the property abutting on said streets, avenues, or highways thereof, according to the benefits received.

Sec. 11. Before making an assessment for such costs the said commission shall cause to be published a notice in one issue of some newspaper of said municipality or by posting, if there be no newspaper within such municipality, fixing the time when such assessment will be made, which date of assessment shall not be more than ten days nor less than five days from the date of publication. Upon the making of such assessment the same shall be certified to the county auditor of the county in which said municipality is located, and from that date the said assessment shall be a lien upon the property against which such assessment is made and shall be paid and subject to the same penalties as general taxes.

Sec. 12. No person shall plant or maintain any tree in the streets or highways or parts thereof of any municipality, except it be in compliance with the orders, rules and regulations of said commission.

Sec. 13. That the cost and expense of caring for said trees, after being planted or set out, shall be borne and paid by a general tax to be raised by said municipality; said tax shall not exceed the sum of one-tenth of one mill on the dollar annually on all the taxable property of said municipality; and the needed amount shall be each year certified by said commissioners to the city or town council who shall make the levy and certify same to the county auditor.

Sec. 14. All moneys collected from fines or penalties for the violation of any rules and regulations of any such commission, and all moneys collected for assessments made upon the property for the cost of planting and transplanting or removing any trees, and the boxes or guards for the protection thereof in any such city, shall be forthwith paid over to the proper municipal authorities, and shall be placed to the credit of the said commission, and subject to be drawn upon by the said commission in the manner provided by law for the payment of moneys in any such municipality.

Sec. 15. Nothing in this act shall be construed to cause the removal of healthy shade or ornamental trees now existing, except upon order of the commission.

Sec. 16. A copy of the rules and regulations of said commission, certified to under the hand of the clerk, secretary or president of said commission, shall be taken in any court of this state as full and legal proof of the existence of such rules and regulations, and that all requirements of law in relation to the ordaining, publishing and making of the same so as to make it legal and binding, have been complied with, unless the contrary be shown.

Sec. 17. The courts which now have or hereafter shall have jurisdiction over actions for the violation of rules and regulations of the municipality in which said commission has been or shall be appointed shall have jurisdiction in actions for the violation of such rules and regulation as the said commission shall enact; and said rules and regulations shall be enforced by like proceedings and process and the practice for the enforcement of said rules and regulations shall be the same as that provided by law for the enforcement of the ordinances of the municipality in which such commission exists.

Sec. 18. The officers authorized by law to serve and execute processes in the courts, as aforesaid, shall be the officers to serve and execute any process issued out of any court under this act.

Sec. 19. 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, and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred House File No. 627, a bill for an act to require railroads to stop passenger trains at stations maintained by them when signaled so to do, 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 amended as follows:

By inserting after the word "shall" in the fifth line of section one the following: "when so ordered by the board of railroad commissioners, and."

By striking out the words "more than two" in the fourth line of section one, and inserting in lieu thereof the words "two or more"; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred Senate File No. 418, a bill for an act to require the equipment and maintenance of sanitary closets at railway stations in this state, providing for the regulation and inspection thereof and fixing a penalty for violation of this act, 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 do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred Senate File No. 378, a bill for an act to amend section twenty-one hundred and thirteen (2113) of the Supplement to the

Code, 1907, as amended by chapter one hundred twenty-seven (127) of the acts of the Thirty-third General Assembly, relating to the powers of the board of railroad commissioners, 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 do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred House File No. 443, a bill for an act amending section twenty-one hundred twenty-six (2126) of the Code, granting to common carriers the right to meet short line competition, 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 amended by the following substitute amendment:

A BILL for an Act to Amend Section Twenty-one Hundred and Forty-five (2145) of the Code, Title Ten (10), Chapter Seven (7).

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

Section 1. That the law as it appears in section twenty-one hundred and forty-five (2145) of the Code as amended by chapter ninety-five (95) of the Thirty-fourth (34th) General Assembly, be and the same is hereby amended by inserting between the words "construed" and "as" in line fifty-four (54) of said section the following: "when two points are connected by two or more lines of railway within this state, as preventing the company or companies operating a longer line from adopting the distance of the shortest line between said points as the basis for computing the rate between said points under the Iowa distance tariff, provided that said rate shall be approved by the board of railroad commissioners, and provided that said rate shall be *prima facie* evidence only of what is a reasonable rate on all other portions of any given railroad, connecting said points, for the distance the traffic is actually hauled over the said railroad between the said points, and provided further that no charge for a shorter haul shall be greater than a charge for a longer haul in which such shorter haul is included; nor construed so as to prevent any railway company having two (2) or more lines of road between the same points, or stations, within this state, charging rates for the transportation of freight and passengers based on such railway company's short line, irrespectively of the line operated by said company over which such freight or passengers actually move; nor so construed."

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.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred House File No. 543, a bill for an act to regulate common carriers and fix liability as common carriers, 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 amended as follows:

By adding as section two the following:

“Sec. 2. That all such carriers shall also be and remain liable to the owner thereof for all damages accruing to the containers of merchandise carried by them, such as bread baskets, laundry baskets, cream cans, egg cases and any and all other cases, crates or containers of any description whatever, whether such damage be incurred while the goods therein are in transit or when the said containers are being returned as empties, until full satisfaction for such damage has been made by such carrier to the owner of such container”; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred House File No. 610, a bill for an act to repeal sections two thousand one hundred and fifty-seven-l (2157-l), two thousand one hundred and fifty-seven-m (2157-m), two thousand one hundred and fifty-seven-n (2157-n) of the Supplement to the Code, 1907, 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, and enact a substitute therefor, 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 do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Dixon of Sac, 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. 265, a bill for an act providing for the deposit by state and savings banks with the treasurer of the United States of securities to secure postal savings deposits made in such banks under the provisions of the postal savings bank act, 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 do pass.

W. J. DIXON,
Chairman.

Report adopted.

Ring of Linn proposed the following substitute for House File No. 548, and asked that it be printed in the Journal:

A BILL for an Act to Amend Section One (1) of Chapter One Hundred Eighty-four (184) of the Acts of the Thirty-third General Assembly as Amended by Section One (1) of Chapter One Hundred Forty-five (145) of the Acts of the Thirty-fourth General Assembly, and to Amend Section Two (2) of Chapter One Hundred Eighty-four (184) of the Acts of the Thirty-third General Assembly as Amended by Section Two (2) of Chapter One Hundred Forty-five (145) of the Acts of the Thirty-fourth General Assembly, Relative to the Limit of Indebtedness of Independent School Districts.

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

Section 1. That section one (1) of chapter one hundred eighty-four (184) of the acts of the Thirty-third General Assembly as amended by section one (1) of chapter one hundred forty-five (145) of the acts of the Thirty-fourth General Assembly be amended by adding after the comma following the word "therefor" in the fourth line of section one (1) of chapter one hundred forty-five (145) of the acts of the Thirty-fourth General Assembly the following words: "or for the purpose of purchasing land to add to a site already owned."

Sec. 2. That section two (2) of chapter one hundred eighty-four (184) of the acts of the Thirty-third General Assembly as amended by section two (2) of chapter one hundred forty-five (145) of the acts of the Thirty-fourth General Assembly be amended by adding a comma after the word "furnished" in the seventh line of section two (2), chapter one hundred forty-five (145) of the acts of the Thirty-fourth General Assembly, and after the comma the following words: "or that sufficient land cannot be purchased to add to a site already owned,".

Ring of Linn moved that House File No. 548 be made a special order for Tuesday, April 1st at 9:30 o'clock A. M.

Motion prevailed.

INTRODUCTION OF BILLS.

By committee on Municipal Corporations, House File No. 665.

A BILL for an Act to Amend Section One Thousand and Eighty-seven-a-thirty-four (1087-a-34) of the Supplement to the Code in Relation to Primary Elections in Cities and Providing for Primary Nomination Election of Candidates for City Offices in Cities Having a Population of Twenty-five Hundred (2,500).

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

Section 1. That section one thousand and eighty-seven-a-thirty-four (1087-a-34) of the Supplement to the Code, 1907, be and the same is hereby amended by striking out the words "of the first class" in the fourth line thereof and inserting the words "incorporated under the general incorporation law of the state having a population of over twenty-five hundred (2,500)."

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. 306, a bill for an act relative to public utilities, defining their rights, powers, remedies and duties; providing for their regulation and control; changing the name of the board of railroad commissioners to "public utilities commission"; enlarging and prescribing its powers and duties; providing for the appointment of two (2) additional members thereto and changing the method of appointment of all its members, as their terms expire; repealing all inconsistent acts and parts of acts and making an appropriation for carrying out the provisions of this act; also transferring the powers and duties of the executive council as prescribed by chapter seventy-one (71), of the acts of the Thirty-second General Assembly of Iowa, in so far as they relate to public service corporations, and the powers and duties of the board of railroad commissioners as prescribed by law, to said commission; also repealing all powers heretofore granted to cities and towns in conflict with this act and conferring on such cities and towns certain additional powers; also providing for physical valuation of public utilities by said commission and giving said commission authority to fix rates and regulate extensions of public utilities.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 316, a bill for an act to legalize the adoption of certain propositions at an election of the county of Wapello, with the effect of authorizing the board of supervisors to purchase land for an addition to the county home farm.

JOS. E. MEYER,
Secretary.

Also:

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. 21, a bill for an act to repeal section 1869, Supplement to the Code, 1907, and enact a substitute therefor, providing for the compensation of officers and directors of state and savings banks, and providing for loans to such officers and directors.

JOS. E. MEYER,
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. 242, a bill for an act to amend section 1076, Supplement to the Code, 1907, relating to the registration of voters.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Senate File No. 306, a bill for an act relative to public utilities, defining their rights, powers, remedies and duties; providing for their regulation and control; changing the name of the board of railroad commissioners to "public utilities commission"; enlarging and prescribing its powers and duties; providing for the appointment of two (2) additional members thereto and changing the method of appointment of all its members, as their terms expire; repealing all inconsistent acts and parts of acts and making

an appropriation for carrying out the provisions of this act; also transferring the powers and duties of the executive council as prescribed by chapter seventy-one (71), of the acts of the Thirty-second General Assembly of Iowa, in so far as they relate to public service corporations, and the powers and duties of the board of railroad commissioners as prescribed by law, to said commission; also repealing all powers heretofore granted to cities and towns in conflict with this act and conferring on such cities and towns certain additional powers; also providing for physical valuation of public utilities by said commission and giving said commission authority to fix rates and regulate extensions of public utilities.

Stipe of Page moved that Senate File No. 306 be referred to committee on Public Utilities.

Motion lost and Senate File No. 306 was passed on file.

CONSIDERATION OF BILLS.

Time having arrived for Special Order No. 31, on motion of Stipe of Page, House File No. 648, a bill for an act to establish the public service commission, and to provide for the valuation, regulation, and control of public utilities, transferring certain powers and duties from the executive council and board of railroad commissioners to said commission, conferring additional powers upon cities and towns, repealing sections twenty-one hundred fifteen (2115), twenty-one hundred seventeen (2117), twenty-one hundred twenty-three (2123) and twenty-one hundred twenty-four (2124) of the code, and section twenty-one hundred twenty-five (2125) of the code as amended by the acts of the Thirty-fourth General Assembly, and making an appropriation for carrying out the provisions of this act, with report of committee recommending passage, was taken up, and considered.

Lund of Hamilton moved that the House take up consideration of Senate File No. 306.

Motion lost.

Jacobs of Calhoun moved to reconsider the vote by which the House refused to take up consideration of Senate File No. 306.

Motion prevailed

Lund of Hamilton moved that the House take up for consideration at this time, Senate File No. 306.

Motion prevailed and the House proceeded to take up consideration of Senate File No. 306, a bill for an act relative to public utilities, defining their rights, powers, remedies and duties; providing for their regulation and control; changing the name of the board of railroad commissioners to "public utilities commission;" enlarging and prescribing its powers and duties; providing for the appointment of two (2) additional members thereto and changing the method of appointment of all its members, as their terms expire; repealing all inconsistent acts and parts of acts and making an appropriation for carrying out the provisions of this act; also transferring the powers and duties of the executive council as prescribed by chapter seventy-one (71), of the acts of the Thirty-second General Assembly of Iowa, in so far as they relate to public service corporations, and the powers and duties of the board of railroad commissioners as prescribed by law, to said commission; also repealing all powers heretofore granted to cities and towns in conflict with this act and conferring on such cities and towns certain additional powers; also providing for physical valuation of public utilities by said commission and giving said commission authority to fix rates and regulate extensions of public utilities.

Stipe of Page proposed the following amendment:

Amend by striking out all following the enacting clause and substituting in lieu thereof the substitute amendment as offered by the committee on Public Utilities.

Mr. Stipe moved that the House take up section by section the consideration of the substitute offered for Senate File No. 306.

Motion prevailed.

Mr. Stipe moved that the printing of the substitute amendment in the Journal be dispensed with as the same was already in the files of the members.

Motion prevailed.

Lund of Hamilton proposed the following amendment:

Amend section 2 by striking out all of said section commencing with the word "who" in the second line thereof and inserting in lieu thereof the following: "who shall be elected as hereinafter provided."

On the adoption of the amendment roll call was demanded by Lund of Hamilton and Kulp of Palo Alto.

On the question "Shall the amendment be adopted?"

The ayes were:

Atkinson, Bartle, Bauman, Blackford, Bradley, Bruce, Burt, Cannon, Carson, Clark, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Elwood, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Huntley, Jacobson, Jensen, Kane, Kingland, Kulp, LeRoy, Lund, McVicker, Meredith, Miller, Mitchell, Odendahl, Reeve, Saltzmann, Scott, Steel-smith, Stokes, Stutt, Thompson, Townsend, Webb, White, Workman—51.

The nays were:

Anderson of Montgomery, Anderson of Greene, Barry, Bingham, Bliss, Boettger, Brady, Brockway, Cole, Dixon, Enger Erickson, Griggs, Grout, Halgrims, Hunt, Jacobs, Jones, Klay, Larrabee, McHose, Munro, Newcomb, Peterson, Power, Ring, Rone, Scholz, Shankland, Stipe, Whitney—31.

Absent or not voting:

Bernbrock, Black, Brown, Buxton, Chapman, Craig, Cronbaugh, Dawson, Elliott, Fraley, Greene of Grundy, Hutchins, Jamison, Kelso, Koontz, Lenoeker, Lounsberry, Manning, McCullough, Milton, Pickford, Rohwer, Sherman, Sidey, Trumbauer, Mr. Speaker—26.

Amendment adopted.

On request of Anderson of Montgomery, leave of absence was granted Dawson of Cherokee until Tuesday.

On request of Halgrims of Humboldt, leave of absence was granted Craig of Madison until Tuesday.

Power of Jefferson proposed the following amendment to section 4:

Amend by inserting the words "light, heat or" following the word "fire" and before the word "power."

Amendment adopted.

Whitney of Woodbury proposed the following amendment to section 5:

Amend by striking out the last three words of section 5.

Ring of Linn moved that consideration of section 5 be deferred at this time.

Motion prevailed.

Mr. Ring moved that consideration of sections 6 and 7 be deferred at this time.

Motion lost.

Stipe of Page proposed the following amendment to section 6:

Amend by striking out the comma following the word "city" in line 2 and inserting the word "or" and by striking out the words "or village" in line 2.

Amendment adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 17, a bill for an act giving school boards in certain districts authority to use school buildings and grounds and other public buildings and grounds for public recreation and play ground purposes and providing for the levy of separate tax for the support of same and authorizing cities within or including such districts to appropriate money for the same purpose. Additional to chapter fourteen (14), title thirteen (13) of the Code.

Also:

House File No. 66, a bill for an act to amend the law as it appears in sections 1989-a-19, 1989-a-26, 1989-a-27 and 1989-a-38, of the Supplement to the Code, 1907, and section 16 of chapter 118 of the acts of the Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third General Assembly, relating to assessments for benefits to roads, streets, and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued.

Also:

House File No. 236, a bill for an act legalizing the adoption, signing, recording and publication of the ordinances of the city of Bedford, Iowa.

Also:

House File No. 408, a bill for an act to legalize certain conveyances and other instruments of writing affecting real estate.

Also:

House File No. 575, a bill for an act to provide for the restoration of lost or destroyed public records.

Also:

House File No. 385, a bill for an act to legalize an ordinance of the incorporated town of Sheldahl, Iowa granting a franchise to Boone Electric Company, to erect, maintain, and operate an electric power plant, in said town.

Also:

House File No. 488, a bill for an act to repeal section four hundred seventy-five (475) of the Code and to enact a substitute therefor, relating to the criminal statistics to be kept by the county auditor and the reporting of same by the county auditor to the clerk of the district court.

Also:

House File No. 525, a bill for an act to authorize and direct the board of supervisors of Johnson county, Iowa, to issue a quit claim deed to John Vesely, conveying certain real estate located in Johnson county, Iowa, more particularly described as lot six (6), block nine (9), of county seat of Johnson county, Iowa.

Also:

House File No. 85, a bill for an act to repeal section five thousand twenty-eight-b (5028-b) of the Supplement to the Code, 1907, and chapter two hundred twenty-two (222), laws of the Thirty-third General Assembly amendatory thereof, and to enact a substitute therefor, relating to unfair discrimination in any commodity of commerce between different sections, localities, communities, cities or towns.

Also:

House File No. 132, a bill for an act to provide state aid to consolidated schools equipped with two or more rooms and which include in their course of study, industrial and vocational subjects, and making an appropriation therefor.

Also:

House File No. 134, a bill for an act to amend the law as it appears in paragraph eight (8) of section eight hundred and ninety-four (894) of the Supplement to the Code, 1907, relating to the levy of special taxes by cities.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 17, a bill for an act giving school boards in certain districts authority to use school buildings and grounds and other public buildings and grounds for public recreation and play ground purposes and providing for the levy of separate tax for the support of same and authorizing cities within or including such districts to appropriate money for the same purpose. Additional to chapter fourteen (14), title thirteen (13) of the Code.

Also:

House File No. 66, a bill for an act to amend the law as it appears in sections 1989-a-19, 1989-a-26, 1989-a-27 and 1989-a-38, of the Supplement to the Code, 1907, and section 16 of chapter 118 of the acts of the Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third

General Assembly, relating to assessments for benefits to roads, streets, and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued.

Also:

House File No. 385, a bill for an act to legalize an ordinance of the incorporated town of Sheldahl, Iowa granting a franchise to Boone Electric Company, to erect, maintain, and operate an electric power plant, in said town.

Also:

House File No. 488, a bill for an act to repeal section four hundred seventy-five (475) of the Code and to enact a substitute therefor, relating to the criminal statistics to be kept by the county auditor and the reporting of same by the county auditor to the clerk of the district court.

Also:

House File No. 525, a bill for an act to authorize and direct the board of supervisors of Johnson county, Iowa, to issue a quit claim deed to John Vesely, conveying certain real estate located in Johnson county, Iowa, more particularly described as lot six (6), block nine (9), of county seat of Johnson county, Iowa.

Also:

House File No. 236, a bill for an act legalizing the adoption, signing, recording and publication of the ordinances of the city of Bedford, Iowa.

Also:

House File No. 408, a bill for an act to legalize certain conveyances and other instruments of writing affecting real estate.

Also:

House File No. 575, a bill for an act to provide for the restoration of lost or destroyed public records.

Also:

House File No. 385, a bill for an act to repeal section five thousand twenty-eight-b (5028-b) of the Supplement to the Code, 1907, and chapter two hundred twenty-two (222), laws of the Thirty-third General Assembly amendatory thereof, and to enact a substitute therefor, relating to unfair discrimination in any commodity of commerce between different sections, localities, communities, cities or towns.

Also:

House File No. 132, a bill for an act to provide state aid to consolidated schools equipped with two or more rooms and which include in their course of study, industrial and vocational subjects, and making an appropriation therefor.

Also:

House File No. 134, a bill for an act to amend the law as it appears in paragraph eight (8) of section eight hundred and ninety-four (894) of the Supplement to the Code, 1907, relating to the levy of special taxes by cities.

W. W. ANDERSON,

Chairman House Committee.

JOHN H. TAYLOR,

Chairman Senate Committee.

Report adopted.

On motion of Ring of Linn the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

SENATE MESSAGE CONSIDERED.

Reeve of Franklin called up Senate concurrent resolution relative to inviting General Dodge to address a joint session of the General Assembly, and moved its adoption.

Motion prevailed and the resolution was adopted.

The speaker appointed as committee on the part of the House. Representatives Reeve of Franklin, Crozier of Marion and Hazen of Pottawattamie.

Hazen of Pottawattamie moved that the rules be suspended and that Senate File No. 92 be made a special order for Thursday, April 3rd, at 10:00 o'clock A. M.

Roll call was demanded by Hazen of Pottawattamie and Boettger of Scott.

On the question, "Shall the rules be suspended and Senate File No. 92 be made a special order for Thursday, April 3rd at 10:00 o'clock A. M.?"

The ayes were:

Barry, Bingham, Black, Boettger, Bradley, Cannon, Clark, Craig, Crozier, Dunlap, Eggleston, Greene of Clinton, Griffin, Griggs, Grout, Hamilton, Hansen, Hazen, Jacobson, Jensen, Kane, LeRoy, Lund, McVicker, Meredith, Miller, Milton, Mitchell, Peterson, Reeve, Scholz, Shankland, Stokes, Thompson, Townsend, White, Whitney—37.

The nays were:

Anderson of Montgomery, Atkinson, Bartle, Blackford, Bliss, Brady, Brockway, Brown, Buxton, Carson, Cole, Cronbaugh, Daniels, Dixon, Downey, Elwood, Erickson, Hadley, Halstead, Huff, Hunt, Huntley, Jacobs, Jones, Kingland, Klay, Munro, Newcomb, Ring, Rone, Scott, Stipe, Stutt, Webb, Mr. Speaker—35.

Absent or not voting:

Anderson of Greene, Bauman, Bernbrock, Bruce, Burt, Chapman, Dawson, Doze, Elliott, Enger, Fraley, Greene of Grundy, Halgrims, Heaton, Helming, Hutchins, Jamison, Kelso, Koontz, Kulp, Larrabee, Lenocker, Lounsberry, Manning, McCullough, McHose, Odendahl, Pickford, Power, Rohwer, Saltzmann, Sherman, Sidey, Steelsmith, Trumbauer, Workman—36.

Motion lost, and Senate File No. 92 was referred to committee on Ways and Means.

On request of Meredith of Jasper, leave of absence was granted Manning of Story until Tuesday.

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 herewith requests the return of the following bill.

Senate File No. 228, a bill for an act to amend section 4823 of the code pertaining to malicious mischief and trespass.

JOS. E. MEYER,
Secretary.

Also :

MR. SPEAKER—I am directed to inform your honorable body that the president of the Senate has appointed as conference committee on the part of the senate on Senate File No. 44, a bill for an act to fix compensation of the warden and of certain officers and employes of the state reformatory and penitentiary; and to enlarge the support fund of said institutions, etc., Heald of Linn, Chase of Webster, McManus of Lee and Sheean of Jones.

Jos. E. MEYER,
Secretary.

Also :

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 the the Senate was asked.

Senate File No. 226, a bill for an act to repeal section 2691, 2692, Supplement to the Code, 1907, and to enact substitute therefor to provide support of the Iowa Soldiers' Orphans' Home.

Jos. E. MEYER,
Secretary.

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to the following bill in which the concurrence the the Senate was asked.

Senate File No. 178, a bill for an act to repeal section 711 of the Code, and enacting a substitute therefor relative to the powers of cities and towns in respect to prevention of fires, accidents from electrical apparatus, fire limits and the erection of structures within fire limits.

Jos. E. MEYER,
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. 356, a bill for an act to amend section 4823 of the Code pertaining to malicious mischief and trespass.

Jos. E. MEYER,
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. 375, a bill for an act to authorize the sale and conveyance of certain land in Scott County, Iowa.

JOS. E. MEYER,
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. 55, a bill for an act to amend section 1087-a-10 Supplement to the Code, 1907, relating to nomination papers.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

House resumed consideration of Senate File No. 306.

Erickson of Lyon moved to reconsider the vote by which the House deferred action on section 5.

Motion prevailed.

On the adoption of the amendment to section 5, proposed by Whitney of Woodbury, roll call was demanded by Brady of Dallas and Klay of Sioux.

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

The ayes were:

Bartle, Bauman, Bernbrock, Black, Bradley, Brady, Bruce, Cannon, Carson, Clark, Cronbaugh, Doze, Dunlap, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Heaton, Helming, Huff, Hunt, Jacobson, Jensen, Kingland, LeRoy, McVicker, Miller, Mitchell, Odendahl, Power, Scholz, Scott, White, Whitney—38.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bingham, Blackford, Bliss, Boettger, Buxton, Craig, Daniels, Dixon, Downey, Eggleston, Erickson, Griggs, Grout, Hamilton, Hansen, Huntley, Jones, Kane, Kelso, Klay, Kulp, McHose, Meredith, Milton, Munro, Newcomb, Peterson, Reeve, Ring, Rone, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, Workman, Mr. Speaker—43.

Absent or not voting:

Brockway, Brown, Burt, Chapman, Cole, Crozier, Dawson, Elliott, Greene of Grundy, Hazen, Hutchins, Jacobs, Jamison, Koontz, Larrabee, Lenocker, Lounsberry, Lund, Manning, McCullough, Pickford, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Trumbauer—27.

Roll call verified.

Amendment lost.

Whitney of Woodbury proposed the following amendment to section 9:

Amend by adding thereto the following:

“Provided no public utility or the owner thereof shall be construed to have been granted or secured any vested right because of the passage of this act, and no vested right shall hereafter be claimed by any utility company or owner thereof because of the taking effect of this act.”

Amendment adopted.

Kingland of Winnebago in the chair.

Whitney of Woodbury proposed the following amendment to section 10:

Amend by striking out of lines five and six, the words “and every municipality.”

On the adoption of the amendment, roll call was demanded by Klay of Sioux and Stipe of Page.

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

The ayes were:

Atkinson, Bartle, Bauman, Bernbrock, Bradley, Brady, Bruce, Cannon, Carson, Clark, Cronbaugh, Crozier, Downey, Danlap, Elwood, Enger, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hazen, Heaton, Huff, Hunt, Jacobson, Jensen, Kane, Kelso, Kingland, LeRoy, Lund, McVicker, Meredith, Mitchell, Odendahl, Power, Ring, Scholz, Scott, White, Whitney—43.

The nays were:

Anderson of Montgomery, Anderson of Greene, Barry, Bingham, Blackford, Bliss, Brockway, Buxton, Cole, Daniels, Dixon, Eggleston, Erickson, Hansen, Helming, Huntley, Jacobs, Jones, Klay, Kulp, McHose, Milton, Munro, Newcomb, Peterson, Reeve, Rone, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, Workman—35.

Absent or not voting:

Black, Boettger, Brown, Burt, Chapman, Craig, Dawson, Doze, Elliott, Fraley, Greene of Grundy, Griggs, Grout, Hutchins, Jamison, Koontz, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, Miller, Pickford, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Trumbauer, Mr. Speaker—30.

Roll call verified.

Amendment adopted.

Bruce of Floyd proposed the following amendment to section 10:

Amend by adding thereto the following:

"Provided, that mutual telephone companies whose operating expenses are liquidated by assessments shall not come under the provisions of this act."

On the adoption of the amendment, roll call was demanded by Bruce of Floyd and Downey of Crawford.

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

The ayes were:

Atkinson, Barry, Bartle, Bauman, Bernbrock, Bradley, Bruce, Carson, Clark, Cronbaugh, Crozier, Daniels, Downey, Dunlap, Eggleston, Elwood, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Heaton, Huff, Hunt, Huntley, Jensen, Kane, Kelso, Kingland, LeRoy, Lund, McVicker, Meredith, Miller, Mitchell, Odendahl, Power, Scholz, Scott, Steelsmith, Stokes, Thompson, Townsend, Whitney—44.

The nays were:

Anderson of Montgomery, Anderson of Greene, Bingham, Blackford, Brady, Brockway, Burt, Buxton, Cannon, Cole, Craig, Erickson, Hansen, Jacobs, Jacobson, Jones, Klay, Kulp, McHose, Milton, Munro, Newcomb, Peterson, Reeve, Ring, Rone, Shankland, Stipe, Stutt, Webb, Workman—31.

Absent or not voting:

Black, Bliss, Boettger, Brown, Chapman, Dawson, Dixon, Doze, Elliott, Enger, Fraley, Greene of Grundy, Griggs, Grout, Hamilton, Hazen, Helming, Hutchins, Jamison, Koontz, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, Pickford, Rohwer, Saltzmann, Sherman, Sidey, Trumbauer, White, Mr. Speaker—33.

Amendment adopted.

Power of Jefferson proposed the following amendment to section 10:

Amend by striking out the word "the" following the word "for" and preceding the word "public."

Amendment adopted.

Power of Jefferson proposed the following amendment to section 12:

Amend by changing the period (.) at the end to a comma (,) and adding: "providing such service or supply can be given without any way injuring existing contracts."

Stipe of Page moved the previous question on the amendment.

Jacobs of Calhoun seconded the motion.

Motion prevailed.

Amendment lost.

Stipe of Page proposed the following amendment to section 15:

Amend line 18 by striking out the word "courts" and inserting in lieu thereof the words "supreme court."

Amendment adopted.

Ring of Linn proposed the following amendment to section 15:

Amend by striking out the words "operating under an indeterminate permit" from line 51.

Amendment adopted.

Whitney of Woodbury proposed the following amendment to section 15:

Amend by striking out the words "introduced and all information secured by the commission on its own initiative and" from line 44.

Amendment adopted.

Crozier of Marion proposed the following amendment to section 17:

Amend by striking the words "undue or unreasonable" from lines 7 and 10.

Amendment adopted.

Speaker Cunningham in the chair.

Stipe of Page proposed the following amendment to section 17:

Amend by striking out the period at the end of line 17 and substituting a semi-colon (;) therefor and add thereto the following: "and shall not discriminate in their accommodations, rates and charges between such connecting lines."

Amendment adopted.

Elwood of Howard proposed the following amendment to section 23:

Amend by inserting in line 2 after the word "utilities" the following: "including all mutual telephone companies whose operating expenses are liquidated by assessments though they do not otherwise come under the provisions of this act."

Amendment adopted.

Power of Jefferson proposed the following amendment to section 24:

Amend by striking out the word "irreparable" in line 5.

Amendment adopted.

Lund of Hamilton proposed the following amendment to sub-division 2 of section 29:

Amend sub-division 2, section 29, by inserting after the comma (,) following the word "therefrom" in the 21 line of the printed bill, the following: "also what benefit shall inure to the public in the way of reduction of rates and charges for service."

Amendment adopted.

Whitney of Woodbury proposed the following amendment to section 26:

Amend line 1 by striking out the words "a new" following the word "stating" and insert in lieu thereof the word "any", and strike out the word "new" in line 2 wherever it appears.

Amendment adopted.

Stipe of Page proposed the following amendment to section 30:

Amend by striking out of line 6 the word "company" and inserting in lieu thereof the words "public utility."

Also, insert in line 9, following the word "citizen," the words "firm, association or corporation."

Amendment adopted.

Mitchell of Wapello proposed the following amendment to section 30:

Amend by striking from line 2 the words "public utility."

Amendment lost.

Klay of Sioux proposed the following amendment to section 31:

Amend line 11 by inserting the words "public utility except" following the word "every".

Amendment adopted.

Whitney of Woodbury proposed the following amendment to section 32:

Amend by adding thereto the following: "Provided, however, that nothing in this act contained shall take away any right that any municipality may at this time have reserved in any franchise heretofore granted to any public utility, or any contract with any public utility."

Stipe of Page moved that further consideration of Senate File No. 306 be made a special order for Tuesday, April 1st at 11:00 o'clock A. M., and continue as such special order until disposed of.

Motion prevailed.

Kingland of Winnebago moved that House File No. 642 be withdrawn from the committee on Labor and be referred to committee on Judiciary.

Motion prevailed and the bill was so referred.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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:

Substitute for Senate File No. 176, a bill for an act to amend section one (1) of chapter sixty-eight (68), of the acts of the Thirty-fourth General Assembly, relating to the assessment and collection of a tax upon collateral estates, annuities, legacies, bequests, gifts, transfers and inheritances.

Also:

Substitute for Senate File No. 14, a bill for an act to amend chapter two hundred (200) of the acts of the Thirty-third General Assembly, relating to administration of the estates of absentees.

Also:

Senate File No. 119, a bill for an act to require foreign corporations owning, controlling, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located within the state of Iowa, or the business of such works, plants or railways or owning or controlling stock in any corporation owning, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located within the state of Iowa or the business of such plants or railways to comply with the laws governing the issuance of capital stock of domestic corporations and the making of reports by domestic corporations and to require said foreign corporations to obtain a permit to transact business within the state of Iowa, and conferring upon courts of equity jurisdiction to dissolve and terminate corporations, works, plants or businesses violating this act and providing penalties for violations of this act.

Also:

Substitute for Senate File No. 121, a bill for an act to amend the law as it appears in chapter one hundred forty-two (142) of the acts of the Thirty-third General Assembly relating to the number of persons to whom city or town councils may by resolution grant consent to sell intoxicating liquors and making the same apply to cities acting under special charter.

Also:

Substitute for Senate File No. 175, a bill for an act to amend section twenty-three hundred forty-eight (2348) of the Code, relating to bounty on wolves.

Also:

Substitute for Senate File No. 254, a bill for an act to amend the law as the same appears in sections six hundred ninety-one (691) and six hundred ninety-two (692) of the Code, relating to the jurisdiction in actions for the violation of city or town ordinances and providing for the transfer of cases from mayor's court to a justice of the peace court in certain cases.

Also:

Senate File No. 21, a bill for an act to repeal section 1869 of the Supplement to the Code, 1907, and to enact a substitute therefor, providing for the compensation of officers and directors of state and savings banks and providing for loans to such officers and directors and penalty for the violation of the provisions of the law.

Also:

Senate File No. 152, a bill for an act to fix the date of the counting of the votes for governor and lieutenant governor and fixing the date of the inauguration of governor and lieutenant governor.

Also:

Senate File No. 302, a bill for an act to repeal the law as it appears in section nineteen hundred forty-eight (1948) of the Supplement to the Code, 1907, and to repeal the law as it appears in section nineteen hundred eighty-nine-a-fifteen (1989-a15) of the Supplement to the Code, 1907, and to enact a substitute therefor, defining nuisances in construction of drainage ditches, and making the obstruction of such ditches and levees a misdemeanor.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

The speaker announced that as speaker of the House, he had signed in the presence of the House, House Files Nos. 85, 132, 134, 385, 488, 525, 236, 408, 575, 17 and 66.

On motion of Kulp of Palo Alto, the House adjourned until 7:30 o'clock P. M.

EVENING SESSION.

House reconvened, Speaker Cunningham 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 Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 334, a bill for an act providing for the assessment of the cost of main sewers to the property within the territory drained, and defining adjacent property relative thereto.

JOS. E. MEYER,
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. 282, a bill for an act to prohibit and punish trespassing on railway tracks, cars and engines and provide for punishment for violation thereof.

JOS. E. MEYER,
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. 232, a bill for an act to repeal section 42, Acts of the 33rd General Assembly and to enact a substitute thereof providing for the selection of an official newspaper for the publication of the proceedings of city and town councils and providing compensation therefor.

JOS. E. MEYER,
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. 417, a bill for an act providing for the election of United States senators by a vote of the people.

JOS. E. MEYER,
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 to amend section 1, chapter 104, Acts of the 33rd General Assembly describing form of index of articles of incorporation, and making it the duty of the recorder to so index said articles.

JOS. E. MEYER,
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. 267, a bill for an act to amend section 2077-a, Supplement to the Code, 1907, relating to the posting of bulletins at railway stations.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Substitute for Senate File No. 417, a bill for an act providing for the election of United States senators by the vote of the people.

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

Senate File No. 206, a bill for an act to amend section 1, chapter 104, acts of the 33 G. A., describing the form of index of articles of incorporation, and making it the duty of the recorder to so index said articles.

Read first and second time and referred to committee on Municipal Corporations.

Substitute for Senate File No. 267 a bill for an act to amend section two thousand seventy-seven-a (2077-a) supplement to the code, 1907, relating to the posting of bulletins at railway stations.

Read first and second time and referred to committee on Railroads and Transportation.

Senate File No. 334, a bill for an act providing for the assessment of the cost of main sewers to the property within the territory drained and defining adjacent property relative thereto, and amending section eight hundred forty-d (840-d), of the supplement to the code, 1907, relating to the construction of main sewers and paying the cost thereof.

Read first and second time and referred to committee on Municipal Corporations.

Substitute for Senate File No. 232, a bill for an act to repeal the law as it appears in chapter forty-two (42) of the laws of the Thirty-third General Assembly and to enact a substitute therefor.

Read first and second time and referred to committee on Municipal Corporations.

Substitute for Senate File No. 232, a bill for an act to prohibit trespassing on railway tracks, rights of way, cars and engines, and providing for a penalty for the violation thereof.

Read first and second time and referred to committee on Railroads and Transportation.

CONSIDERATION OF BILLS.

On motion of Crozier of Marion, House File No. 526, a bill for an act to amend section four thousand six hundred and twenty-three (4623) of the code of 1897, relating to books of account as evidence, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Crozier moved that the rules be suspended, 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 ayes were:

Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Bruce, Burt, Cannon, Carson, Clark, Cole, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Halstead, Hansen, Hazen, Heaton, Hunt, Huntley, Jacobson, Jensen, Jones, Kingland, Larrabee, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Power, Reeve, Ring, Scholz, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—60.

The nays were:

None.

Absent or not voting :

Anderson of Montgomery, Anderson of Greene, Barry, Black, Boettger, Brockway, Brown, Buxton, Chapman, Craig, Dixon, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Hadley, Halgrims, Hamilton, Helming, Huff, Hutchins, Jacobs, Jamison, Kane, Kelso, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Pickford, Rohwer, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Steelsmith, Trumbauer, Workman—48.

So the bill having received a constitutional majority was declared to have passed the House and title as amended agreed to.

On motion of Bauman of Van Buren, House File No. 59, a bill for an act to repeal sections ten hundred ninety-three (1093), and eleven hundred thirty (1130) of the supplement to the code, and section eleven hundred and thirty-eight (1138) of the code, and to enact substitutes therefor, relating to the boards of election and the manner of canvassing the ballots, with report of committee, recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Bauman proposed the following amendment :

Amend line 2 of paragraph 6, of section 4, by striking out the words "10:00 o'clock A. M.," and inserting in lieu thereof the words "1:00 o'clock P. M."

Whitney of Woodbury proposed the following substitute amendment :

Amend section 4 by striking out the first sentence thereof and by inserting the following, to-wit: "The counting judges and clerks in precincts polling 300 votes or more at the last preceding election, shall present themselves at the voting place at 9 o'clock A. M., on the day of the election and in all other precincts at 1:00 o'clock P. M.

Ring of Linn moved the previous question on the amendment and the main question.

Brady of Dallas seconded the motion.

Motion prevailed.

Substitute amendment adopted.

Whitney of Woodbury moved that House File No. 59 be made a special order for Tuesday, April 1st, at 7:30 o'clock P. M.

Motion prevailed.

Bartle of Mitchell moved that House File No. 477 be recalled from the committee on Ways and Means.

Motion lost.

On motion of Ring of Linn, House File No. 606, a bill for an act to amend section eight hundred ninety-four (894) of the supplement to the code, 1907, relating to the levy of taxes in cities under the commission form of government, with report of committee recommending passage, was taken up and considered.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Brady, Bruce, Burt, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Doze, Elwood, Erickson, Griffin, Griggs, Grout, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Klay, Larrabee, Lund, McVicker, Meredith, Milton, Mitchell, Munro, Peterson, Power, Reeve, Ring, Scott, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—64.

The nays were:

Bradley, Cronbaugh, Downey, Dunlap, Greene of Clinton, Hadley, Kingland—7

Absent or not voting:

Barry, Black, Brockway, Brown, Buxton, Chapman, Clark, Dixon, Eggleston, Elliott, Enger, Fraley, Greene of Grundy, Halgrims, Hamilton, Hutchins, Jamison, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, McHose, Miller, Newcomb, Odendahl, Pickford, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Trumbauer—37.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Webb of Clay, House File No. 461, a bill for an act to amend the law relating to the destruction of weeds as it appears in sections three (3) and four (4) of chapter ninety-six (96) of the acts of the Thirty-third General Assembly, with report of committee recommending passage, was taken up, and considered.

Mr. Webb moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Brady, Buxton, Carson, Cole, Craig, Crozier, Dawson, Doze, Dunlap, Eggleston, Erickson, Greene of Clinton, Greene, of Grundy, Griggs, Grout, Hadley, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Jacobs, Jensen, Jones, Kane, Kingland, Larrabee, Lund, Milton, Mitchell, Munro, Peterson, Power, Ring, Rone, Scholz, Scott, Steelsmith, Stipe, Stutt, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—56.

The nays were:

Anderson of Montgomery, Bernbrock, Bradley, Burt, Clark, Cronbaugh, Daniels, Downey, Elwood, Heaton, Jacobson, MeVicker, Odendahl, Reeve, Stokes, Townsend—16.

Absent or not voting :

Barry, Black, Brockway, Brown, Bruce, Cannon, Chapman, Dixon, Elliott, Enger, Fraley, Griffin, Halgrims, Hamilton, Hutchins, Jamison, Kelso, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, McHose, Meredith, Miller, Newcomb, Pickford, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Trumbauer—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Bartle of Mitchell, House File No., a bill for an act to amend section eleven hundred eighty-two (1182) of the code of 1897, relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Bartle moved that the rules be suspended, 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 ayes were :

Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Brady, Bruce, Buxton, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elwood, Erickson, Greene of Clinton, Hadley, Hansen, Hazen, Helming, Huff, Hunt, Jacobs, Jensen, Jones, Kane, Kingland, Larrabee, Lund, McVicker, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Power, Reeve, Ring, Rone, Scholz, Scott, Steelsmith, Stipe, Stokes, Stutt, Townsend, Webb, White, Workman, Mr. Speaker—60.

The nays were :

Anderson of Montgomery, Bernbrock, Bradley, Griffin, Halstead, Heaton, Jacobson, Jamison, Meredith, Miller, Thompson, Whitney, Workman—13.

Absent or not voting:

Barry, Black, Brockway, Brown, Burt, Chapman, Daxon, Downey, Elliott, Enger, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Hamilton, Huntley, Hutchins, Kelso, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, McIlse, Pickford, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Trumbauer—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Bruce of Floyd House File No. 347, a bill for an act to amend the law relating to proof of claims against estates as the same appears in section thirty-five hundred thirty-four (3534) of the code, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

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

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Heaton, Helming, Huff, Hunt, Huntley, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Larrabee, Lund, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Power, Ring, Rone, Scholz, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Workman, Mr. Speaker—68.

The nays were:

Downey, Hansen, Reeve—3.

Absent or not voting:

Barry, Black, Brady, Brockway, Brown, Chapman, Clark, Cronbaugh, Dixon, Greene of Grundy, Halgrims, Hamilton, Hansen, Hazen, Hutchins, Jacobs, Jacobson, Kelso, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, McHose, Miller, Pickford, Rohwer, Saltzman, Scott, Shankland, Sherman, Sidey, Trumbauer, Whitney—37.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Stipe of Page Senate File No. 245, a bill for an act to amend section eight hundred twenty (820) of the code fixing time in which the city council or board of public works, where such board exists, shall ascertain the cost and prepare the assessment, plat and schedule relative to the special assessment of property for the making or reconstruction of street improvements with report of committee recommending passage, was taken up and considered.

Mr. Stipe moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Bruce, Burt, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Larrabee, Lund, McVicker, Meredith, Miller, Mitchell, Munro, Newcomb, Odendahl, Peterson, Power, Reeve, Ring, Rone, Scholz, Scott, Steel-smith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—74.

The nays were:

None.

Absent or not voting :

Barry, Black, Brockway, Brown, Buxton, Chapman, Clark, Cronbaugh, Dixon, Elliott, Enger, Greene of Grundy, Halgrims, Hamilton, Hansen, Hutchins, Kelso, Klay, Koontz, Kulp, Lenocker, LeRoy, Lounsberry, Manning, McCullough, McHose, Miller, Pickford, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Trumbauer—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Hunt of Harrison, Senate File No. 156, a bill for an act repealing section one thousand three hundred twenty-six (1326) of the code, 1897, and enacting a substitute in lieu thereof, relating to the assessment of stock of building and loan associations, was taken up and considered.

Larrabee of Fayette proposed the following amendment :

Amend by striking out the publication clause.

Amendment adopted.

Mr. Hunt proposed the following amendment :

Amend by striking out the figures and comma, "1897," in the title following the word "code."

Amendment adopted.

Mr. Hunt moved that the rules be suspended, the bill read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bernbrock, Blackford, Boettger, Bradley, Brady, Bruce, Burt, Carson, Cole, Craig, Crozier, Daniels, Doze, Dunlap, Eggleston, Elwood, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Halstead, Heaton, Helming, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, Kane, McVicker, Meredith, Miller, Milton, Mitchell,

Munro, Odendahl, Peterson, Ring, Scholz, Scott, Stipe, Stokes, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—55.

The nays were:

Bingham, Bliss, Cannon, Cronbaugh, Downey, Erickson, Hadley, Hazen, Kingland, Larrabee, Lund, Newcomb, Power, Reeve, Rone, Steelsmith, Townsend—17.

Absent or not voting:

Barry, Bartle, Black, Brockway, Brown, Buxton, Chapman, Clark, Dawson, Dixon, Elliott, Enger, Greene of Grundy, Halgrims, Hamilton, Hansen, Hutchins, Jamison, Kelso, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, McHose, Pickford, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Stutt, Trumbauer—36.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On request of Hunt of Harrison, House File No. 419 was withdrawn from the further consideration of the House.

On motion of Daniels of Appanoose, Senate File No. 6, a bill for an act to repeal section one, chapter 106, acts of the Thirty-fourth General Assembly, and enact a substitute therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Daniels moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Bruce, Burt, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Jacobson, Jen

sen, Jones, Kane, Kelso, Kingland, Lund, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Power, Reeve, Ring, Rone, Scholz, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—71.

The nays were:

Atkinson, Griggs, Hadley—3.

Absent or not voting:

Barry, Bartle, Black, Brockway, Brown, Buxton, Chapman, Dixon, Elliott, Enger, Greene of Grundy, Halgrims, Hamilton, Hutchins, Jacobs, Jamison, Klay, Koontz, Kulp, Larrabee, Lenøcker, LeRoy, Lounsberry, Manning, McCullough, McHose, Pickford, Rohwer, Saltzmann, Scott, Shankland, Sherman, Sidey, Trumbauer—34.

So the bill having received a constitutional majority was declared to have passed the House.

Daniels of Appannose proposed the following amendment to the title:

Amend by striking out the "period" after the word "therefore" and inserting in lieu thereof a "comma," and by adding thereto the following words, "relating to the appointment of mine inspectors and fixing their term of office."

Amendment adopted and title as amended agreed to.

On motion of Boettger of Scott, Senate File No. 397, a bill for an act to make section eight hundred seven (807) of the code applicable to cities acting under special charter, with report of committee recommending passage, was taken up and considered.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Blackford, Boettger, Bradley, Brady, Bruce, Burt, Cannon, Carson, Clark, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Halstead, Hazen, Helming, Huff, Hunt, Jacobs, Jamison, Jensen, Jones, Kane, Kingland, Larrabee, Lund, Meredith, Miller, Miller, Mitchell, Munro, Odendahl, Peterson, Power, Reeve, Ring, Scholz, Scott, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—62.

The nays were:

Bingham, Jacobson—2.

Absent or not voting:

Barry, Bartle, Bernbrock, Black, Bliss, Brockway, Brown, Buxton, Chapman, Cole, Craig, Cronbaugh, Dixon, Elliott, Enger, Greene of Grundy, Grout, Hadley, Halgrims, Hamilton, Hansen, Heaton, Huntley, Hutchins, Kelso, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Newcomb, Pickford, Rohwer, Rone, Saltzmann, Shankland, Sherman, Sidey, Trumbauer—44.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Burt of Taylor, substitute for Senate File No. 95, a bill for an act for the relief of the grantees of David E. Fry, and for the purpose of having patents issued in the names of W. F. Pomeroy and Arthur Dille, for certain tracts of land, with report of committee recommending passage, was taken up and considered.

Mr. Burt moved that the rules be suspended, the bill read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bingham, Blackford, Boettger, Bradley, Brady, Bruce, Burt, Cannon, Carson, Craig, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Jacobs, Jacobson, Jamison, Jensen, Jones, Kingland, Larrabee, Lund, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Power, Reeve, Ring, Rone, Scholz, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—63

The nays were:

None.

Absent or not voting:

Barry, Bartle, Bernbrock, Black, Bliss, Brockway, Brown, Buxton, Chapman, Clark, Cole, Cronbaugh, Dawson, Dixon, Elliott, Enger, Fraley, Greene of Grundy, Grout, Halgrims, Hamilton, Heaton, Huntley, Hutchins, Kane, Kelso, Klay, Koontz, Kulp, Lenocker, LeRoy, Lounsberry, Manning, McCullough, McHose, MeVicker, Miller, Pickford, Rohwer, Saltzmann, Scott, Shankland, Sherman, Sidey, Trumbauer—45.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Brady of Dallas, the House adjourned until Tuesday, April 1st at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 1, 1913.

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

Prayer was offered by Rev. O. R. Sletten, Des Moines, Iowa.

Journal of Monday, March 31st, corrected and approved.

Whitney of Woodbury asked unanimous consent to expunge from the record the report of the committee on Municipal Corporations relative to House File No. 608.

Consent was granted and the record was expunged.

REPORTS OF COMMITTEES.

Hunt of Harrison, from the committee on Agriculture, submitted the following report:

MR. SPEAKER—Your committee on Agriculture, to whom was referred House File No. 535, a bill for an act to prevent fraud in the manufacture and sale of commercial fertilizers, providing for licensing of such products and making provisions for enforcement, 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 do pass.

C. W. HUNT,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Agriculture, to whom was referred Senate File No. 476, a bill for an act to amend the law as it appears in an act approved March 15, 1913, entitled "An act to amend sections two (2), three (3), five (5) and seven (7) of the law as it appears in chapter one hundred (100) of the laws of the Thirty-fourth General Assembly, and adding new sections to the same relating to stallions and jacks," 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 do pass.

C. W. HUNT,
Chairman.

Report adopted.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 358, a bill for an act legalizing a resolution passed by the council of the city of Atlantic on February twenty-seventh (27th), nineteen hundred thirteen (1913), transferring the sum of eighteen hundred dollars (\$1,800.00) from the sewer fund of said city to the general fund of said city of Atlantic, Iowa, and legalizing such transfer, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Substitute for Senate File No. 315, a bill for an act providing for the securing of claims of sub-contractors who furnish labor or material for construction of drainage ditches, in addition to chapter two-a (2-a), title ten (10) Supplement to the Code, 1907, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 448, a bill for an act for the relief of the grantees of Elias Myrick, and for the purpose of having a patent issued in the name of Elias Myrick, for a certain tract of land, 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 amended by the following substitute amendment:

A BILL for an Act for the Relief of the Grantees of Elias Myrick, and for the Purpose of Having a Patent Issued in the Name of Elias Myrick for a Certain Tract of Land.

Whereas, it appears that Ed. Clark and other parties are now owners of the northeast quarter (NE $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of section nineteen (19), township seventy-seven (77), north, range twenty-two (22), west of the fifth P. M., Iowa, in separate parts or tracts thereof by purchase from the grantees of Elias Myrick, the original purchaser or patentee, and said Ed. Clark and other parties now owning said land, and their grantors, mediate and remote, have been in the actual, open, undisturbed and adverse possession of said land, claiming title thereto and improving the same; and

Whereas, it also appears that the said Elias Myrick, on or about the 31st day of January, 1850, purchased said land from the state of Iowa, the same being Des Moines river grant lands, and paid the sum of one hundred dollars (\$100.00) therefor, being at the rate of one dollar and twenty-five cents (\$1.25) per acre, as shown by the records of the state land office; and

Whereas, it appears that a certificate of purchase, No. 1346, was issued to the said Elias Myrick, but that no patent for said land has ever been issued to the said Elias Myrick or to any other person; therefore,

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

Section 1. That the governor and secretary of state of the state of Iowa are hereby authorized and directed to issue a patent in the name of Elias Myrick for the said northeast quarter (NE $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of section nineteen (19), township seventy-seven (77), north, range twenty-two (22), west of the fifth P. M., Iowa, and the same to inure to the benefit of the said Ed. Clark and others, the present owners of the said forty (40) acre tract.

Sec. 2. This act shall not affect pending litigation; and when so amended the bill do pass.

GERRIT KLAY.
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 521, a bill for an act to legalize conveyances by counties, 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 amended as follows:

By striking out the title and inserting in lieu thereof the following:

A BILL for an Act to Legalize Conveyances by Counties Recorded Prior to January First, 1900, Where the Seal of the County was not Affixed to the Instrument of Conveyance.

By striking out all of section 2, the same being the publication clause; and when so amended the bill do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Substitute for Senate File No. 307, a bill for an act to amend section one hundred sixteen-a (116-a) Supplement to the Code, 1907, and to repeal section one hundred sixteen-b (116-b) Supplement to the Code, 1907, providing that all the unused portions of all appropriations shall revert to the general fund at the end of the fiscal year, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 320, a bill for an act to provide for the incorporation of co-operative companies or associations and to give to such companies certain powers in addition to those provided by the general incorporation laws (additional to chapter one (1) title nine (IX) of the Code, 1897), 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.

GERRIT KLAY,
Chairman.

Passed on file.

MINORITY RECOMMENDATION.

I, the undersigned member of the Judiciary committee, recommend that House File No. 320 be amended by the following substitute amendment, to-wit:

A BILL for an Act Defining Co-operative Companies, Giving to Such Companies Certain Powers in Addition to Those Provided by the General Incorporation Laws and Providing a Penalty for the Use of the Word "Co-operative" by any Person, Firm, Company, Corporation or Association When Not a Co-operative Company, as Defined in This Act. (Additional to Chapter One (1) of Title Nine (IX) of the Code.)

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

Section 1. Co-operative companies are hereby defined to be corporations organized under chapter one (1) of title nine (IX) of the Code, and shall have substantially each of the following provisions in their articles of incorporation, to-wit:

- (1) That the earnings of the corporation shall be distributed on the basis of and in proportion to the amount of property or merchandise bought from or sold to the stockholders in such corporation, or for labor performed or services rendered for such corporation.
- (2) That no more than ten (10) per cent of the stock shall be held by any one stockholder.
- (3) That each stockholder shall have only one vote at a stockholders' meeting, irrespective of whether he owns more than one share of stock.

Sec. 2. No corporation, company or association not governed by each and all of sub-sections (1), (2) and (3) of section 1 of this act shall make use of the word "co-operative" in the name of its company or association.

Sec. 3. Any person, firm company, corporation or association violating the provisions of this act, and each member, stockholder or officers of any firm, corporation or association knowingly acquiescing or abetting in the violation of this act by the firm, corporation or association of which such person is a member, stockholder or officer, shall be guilty of a misdemeanor and punished accordingly, provided that this act shall not apply to persons, firms, companies, corporations or associations having adopted and used before the passage of this act the word "co-operative" in the name of its company or association.

Sec. 4. Any person, firm, company, corporation or association violating the provisions of this act may, in addition to the penalties provided in section 3 hereof, be restrained by injunction upon the relation of any co-operative company transacting business in the same county, or by any officer or stockholder of such co-operative company.

Sec. 5. This act being deemed of immediate importance shall be in force and effect from and after its passage and publication in the Register and Leader and Des Moines Capital, newspapers published at Des Moines, Iowa, and that when so amended the bill do pass.

T. A. KINGLAND.

Passed on file.

Klay of Sioux, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 426, a bill for an act to repeal section three hundred thirteen (313) of the Code and to enact a substitute therefor, relating to the admission to the practice of law in this state of attorneys having been duly admitted to practice in other states, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 235, a bill for an act to amend section one thousand one hundred eighty-seven (1187) of the Code, relative to sureties upon official bonds, 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.

GERRIT KLAY,
Chairman.

Report adopted and Senate File No. 235 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 325, a bill for an act to amend the law relating to the penalty for failure to pay taxes when due as the same appears in Code, section fourteen hundred thirteen (1413); and to amend the law relating to the redemption of real estate from tax sale as the same appears in Code, section fourteen hundred thirty-six (1436); and to amend the law relating to tax sales of real estate by giving to counties the right to purchase real estate at tax sales and to own and dispose of the same, 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.

GERRIT KLAY,
Chairman.

Report adopted and House File No. 325 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 467, a bill for an act to prohibit the removal or destruction of articles or things placed in public highways for the purpose of guarding or inclosing unsafe places therein and providing penalties for a violation thereof, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred Senate File No. 318, a bill for an act to amend the law as it appears in section two hundred sixty-nine (269) of the Code, and repealing section two hundred seventy (270) of the Code and enacting a substitute in lieu thereof, relating to juries in superior courts, 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.

GERRIT KLAY,
Chairman.

Report adopted and Senate File No. 318 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House File No. 564, a bill for an act making provisions for the settlement of all liabilities of the state growing out of the sale of certain lands of the Des Moines river improvement grant as school lands, 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 do pass.

GERRIT KLAY,
Chairman.

Report adopted.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Clark of Monroe presented remonstrance of Monroe county Fish and Game Protective Association against passage of Senate File No. 184.

Referred to committee on Fish and Game.

CONSIDERATION OF BILLS.

Time having arrived for Special Order No. 32, on motion of Ring of Linn, House File No. 548, a bill for an act to amend section twenty-eight hundred twenty-a (2820-a) supplement to the code, 1907, relative to the indebtedness of certain independent school districts, with report of committee recommending substitute amendment and passage, was taken up, and considered.

Mr. Ring moved that the substitute amendment proposed by him on March 31st be adopted.

Motion prevailed.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Saltzman, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker— 92.

The nays were:

None.

Absent or not voting:

Bernbrock, Boettger, Brockway, Chapman, Clark, Dixon, Elliott, Griggs, Hamilton, Hazen, Hunt, Jamison, Lenoeker, McCullough, Power, Stokes—16.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On request of Burt of Taylor, leave of absence was granted Chapman of Guthrie until Wednesday.

On motion of Shankland of Polk, Senate File No. 11, a bill for an act to provide for widows who are the mothers of dependent children, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Bingham of Emmet proposed the following amendment:

Amend by adding thereto the following section:

Section 8. Any mother whose husband is an inmate of any institution under the care of the board of control, shall, for the purposes of this act, be considered a widow, but only while such husband is so confined.

Amendment adopted.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Bradley, Brady, Bruce, Burt, Buxton, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hansen, Hazen, Heaton,

Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miler, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—92.

The nays were:

Brown, Downey, Halstead—3.

Absent or not voting:

Barry, Bernbrock, Boettger, Brockway, Chapman, Dawson, Elliott, Griggs, Hamilton, Jones, Lenoeker, McCullough, Power—13.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended 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 House is asked:

Senate File No. 38, a bill for an act to provide for the compilation of the laws of the Thirty-third, Thirty-fourth and Thirty-fifth General Assembly and the laws as they appear in the Supplement to the Code, 1907, to annotate same and the Code and Rules of the Supreme Court, etc.

JOS. E. MEYER,
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. 105, a bill for an act to provide for the payment of bounties for killing crows.

JOS. E. MEYER,
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. 31, a bill for an act to amend section 674, Supplement to the Code, 1907, relating to compensation of assessors and deputies.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Senate File No. 38, a bill for an act to provide for the compilation of the laws of the Thirty-third, Thirty-fourth and Thirty-fifth General Assemblies and the laws as they appear in the supplement to the code, 1907; to annotate same and the code and rules of the supreme court, to and including May term, 1913, of the supreme court, and to publish the said compilation and annotations as a "supplement to the code, 1913." and to provide for the appointing of a supervising committee, the election of an editor of such supplement to the code and to establish a salary for such editor, and making an appropriation therefor, and repealing section twenty-four (24) of chapter twenty (20) of the acts of the Twenty-sixth General Assembly, extra session, as same appears on page five (5) of the prefix to the code.

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

CONSIDERATION OF BILLS.

On request of Boettger of Scott, unanimous consent having been given, House File No. 31, a bill for an act to repeal section six hundred seventy-four (674) of the supplement to the code, 1907, and to enact a substitute therefor relating to the compensation of assessors in cities and towns, with senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Strike out the words in lines seven and eight of section one (1) "under the commission form of government" and insert in lieu thereof the following "including those under the commission form of government."

Mr. Boettger moved that the House Concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bliss, Bradley, Brady, Bruce, Cannon, Carson, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Kulp, LeRoy, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Reeve, Ring, Rohwer, Scholz, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—70.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Brockway, Brown, Burt, Buxton, Chapman, Clark, Cole, Cronbaugh, Downey, Eggleston, Elliott, Griffin, Griggs, Grout, Hamilton, Hazen, Kingland, Koontz, Larrabee, Lenocker, Lounsberry, Lund, Manning, McCullough, Power, Rone, Saltzmann, Scott, Steelsmith, Stipe—38.

So the House concurred in Senate amendment.

The speaker announced that as speaker of the House, he had signed in the presence of the House, Senate File Nos. 302, 152, 21, 119, 14, 176, 254, 175 and 121.

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 indefinitely postponed the following bill in which the concurrence of the Senate was asked.

House File No. 68, a bill for an act to amend section 1741 of the Code, relating to applications for insurance.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

SPECIAL ORDER NO. 33.

Time having arrived for Special Order No. 33, on motion of McHose of Boone, House File No. 460, a bill for an act to create the county of Larrabee and provide for the government thereof, with report of committee recommending passage, was taken up, and considered.

Hutchins of Kossuth moved the adoption of the substitute amendment proposed by him on March 28th.

McHose of Boone proposed the following amendment to the substitute amendment:

Amend section 3 of the amendment as it appears on page 1666 of the House Journal by inserting after the word "the" and before the word "county" in line three the word "proposed", and by striking out the words "Kossuth as now established" in said line three and inserting in lieu of the word "Kossuth" the word "Larrabee"; also by striking out the word "boundary" in line six of said section 3 on page 1666 of the Journal and inserting in lieu thereof the word "county"; also by striking out the word "Kossuth" in said line six of section 3, and inserting the word "Larrabee"; and by striking out the word "county" in line seven of said section 3; also that the word "Kossuth" in the fourth line of section 4 of said amendment on page 1666 be stricken out and the following inserted in lieu thereof "the proposed Larrabee."

Time having arrived for Special Order No. 34, White of Benton moved that consideration of Special Order No. 34, House File No. 519, be deferred at this time and taken up immediately following the disposition of Special Order No. 33.

Motion prevailed.

Whitney of Woodbury moved the previous question on the amendment to the substitute amendment.

Seconded by Dixon of Sac.

Motion prevailed.

Roll call demanded by McHose of Boone.

Seconded by Anderson of Montgomery.

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

The ayes were:

Anderson of Montgomery, Brady, Burt, Buxton, Carson, Crozier, Daniels, Dixon, Doze, Eggleston, Elwood, Enger, Greene of Grundy, Hadley, Jacobs, Jacobson, Kane, Kelso, LeRoy, McHose, Odendahl, Peterson, Reeve, Rone, Saltzmann, Steelsmith, Stokes, Stutt, Thompson, Trumbauer—30.

The nays were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brockway, Brown, Bruce, Cannon, Clark, Cole, Craig, Cronbaugh, Dawson, Downey, Dunlap, Erickson, Fraley, Greene of Clinton, Grout, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Jones, Kingland, Klay, Koontz, Kulp, Lounsberry, Lund, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Pickford, Power, Ring, Rohwer, Scholz, Scott, Shankland, Sherman, Sidey, Stipe, Townsend, White, Whitney, Workman, Mr. Speaker—64.

Absent or not voting :

Barry, Boettger, Black, Chapman, Elliott, Griffin, Griggs, Hamilton, Hazen, Larrabee, Lenoeker, Manning, McCullough, Webb—14.

Amendment lost.

Kulp of Palo Alto moved the previous question on the substitute amendment.

Seconded by Ring of Linn.

Motion prevailed and the previous question was ordered.

Substitute amendment was adopted.

Hutchins of Kossuth moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Eggleston, Elwood, Erickson, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kingland, Klay, Kulp, Lounsberry, Lund, Manning, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Scholz, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—78.

The nays were :

Bradley, Clark, Cronbaugh, Dunlap, Greene of Clinton, Griggs, Halstead, Jamison, Kelso, Koontz, McHose, Odendahl, Scott, Steelsmith, Trumbauer—15.

Absent or not voting :

Barry, Black, Boettger, Burt, Chapman, Elliott, Enger, Hamilton, Hazen, Larrabee, Lenocker, LeRoy, McCullough, Rone, Saltzman—15.

So the bill having received a constitutional majority was declared to have passed the House.

Mr. Hutchins proposed to amend the title to House File No. 460 by the following substitute amendment :

“A bill for an act submitting the creation of the county of Larrabee to the legal voters of the county of Kossuth, Iowa.”

Substitute amendment was adopted, and the title as amended was agreed to.

Doze of Wayne moved that House File No. 350 be recalled from the Senate.

Motion lost.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on enrolled bills respectfully report that they have this day sent to the governor for his approval, House File No. 85, a bill for an act to repeal section five thousand twenty-eight-b (5028-b) of the Supplement to the Code, 1907, and chapter two hundred twenty-two (222), laws of the Thirty-third General Assembly amendatory thereof, and to enact a substitute therefor relating to unfair discrimination in any commodity of commerce between different sections, localities, communities, cities or towns.

Also :

House File No. 134, a bill for an act to amend the law as it appears in paragraph eight (8) of section eight hundred and ninety-four (894) of the Supplement to the Code, 1907, relating to the levy of special taxes by cities.

Also:

House File No. 132, a bill for an act to provide state aid to consolidated schools equipped with two or more rooms and which include in their course of study, industrial and vocational subjects, and making an appropriation therefor.

Also:

House File No. 17, a bill for an act giving certain school boards in certain districts authority to use school buildings and grounds and other public buildings and grounds for public recreation and play ground purposes and providing for the levy of separate tax for the support of same and authorizing cities within or including such districts to appropriate money for the same purpose. Additional to chapter fourteen (14) title thirteen (13) of the Code.

Also:

House File No. 66, a bill for an act to amend the law as it appears in sections 1989-a-19, 1989-a-26, 1989-a-27, and 1989-a-38, of the Supplement to the Code, 1907, and section 16, of chapter 118 of the acts of the Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third General Assembly, relating to assessments for benefit to roads, streets, and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued.

Also:

House File No. 236, a bill for an act legalizing the adoption, signing, recording and publication of the ordinance of the city of Bedford, Iowa.

Also:

House File No. 408, a bill for an act to legalize certain conveyances and other instruments of writing affecting real estate.

Also:

House File No. 575, a bill for an act to provide for the restoration of lost or destroyed public records.

Also:

House File No. 385, a bill for an act to legalize an ordinance of the incorporated town of Shaldahl, Iowa, granting a franchise to Boone electric company, to erect, maintain, and operate an electric power plant, in said town.

Also:

House File No. 488, a bill for an act to repeal section four hundred seventy-five (475) of the Code and to enact a substitute therefor relating to the criminal statistics to be kept by the county auditor and the reporting of same by the county auditor to the clerk of the district court.

Also:

House File No. 525, a bill for an act to authorize and direct the board of supervisors of Johnson county, Iowa, to issue a quit claim deed to John Vesely, conveying certain real estate located in Johnson, county, Iowa, more particularly described as lot six (6), block nine (9), of county seat of Johnson county, Iowa.

W. W. ANDERSON,
Chairman.

Report adopted.

On motion of White of Benton, House adjourned until 1:00 o'clock, P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

Lund of Hamilton moved that substitute for Senate File No. 111 be made a special order for Monday, April 7th, at 2:00 o'clock p. m.

Motion prevailed.

Fraley of Polk presented the following invitation and moved that the House accept:

DES MOINES, April 1st, 1913.

TO HON. E. H. CUNNINGHAM, *Speaker of the House*;

HON. W. L. HARDING, *President of the Senate*;

Members of the Thirty-fifth General Assembly.

GENTLEMEN—We cordially invite yourselves and your families, together with the secretaries, clerks, press representatives, and other employees of the Thirty-fifth General Assembly, to be the guests of the Des Moines base ball club at the game between the Chicago White Sox and the Des Moines League team, at the Des Moines base ball park on Saturday afternoon, April 5, 1913.

DES MOINES BASE BALL CLUB.

FRANK ISBELL.

President.

THOS. FAIRWEATHER,

Secretary.

Motion prevailed.

Mr. Speaker granted leave of absence to Fraley of Polk until Wednesday.

Mr. Speaker granted leave of absence to Rohwer of Ida until Wednesday.

On request of Thompson of Decatur, leave of absence was granted Doze of Wayne until Thursday.

CONSIDERATION OF BILLS.

SPECIAL ORDER NO. 34.

Time having arrived for special order No. 34, on motion of White of Benton, House File No. 519, a bill for an act to amend section one hundred eighty-one (181) of the code, relating to joint committee on Retrenchment and Reform, with report of committee recommending indefinite postponement and minority report recommending amendment and passage, was taken up and considered, and the minority report was substituted for the report of the majority.

Power of Jefferson proposed the following amendment:

Amend by inserting in line 1, page 1358 of the House Journal, after the word "party" the following: "represented by five or more members in either branch of the General Assembly."

Amendment adopted.

Scholz of Clayton proposed the following amendment:

Amend by striking from the 4th line as it appears in the House Journal, the word "both" and inserting between the words "party" and "from" the word "both," and by inserting the word "from" between the words "and" and "the." Also by inserting in first line on page 1358 of the Journal between the words "party" and "one" the words "in either House or Senate." Also by inserting in the second line of page 1358 of the Journal between the words "parties" and "which" the words "in each branch."

Amendment adopted.

Halgrims of Humboldt proposed the following amendment:

Amend by striking out section 2. the publication clause.

Amendment lost.

Mr. White moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Downey, Dunlap, Eggleston, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Hal-

stead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Mr. Speaker—97.

The nays were:

None.

Absent or not voting:

Brockway, Chapman, Dawson, Doze, Elliott, Enger, Fraley, Kulp, McCullough, Rohwer, Workman—11.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SPECIAL ORDER NO. 35.

Time having arrived for Special Order No. 35, on motion of Stipe of Page, House File No. 484, a bill for an act to amend section two thousand one hundred and sixteen (2116) of the Supplement to the Code, 1907, and to define what is reasonable passenger service on certain lines of railroads, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Kane of Dubuque in the chair.

Mr. Stipe moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger,

Brady, Brown, Burt, Buxton, Carson, Clark, Cole, Craig, Crozier, Daniels, Dixon, Elwood, Erickson, Greene of Grundy, Griffin, Hadley, Halgrims, Hamilton, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kane, Kingland, Klay, Kulp, Larabee, LeRoy, Lounsberry, Lund, McVicker, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Scholz, Scott, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Webb, Whitney—67.

The nays were :

Black, Bradley, Cronbaugh, Downey, Dunlap, Greene of Clinton, Halstead, Heaton, Jacobson, Jamison, Kelso, Lenoeker, Manning, McHose, Meredith, Mitchell—16.

Absent or not voting :

Brockway, Bruce, Cannon, Chapman, Dawson, Doze, Eggleston, Elliott, Enger, Fraley, Griggs, Grout, Hazen, Koontz, McCullough, Miller, Rone, Saltzmann, Shankland, Sherman, Townsend Trumbauer, White, Workman, Mr. Speaker—25.

So the bill having received a constitutional majority was declared to have passed the House.

Bliss of Ringgold proposed the following amendment to the title :

Amend by adding after the figures "1907" the words and figures "as amended by chapter 128, acts of the Thirty-third General Assembly."

Amendment adopted, and title as amended, agreed to.

Mr. Bliss asked unanimous consent to have the same amendment inserted in line 2 of section 1, following the figures "1907."

Consent was granted.

House resumed consideration of Senate File No. 306 with amendment proposed by Whitney of Woodbury.

Lund of Hamilton proposed the following amendment to the amendment :

I move to amend the amendment offered by Whitney of Woodbury to section 32 by adding the following: "Provided further that nothing in

this act shall be construed to deprive any municipality of the power to purchase, establish, erect, maintain and operate any public utility mentioned in this act, in accordance with title five (5), chapter four (4) of the Code, and amendments thereto, and provided further that if any municipality desires at any time to terminate any indeterminate franchise, it shall have a right, after the property has been appraised and condemned as provided by law, to designate a purchaser at the price and on the terms and conditions determined by the commission, and on the payment of the purchase price, the purchaser may take over the said plant at once, subject to the legal rights of such utility. Nothing in this act shall in any way affect the right of the state to modify or terminate the franchise granted hereunder, either by a proper action on the relation of the state, for persistent violations of this act or other legal grounds or by subsequent legislation. Nor shall anything in this act prevent the state from controlling the franchises granted hereunder and terminating the same at any time and nothing herein shall be deemed to create a contract, as far as such franchises are concerned, with any public utility. The right to any and all such franchises is hereby expressly reserved to the state.

Amendment adopted.

Amendment as amended, adopted.

Lund of Hamilton proposed the following amendment to section 32:

Amend by inserting a period (.) after the word "plant" in line 64 of said section and striking out all following.

Amendment adopted.

Klay of Sioux proposed the following amendment to section 32:

Amend by striking from line one the following: "duly organized under the laws of the state of Iowa, and"

Amendment adopted.

Whitney of Woodbury proposed the following amendment to section 32:

Amend by striking from line 61 all words after and including the word "to." Also by striking from line 62 all words up to and including the word "or."

Amendment adopted.

Jamison of Des Moines proposed the following amendment to section 33:

Amend by striking out subdivision 2.

Speaker Cunningham in the chair.

Lund of Hamilton proposed the following amendment:

Amend by striking out the enacting clause.

Roll call was demanded by Klay of Sioux and Lund of Hamilton.

On request of Jacobs of Calhoun, Klay of Sioux, Stipe of Page, Helming of Allamakee and Dixon of Sac, a call of the House was ordered.

Those present were:

Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Townsend, Webb, White, Whitney, Mr. Speaker—95.

Those excused were:

Brockway, Doze, Elliott, Fraley, McCullough, Rohwer—6.

Those absent were:

Anderson of Montgomery, Bartle, Black, Koontz, Thompson, Trumbauer, Workman—7.

The Speaker announced that the rules had been suspended, and the authority of the officers of the House had been invoked to procure the attendance of those members who were absent.

Larrabee of Fayette moved that the House be at ease.

Motion prevailed.

The House was called to order.

The roll was then called for the information of the Speaker and Sergeant-at-Arms.

Those present were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenceker LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—98.

Those excused were:

Brockway, Doze, Elliott, Fraley, McCullough, Rohwer—6.

Those absent were:

Bartle, Black, Trumbauer, Workman—4.

Whitney of Woodbury moved that the proceedings under the call of the House be now terminated.

Motion prevailed.

On the question "Shall the amendment proposed by Lund of Hamilton be adopted?"

The ayes were:

Bauman, Bradley, Brown, Clark, Cronbaugh, Crozier, Daniels, Downey, Dunlap, Eggleston, Elwood, Greene of Clinton, Halstead, Hazen, Jamison, Kane, Kelso, Koontz, LeRoy, Lounsberry, Lund, Miller, Mitchell, Saltzmann, Scholz, Scott, Steelsmith, Stutt, Thompson, Townsend, Webb, White—32.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Blackford, Bliss, Brady, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Dawson, Dixon, Enger, Erickson, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Hamilton, Hansen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, Lenoeker, Manning, McIlhose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Shankland, Sherman, Stipe, Whitney, Mr. Speaker—61.

Absent or not voting:

Bartle, Black, Boettger, Brockway, Doze, Elliott, Fraley, Griggs, Huff, McCullough, Rohwer, Sidey, Stokes, Trumbauer, Workman—15.

So the amendment was lost.

Barry of Linn moved the previous question on the amendment and substitute amendment.

Stipe of Page seconded the motion.

Motion prevailed.

Amendment adopted.

Mr. Stipe moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Blackford, Bliss, Brady, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Dawson, Dixon, Enger, Erickson, Greene of Grundy, Griggs, Grout, Halgrims, Hansen, Helming, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Klay, Kulp, Larrabee, Lenoeker, LeRoy, McIlhose, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Shankland, Sherman, Stipe, Webb, Whitney, Mr. Speaker—54.

The nays were :

Atkinson, Bauman, Bradley, Brown, Clark, Cronbaugh, Crozier, Daniels, Downey, Dunlap, Eggleston, Elwood, Greene of Clinton, Griffin, Halstead, Hamilton, Hazen, Heaton, Huff, Jamison, Kane, Kelso, Kingland, Koontz, Lounsberry, Lund, Manning, Miller, Milton, Mitchell, Odendahl, Saltzmann, Scholz, Scott, Sidey, Stokes, Stutt, Thompson, Townsend, White, Workman—41.

Absent or not voting :

Bartle, Black, Boettger, Brockway, Cannon, Doze, Elliott, Fraley, Hadley, McCullough, Rohwer, Steelsmith, Trumbauer—13.

Roll call verified.

So the bill having failed to receive a constitutional majority was declared to have been lost.

EXPLANATION OF VOTE.

MR. SPEAKER—I wish to explain my vote on substitute for Senate File No. 306.

I desire to vote no on this bill on account of the exemption of mutual telephone companies denying the same right to municipalities. Therefore, in my judgment this is a class legislation and not in harmony with the constitution saying that all laws shall be uniform and have a general operation.

E. J. BRADLEY.

On motion of Ring of Linn the House adjourned until 7:30 o'clock p. m.

EVENING SESSION.

House reconvened, Speaker Cunningham in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform you honorable body that the Senate has adopted the Conference committee report and has adopted and concurred in the amendments recommended by said conference committee and passed the following bill in which the concurrence of the House is asked

Substitute for Senate File No. 13, a bill for an act to repeal section 364 of the Code relating to the investment of moneys, and enact a substitute therefor.

JOS. E. MEYER,
Secretary.

Griggs of Scott from the conference committee on Senate File No. 13, submitted the following report and moved its adoption:

March 28, 1913.

To the Senate and House of Representatives of the Thirty-fifth General Assembly:

The undersigned Conference Committee on Senate File No. 13, a bill for an act to repeal section three hundred sixty-four (364) of the Code and to enact a substitute therefor, respectively report that they have considered the same and recommend that the House recede from its substitute and that the Senate substitute be amended as follows:

By striking out the word "must" in the sixth line of the substitute and inserting in lieu thereof the word "may"; that the word "upon" in the eighth line of the Senate substitute be stricken out and the word "in" be substituted therefor; that the word "of" in the eighth line of the Senate substitute after the word "mortgage" and before the word "real" be stricken out and the word "upon" be substituted therefor; that after the word "or" and before the word "bonds" in the ninth line of the Senate substitute the word "under order of court in" be inserted; that the word "or" after the word "counties" and before the word "schools" in the tenth line of the Senate substitute be stricken out and a comma (,) be inserted in lieu thereof; that in the tenth line of the Senate substitute after the word "school" and before the word "districts" the words "or drainage" be inserted: so that said substitute when amended will read as follows:

A BILL for an Act to Repeal Section Three Hundred Sixty-four (364) of the Code, Relating to Investment of Money and to enact a Substitute Therefor.

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

Section 1. That section three hundred sixty-four (364) of the Code be and the same is hereby repealed and the following enacted in lieu thereof:

Where investment of funds are to be made, including those to be made by executors, administrators, trustees and guardians, and no mode of investment is pointed out by statute, they may be made in stocks or bonds of this state, or those of the United States, or in bond or mortgage upon real property of the clear, unincumbered value of twice the invest

ment, or under order of court, in bonds issued by or under the direction of cities, towns, counties, school or drainage districts of this state.

And that when so amended the Senate substitute be recommended for passage.

THOS. W. GRIGGS,
G. A. KIMBALL,
CHAS. E. SCHOLZ,
H. S. RING,

Members of House Conference Committee.

W. D. SHEEAN,
S. W. NEAL,
A. A. BALLUFF,
F. F. JONES.

Members of Senate Conference Committee.

Motion prevailed and the report was adopted.

On the question, "Shall the Senate substitute as amended by the conference committee be adopted?"

The ayes were:

Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brown, Burt, Carson, Clark, Cronbaugh, Daniels, Dawson, Dixon, Downey, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Halstead, Hansen, Hazen, Heaton, Huff, Huntley, Hutchins, Jones, Kane, McVicker, Meredith, Milton, Munro, Newcomb, Pickford, Reeve, Ring, Rohwer, Rone, Scholz, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—57.

The nays were:

Hadley—1.

Absent or not voting:

Anderson of Montgomery, Bartle, Brady, Brockway, Bruce, Buxton, Cannon, Chapman, Cole, Craig, Crozier, Doze, Dunlap, Eggleston, Elliott, Enger, Greene of Grundy, Grout, Halgrims, Hamilton, Helming, Hunt, Jacobs, Jacobson, Jamison, Jensen, Kelso, Kingland, Klay, Koontz, Kuip, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, Miller,

Mitchell, Odendahl, Peterson, Power, Saltzmann, Scott, Shankland, Stipe, Trumbauer, Workman—50.

So the amendment was adopted.

CONSIDERATION OF BILLS.

SPECIAL ORDER NO. 36.

House resumed consideration of House File No. 59, a bill for an act to repeal sections ten hundred ninety-three (1093), and eleven hundred thirty (1130) of the supplement to the code, and section eleven hundred and thirty-eight (1138) of the code, and to enact substitutes therefor, relating to the boards of election and the manner of canvassing the ballots.

Hansen of Shelby proposed the following amendments:

By adding after the word "at" in the first line of the third paragraph of section 4 the following:

"nine (9) o'clock A. M., in precincts polling three hundred votes or more at the last general election."

And by adding after the letters "P. M.," in the same line the words "in all other precincts."

By adding after the word "shall" in the first line on page 998 the words "in a low voice."

By adding a comma (,) after the word "rail" in the ninth line of the second paragraph on page 998, and the words "or in some adjoining room."

By striking out the following sentence in the same paragraph: "The official count must be conducted within the view of the presiding judge of the election."

By striking out of the second line of the last paragraph the words "which were cast before ten o'clock A. M.," and substituting the following. "which were in the box when first opened."

Amendments adopted.

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

Larrabee of Fayette in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brown, Cannon, Carson, Chapman, Crozier, Daniels, Dixon, Dunlap, Eggleston, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jones, Kane, Kelso, Kingland, Kulp, Lenoeker, Lund, Manning, McVicker, Meredith, Milton, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney—69.

The nays were:

Atkinson, Brady, Burt, Clark, Craig, Cronbaugh, Dawson, Downey, Elliott, Elwood, Enger, Halgrims, Huff, Jensen, Koontz, Lounsberry, Newcomb, Stipe—18.

Absent or not voting:

Bartle, Bradley, Brockway, Bruce, Buxton, Cole, Doze, Jacobs, Jamison, Klay, Larrabee, LeRoy, McCullough, McHose, Miller, Mitchell, Power, Shankland, Trumbauer, Workman, Mr. Speaker—21.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Dawson of Cherokee, House File No. 379, a bill for an act to repeal the law as it appears in section forty-two (42), acts of the Thirty-third General Assembly and to enact a substitute therefor providing for the selection of an official newspaper in cities and towns, and for the publication of the proceedings of city and town councils and providing compensation therefor, with report of committee, was taken up, and considered.

Mr. Dawson proposed the following substitute amendment:

A BILL For an Act to repeal the law as it appears in chapter forty-two (42), acts of the Thirty-third General Assembly and to enact a substitute therefor providing for the selection of an official newspaper or newspapers in cities and towns, and for the publication of the proceedings of city and town councils and providing compensation therefor.

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

Section 1. That the law as it appears in chapter forty-two (42), acts of the Thirty-third General Assmbeby, be and the same is hereby repealed and the following enacted as a substitute therefor:

"At the first meeting in April of each year the city or town council shall designate and name an official newspaper or two official newspapers, if there be two newspapers published in such city or town, which shall be newspapers of general circulation printed in the English language and published in the city or town.

Immediately following a regular or special meeting of the city or town council the clerk shall prepare a condensed statement of the proceedings of said council, including the list of claims allowed, and after the meeting at which the city treasurer makes his report, including said report, and shall cause the same to be published in the official newspaper or newspapers of said city or town and if no newspaper is published in said city or town, then by posting in one or more public places as directed by the city or town council.

The total compensation allowed the official newspaper or newspapers for such publication shall be thirty-three and one-third cents (33-1/3 cents) for each ten (10) lines of brevier or its equivalent.

This act shall not apply to cities acting under Commission form of government."

Amendment adopted.

Lund of Hamilton proposed the following amendment:

I amend section 4 by striking out the word "be" at the end of line one (1) of the printed bill and inserting in lieu thereof the following, "not be more than."

Amendment adopted.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Kulp, Larrabee, Lounsberry, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Peterson, Reeve, Rohwer, Rone, Scholz, Shankland, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—77.

The nays were:

Hunt, Sherman—2.

Absent or not voting:

Bartle, Blackford, Brockway, Buxton, Clark, Cole, Cronbaugh, Doze, Eggleston, Fraley, Greene of Grundy, Jacobs, Kelso, Klay, Koontz, Lenoeker, LeRoy, Lund, Manning, McCullough, McHose, Newcomb, Odendahl, Pickford, Power, Ring, Saltzmann, Scott, Trumbauer—29.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Bingham of Emmet, House File No. 639, a bill for an act to amend the law as it appears in chapter two (2) as amended by chapter two-a (2-a), of title ten (X) of the supplement to the code, 1907, relative to the disbursement of surplus drainage funds, with report of committee recommending passage, was taken up, and considered.

Mr. Bingham proposed the following amendment:

Amend by striking out the first line of section 1 and inserting in lieu thereof the following: "that chapter two-a (2-a) of title ten (X) of the."

Also by striking out the figures and letter "1986-a" in the third line and inserting in lieu thereof the figures and letter "1989-a-54."

Also by amending the title by striking out the following words: "chapter two-a (2-a) of title ten (X) of the supplement to the code, 1907."

Amendment adopted.

Mr. Bingham moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Kulp, Larrabee, Lounsberry, Manning, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Peterson, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney—82.

The nays were:

Halgrims—1.

Absent or not voting:

Bartle, Bernbroek, Brockway, Buxton, Clark, Cole, Doze, Hamilton, Jacobs, Kelso, Klay, Koontz, Lenoeker, LeRoy, Lund, McCullough, McHose, Miller, Newcomb, Pickford, Power, Scott, Trumbauer, Workman, Mr. Speaker—25.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Jensen of Pocahontas, House File No. 493, a bill for an act to provide against fraudulent advertising, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Jensen moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lounsberry, Lund, Manning, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Peterson, Reeve, Rohwer, Rone, Saltzman, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Webb, White, Whitney—74.

The nays were:

Scott, Sidey—2.

Absent or not voting:

Barry, Bartle, Bernbroek, Broekway, Buxton, Cannon, Clark, Cole, Doze, Elliott, Erickson, Griggs, Halgrims, Hamilton, Huff, Jacobs, Klay, Koontz, Lenoeker, LeRoy, McCullough, McHose, Miller, Newcomb, Pickford, Power, Ring, Scott, Townsend Trumbauer, Workman, Mr. Speaker—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Boettger of Scott moved that House File No. 90 be made a special order for Thursday, April 3d at 2:00 o'clock p. m.

Motion prevailed

On motion of Huntley of Lucas, Senate File No. 114, a bill for an act to amend section 458-c of the supplement to the code, 1907, and chapter 32 of the acts of the Thirty-third General Assembly, relating to the payment of claims for injuries to domestic animals, with report of committee recommending passage, was taken up, and considered.

Mr. Huntley moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bingham, Black, Bliss, Boettger, Bradley, Brady, Bruce, Burt, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Halgrims, Hansen, Hazen, Heaton, Helming, Hunt, Huntley, Jacobson, Jamison, Jensen, Jones, Kelso, Kulp, Manning, McVicker, Meredith, Milton, Mitchell, Munro, Peterson, Scholz, Scott, Shankland, Sherman, Steelsmith, Stokes, Stutt, Webb, White, Whitney—60.

The nays were:

Brown, Clark, Cronbaugh, Downey, Hadley, Halstead, Kane, Kingland, Odendahl, Reeve, Rone, Sidey, Thompson, Townsend—14.

Absent or not voting:

Barry, Bartle, Bernbrock, Blackford, Brockway, Buxton, Cannon, Cole, Doze, Elliott, Hamilton, Huff, Hutchins, Jacobs, Klay, Koontz, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, McCullough, McHose, Miller, Newcomb, Pickford, Power, Ring, Rohwer, Saltzmann, Stipe, Trumbauer, Workman, Mr. Speaker—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Miller of Bremer, House File No. 33, a bill for an act to establish legal weights and measures, to provide for

the inspection of the same, to punish the keeping or use of false or incorrect weights and measures, to provide for statements of net weight, placing the enforcement in charge of the dairy and food department and to repeal acts in conflict with this act, with report of committee recommending passage as amended, was taken up and considered and the committee substitute amendment substituted for the original bill.

Miller of Bremer proposed the following amendment:

Amend by adding to section 9 thereof the following:

“Provided, however, that boxes having plainly stamped or written upon its side the capacity thereof in cubic inches shall be exempt from the provisions of this section.”

Mitchell of Wapello proposed the following substitute amendment:

Amend by adopting the following as a substitute amendment to section 9:

“The provisions of this section shall not be applicable until October 1, 1913.”

Bruce of Floyd moved the previous question on the substitute amendment.

Kulp of Palo Alto seconded the motion.

Motion prevailed.

Odendahl of Carroll raised the point of order that the substitute amendment proposed was not a substitute amendment for the amendment proposed by Miller of Bremer.

Chair ruled that the point of order was not well taken.

Mr. Odendahl appealed from the decision of the chair.

By rising vote the House unanimously sustained the decision of the chair.

Substitute amendment adopted.

Dixon of Sac moved the previous question on the main question.

Huff of Hardin seconded the motion.

Motion prevailed.

Mr. Miller moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Burt, Cannon, Carson, Chapman, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Halgrims, Halstead, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lounsberry, Manning, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Reeve, Rohwer, Rone, Saltzmann, Scholz, Sherman, Sidey, Steel-smith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, Whitney—76.

The nays were:

Hadley, Odendahl—2.

Absent or not voting:

Bartle, Boettger, Brockway, Buxton, Clark, Cole, Craig, Cronbaugh, Crozier, Downey, Doze, Griggs, Hansen, Jacobs, Klay, Koontz, Lenoeker, LeRoy, Lund, McCullough, McIlrose, Pickford, Power, Ring, Scott, Shankland, Trumbauer, White, Workman, Mr. Speaker—30.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Kane of Dubuque, House File No. 234, a bill for an act to regulate the business of loaning money or credit by persons, firms, and corporations other than national banks, licensed bankers, trust companies, savings banks, building and loan associations, real estate brokers and pawn brokers, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Kane moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Burt, Cannon, Craig, Daniels, Dawson, Dixon, Downey, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Grout, Halgrims, Halstead, Hamilton, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lounsberry, Manning, McVieker, Meredith, Miller, Milton, Munro, Newcomb, Peterson, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, White, Whitney. Mr. Speaker—72.

The nays were :

Carson, Cronbaugh, Reeve, Webb—4.

Absent or not voting :

Anderson of Greene, Bartle, Black, Boettger, Brockway, Buxton, Chapman, Clark, Cole, Crozier, Doze, Eggleston, Griffin, Griggs, Hadley, Hazen, Jacobs, Klay, Koontz, Lenoeker, LeRoy, Lund, McCullough, McHose, Mitchell, Odendahl, Peterson, Power, Ring, Sidey, Trumbauer, Workman—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Cunningham in the chair.

The speaker announced the following as members of the sifting committee, to take charge, after tonight's session, of all bills except appropriation bills and special orders :

Huff of Hardin, Newcomb of Adams, Barry of Linn, Bernbrock of Black Hawk, Halgrims of Humboldt, Scholz of Clayton and Koontz of Johnson.

On motion of Dawson of Cherokee, Senate File No. 240, a bill for an act to legalize deeds and instruments of conveyance, tax deeds, sheriff's deeds, deeds of administrators, executors, and guardians, and all other conveyances made and recorded prior to the first day of January, A. D., 1890, additional to chapter 6, title 14 of the code, relating to the conveyance of real estate, with report of committee recommending passage, was taken up, and considered.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bauman, Bingham, Black, Blackford, Bradley, Brown, Burt, Cannon, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Dixon, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Larrabee, Lounsberry, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Peterson, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—68.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Barry, Bartle, Bernbroeck, Bliss, Boettger, Brady, Brockway, Bruce, Buxton, Clark, Cole, Cronbaugh, Downey, Doze, Eggleston, Fraley, Griggs, Hamilton, Jacobs, Jones, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lund, Manning, McCullough, McHose, Munro, Odendahl, Pickford, Power, Reeve, Ring, Saltzmann, Stipe, Trumbauer, Workman—40.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Jamison of Des Moines, Senate File No. 413, a bill for an act to legalize the incorporation and acts and proceedings of Leopold Desk Company of Burlington, Des Moines county, Iowa, was taken up, and considered.

Mr. Jamison moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lounsberry, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Rohwer, Rone, Saltzmann, Scholz, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, White, Mr. Speaker—76.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Bartle, Boettger, Brockway, Cole, Doze, Eggleston, Greene of Grundy, Griggs, Hamilton, Heaton, Hutchins, Jacobs, Klay, Koontz, Lenoeker, LeRoy, Lund, Manning, McCullough, McHose, Odendahl, Pickford, Power, Reeve, Ring, Scott, Shankland, Stipe, Trumbauer, Whitney, Workman—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Jamison of Des Moines, House File No. 605 was withdrawn from the further consideration of the House.

CONSIDERATION OF BILLS.

On motion of Atkinson of Butler, Senate File No. 87, a bill for an act amending the law as it appears in section two thousand five hundred seventy-eight (2578) of the supplement to the code, 1907, relating to revocation of physicians' certificates and defining unprofessional conduct, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Jensen of Pocahontas moved that the House adjourn.

Motion lost.

Brady of Dallas moved to reconsider the vote by which Senate File No. 87 passed to its third reading.

Barry of Linn seconded the motion.

Motion prevailed.

Steelsmith of Osceola proposed the following amendment to Senate File No. 87:

Amend by striking out paragraphs 8 and 9 of section 1.

Kingland of Winnebago moved that the question be divided.

Motion prevailed.

Kingland of Winnebago proposed the following amendment to paragraph 8: amend by inserting the word "wilful" before the word "neglect."

Amendment adopted.

Steelsmith of Osceola proposed the following amendment:

Amend by striking out paragraph 9.

Amendment adopted.

Mr. Atkinson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brown, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Grout, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelsø, Kingland, Kulp, Lounsberry, McVicker, Meredith, Miller,

Milton, Mitchell, Munro, Newcomb, Peterson, Reeve, Rone, Saltzman, Scholz, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, White, Whitney, Mr. Speaker—64.

The nays were :

Bauman, Burt, Cronbaugh—3.

Absent or not voting :

Anderson of Greene, Barry, Bartle, Boettger, Brockway, Bruce, Buxton, Cannon, Clark, Cole, Downey, Doze, Griffin, Griggs, Hadley, Hamilton, Heaton, Hunt, Huntley, Jacobs, Jones, Klay, Koontz, Larrabee, Lenoeker, LeRoy, Lund, Manning, McCullough, McHose, Odendahl, Pickford, Power, Ring, Rohwer, Scott, Shankland, Stipe, Trumbauer, Webb, Workman—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILLS.

By committee on Schools and Text Books, House File No. 666.

A BILL for an Act to amend Section Twenty-seven Hundred Sixty-one (2761) of the Code Relating to the Duties of Secretaries of School Boards.

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

Section 1. That section twenty-seven hundred sixty-one (2761) of the Code be amended by adding thereto the following:

"The secretary of each independent town or city district shall file monthly, on or before the tenth day of each month, with the board of directors, a complete statement of all receipts and disbursements from the various funds during the preceding month, and also the balance remaining on hand in the various funds at the close of the period covered by said statement; which monthly statement shall be open to public inspection."

Read first and second time and passed on file.

By committee on Schools and Text Books, House File No. 667.

A BILL for an Act to Amend Section One (1) of Chapter One Hundred Forty-five (145) Acts of the Thirty-fourth (34th) General Assembly, Relative to the Limit of Indebtedness of Independent School Districts.

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

Section 1. That section one (1) of chapter one hundred forty-five (145) acts of the Thirty-fourth (34th) General Assembly be and the same is hereby amended by striking from the eighth (8th) line of said section the word "four" and inserting in lieu thereof the word "five".

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

Read first and second time and passed on file.

On motion of Kingland of Winnebago the House adjourned until Wednesday, April 2d, at 9 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 2, 1913.

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

Prayer was offered by Rev. O. B. Chassell of Walker, Iowa.

Journal of Tuesday, April 1st, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Anderson of Montgomery, presented remonstrance of citizens of Montgomery county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Eggleston of Clark presented remonstrance of citizens of Clarke county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Bingham of Emmet presented remonstrance of citizens of Emmet county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Enger of Winneshiek presented remonstrance of citizens of Winneshiek county against creation of permanent tax commission.

Referred to committee on Ways and Means.

McVicker of Wright presented remonstrance of citizens of Wright county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Saltzmann of Chickasaw presented remonstrance of citizens of Chickasaw county against the creation of a tax commission.

Referred to committee on Ways and Means.

Kingland of Winnebago presented petition of citizens of Winnebago county asking that the law be amended so as to compel rural school districts to hold eight months of school.

Referred to committee on Schools and Text Books.

Kingland of Winnebago presented remonstrance of citizens of Winnebago county against House File No. 262 and Senate File No. 131.

Referred to committee on Schools and Text Books.

Kingland of Winnebago presented remonstrance of citizens of Winnebago against the creation of a tax commission.

Referred to committee on Ways and Means.

Black of Muscatine presented remonstrance of citizens of Muscatine county against the creation of a tax commission.

Referred to committee on Ways and Means.

On request of Greene of Clinton, leave of absence was granted Dunlap of Clinton until Thursday.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 306 failed to pass the House.

T. F. GRIFFIN.

I second the motion.

M. A. MANNING.

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 306 passed to its third reading.

T. F. GRIFFIN.

I second the motion.

M. A. MANNING.

REPORTS OF COMMITTEES.

Whitney of Woodbury, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House File No. 608, a bill for an act to amend the law as it appears in sections 879-g, 879-k, 879-o, Supplement to the Code, 1907, relating to the powers and duties of river front improvement commissioners,

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 amended by the following substitute amendment:

A BILL for an Act to Amend the Law as it Appears in Sections Eight Hundred Seventy-nine-d (879-d), Eight Hundred Seventy-nine-g (879-g), and Eight Hundred Seventy-nine-o (879-o), Supplement to the Code, 1907, Relative to the Powers and Duties of River Front Improvement Commissions.

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

Section 1. That the law as it appears in section eight hundred seventy-nine-d (879-d), Supplement to the Code, 1907, be and the same is hereby amended by adding thereto at the end thereof the following:

"Where the original boundary lines separating the land under the control of said commission from the land of the state or of an adjoining land owner, or the monuments marking the same are now or shall hereafter become lost, destroyed or in dispute, said commissioners may proceed to have said boundary lines established in the manner provided in chapter five (5), title twenty-one (21), of the Code, and any proceeding heretofore instituted or action heretofore brought as provided in said chapter five (5), title twenty-one (21), of the Code, is hereby legalized and validated as to the form of procedure used therein."

Section 2. That the law as it appears in section eight hundred seventy-nine-g (879-g), Supplement to the Code, 1907, be and the same is hereby amended by adding thereto at the end thereof the following:

"The commission shall in each year determine and fix the amount or rate, not exceeding two (2) mills on the dollar, on the taxable value of the taxable property of such city, to be levied, collected and appropriated for the ensuing year for the purpose of paying for real estate, riparian and other rights, for improvements, and for accomplishing the purposes of the ceation of said commission and to provide for the payment of interest upon bonds and to retire such bonds, if any, and to meet the necessary expenses incident to the business of said commission.

Said commission shall, on or before the first Monday in September of each year, certify to the county auditor the amount or rate of taxes so fixed, to be known as "Riverfront Improvement Fund," and when collected the same to be paid over to the treasurer of the commission, and by him paid out on its orders, and the board of supervisors of the county in which said city is situated shall levy said tax as fixed by said commission.

Section 3. That the law as it appears in section eight hundred seventy-nine-o (879-o), Supplement to the Code, 1907, be and the same is hereby amended by adding thereto at the end thereof the following:

"Provided, however, that the increase in population of any city subsequent to the establishment or appointment of a Riverfront Improvement Commission therein shall in no manner invalidate or affect the title, standing or authority of such commission," and when so amended the bill do pass.

U. G. WHITNEY,
Chairman.

Report adopted.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred House File No. 502, a bill for an act to repeal section twenty-one hundred and fifty-seven-f (2157-f), of the Supplement to the Code, 1907, relating to free tickets, passes, franks, transportation, reduced rates and discrimination, and to enact a substitute therefor, 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 amended by the following substitute amendment:

A BILL for an Act to Amend Twenty-one Hundred and Fifty-seven-f (2157-f), of the Supplement to the Code, 1907, Relating to Free Franks and Transportation.

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

Section 1. That section twenty-one hundred and fifty-seven-f (2157-f), of the Supplement to the Code, 1907, be and the same is hereby amended by adding thereto the following:

"It is further provided that no express company shall directly or indirectly issue, furnish or give any free frank or free transportation for the carriage of goods or merchandise within this state except as herein after provided in this section. Nor shall any person accept or use any free frank or free transportation of goods or merchandise within this state except as hereinafter provided in this section. The words free frank and free transportation as used in this act shall include any contract, permit, frank or transportation issued, furnished or given to any person by any express company for any other consideration than money paid in the usual way at the rate, fare, or charge open to all who desire to purchase; provided, however, that this provision shall not be construed to prohibit the privilege of franks or exchange thereof with each other for the officers, agents, employes and their families of such express companies and the officers, agents, employes and their families of other common carriers subject to the provisions of this act"; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Railroads and Transportation to whom was referred Senate File No. 267, a bill for an act to amend section two thousand seventy-seven-a (2077-a) Supplement to the Code, 1907, relating to the posting of bulletins at railway stations, 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 amended as follows:

By inserting between the comma (,) following the figures "1907" and before the word "relating" in the second line of the title, the following: "as amended by chapter one hundred twenty-five (125) of the acts of the Thirty-third General Assembly."

By inserting after the word "agent" in the first line of section two (2) a comma (,).

By striking out the word "the," being the last word in the second line of section two, and the words "preceding section," being the first two words, in the third line of section two, and inserting the following in lieu thereof: "this act"; and when so amended the bill do pass.

HERBERT A. HUFF,
Chairman.

Report adoptel.

Dawson of Cherokee, 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. 70, a bill for an act to establish a department of public instruction, and to make the superintendent of public instruction, ex-officio, a member of the state board of education, 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 do pass.

W. P. DAWSON,
Chairman.

Report adopted.

Huff of Hardin, from the committee on Railroads and Transportation, submitted the following report:

MR. SPEAKER—Your committee on Railroads and Transportation, to whom was referred Senate File No. 282, a bill for an act to prohibit trespassing on railway tracks, rights of way, cars and engines, and providing a penalty for the violation thereof, 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.

HERBERT A. HUFF,
Chairman.

Report adopted and Senate File No. 282 was indefinitely postponed.

Sherman of Poweshiek, from the committee on Elections, submitted the following report:

MR. SPEAKER—Your committee on Elections, to whom was referred House Joint Resolution No. 12, joint resolution proposing to amend the constitution by adding thereto a new section to be numbered twenty-three (23), and relating to the recall of officers, and providing that the legislature may by law provide for the removal of all public officers by the electors entitled to vote for the successor to the incumbent of such offices, 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 do pass.

RALPH SHERMAN,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Elections to whom was referred House File No. 581, a bill for an act to amend the law as it appears in section one thousand eighty-seven-a1 (1087-a1) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) acts of the Thirty-Third General Assembly; section one thousand eighty-seven-a4 (1087-a4) of the Supplement to the Code, 1907, as amended by chapter fifty-eight (58) acts of the Thirty-fourth General Assembly; and section one thousand eighty-seven-a10 (1087-a10) as amended by chapter sixty-nine (69) acts of the Thirty-third General Assembly; beg leave to report they have had 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:

“A BILL for an Act to Amend Section One Thousand Eighty-seven-a-1 (1087-a-1) of the Supplement to the Code as Amended by Chapter Sixty-nine. (69) of the Acts of the Thirty-third General Assembly, Section One Thousand Eighty-seven-a4 (1087-a-4) of the Supplement to the Code, 1907, as amended by Chapter Sixty-nine (69) of the Acts of the Thirty-third General Assembly, Section One Thousand Eighty-seven-a-10 (1087-a-10) of the Supplement to the Code, 1907, as

Amended by Chapter sixty-nine (69) of the Acts of the Thirty-third General Assembly and Chapter Fifty-nine (59) of the Acts of the Thirty-fourth General Assembly, Section One Thousand Eighty-seven-a-twenty-five (1087-a-25) of the Supplement to the Code, 1907, as Amended by Chapter Sixty-nine (69) of the Acts of the Thirty-third General Assembly and Section One Thousand Eighty-seven-a-26 (1087-a-26) of the Supplement to the Code, 1907, as Amended by Chapter Sixty-nine (69) of the Acts of the Thirty-third General Assembly, relating to Primary Elections and Providing for the Nomination of Judges of the District and Superior Courts at Primary Elections, and Repealing all Acts and Parts of Acts Inconsistent with this act.

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

Section 1. That the law as it appears in section one thousand eighty-seven-a-1 (1087-a-1) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly be and the same is hereby amended by striking out from within the parenthesis in line 5 the following: “, district and superior courts.”

Sec. 2. That the law as it appears in section one thousand eighty-seven-a-4 (1087-a-4) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly be and the same is hereby amended by striking from the words and marks within the parenthesis in lines 6 and 7 the following: “, district and superior courts”.

Sec. 3. That the law as it appears in section one thousand eighty-seven-a-10 (1087-a-10) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly and chapter fifty-nine (59) of the acts of the Thirty-fourth General Assembly be and the same is hereby amended by inserting between the “comma” after the word “United States” and before the word “or” in the 7th line the following: “judge of the district court,” and by inserting between the “comma” after the word “election” and before the word “or” in line 1 of sub-section two (2) of said section the following: “judge of the district court”.

Sec. 4. That the law as it appears in section one thousand eighty-seven-a-20 (1087-a-20) of the Supplement to the Code, 1907, be and the same is hereby amended by inserting between the last two lines of said section the following: “Judges of the district court.”

Sec. 5. That the law as it appears in section one thousand eighty-seven-a-25 (1087-a-25) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly be and the same is hereby amended as follows:

(1) That the following words between the word “act” in line 48 and the word “and” in line 50 be stricken out; “and shall nominate candidates for the office of judge of the district court in counties comprising one judicial district of the state.”

(2) That the following in line 55 of said section be stricken out: "except judicial conventions," and that all following the word "party" in last line of said section be stricken out and a "period" inserted in lieu thereof after the said word "party".

Sec. 6. That the law as it appears in section one thousand eighty-seven-a-26 (1087-a-26) as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly be and the same is hereby amended as follows:

(1) Strike out the following in line 1 of said section: ", judicial,".

(2) Strike out from line 3 of said section the following: ", a judge of the district court,".

(3) That all of the first sentence of said section following the word "held" in line 5 be stricken out and there be inserted in lieu thereof a "period".

(4) That the following between the word "senatorial" in line 8 and the word "and" in line 9 be stricken out: ", judicial".

(5) That there be inserted between the words "assembly" and "in" in line 20 of said section the following: ", or judge of the district court."

(6) Strike out all following the word "party" in last line of said section as amended and insert in lieu thereof a "period".

Sec. 7. All acts and parts of acts inconsistent with this act are hereby repealed, and the officers required to prepare blanks and forms for elections shall prepare such forms to carry out the provisions of this act; and when so amended the bill do pass.

RALPH SHELMAN,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Elections, to whom was referred Substitute for Senate File No. 417, a bill for an act providing for the election of United States Senators by a vote of the people, 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 do pass.

RALPH SHELMAN,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Elections, to whom was referred House File No. 580, a bill for an act to amend the law as it appears in section one thousand eighty-seven-a13 (1087-a13) and section one thousand eighty-seven-a14 (1087-a14) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third (33d) General Assembly, providing for the expression of a second choice by the voters at all primary elections, 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.

RALPH SHERMAN,
Chairman.

Passed on file.

MINORITY RECOMMENDATIONS.

We, the undersigned members of the committee on Elections, beg leave to dissent from the majority report on House File No. 580, and herewith submit the following minority report:

That House File No. 580 be amended by the following substitute amendment, to-wit:

A BILL for an Act to Amend Sections One Thousand Eighty-seven-a6 (1087-a6) and One Thousand Eighty-seven-a13 (1087-a13) of the Supplement to the Code, 1907, as Amended by Chapter 69 of the Acts of the Thirty-third (33d) General Assembly; Section One Thousand Eighty-seven-a14 (1087-a14) of the Supplement to the Code, 1907, as Amended by Chapters 69 of the Acts of the Thirty-third (33d) General Assembly; Section One Thousand Eighty-seven-a17 (1087-a17) of the Supplement to the Code, 1907; Section One Thousand Eighty-seven-a19 (1087-a19) of the Supplement to the Code, 1907, as Amended by Chapter 69 of the Acts of the Thirty-third (33d) General Assembly and Chapter 59 of the Acts of the Thirty-fourth (34th) General Assembly; Section One Thousand Eighty-seven-a21 (1087-a21) of the Supplement to the Code, 1907; as Amended by Chapter 69 of the Acts of the Thirty-third (33d) General Assembly; Section One Thousand Eighty-seven-a22 (1087-a22) of the Supplement to the Code, 1907, as Amended by Chapter 69 of the Acts of the Thirty-third (33d) General Assembly; Section One Thousand Eighty-seven-a24 (1087-a24) of the Supplement to the Code, 1907, as Amended by Chapter 69 of the Acts of the Thirty-third (33d) General Assembly; Section One Thousand Eighty-seven-a25 (1087-a25) as Amended by Chapter 69 of the Acts of the Thirty-third (33d) General Assembly; Section One Thousand Eighty-seven-a26 (1087-a26) of the Supplement to the Code as Amended by Chapter 69

of the Acts of the Thirty-third (33d) General Assembly and Section One Thousand Eighty-seven-a27 (1087-a27) of the Supplement to the Code, 1907, as Amended by Chapter 69 of the Acts of the Thirty-third (33d) General Assembly, Providing for the Expression of a Second Choice by Voters at Primary Elections.

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

Section 1. That the law as it appears in one thousand eighty-seven-a-6 (1087-a-6) of the Supplement to the Code, 1907, as amended by chapter 69 of the acts of the Thirty-third (33d) General Assembly, be and the same is hereby amended by striking out the second sentence of said section and inserting in lieu thereof the following: "The voter shall be entitled to designate on his political party ballot in the manner here-in provided, the name of his first choice and also the name of his second choice as nominee for each office, but this provision shall not apply to delegates, precinct party committee men or township offices."

Sec. 2. That the law as it appears in section one thousand eighty-seven-a-13 (1087-a-13) as amended by chapter 69 of the acts of the Thirty-third (33d) General Assembly be and the same is hereby amended by adding to said section the following:

"The voter shall mark his ballot in the following manner to indicate his first and second choice":

(1) He shall place a cross (X) in the first column after the name of his first choice candidate, and a cross (X) in the second column after the name of the second choice candidate.

(2). He shall place but one mark in one designated space.

(3). If a voter votes either in the first or in the second choice column, for two persons, such vote shall be counted as a first choice vote for the person voted for whose name appears first in such column and as a second choice from the person voted for whose name appears lower in such column. Provided, if the voter votes for more than two persons for any one office, or if for any reason it be impossible to determine his choice for any office, his ballot shall not be counted for such office; but the rest of his ballot, if properly marked, shall be counted. No ballot shall be rejected for any technical error which does not render it impossible to determine the voter's choice, even though such ballot be somewhat soiled or defaced.

(4). A vote for one person only shall be counted as a first choice vote, whether the voter places his cross in the first or in the second choice column.

(5). A first and second choice vote cast for the same person shall be counted as a first choice vote only for such person.

(6). The rules of law governing the determination of the intention of the voter in all other elections shall apply to this act, except as herein otherwise provided.

Sec. 3. That section one thousand eighty-seven-a-14 (1087-a-14) of the Supplement to the Code, 1907, as amended by chapter 69 of the acts of the Thirty-third (33d) General Assembly, be and the same is hereby amended by striking out all following the colon (:) after the word "form" in the second line of said section, and inserting in lieu thereof the following:

..... Primary Election Ballot.

(Name of Party)

..... Township or Precinct,..... Ward.

City or town of..... County of,..... State of Iowa.

Primary election held on the day of June, 19..

UNITED STATES SENATOR.	First Choice Vote for one.	Second Choice Vote for one.
William K. Brown		
J. R. Wanye		

GOVERNOR	First Choice Vote for one.	Second Choice Vote for one.
Howard Collins.		
William Longley		

(Followed by other elective state and district officers in order.)

COUNTY AUDITOR	First Choice Vote for one.	Second Choice Vote for one.
William Strong		
Robert Thompson		

(Followed by other elective county officers in order.)

DELEGATES TO COUNTY CONVENTION.

(Vote for.....)

.....

.....

.....

.....

.....

FOR TOWNSHIP CLERK.

(Vote for one.)

John H. Black.....

Joseph Raymond.....

.....

FOR TOWNSHIP TRUSTEES.

(Vote for three.)

Clarence Foster.....

William Jones.....

H. S. Wilson.....

.....

(Followed by other elective township officers in order.)

FOR PARTY COMMITTEEMAN.

(Vote for one.)

John Doe.....

Richard Roe.....

.....

Where there are two or more offices to be filled by candidates running at large in a city, county, district or in the state, such offices shall be classified 1—2—etc., using as many classes and numbers as there are offices at large to be filled, which said classification and numbers and the manner in which the same shall appear on the primary ballot shall be substantially as follows:

CLASS NO. 1.

(Designated Office)	First Choice Vote for one.	Second Choice Vote for one.
A. B.....		
C. D.....		
E. F.....		
G. H.....		

CLASS NO. 2.

(Designated Office)	First Choice Vote for one.	Second Choice Vote for one.
A. B.....		
C. D.....		
E. F.....		
G. H.....		

The officer preparing said ballot shall provide as many classes and numbers as there are offices at large to be filled. Every person when filing as a candidate for the nomination for any such office, shall designate in his affidavit the number and class in which he desires to file and become a candidate and his name shall be placed on the ballot in such designated number and class. Such classes shall be rotated upon the ballots in the same manner as provided by law for the rotation of names of candidates.

Sec. 4. That the law as it appears in section one thousand eighty-seven-a-17 (1987-a-17) of the Supplement to the Code, 1907, be and the same is hereby amended to read as follows:

“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 first and second choice votes cast for each candidate for each office upon the ticket of each party where first and second choice votes are provided for and in other cases the number of votes cast for each candidate. As the first and second choice votes are called off from the political party primary ballots by the election officers, they shall be entered by such officers on the tally sheets, a form for which shall be substantially as follows:

OFFICIAL TALLY SHEET.

For Governor.

Candi- dates.	First Choice	Second Choice.			
		A. B.	C. D.	E. F.	G. H.
A. B.	1111 1111 1111 1111 1111 1111 1111 1111 1111 1111 50		1111 1111 1111 1111 1111 1111 30	1111 1111 1111 15	1111 5
C. D.	1111 1111 1111 1111 1111 1111 1111 1111 40	1111 1111 1111 1111 25		1111 1111 10	1111 5
E. F.	1111 1111 1111 1111 1111 25	1111 1111 1111 15			111 3
G. H.	1111 5	111 3	1 1	1 1	

Such officers tally sheets on which the count has been so entered shall be included in the returns of such election. The officers of elections shall, on blanks to be provided for that purpose, make full and accurate returns of the votes cast for each candidate, giving both first and second choice votes as herein provided. The returns shall set forth opposite the name of each candidate the number of first choice votes cast for such candidate, followed horizontally by statement of the number of second choice votes cast by his supporters for each of the other candidates. Such tabular statements shall be substantially in the following form:

..... Precinct Party.
FOR GOVERNOR.

Candidates.	First Choice.	Second Choice.		
	A. B.	C. D.	E. F.	G. H.
A. B. (50)	..	30	15	5
C. D. (40)	25	..	10	5
E. F. (25)	15	7	..	3
G. H. (5)	3	3	1	..
(120)	..	..	..	..

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 first and second choice 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 first and second choice votes cast for such candidate in said precinct, and at the bottom the total vote cast by such 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. 5. That the law as it appears in section one thousand eighty-seven-a19 (1087-a19) of the Supplement to the Code, 1907, as amended by chapter 69 of the acts of the Thirty-third (33d) General Assembly and chapter 59 of the acts of the Thirty-fourth (34th) General Assembly be and the same is hereby amended.

(1) By inserting between the words "of" and "votes" in the seventh line of said section, the following words: "first and second choice".

(2) By striking out from said section the following words and comma in line 16 and 17 " and not less than 35 per centum of all the votes cast by the party for such office".

(3) That there be inserted after the word "of" in the 27th line and the word "votes" in the 28th line of said section said lines being the last two lines of said section, the following: "first and second choice".

(4) That there be added to said section the following: "The state, county and city boards of canvassers shall be guided by the following rules except as herein provide."

(a) If any candidate for office receives a majority of the first choice votes, he shall be declared nominated for such office.

(b) If no candidate is thus nominated, drop the name of the one having the least number of first choice votes and add the second choice votes cast by his supporters to the first choice votes of the remaining candidates for whom they were cast, and

(c) If no candidate then has a majority, drop from the remaining candidates the one having the least number of first choice votes combined with the second choice votes received through such elimination and add the second choice votes cast by his supporters to the votes of the remaining candidates for whom they were cast.

(d) Repeat this operation until some candidate has a majority or until only two candidates remain, then the one having the greatest number of votes to his credit, shall be declared nominated.

(e) No second choice vote shall be counted when it is cast for a candidate whose name should have been dropped as herein provided.

(f) The person receiving the highest vote at such primary election, determined under the rules herein provided, as the candidate of any political party for an office, shall be the nominee of that party for such office.

Sec. 6. That the law as it appears in section one thousand eighty-seven-a21 (1087-a21) of the Supplement to the Code, as amended by chapter 69 of the acts of the Thirty-third (33d) General Assembly be and the same is hereby amended by striking out all following the word "nominated" in the 9th line of section eleven of chapter 69 of the acts of the Thirty-third (33d) General Assembly, and inserting in lieu thereof after the word "nominated" a period "(.)".

Sec. 7. That the law as it appears in section one thousand eighty-seven-a22 (1087-a22) of the Supplement to the Code, 1907, as amended by chapter 69 of the acts of the Thirty-third (33d) General Assembly, be and the same is hereby amended as follows:

(1) By inserting between the words "of" and "votes" in the tenth line of said section the following words "first and second choice".

(2) By inserting after the comma "," following the word "be" and before the word "provided" in the 15th line of said section the following "determined according to the provisions of this act", and by striking out the words following said comma (,) in the 15th line "provided he receive not less than 35 per centum of all the votes cast".

(3) That the semi-colon (;) following the word "represents" in the 22nd line of said section be stricken out and a period "(.)" inserted in lieu thereof and that the balance of said section as amended by section 12, chapter 69 of the acts of the Thirty-third (33d) General Assembly, except the last sentence of said section 12 of chapter 69 of the acts of the Thirty-third (33d) General Assembly, be stricken out.

(4) That there be inserted after the comma following the word "state" and before the word "shall" in the 10th line of section 12 of chapter 69 of the acts of the Thirty-third (33d) General Assembly the following: "as determined by the provisions of this act."

Sec. 8. That the law as it appears in section one thousand eighty-seven-a24 (1087-a24) of the Supplement to the Code, 1907, as amended by chapter 69 of the acts of the Thirty-third (33d) General assembly be and the same is hereby amended by striking out that part of the form of ballot found in sub-section B following the words "for United States senator" in the fourth to the last line of said section and inserting in lieu thereof the following:

FOR UNITED STATES SENATOR.

	First Choice Vote for one.	Second Choice Vote for one.
John Doe		
Richard Doe		
.....		

Sec. 9. That the law as it appears in section one thousand eighty-seven-a25 (1087-a25) as amended by chapter 69 of the acts of the Thirty-third (33d) General Assembly be amended as follows:

(1) By striking out the comma (,) and the following words after the word "committee" in the 41st line of said section: "and a list of the offices for which no nomination was made at the primary election by reason of the failure of any candidate for any such office to receive 35 per centum of all votes cast by such party therefor".

(2) By striking out the following words after the word "convention" in line 45 of such section "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 by reason of the failure of any candidate for any such office to receive thirty-five per centum of all votes cast by such party therefor, as shown by the canvass of the returns provided for in section 19 of this act. and".

Sec. 10. That the law as it appears in section One thousand eighty-seven-a26 (1087-a26) of the Supplement to the Code, 1907, as amended by chapter 69 of the acts of the Thirty-third (33d) General Assembly be and the same is hereby amended as follows:

(1) By striking out all following the period (.) after the word "committees" in line 19 and up to the word "No" in line 27.

(2) Strike out all after the period (.) following the word "convention" in line 28 and up to the word "The" in line 32 of said section.

(3) Amend the last sentence of said section as amended to read as follows: "But in no case shall any such district convention, except a judicial convention, of a party make nominations".

Sec. 11. That the law as it appears in section one thousand eighty-seven-a27 (1087-a27) as amended by chapter 69 of the acts of the Thirty-third (33d) General Assembly be and the same is hereby amended by striking out all following the comma (,) after the word "represents" in the 13th line and before the word "and" in the 17th line of said section.

Sec. 12. All acts and parts of acts inconsistent herewith are hereby repealed, and the secretary of state and county auditors are hereby authorized and directed to make all forms for primary elections comply with the provisions of this act; and that when so amended the bill do pass.

T. A. KINGLAND,
F. J. LUND.

Passed on file.

Kulp of Palo Alto presented the following concurrent resolution, asked unanimous consent for immediate consideration and moved its adoption:

Concurrent resolution providing for the publication in pamphlet form of the road laws of the state.

Be it Resolved by the House, the Senate Concurring:

That the secretary of state be authorized and directed to compile and codify the road laws of the state as soon as possible after the adjournment of the Thirty-fifth General Assembly, and that he publish fifteen thousand (15,000) copies of the same, in pamphlet form, for general distribution.

Motion prevailed and the resolution was adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 375, a bill for an act to authorize the sale and conveyance of that part of the west half (W.½) of the southwest quarter

(S.W. $\frac{1}{4}$) of section numbered nineteen (19) in township numbered seventy-eight (78) north of range numbered four (4) east of the fifth principal meridian bounded by lines described as follows: Commencing at a point in the east boundary line of said west half (W. $\frac{1}{2}$) of the southwest quarter (S.W. $\frac{1}{4}$) twenty-three (12-100 (23.12) chains north of the southeast corner of said west half (W. $\frac{1}{2}$) of the southwest quarter (S.W. $\frac{1}{4}$), thence running west five (5) chains, thence north nine (9) chains, thence five (5) chains to said east boundary line, thence south along said boundary line to the place of beginning, subject to recorded highway reservations.

Also:

House File No. 55, a bill for an act to amend section one thousand eighty-seven-a-10 (1087-a-10) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) acts of the Thirty-third (33rd) General Assembly, and chapters fifty-eight (58) and fifty-nine (59) acts of the Thirty-fourth (34th) General Assembly, relating to nomination papers.

Also:

House File No. 356, a bill for an act to amend section four thousand eight hundred twenty-three (4823) of the Code, pertaining to malicious mischief and trespass.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 375, a bill for an act to authorize the sale and conveyance of that part of the west half (W. $\frac{1}{2}$) of the southwest quarter (S.W. $\frac{1}{4}$) of section numbered nineteen (19) in township numbered seventy-eight (78) north of range numbered four (4) east of the fifth principal meridian bounded by lines described as follows: Commencing at a point in the east boundary line of said west half (W. $\frac{1}{2}$) of the southwest quarter (S.W. $\frac{1}{4}$) twenty-three (12-100 (23.12) chains north of the southeast corner of said west half (W. $\frac{1}{2}$) of the southwest quarter (S.W. $\frac{1}{4}$), thence running west five (5) chains, thence north nine (9) chains, thence five (5) chains to said east boundary line, thence south along said boundary line to the place of beginning, subject to recorded highway reservations.

Also:

House File No. 55, a bill for an act to amend section one thousand eighty-seven-a-10 (1087-a-10) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) acts of the Thirty-third (33rd) General Assembly, and chapters fifty-eight (58) and fifty-nine (59) acts of the Thirty-fourth (34th) General Assembly, relating to nomination papers.

Also:

House File No. 356, a bill for an act to amend section four thousand eight hundred twenty-three (4823) of the Code, pertaining to malicious mischief and trespass.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORTS OF COMMITTEES.

Jacobs of Calhoun, 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. 92, a bill for an act authorizing the giving of annuities to disabled and retired public school teachers of all rural and urban public schools, creating a fund from which to pay such annuities and providing for the distribution thereof, creating a board of trustees to care for such annuity fund and prescribing their powers and duties, and authorizing the retiring from service of public school teachers under certain conditions, 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 do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House File No. 622, a bill for an act to regulate the levy and collection of special assessment in cities and towns and cities acting under special charter and cities under commission plan of government. Amendatory to chapter 7, title 5, of the Code, 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 amended by the following substitute amendment:

A BILL for an Act to Regulate the Levy and Collection of Special Assessments in Cities and Towns and Cities Acting Under Special Charter and Cities Under Commission Plan of Government. (Amendatory to Chapter Seven (7), Title Five (5) of the Code.)

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

Section 1. Any city or town council in levying any special assessment for street improvements enumerated in section seven hundred ninety-two (792) of the Code, and amendments thereto, and supplementary thereof, shall make such levy in accordance with the provisions of section seven hundred ninety-two-a (792-a) of the Supplement to the Code, 1907, and such levy or assessment may be made to the amount to be assessed against private property, on each block separately against all lots and parcels of land to the center of the block on either side of such street or alley so improved whether such lots or parcels of land abut upon said street or alley so improved or not, but such levy or assessment shall in no event include adjacent property more than one hundred fifty (150) feet on either side of the street or alley thus improved.

Sec. 2. This act shall not be construed to in any way affect the method now of force for the assessment for such improvement levied upon unplatted land.

Sec. 3. All acts and parts of acts in conflict herewith are hereby repealed; and when so amended the bill do pass.

JOHN W. JACOBS,
Chairman.

Report adopted.

Dixon of Sac, 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. 118, a bill for an act to confer additional powers upon trust companies, state and savings banks and to prescribe the conditions under which they may transact business, 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 do pass.

W. J. DIXON,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Pickford of Cerro Gordo, Senate File No. 177, a bill for an act to repeal the law as it appears in sections six hundred forty-eight (648) and six hundred fifty-one (651) of the supplement to the code, 1907, and to enact substitutes therefor, relative to the election and appointment of certain officers in cities and towns, with report of committee recommending passage, was taken up, and considered.

Mr. Pickford moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Daniels, Dawson, Elliott, Elwood, Erickson, Greene of Grundy, Griffin, Griggs, Grout, Halgrims, Hansen, Heaton, Helming, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Klay, Larrabee, Lenocker, LeRoy, McHose, McVicker, Meredith, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Sherman, Sidey, Steelsmith, Stipe, Stutt, Thompson, Trumbauer, White, Whitney, Workman, Mr. Speaker—66.

The nays were:

Brown, Burt, Cronbaugh, Crozier, Downey, Greene of Clinton, Hadley, Halstead, Odendahl, Scott, Stokes—11.

Absent or not voting:

Barry, Bernbrock, Brockway, Clark, Craig, Dixon, Doze, Dunlap, Eggleston, Enger, Fraley, Hamilton, Hazen, Huff, Huntley, Jensen, Koontz, Kulp, Lounsberry, Lund, Manning, McCullough, Miller, Milton, Newcomb, Rone, Saltzmann, Scholz, Shankland, Townsend, Webb—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Pickford of Cerro Gordo, House File No. 254 was withdrawn from the further consideration of the House.

On motion of Dawson of Cherokee, House File No. 377, a bill for an act to prohibit dances in public high and grade schools or under the auspices of such schools of any organization or society thereof, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle; Bernbrock, Bingham, Blackford, Bliss, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Enger, Erickson, Greene of Grundy, Griffin, Hadley, Halgrims, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Kingland, Klay, Kulp, LeRoy, Lounsberry, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Sidey, Townsend, Webb, White, Whitney, Mr. Speaker—55.

The nays were:

Black, Boettger, Bradley, Brown, Cronbaugh, Greene of Clinton, Griggs, Halstead, Hansen, Jamison, Kane, Kelso, Koontz, Manning, McIlhose, Miller, Mitchell, Reeve, Rone, Scott, Steelsmith, Stokes, Stutt, Trompson, Workman—25.

Absent or not voting:

Atkinson, Barry, Bauman, Brady, Brockway, Bruce, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Fraley, Grout, Hamilton, Heaton, Jones, Larrabee, Lenoeker, Lund, McCullough, Oden-dahl, Saltzmann, Scholz, Shankland, Sherman, Stipe, Trumbauer—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The speaker announced that as speaker of the House, he had signed in the presence of the House, House Files Nos. 356, 55 and 375.

SPECIAL ORDER NO. 37.

Time having arrived for Special Order No. 37, on motion of Barry of Linn, House File No. 340, a bill for an act to amend the law as it appears in sections ten hundred seventy-two (1072), twenty-seven hundred forty-two (2742), and twelve hundred seventy-two (1272), supplement to the code, 1907, relating to the office of county superintendent of schools; to repeal section twenty-seven hundred thirty-four-b (2734-b), supplement to the code, 1907, relating to the office of county superintendent of schools and to provide for the election, qualifications, duties and compensation of a county superintendent of schools, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Halgrims of Humboldt proposed the following amendment:

Amend section 2, by striking from the ninth and tenth lines thereof, the words and figures "eighteen hundred \$1,800.00 dollars," and insert in lieu thereof the words and figures "fifteen hundred \$1,500.00 dollars."

Amendment adopted.

Brady of Dallas moved the previous question, seconded by Ring of Linn.

Motion prevailed, and previous question was ordered.

Mr. Barry moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Blackford, Bliss, Brockway, Bruce, Cannon, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Erickson, Griffin, Grout, Halgrims, Heaton, Huff, Hunt,

Huntley, Jacobs, Jacobson, Jensen, Jones, Larrabee, LeRoy, Lund, Manning, McHose, McVicker, Milton, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sidey, Stipe, Townsend, White, Whitney, Workman, Mr. Speaker—55.

The nays were:

Bartle, Bauman, Black, Bradley, Brown, Burt, Buxton, Carson, Clark, Cronbaugh, Crozier, Eggleston, Enger, Fraley, Greene of Clinton, Hadley, Halstead, Helming, Jamison, Kingland, Lounsberry, Meredith, Miller, Mitchell, Munro, Odendahl, Reeve, Steel-smith, Stokes, Stutt, Thompson, Webb—32.

Absent or not voting:

Boettger, Brady, Downey, Doze, Dunlap, Greene of Grundy, Griggs, Hamilton, Hansen, Hazen, Hutchins, Kane, Kelso, Klay, Koontz, Lenocker, McCullough, McVicker, Saltzmann, Sherman, Trumbauer—21.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Kingland of Winnebago offered the following amendment, and asked that it be printed in the Journal:

MR. SPEAKER—I move to amend House Joint Resolution No. 12 by the following substitute amendment:

HOUSE JOINT RESOLUTION.

JOINT RESOLUTION Proposing to Amend the Constitution by Adding Thereto a New Section to be Numbered Twenty-three (23), of Article Four (4) and Relating to the Recall of Officers, and Providing that the Legislature may by Law Provide for the Removal of Elective Public Officers by the Electors Entitled to Vote for the Successor to the Incumbent of Such Offices.

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

Section 1. That the following amendment to the constitution of the state of Iowa be and the same is hereby proposed: To add as section twenty-three (23) to article four (4) of said constitution the following, to-wit:

“Sec. 23. The legislature may, by law, provide for the recall or removal of any elective public officer, but no such law shall be enacted

without providing that such removal shall be petitioned for by at least twenty per cent (20%) of the number of electors voting at the last preceding election for candidates for such office. The legislature may also provide that at the election, when such removal shall be voted for, a successor to the officer sought to be removed or recalled may also be voted for. The legislature is empowered to carry out by proper laws the provisions of this section and the method of removal herein provided for shall be in addition to other methods of removal provided for by this constitution, or by laws now in force."

Sec. 2. That the foregoing proposed amendment to the constitution of the state of Iowa be and the same is hereby referred to the legislature to be chosen at the next general election for members of the general assembly, and that the secretary of state shall cause the same to be published for three months previous to the day of such election, as provided by law.

MOTION TO RECONSIDER.

Stipe of Page called up the motion to reconsider the vote by which Senate File No. 306 failed to pass the House and moved its adoption:

Roll call was demanded by Mitchell of Wapello and Boettger of Scott.

On the question, "Shall the House reconsider the vote by which Senate File No. 306 failed to pass the House?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Dawson, Dixon, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Griggs, Grout, Hansen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Klay, Kulp, Larrabee, Lenocker, LeRoy, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Shankland, Sherman, Steelsmith, Stipe, Townsend, Trumbauer, White, Whitney, Mr. Speaker—70.

The nays were:

Bauman, Bradley, Brown, Burt, Clark, Cronbaugh, Crozier, Daniels, Eggleston, Greene of Clinton, Hadley, Halstead, Huff, Kingland, Koontz, Lounsberry, Miller, Milton, Mitchell, Oden-dahl, Rohwer, Scott, Sidey, Stokes, Stutt, Thompson, Webb, Workman—28.

Absent or not voting :

Downey, Doze, Dunlap, Elwood, Halgrims, Hamilton, Hazen, Kelso, Lund, McCullough—10.

Motion to reconsider prevailed.

Griffin of Woodbury called up the motion to reconsider the vote by which Senate File No. 306 passed to its third reading and moved its adoption.

Motion prevailed.

Dixon of Sac moved the previous question on the main question.

Ring of Linn seconded the motion.

Roll call was demanded by Lund of Hamilton and Jamison of Des Moines.

On the question, "Shall the previous question be ordered?"

The ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Boettger, Brockway, Bruce, Buxton, Chapman, Cole, Craig, Dixon, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Griggs, Grout, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Klay, Kulp, LeRoy, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Saltzmann, Shankland, Sherman, Stipe, Townsend, White—53.

The nays were :

Bauman, Black, Bradley, Brady, Brown, Cannon, Carson, Clark, Cronbaugh, Crozier, Daniels, Dawson, Eggleston, Elwood, Greene of Clinton, Hadley, Halgrims, Halstead, Hansen, Huff, Jamison, Kane, Kelso, Kingland, Koontz, Lounsberry, Lund, Miller, Milton, Mitchell, Odendahl, Rohwer, Scholz, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Trumbauer, Workman, Mr. Speaker—42.

Absent or not voting :

Burt, Downey, Doze, Dunlap, Griffin, Hamilton, Hazen, Larrahee, Lenocker, McCullough, Rone, Webb, Whitney—13.

Motion prevailed, and previous question was ordered.

Stipe of Page moved that the rules be suspended, the bill be considered engrossed, and the reading had on the previous day be considered the third reading which motion prevailed.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Black, Bliss, Boettger, Brockway, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Dixon, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Griggs, Grout, Hansen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Klay, Kulp, Larrabee, Lenocker, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Shankland, Sherman, Stipe, Townsend, White, Mr. Speaker—58.

The nays were:

Atkinson, Bauman, Bradley, Brady, Brown, Burt, Clark, Cronbaugh, Crozier, Daniels, Dawson, Eggleston, Elwood, Greene of Clinton, Hadley, Halgrims, Halstead, Huff, Kane, Kelso, Kingland, Koontz, LeRoy, Lounsbury, Lund, Milton, Mitchell, Oden Dahl, Rohwer, Scholz, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Trumbauer, Webb, Whitney, Workman—40.

Absent or not voting:

Blackford, Downey, Doze, Dunlap, Hamilton, Hazen, Jamison, McCullough, Miller, Saltzman—10.

So the bill having received a constitutional majority was declared to have passed the House.

Stipe of Page proposed the following amendment to the title:

Amend by striking out the title to Senate File No. 306 and substituting the following in lieu thereof: A bill for an act to establish the public service commission, and to provide for the valuation, regulation, and control of public utilities, transferring certain powers and duties from the executive council and board of railroad commissioners to said commission, conferring additional

powers upon cities and towns, repealing sections twenty-one hundred fifteen (2115), twenty-one hundred seventeen (2117), twenty-one hundred twenty-three (2123) and twenty-one hundred twenty-four of the code, and sections twenty-one hundred twenty-five (2125) of the code as amended by the acts of the Thirty-fourth General Assembly, and making an appropriation for carrying out the provisions of this act.

Motion prevailed and title as amended, agreed to.

Dixon of Sac moved to reconsider the vote by which Senate File No. 306 passed the House and that the motion to reconsider be laid on the table.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Koontz of Johnson, House File No. 316, a bill for an act to amend the law relating to the granting of franchises by cities and towns, as it appears in section seven hundred and seventy-six (776) of the supplement to the code, 1907, as amended by chapter forty-four (44) of the acts of the Thirty-third General Assembly, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Speaker Pro Tem in the chair.

Mr. Koontz moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Bliss, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Craig, Crozier, Daniels, Dixon, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Grout, Hadley, Halgrims, Halstead, Heaton, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Koontz, Lenoeker, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb.

Pickford, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman—75.

The nays were:

Boettger, Cronbaugh—2.

Absent or not voting:

Atkinson, Blackford, Brockway, Burt, Clark, Cole, Dawson, Downey, Doze, Dunlap, Enger, Fraley, Griffin, Griggs, Hamilton, Hansen, Hazen, Helming, Huntley, Kane, Klay, Kulp, Larrabee, LeRoy, Lounsberry, McCullough, Odendahl, Peterson, Power, Whitney, Mr. Speaker—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up House File No. 41 and yielded the floor to Saltzmann of Chickasaw.

On motion of Mr. Saltzmann, House File No. 41, 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 as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Newcomb of Adams proposed the following amendment:

Amend by striking out the following from section five (5):
“for the purpose of carrying out the provisions of this act, there is hereby appropriated the sum of two hundred thousand dollars, of which seventy-five thousand dollars shall be for use on the first day of July, A. D., 1913, and the remainder on the first day of January, A. D., 1914. The money so appropriated,” and substitute in lieu thereof:

“For the purpose of carrying out the provisions of this act, there shall be levied a special tax of two tenths, (2-10) of a mill on the dollar upon the assessed valuation of the taxable property of the state and the proceeds thereof shall be paid into the state

treasury and placed to the credit of a special fund for the purpose of carrying out the provisions of this act. The money so received."

Amendment adopted.

Mr. Saltzmann moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Bliss Boettger, Brady, Brockway, Bruce, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Dawson, Dixon, Downey, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker—86.

The nays were:

Barry, Bradley, Brown, Burt, Thompson—5.

Absent or not voting:

Blackford, Buxton, Chapman, Daniels, Doze, Dunlap, Halgrims, Hamilton, Hansen, Huff, Jacobson, Klay, McCullough, Ring, Steelsmith, Stipe, Webb—17.

So the bill having received a constitutional majority was declared to have passed the House.

Scholz of Clayton proposed the following amendment to the title:

Amend by striking out the words "make an appropriation", and inserting in lieu thereof the words "levy a tax."

Amendment adopted and title as amended, agreed to.

On motion of Hunt of Harrison, House File No. 47, a bill for an act to authorize the incorporation in each county of the state of an association for the advancement and improvement of agriculture, animal husbandry and horticulture to define the powers and rights of such association and its members and to provide funds for carrying on the work of the same, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Hunt moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Bruce, Buxton, Cannon, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lounsbury, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, White, Whitney, Workman—78.

The nays were:

Brown, Carson, Clark, Cronbaugh, Downey, Hansen, Newcomb, Stutt, Trumbauer, Webb—10.

Absent or not voting :

Atkinson, Bauman, Brockway, Burt, Dixon, Doze, Dunlap, Eggleston, Halgrims, Hamilton, Hazen, Jacobs, Jensen, Klay, Koontz, McCullough, Odendahl, Rone, Stipe, Mr. Speaker—20.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

House File No. 375, a bill for an act to authorize the sale and conveyance of that part of the west half (W.½) of the southwest quarter (S.W.¼) of section numbered nineteen (19) in township numbered seventy-eight (78) north of range numbered four (4) east of the fifth principal meridian bounded by lines described as follows: Commencing at a point in the east boundary line of said west half (W.½) of the southwest quarter (S.W.¼) twenty-three (23.12) chains north of the southeast corner of said west half (W.½) of the southwest quarter (S.W.¼), thence running west five (5) chains, thence north nine (9) chains, thence five (5) chains to said east boundary line, thence south along said boundary line to the place of beginning, subject to recorded highway reservations.

Also:

House File No. 55, a bill for an act to amend section one thousand eighty-seven-a-10 (1087-a-10) of the Supplement to the Code, 1907, as amended by chapter sixty-nine (69) acts of the Thirty-third (33rd) General Assembly, and chapters fifty-eight (58) and fifty-nine (59) acts of the Thirty-fourth (34th) General Assembly, relating to nomination papers.

Also:

House File No. 356, a bill for an act to amend section four thousand eight hundred twenty-three (4823) of the Code, pertaining to malicious mischief and trespass.

W. W. ANDERSON,
Chairman.

Report adopted.

On motion of Grout of Black Hawk, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

On request of Atkinson of Butler, House File No. 186 was withdrawn from the further consideration of the House.

Power of Jefferson moved that House File No. 611 be referred to the committee on Appropriations.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Griffin of Woodbury, House File No. 300, a bill for an act to amend the law as it appears in section four thousand seven hundred ninety-nine-a (4799-a) of the supplement to the code, 1907, relating to burglary with explosives, with report of committee recommending passage, was taken up and considered.

Mr. Griffin moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Lenoeker, LeRoy, Leunsberry, Manning, McHose, McVicker, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Reeve, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—84.

The nays were:

None.

Absent or not voting :

Black, Boettger, Brown, Bruce, Clark, Cole, Doze, Dunlap, Hamilton, Helming, Hutchins, Jacobs, Koontz, Kulp, Larrabee, Lund, McCullough, Meredith, Power, Ring, Saltzmann, Scott, Stipe, Whitney—24.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Whitney of Woodbury, House File No. 474, a bill for an act to amend section six hundred and ninety-four-a (694-a) of the supplement to the code, 1907, relating to membership fees and dues in League of Iowa Municipalities, with report of committee recommending passage, was taken up and considered.

Mr. Whitney moved that the rules be suspended, 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 ayes were :

Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Cannon, Carson, Chapman, Daniels, Dawson, Dixon, Eggleston, Elliott, Enger, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Lenoeker, Lounsberry, Manning, McHose, McVicker, Milton, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Scholz, Scott, Shankland, Sidey, Stokes, Stutt, Thompson, Trumbauer, Webb, White, Whitney, Workman—65.

The nays were :

Barry, Burt, LeRoy, Stipe, Townsend—5.

Absent or not voting :

Anderson of Montgomery, Atkinson, Black, Boettger, Brockway, Brown, Bruce, Buxton, Clark, Cole, Craig, Cronbaugh, Crozier, Downey, Doze, Dunlap, Elwood, Erickson, Greene

of Grundy, Halgrims, Hamilton, Hazen, Helming, Jacobs, Koontz, Kulp, Larrabee, Lund, McCullough, Meredith, Miller, Newcomb, Odendahl, Ring, Saltzmann, Sherman, Stelsmith, Mr. Speaker—38.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Fraley of Polk, Senate File No. 260, a bill for an act to amend section two thousand eighty-five (2085) of the Supplement to the Code, 1907, relating to taxes in aid of railroads and in relation to the number of signatures of resident freeholders to petitions therefor in cities acting under special charter, and cities having a population of twenty-five thousand (25,000) or over, with report of committee recommending passage, was taken up and considered,

Sherman of Poweshiek in the chair.

Mr. Fraley moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Huff, Hunt, Huntley, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Kulp, LeRoy, Lounsberry, Lund, Manning, McVicker, Meredith, Milton, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Stelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—78.

The nays were:

Downey, Kingland—2.

Absent or not voting :

Atkinson, Beettger, Brockway, Brown, Bruce, Burt, Buxton, Clark, Dawson, Doze, Dunlap, Greene of Grundy, Hamilton, Hazen, Helming, Hutchins, Jacobs, Koontz, Larrabee, Lenoeker, McCullough, McHose, Miller, Newcomb, Odendahl, Saltzmann, Scott, Mr. Speaker—28.

So the bill having received a constitutional majority, was declared to have passed the House and the title was agreed to.

On request of Fraley of Polk, House File No. 427 was withdrawn from the further consideration of the House.

On motion of Jacobson of Audubon, House File No. 441, a bill for an act to regulate the sale of calcium carbide or so-called carbide and prescribe the manner in which the same shall be packed and labeled, with report of committee recommending passage, was taken up and considered.

Mr. Jacobson moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brown, Burt, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dixon, Downey, Eggleston, Elliott, Elwood, Enger, Erickson, Griffin, Grout, Hadley, Halgrims, Halstead, Hazen, Heaton, Huff, Jacobson, Jones, Kingland, Klay, Kulp, LeRoy, Manning, McHose, MeVieker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Scholz, Sherman, Steelsmith, Stipe, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney—61.

The nays were :

Black, Boettger, Clark, Cronbaugh, Greene of Clinton, Griggs, Kane, Kelso, Koontz, Lenoeker, Mitchell, Reeve, Rone, Scott, Shankland, Sidey, Workman—17.

Absent or not voting:

Atkinson, Bartle, Brockway, Bruce, Buxton, Cannon, Dawson, Doze, Dunlap, Fraley, Greene of Grundy, Hamilton, Hansen, Helming, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Larrabee, Lounsberry, Lund, McCullough, Miller, Odendahl, Saltzmann, Stokes, White, Mr. Speaker—30.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Mr. Kulp, House File No. 411, a bill for an act to amend section thirty-five hundred five (3505) of the code, 1897, in relation to change of place of trial when a county is a party, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Kulp proposed the following amendment:

Amend by striking out the word and figure "section 1" and the catch words following.

Amendment adopted.

Mr. Kulp moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Downey, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jensen, Jones, Kane, Kingland, Koontz, Kulp, Lenoeker, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Saltzmann, Scholz, Sherman, Sidey, Stipe, Stokes, Thompson, Webb, White, Whitney, Workman—77.

The nays were:

Cronbaugh, Stutt, Townsend—3.

Absent or not voting:

Atkinson, Boettger, Buxton, Clark, Dawson, Dixon, Doze, Dunlap, Greene of Grundy, Grout, Hamilton, Huntley, Jacobs, Jamison, Kelso, Klay, Larrabee, Lounsberry, McCullough, Miller, Oden Dahl, Ring, Rone, Scott, Shankland, Steelsmith, Trumbauer, Mr. Speaker—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SPECIAL ORDER NO. 38.

Time having arrived for Special Order No. 38, on motion of Hunt of Harrison, House File No. 311, a bill for an act relating to fire or other casualty insurance and preventing discrimination therein and rebates of premiums received therefor, was taken up.

Mr. Hunt moved that the House take up consideration of Senate File No. 237, a companion bill.

Motion prevailed.

The House then took up consideration of Senate File No. 237, a bill for an act relating to fire insurance and prohibiting discrimination therein and rebate of the premium charged and providing a penalty therefor.

Lund of Hamilton proposed the following amendment:

Amend by adding the following to section 4:

“Any insurance company qualifying under the provisions of this act which by itself or any of its officers or agents combined and agrees to fix and rate or rates in such schedule with any other company or with any of its officers or agents, or grants any rebate or drawback whatsoever shall forfeit its right to do business in this state, and the filing of substantially the same rate shall be prima facie evidence of such combination, and in violation of section 1754 of the Code. And any officer, director or agent of any such insurance company found guilty of a violation or the provisions of this act shall be guilty of a misdemeanor. It is also especially provided that any person or persons furnishing evidence for the state on a subpoena from the state, shall be immuned from

prosecution. The schedule of rates, filed under this act, must be reasonable and must be approved as such by the auditor of the state before becoming effective."

Speaker Cunningham in the chair.

Ring of Linn moved the previous question on the amendment.

Jones of Dickinson seconded the motion.

Motion prevailed.

Amendment adopted.

Mr. Hunt moved that the rules be suspended, 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 ayes were:

Barry, Brady, Halstead, Koontz, Rone, Saltzmann, Stipe, Webb
—8.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brockway, Brown, Burt, Buxton, Cannon, Carson, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jones, Kane, Kingland, Klay, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendam, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker—81.

Absent or not voting:

Bauman, Boettger, Bruce, Chapman, Clark, Doze, Dunlap, Fraley, Griggs, Grout, Hamilton, Helming, Jacobs, Jensen, Kelso, McCullough, Miller, Mitchell, Scott—19.

So the bill having failed to receive a constitutional majority was declared to have been lost.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate refuses to concur in House substitute amendment to the following bill in which the concurrence of the Senate was asked:

Senate File No. 306, a bill for an act relative to public utilities, defining their rights, powers, duties, etc.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Stipe of Page moved that the House insist on its amendments to Senate File No. 306 and asked for a conference committee of six members.

Motion prevailed.

On request of Hunt of Harrison, House File No. 311 was withdrawn from the further consideration of the House.

CONSIDERATION OF BILLS.

On motion of Bruce of Floyd, Senate File No. 204, a bill for an act to repeal the law as it appears in sections twenty-seven hundred forty-three (2743), twenty-seven hundred forty-five (2745), twenty-seven hundred fifty-one (2751), twenty-seven hundred fifty-three (2753), twenty-seven hundred ninety (2790), twenty-seven hundred ninety-seven (2797), and twenty-seven hundred ninety-eight (2798) of the code, and sections twenty-seven hundred forty-four (2744), twenty-seven hundred fifty-two (2752), twenty-eight hundred (2800), and twenty-eight hundred one (2801) of the supplement to the code, 1907, and to enact substitutes therefor; and to amend the law as it appears in sections twenty-seven hundred fifty-four (2754), twenty-seven hundred ninety-four (2794), supplement to the code, 1907, and twenty-seven hundred ninety-four-a (2794-a), supplement to the code, 1907, as amended by the acts of the Thirty-fourth General Assembly, relative to the units of school organizations, with report of committee recommending pas-sage, was taken up and considered.

Bruce of Floyd proposed the following amendment:

Amend section 12 by striking out the word "sixteen" and figures "16" as they appear in line 4 of said section of the printed bill and insert in lieu thereof the word "four" and the figure "4."

Amendment adopted.

Mr. Bruce moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bernbrock, Bingham, Blackford, Brockway, Bruce, Burt, Cannon, Chapman, Cole, Craig, Dawson, Dixon, Elliott, Elwood, Erickson, Greene of Clinton, Grout, Hansen, Hazen, Heaton, Huff, Hutchins, Jensen, Jones, Kane, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, McHose, McVicker, Milton, Mitchell, Peterson, Pickford, Ring, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Trumbauer, White, Workman, Mr. Speaker—53.

The nays were:

Anderson of Greene, Bartle, Bradley, Brady, Brown, Carson, Clark, Cronbaugh, Daniels, Downey, Eggleston, Greene of Grundy, Hadley, Halstead, Helming, Hunt, Huntley, Jacobson, Kelso, Kingland, Lounsberry, Manning, Meredith, Miller, Munro, Odendahl, Power, Reeve, Rohwer, Scott, Stutt, Thompson, Townsend, Webb—34.

Absent or not voting:

Bauman, Black, Bliss, Boettger, Buxton, Crozier, Doze, Dunlap, Enger, Fraley, Griffin, Griggs, Halgrims, Hamilton, Jacobs, Jamison, Lund, McCullough, Newcomb, Stipe, Whitney—21.

Roll call verified.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On motion of Dixon of Sac the House adjourned until Thursday, April 3d, at 9:00 o'clock a. m.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 3, 1913.

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

Prayer was offered by Rev. H. D. Herr of Humboldt, Iowa.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Brockway of Louisa presented remonstrance of citizens of Louisa county protesting against removal of commerce council.

Referred to committee on Railroads and Transportation.

Dunlap of Clinton presented remonstrance of citizens of Clinton county against passage of House Files Nos. 654 and 655.

Referred to committee on Railroads and Transportation.

Lounsberry of Marshall presented remonstrance of citizens of Marshall county against removal of commerce counsel.

Referred to committee on Railroads and Transportation.

Cronbaugh of Iowa presented remonstrance of citizens of Iowa county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Scott of Fremont presented remonstrance of citizens of Fremont county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Barry of Linn presented remonstrance of the N. W. Division of Linn county Farmers Institute against creation of permanent tax commission.

Referred to committee on Ways and Means.

Lounsberry of Marshall presented remonstrance of residents and taxpayers of Marshall county against placing the quail in the song bird class.

Referred to committee on Fish and Game.

Hutchins of Kossuth presented remonstrance of citizens of Kossuth county against creation of permanent tax commission.

Referred to committee on Ways and Means.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 204 failed to pass the House.

T. A. KINGLAND.

I second the motion.

M. F. THOMPSON.

On request of Stipe of Page, House File No. 648 was withdrawn from the further consideration of the House.

INTRODUCTION OF BILLS.

By committee on Insurance, House File No. 668.

A BILL for an Act to Amend Division One (1), Section Seventeen Hundred Nine (1709), Supplement to the Code, 1907, as Amended by Chapter Eighteen (18), Acts of the Thirty-fourth (34th) General Assembly, Relating to Kinds of Insurance That May be Written.

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

Section 1. That division one (1) of section seventeen hundred nine (1709), Supplement to the Code, 1907, as amended by chapter eighteen (18), acts of the 34th General Assembly be, and the same is hereby amended, by inserting after the word "five" in the second (2) line of division one (1) of said section, a comma (,) followed by the words "sprinkler leakage."

Read first and second time and referred to Sifting committee.

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. 452, a bill for an act to amend the law relating to the compensation of members of the General Assembly as the same appears in section 12 of the Code, as amended by chapter 1 of the acts of the 34th General Assembly.

JOS. E. MEYER,
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 promote horticulture, and to make an appropriation therefor.

JOS. E. MEYER,
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. 1, a bill for an act to provide for the regulation and supervision of investment companies, and providing penalties for the violation thereof.

JOS. E. MEYER,
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. 170, a bill for an act relating to the practice of dentistry, and to repeal sections 2600-i, 2600-j, of the Supplement to the Code, 1907.

JOS. E. MEYER,
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. 327, a bill for an act to amend section 2077, Supplement to the Code, 1907, relative to passenger rates and providing passenger transportation charges to towns and cities within this state at which fairs or expositions are or may hereafter be held.

JOS. E. MEYER,
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. 249, a bill for an act to repeal section 21, chapter 72, acts Thirty-fourth General Assembly, relating to the powers of local authorities to regulate the use of motor vehicles upon streets and highways, and enacting a substitute therefor.

JOS. E. MEYER,
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. 48, a bill for an act to repeal sections 410 and 411 Supplement to the Code, 1907, and to enact a substitute therefor, relating to the election, compensation, duties and terms of county supervisors.

JOS. E. MEYER,
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. 223, a bill for an act relating to elections and to permit a qualified voter to cast his ballot in any voting precinct within the state of Iowa and prescribing conditions and restrictions therefor.

JOS. E. MEYER,
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. 281, a bill for an act to regulate the employment of prisoners at the penitentiary at Ft. Madison and making an appropriation therefor.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 223, a bill for an act relating to elections and to permit a qualified voter to cast his ballot in any voting precinct within the state of Iowa and prescribing conditions and restrictions therefor.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 48, a bill for an act to repeal the law as it appears in sections four hundred ten (410), and four hundred eleven (411), supplement to the code, 1907, and in sections four hundred seventeen (417), and four hundred eighteen (418), of the code and section four hundred sixteen (416) of the code as amended by chapter twenty-two (22) of the laws of the Thirty-fourth General Assembly; and to enact a substitute therefor relating to the election, duties, terms of office and bonds of county supervisors.

Read first and second time and referred to Sifting committee.

Senate File No. 452, a bill for an act to amend the law relating to the compensation of members of the General Assembly as the same appears in section twelve (12) of the code, as amended by chapter one (1) of the acts of the Thirty-fourth General Assembly.

Read first and second time and referred to Sifting committee.

Senate File No. 327, a bill for an act to amend section two thousand seventy-seven (2077) of the supplement to the code, 1907, relative to passenger rates and providing passenger trans-

portation charges to towns and cities within this state, at which fairs or expositions are or may hereafter be held.

Read first and second time and referred to Sifting committee.

Senate File No. 351, a bill for an act to promote horticulture by the creation of new and better adapted varieties through scientific cross-breeding and selection, and to make an appropriation therefor.

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

Senate File No. 281, a bill for an act regulating the employment of prisoners at the penitentiary at Fort Madison and making an appropriation therefor.

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

Substitute for Senate File No. 1, a bill for an act to provide for the regulation and supervision of investment companies, and providing penalties for the violation thereof.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 249, a bill for an act amending section nineteen (19) and section thirty (30), chapter seventy-two (LXXII) of the acts of the Thirty-fourth General Assembly providing additional rules and regulations for the operation of motor vehicles upon public highways within the state of Iowa.

Read first and second time and referred to Sifting committee.

Senate File No. 170, a bill for an act relating to the practice of dentistry, and to repeal sections twenty-six hundred-i (2600-i) and twenty-six hundred-j (2600-j) of the supplement to the code, 1907.

Read first and second time and referred to Sifting committee.

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 the following bill in which the concurrence of the Senate was asked:

House File No. 156, a bill for an act repealing section 1326 of the Code, and enacting a substitute in lieu thereof relating to the assessment of stock of building and loan associations.

JOS. E. MEYER,
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. 509, a bill for an act to repeal section 1, chapter 49, acts of the Thirty-fourth General Assembly, relating to the improvement of water fronts in cities acting under special charter and conferring additional powers upon said cities, and to enact a substitute therefor.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On request of Boettger of Scott, unanimous consent having been given, House File No. 509, a bill for an act to repeal section one (1) of chapter forty-nine (49) of the acts of the Thirty-fourth General Assembly relating to the improvement of water fronts in cities acting under special charter and conferring additional powers upon said cities, and to enact a substitute in lieu thereof. (Additional to chapter fourteen (14) of title five (V) of the code relating to cities under special charter), with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Amend the title by striking out the period after the word "therefore" and by adding thereto the following: "and to amend section two (2) of chapter forty-nine (49) of the acts of the Thirty-fourth General Assembly."

Also amend House File No. 509 by adding thereto the following:

Sec. 2. That section two (2) of chapter forty-nine (49) of the acts of the Thirty-fourth General Assembly be and the same is hereby amended by striking therefrom the following words in the last paragraph of said section: "the commissioner of the board of public works" and insert in lieu thereof the following: "at least one other member of said Levee Improvement Commission."

Mr. Boettger moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brockway, Brown, Bruce, Buxton, Cannon, Chapman Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Halgrims, Halstead, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, LeRoy, Lund, McCullough, McHose, McVicker, Meredith, Miller, Milton Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Whitney, Workman, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bauman, Brady, Burt, Carson, Clark, Dixon, Doze, Enger, Fraley, Grout, Hadley, Hamilton, Hazen, Heaton, Jacobs, Jacobson, Klay, Kulp, Larrabee, Lenocker, Lounsberrý, Manning, Newcomb, Rone, Sherman, Steelsmith, Trumbauer, Webb, White,—31.

So the House concurred in Senate amendments.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 31, a bill for an act to repeal section six hundred seventy-four (674) of the Supplement to the Code, 1907, and to enact a substitute therefor, relating to the compensation of assessors in cities and towns.

Also:

House File No. 105, a bill for an act to provide for the payment of bounties for killing crows.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 31, a bill for an act to repeal section six hundred seventy-four (674) of the Supplement to the Code, 1907, and to enact a substitute therefor, relating to the compensation of assessors in cities and towns.

Also:

House File No. 105, a bill for an act to provide for the payment of bounties for killing crows.

Also:

Senate File No. 439, a bill for an act to create a state highway commission and to provide for the appointment, term of office, compensation, powers and duties of such commission, to provide for the removal of the members of said commission, to create a system of county and township road, bridge and culvert construction and maintenance, and to prescribe the procedure and manner of carrying on such improvements, and the rights, duties and power of county, township, and other officers and employees with reference thereto, to fix the rights of parties con-

tracting with reference to such work, to repeal section two thousand six hundred seventy-four-f (2674-f) of the Supplement to the Code, 1907, relating to highway commission and to amend section three (3), chapter twenty-four (24) of the acts of the Thirty-fourth General Assembly, relating to the county road building fund. And to repeal all acts and parts of acts in conflict with this act.

Also :

Senate File No. 316, a bill for an act to legalize the adoption of certain propositions at an election of the county of Wapello, state of Iowa, with the effect of authorizing the board of supervisors of said county to purchase land for an addition to the county home farm of said county, and to incur indebtedness for the purchase of such land, and to levy a continuing annual tax to provide for the payment of such indebtedness.

Also :

Substitute for Senate File No. 178, a bill for an act to repeal the law as it appears in section seven hundred eleven (711) of the Code and to enact a substitute therefor, relating to the powers of cities and towns to enact ordinances for protection against fires, accidents from electrical apparatus, to establish fire limits, to prohibit within such limits the erection of buildings and structures of certain construction and providing for the cost of removal or taking down of buildings erected in violation of such ordinances.

Also :

Senate File No. 226, a bill for an act to repeal the law as it appears in sections twenty-six hundred ninety-one (2691) and twenty-six hundred ninety-two (2692) of the Supplement to the Code, 1907, and to enact a substitute therefor to provide for the support of the Iowa Soldiers' Orphans' Home.

Also :

Senate File No. 245, a bill for an act to amend section eight hundred twenty (820) of the Code fixing time in which the city council or board of public works, where such board exists, shall ascertain the cost and prepare the assessment, plat and schedule relative to the special assessment of property for the making or reconstruction of street improvements.

Also :

Senate File No. 397, a bill for an act to make section eight hundred seven (807) of the Code applicable to cities acting under special charter.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Newcomb of Adams, House File No. 471, a bill for an act to amend chapter one hundred two (102) of the acts of the Thirty-fourth General Assembly, relating to the penalty for the violation of the laws relating to the sale or keeping for sale of intoxicating liquors, with report of committee recommending passage, was taken up, and considered.

Mr. Newcomb moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Brady, Brockway, Brown, Burt, Buxton, Cannon, Chapman, Clark, Craig, Crozier, Daniels, Dawson, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Hunt, Huntley, Hutchins, Jensen, Kingland, Larrabee, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Whitney, Workman, Mr. Speaker—71.

The nays were:

Bradley, Cronbaugh, Griffin—3.

Absent or not voting:

Atkinson, Boettger, Bruce, Carson, Cole, Dixon, Downey, Doze, Enger, Fraley, Griggs, Hamilton, Hazen, Helming, Huff, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Klay, Koontz, Kulp, Lenocker, Lounsberry, Miller, Mitchell, Saltzmann, Sherman, Steelsmith, Trumbauer, Webb, White—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Stipe of Page moved to correct the Journal of April 2d, by expunging therefrom the newspaper clipping used as an explanation of vote by Halstead of Buchanan, and that Mr. Halstead be permitted to revise his explanation.

Roll call was demanded by Miller of Bremer and Halstead of Buchanan.

On the question, "Shall the record be expunged?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Buxton, Chapman, Cole, Craig, Dixon, Elliott, Erickson, Griffin, Grout, Hadley, Heaton, Helming, Huntley, Hutchins, Jacobson, Jensen, Jones, Kulp, LeRoy, Manning, McHose, McVicker, Munro, Newcomb, Peterson, Pickford, Power, Rone, Sherman, Stipe, Whitney, Mr. Speaker—43.

The nays were:

Bauman, Boettger, Bradley, Brown, Cannon, Clark, Cronbaugh, Crozier, Downey, Dunlap, Eggleston, Greene of Clinton, Griggs, Huff, Jamison, Kane, Kingland, Koontz, Lenocker, Lounsberry, Lund, McCullough, Miller, Milton, Mitchell, Odendahl, Reeve, Ring, Rohwer, Scholz, Scott, Sidey, Stokes, Stutt, Thompson, Townsend, Workman—37.

Absent or not voting:

Atkinson, Black, Burt, Carson, Daniels, Dawson, Doze, Elwood, Enger, Fraley, Greene of Grundy, Halgrims, Halstead, Hamilton, Hansen, Hazen, Hunt, Jacobs, Kelso, Klay, Larrabee, Meredith, Saltzman, Shankland, Steelsmith, Trumbauer, Webb, White—29.

So the motion prevailed.

Journal of Wednesday, April 2, corrected and approved.

On request of Lenocker of Pottawattamie, leave of absence was granted Hazen of Pottawattamie indefinitely.

CONSIDERATION OF BILLS.

On motion of Dawson of Cherokee, Senate File No. 70, a bill for an act to establish a department of public instruction, and to

amend section ten hundred and sixty-five (1065) of the supplement to the code, 1907, and to repeal chapter one (1) of title thirteen (13) of the code, and to repeal chapter one (1) of title thirteen (13) of the supplement to the code, 1907, as amended, relative to the office of superintendent of public instruction, and to enact a substitute therefor, with report of committee recommending passage, was taken up, and considered.

Power of Jefferson proposed the following amendments:

Amend paragraph 11, section 3 of the printed bill by striking out the first four words, "to prepare and publish" and substitute therefor the following: "he shall prepare and supply."

Amend section 7 of printed bill by striking out all of line one (1) and substituting therefor the following: (He may appoint a deputy whose appointment must be approved by the governor of the state. The qualifications of the deputy shall be the same as required by section two (2) of this act. The deputy shall qualify in like manner as his principal and).

Amendment adopted.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Buxton, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Erickson, Greene of Grundy, Griffin, Grout, Halgrims, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Koontz, Lenocker, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Stipe, Whitney, Mr. Speaker—60.

The nays were:

Bartle, Bauman, Bradley, Brown, Cannon, Clark, Cronbaugh, Crozier, Downey, Dunlap Eggleston, Greene of Clinton, Hadley,

Halstead, Hansen, Helming, Kelso, Kingland Kulp, Lounsberry, Miller, Odendahl, Reeve, Saltzmann, Scott, Stokes, Stutt, Thompson, Townsend, Webb, Workman—31.

Absent or not voting:

Burt, Carson, Doze, Enger, Fraley, Griggs, Hamilton, Hazen, Jacobs, Jamison, Kane, Klay, Larrabee, McCullough, Steelsmith, Trumbauer, White—17.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

EXPLANATION OF VOTE.

MR. SPEAKER—My reasons for voting against this bill, Senate File No. 70, is that it is against the principles of a republican government, taking away the right to elect their public servants.

E. J. BRADLEY.

On request of Dawson of Cherokee, House File No. 139 was withdrawn from the further consideration of the House.

The speaker announced that as speaker of the House, he had signed in the presence of the House, House Files Nos. 31 and 105, also Senate Files Nos. 226, 245, 397, 439, 316 and 178.

CONSIDERATION OF BILLS.

On motion of Helming of Allamakee, House File No. 481, a bill for an act to amend the law as it appears in section twenty-three hundred fifty-eight (2358) of the code, relating to partition fences, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Helming moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon,

Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—88.

The nays were:

Downey, Odendahl, Scott—3.

Absent or not voting:

Brockway, Burt, Carson, Clark, Dawson, Doze, Enger, Fraley, Hamilton, Hazen, Jacobs, Larrabee, McCullough, Miller, Rone, Stipe, Trumbauer—17.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Dawson of Cherokee in the chair.

On motion of Klay of Sioux, House Joint Resolution No. 14, joint resolution proposing an amendment to the constitution of the state of Iowa by repealing section one (1) of article ten (X) of said constitution, and by enacting a substitute in lieu thereof, was taken up, and considered.

McHose of Boone proposed the following amendment:

I move to amend House Joint Resolution No. 14 by the following substitute resolution:

HOUSE JOINT RESOLUTION NO. 14.

Joint Resolution Proposing an Amendment to the Constitution of the State of Iowa, by Amending Section One (1) of Article Ten (X) of Said Constitution, Relating to the Manner of the Amendment of the Constitution.

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

Section 1. That the following amendment to the constitution of the state of Iowa be and the same is hereby proposed and referred to the Thirty-sixth General Assembly:

That section one (1) of article ten (X) of the constitution of the state of Iowa be and the same is hereby amended by striking out all of said section and inserting in lieu thereof the following:

"Section 1. Any amendment or amendments to this constitution may be proposed in either house of the General Assembly; and if the same shall be agreed to by a majority of the members elected to each of the two houses, such proposed amendment shall be entered on their journals, with the yeas and nays taken thereon. Then it shall be the duty of the General Assembly to submit such proposed amendment or amendments to the people in such manner, and at such time as the General Assembly shall provide; and if the people shall approve and ratify such amendment or amendments by a majority of the electors qualified to vote for members of the general assembly, voting thereon, such amendment or amendments shall become a part of the constitution of this state."

Barry of Linn moved that the House defer consideration of House Joint Resolution No. 14

Motion prevailed.

On motion of Kulp of Palo Alto, House File No. 412, a bill for an act to amend sections nine (9) and thirteen (13) of chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly in relation to actions involving drainage districts, with report of committee recommending passage, was taken up, and considered.

Mr. Kulp proposed the following amendment:

Amend by striking out the publication clause.

Amendment adopted.

Mr. Kulp moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Bliss, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Klay, Koontz, Kulp, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Scholz, Steel-smith, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman—75.

The nays were:

Odendahl—1.

Absent or not voting:

Bartle, Black, Blackford, Boettger, Brockway, Burt, Clark, Cronbaugh, Downey, Doze, Eggleston, Fraley, Griggs, Grout, Halgrims, Hamilton, Hazen, Heaton, Jacobs, Kane, Larrabee, Miller, Power, Saltzmann, Scott, Shankland, Sherman, Sidey, Stipe, Trumbauer, Mr. Speaker—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Crozier of Marion, House File No. 527, a bill for an act repealing section four thousand and fifteen (4015) of the code in relation to exemptions from execution and to enact a substitute therefor, with report of committee recommending passage, was taken up, and considered.

Mr. Crozier moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brown, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dunlap, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hutchins, Jacobson, Jamison, Jensen, Kelso, Kingland, Koontz, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Stipe, Stokes, Thompson, Townsend, Webb, White, Workman—70.

The nays were:

Hunt, Steelsmith—2.

Absent or not voting:

Atkinson, Barry, Black, Boettger, Brockway, Bruce, Burt, Cronbaugh, Dixon, Downey, Doze, Eggleston, Enger, Griggs, Halgrims, Hamilton, Hazen, Huntley, Jacobs, Jones, Kane, Klay, Kulp, Larrabee, Lenocker, Lounsberry, Miller, Power, Scott, Shankland, Sherman, Sidey, Stutt, Trumbauer, Whitney, Mr. Speaker—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Huntley of Lucas, House File No. 99, a bill for an act to repeal section two thousand two hundred sixty-one (2261) and section two thousand three hundred nine (2309) of the code relative to commissions of insanity and enact substitutes therefor, with report of committee recommending passage as amended, was taken up, and considered.

Ring of Linn moved the adoption of the substitute amendment proposed by him on March 18th.

Motion prevailed and the substitute amendment was adopted.

Mr. Huntley moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bauman, Bernbrock Bingham, Blackford, Bliss, Brady, Burt, Buxton, Cannon, Chapman, Cole, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Hadley, Halgrims, Hansen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobson, Kingland, Lenoeker, Lounsberry, Manning, McVicker, Milton, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Steelsmith, Stokes, Thompson, White, Workman—55.

The nays were:

Bradley, Brown, Craig, Cronbaugh, Dunlap, Greene of Clinton, Kane, LeRoy, Mitchell, Odendahl, Webb—11.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bartle, Black, Boettger, Brockway, Bruce, Carson, Clark, Crozier, Downey, Doze, Eggleston, Griggs, Grout, Halstead, Hamilton, Hazen, Hunt, Jacobs, Jamison, Jensen, Jones, Kelso, Klay, Koontz, Kulp, Larrabee, Lund, McCullough, McHose, Meredith, Miller, Power, Saltzmann, Sidey, Stipe, Stutt, Townsend, Trumbauer, Whitney, Mr. Speaker—42.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Huff of Hardin, House File No. 553, a bill for an act to repeal section three thousand five hundred thirty-eight (3538) of the code, relative to the bringing of actions against unknown defendants, and to enact a substitute therefor, with report of committee recommending passage, was taken up, and considered.

Mr. Huff moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brown, Burt, Buxton, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jones, Kane, Kelso, Kingland, Lenoeker, LeRoy, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Odendahl, Pickford, Ring, Rohwer, Rone, Scholz, Scott, Sherman, Stipe, Thompson, Whitney, Workman—69.

The nays were:

Steelsmith—1.

Absent or not voting:

Anderson of Montgomery, Black, Boettger, Brockway, Bruce, Cannon, Clark, Downey, Doze, Griggs, Grout, Hamilton, Hazen, Jacobs, Jamison, Jensen, Klay, Koontz, Kulp, Larrabee, Lounsberry, Manning, McCullough, Miller, Munro, Peterson, Power, Reeve, Saltzmann, Shankland, Sidey, Stokes, Stutt, Townsend, Trumbauer, Webb, White, Mr. Speaker—38.

So the bill having received a constitutional majority was declared to have passed the House.

Mr. Huff proposed the following amendment to the title:

Amend by changing the comma (,) following the word "defendants" to a period (.) and striking out the balance of the title. Also by inserting after the word "code" in line two the following: "and to enact a substitute therefor."

Amendment adopted, and title as amended agreed to.

On motion of Griffin of Woodbury, House File No. 595, a bill for an act to repeal section three thousand ninety-three (3093) of the code, and to enact a substitute therefor relating to sub-contractors' mechanics' liens and the liability of the owner of a

building or structure to the principal contractor and the subcontractor, with report of committee recommending passage, was taken up, and considered.

On request of Mr. Griffin, unanimous consent was granted the chief clerk to strike out the word and figure "section 1" as they appear in the bill and to insert the word and figure "section 1" just preceding the word "that" in line 1 of the bill; also by striking out the letter "s" from the word "liens," the last word in the bill.

Mr. Griffin moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Lenocker, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Stokes, Stutt, Thompson, Trumbauer, Webb, White, Whitney, Workman—77.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Barry, Boettger, Brockway, Cannon, Clark, Griggs, Grout, Hamilton, Hazen, Huntley, Jacobs, Jones, Klay, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, McCullough, Miller, Newcomb, Peterson, Pickford, Power, Reeve, Sidey, Steel-smith, Stipe, Townsend, Mr. Speaker—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Sherman, House File No. 184, a bill for an act to create a law and legislative reference and bill drafting department of the state library; providing for a director and subordinate officer and employes thereof; prescribing the duties and fixing the salaries thereof, and making an additional appropriation therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Sherman moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Eggleston, Elliott, Elwood, Enger, Erickson, Fralley, Greene of Grundy, Griffin, Griggs, Halgrims, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Pickford, Reeve, Ring, Rohwer, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Townsend, Trumbauer, Whitney, Mr. Speaker—66.

The nays were:

Bradley, Brown, Doze, Dunlap, Greene of Clinton, Halstead, Hansen, Klay, Larrabee, Lenocker, LeRoy, Mitchell, Odendahl, Power, Rone, Stokes, Stutt, Thompson, White, Workman—20.

Absent or not voting:

Bartle, Bauman, Black, Blackford, Boettger, Clark, Crozier, Downey, Grout, Hadley, Hamilton, Hazen, Helming, Jacobs, Jamison, Lounsberry, Lund, McCullough, Newcomb, Peterson, Saltzmann, Webb—22.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Bruce of Floyd, House File No. 183, a bill for an act to repeal section twenty-five hundred fifty-three (2553) of the code and to enact a substitute therefor, relating to trapping, killing or ensnaring certain fur bearing animals, with report of committee recommending passage, was taken up and considered.

Mr. Bruce moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Bartle, Black, Bliss, Brady, Brockway, Bruce, Cannon, Chapman, Cole, Craig, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Hansen, Heaton, Hunt, Huntley, Hutchins, Jacobson, Jones, Kelso, Kingland, Klay, Larrabee, LeRoy, McCullough, McVicker, Milton, Mitchell, Munro, Pickford, Power, Ring, Rohwer, Rone, Shankland, Sherman, Sidey, Stokes, Webb, White, Workman—55.

The nays were:

Anderson of Montgomery, Atkinson, Bingham, Bradley, Brown, Burt, Carson, Cronbaugh, Halstead, Jensen, Meredith, Odendahl, Reeve, Steelsmith, Stutt, Thompson, Townsend, Trumbauer—18.

Absent or not voting:

Barry, Bauman, Bernbrock, Blackford, Boettger, Buxton, Clark, Crozier, Dawson, Downey, Halgrims, Hamilton, Hazen, Helming, Huff, Jacobs, Jamison, Kane, Koontz, Kulp, Lenoeker, Lounsberry, Lund, Manning, McHose, Miller, Newcomb, Peterson, Saltzmann, Scholz, Scott, Stipe, Whitney, Mr. Speaker—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Ring of Linn, Senate File No. 38, a bill for an act to provide for the compilation of the laws of the Thirty-third, Thirty-fourth and Thirty-fifth General Assemblies and the laws as they appear in the supplement to the code, 1907; to annotate same and the code and rules of the supreme court, to and including

May term, 1913, of the supreme court, and to publish the said compilation and annotations as a "supplement to the code, 1913," and to provide for the appointing of a supervising committee, the election of an editor of such supplement to the code and to establish a salary for such editor,, and making an appropriation therefor, and repealing section twenty-four (24) of chapter twenty (20) of the acts of the Twenty-sixth General Assembly, extra session, as same appears on page five (5) of the prefix to the code, was taken up and considered.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Lenocker, LeRoy, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman—82.

The nays were:

Cronbaugh—1.

Absent or not voting:

Bliss, Buxton, Clark, Downey, Elliott, Fraley, Hamilton, Hazen, Helming, Jacobs, Klay, Koontz, Larrabee, Lounsberry, Lund, Manning, Odendahl, Peterson, Saltzmann, Steelsmith, Stipe, Webb, Whitney, Mr. Speaker—25.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Ring of Linn, House File No. 448 was withdrawn from the further consideration of the House.

On motion of Anderson of Montgomery, the House adjourned until 1:00 o'clock p. m.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

EXPLANATION OF VOTE.

MR. SPEAKER—I voted against the Public Utilities Bill, because I believe, with John Mac Vicar, that its adoption would be "The Crowning Infamy" of a so-called progressive legislature. Since to go into details as to the several reasons for my opposition would be to cover the same ground as was covered by the Mac Vicar article from the Des Moines Daily News, which this body has voted to suppress. I will not take the risk of another rebuke by advancing them again, but content myself with the statement that if my mind were incapable of evolving other reasons, the mere fact that agents of certain corporations have spent much of their time here this winter urging the passage of the Public Utilities Bill convinces me that the principal purpose of the measure is to deliver the people of Iowa over to the corporations so securely bound and shackled that future legislatures may not be able to release them.

Also, I will take the liberty to suggest:

"Truth crushed to earth shall rise again;
The eternal years of God are hers;
But Error, wounded, writhes with pain,
And dies among his worshippers."

T. F. HALSTEAD.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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:

Substitute for Senate File No. 13, a bill for an act to repeal section three hundred sixty-four (364) of the Code, relating to investment of money and to enact a substitute therefor.

Also:

Senate File No. 156, a bill for an act repealing section one thousand three hundred twenty-six (1326) of the Code and enacting a substitute in lieu thereof relating to the assessment of stock of building and loan associations.

Also:

Senate File No. 413, a bill for an act to legalize the incorporation and acts and proceedings of Leopold Desk Company of Burlington, Des Moines County, Iowa.

Also:

Senate File No. 114, a bill for an act to amend section 458-c, of the Supplement to the Code, 1907, and chapter 32 of the acts of the Thirty-third General Assembly, relating to the payment of claims for injuries to domestic animals.

Also:

Senate File No. 177, a bill for an act to repeal the law as it appears in sections six hundred forty-eight (648) and six hundred fifty-one (651) of the Supplement to the Code, 1907, and to enact substitutes therefor, relative to the election and appointment of certain officers in cities and towns.

Also:

Substitute for Senate File No. 95, a bill for an act to legalize the incorporation of the town of Sharpsburg, Taylor County, Iowa, the election of its officers, the passage and record of all valid ordinances and resolutions, and all acts done that were in compliance with law by the council of said town.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on enrolled bills respectfully report that they have this day sent to the governor for his approval.

House File No. 31, a bill for an act to repeal section six hundred seventy-four (674) of the Supplement to the Code, 1907, and to enact a substitute therefor, relating to the compensation of assessors in cities and towns.

Also:

House File No. 105, a bill for an act to provide for the payment of bounties for killing crows.

W. W. ANDERSON,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By committee on Appropriations, House File No. 669.

A BILL for an Act to Provide for the Levy of a Special Tax Upon the Assessed Valuation of the Taxable Property of the State for a Period of Ten Years for the Purchase of Real Estate for the Extension and for the Improvement of the State Capitol Grounds; to Define the Limits of Said Extension; to Authorize the Purchase by Executive Council of All Grounds Within Said Limits; to Adopt a Plan for the Location of Buildings, Monuments, etc., on Said Extended Ground, and to Provide for the Sale of Certain Real Estate Known as "Governor Square."

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

Section 1. That for the purpose of providing for the purchase of real estate for the extension of the capitol grounds and improvement of the same, there shall be levied annually for a period of ten (10) years, commencing with the first levy made after the passage of this act, a special tax as follows: In each of the years 1913 and 1914 one-half mill on the dollar of the taxable property in the state, and in each of the remaining eight years such rate of levy to be fixed by the executive council, as will yield approximately one hundred and fifty thousand dollars (\$150,000) annually. The proceeds of such levies shall be carried into the state treasury to the credit of a fund to be called the capitol grounds extension and improvement fund. The amount so realized by said levies shall be in lieu of all of the appropriations for said purposes during the said period of ten (10) years.

Sec. 2. That for the purpose of the extension of the capitol grounds the executive council is hereby authorized, empowered and directed to purchase from time to time within said period of ten (10) years any or all of the real estate not already owned by the state of Iowa within the following limits: Beginning at a point where the east line of Pennsylvania avenue crosses the north line of East Locust street, thence northerly along the east line of Pennsylvania avenue to the north line of the alley between Locust street and Grand avenue, thence easterly along the north line of said alley between Locust street and Grand avenue to a point one hundred and thirty (130) feet west of the west line of East Ninth street, thence northerly parallel with the

west line of East Ninth street to the south line of Des Moines street, thence easterly to a point where the south line of Des Moines street crosses the east line of East Twelfth street, thence southerly to where the east line of East Twelfth street crosses the north line of East Grand avenue, thence easterly to where the north line of East Grand avenue crosses the east line of East Thirteenth street, thence southerly to where the east line of East Thirteenth street crosses the south line of Walnut street, thence westerly along the south line of Walnut street to where the same crosses the east line of East Twelfth street, thence southerly to the north line of the right of way of the Des Moines Union Railway Company, thence westerly along the north line of the right of way of the Des Moines Union Railway Company to the east line of the alley running north and south, east of East Sixth street, thence northerly along the east line of said alley to the south line of East Locust street, then northwesterly to the place of beginning.

Sec. 3. That all buildings, monuments, statuary, memorials, fountains and improvements hereafter erected upon said capitol grounds shall be located in accordance with the plan covering said extended grounds as contemplated herein submitted as the Allison Memorial Commission Plan now on file in the office of the secretary of state and that said grounds shall be laid out with respect to drives, streets, avenues, malls, walks, bridges, terraces and other improvements in all respects as contemplated and suggested by said plan and said plan is hereby adopted and made a part of this act.

Sec. 4. That the executive council is hereby authorized, empowered and directed to acquire any or all the real estate included within the territory described in section two hereof for the state and may purchase the same on option or contracts or in any other way which said council may deem expedient but payment for said real estate shall be made only upon the certificate of the attorney general that the vendor has furnished the state an abstract of title showing perfect title of record. The executive council may make said purchase or enter into said contracts at any time within said period of ten (10) years at its discretion and as the amount of money in said fund at any time may enable them to do but only after the most diligent inquiry and investigation as to the fair, just and reasonable value of said property. Payment for said real estate may be made by the said executive council certifying to the state auditor the amount due to any person at any time, and the auditor then drawing a warrant in his favor on the state treasury payable out of the fund herein created.

Sec. 5. That if the executive council shall at any time be unable to purchase said real estate, or any part of it at such price or prices as it may deem just and reasonable upon its request the attorney general shall on behalf and in the name of the state and in accordance with the statute applicable to such cases institute and prosecute to a final determination an action or actions for the condemnation of the premises to said use as is contemplated by this act.

Sec. 6. That the executive council shall have charge of all buildings that may be on any of the grounds acquired under the provisions of this act and may lease any or all of said buildings and grounds on behalf of the state until, in the judgment of said council, it is advisable to remove them. That at such times said buildings may be sold by said council or are razed and the salvage thereon sold or such other disposition made of said buildings as said council may deem to the best advantage of the state. And all money realized from such sources and from rentals shall be carried into the state treasury to the credit of the capitol grounds extension and improvement fund.

Sec. 7. That the executive council is hereby authorized, empowered and directed to sell or cause to be sold either as it now stands or to cause the same to be platted and subdivided into lots and sold in parcels the real estate now owned by the state known as Governor Square and more particularly described as follows to-wit: Commencing at a point south thirty-two degrees west thirty minutes west, one and sixty-five one hundredths chains from the northwest corner of the southwest quarter of section two, township seventy-eight north range twenty-four west of the fifth principal meridian thence north seventy-four degrees, thirty minutes east, six hundred eighty feet to a stone, thence south fifteen degrees thirty minutes east three hundred and sixty feet, thence south seventy-four degrees thirty minutes west six hundred eighty feet to a stone, thence north fifteen degrees thirty minutes west three hundred sixty feet to the place of beginning containing five and sixty one hundredths acres more or less. All proceeds derived from the sale of said real estate, except the expense of selling the same including agent's commission, if any, shall be carried into the state treasury to the credit of the capitol grounds extension and improvement fund herein created. All patents or deeds of conveyance to said above described real estate shall be executed and acknowledged by the governor in the name of the state upon resolution of the executive council authorizing such conveyance.

Sec. 8. That no part of the purchase price of any of said grounds nor of any warrants or certificates issued in payment for the same and no part of the interest accruing thereon shall ever be paid from the general revenues or funds of the state or out of any fund or from the proceeds of any tax other than funds arising from the tax provided for herein and from the sale of the real estate herein authorized to be sold or from the proceeds or accumulations thereof.

Sec. 9. That for the purpose of accomplishing the earliest possible completion of the work contemplated herein and the carrying out of the plans provided for in this act the executive council may anticipate the collection of the tax herein authorized to be levied for the extension and improvement of the capitol grounds, and for that purpose may issue interest bearing warrants or certificates carrying a rate of interest not to exceed five per cent per annum to be denomi-

ated capitol grounds extension and improvement warrants or certificates and said warrants or certificates and interest thereon shall be secured by said assessment and levy and shall be payable out of the respective funds hereinbefore named, pledged to the payment of the same, and no warrants shall be issued in excess of taxes authorized or to be levied to secure the payment of the same. It shall be the duty of the state treasurer to collect said several funds and to hold the same separate and apart in trust for the payment of said warrants or certificates and interest and to apply the proceeds of said funds pledged for that purpose to the payment of said warrants or certificates and interest. Such warrants or certificates shall be issued in sums of not less than one hundred nor more than one thousand dollars each running not more than ten years bearing interest not exceeding five per cent per annum, payable annually or semi-annually and shall be substantially in the following form.

The State of Iowa for value received, promises to pay to bearer Dollars, lawful money of the United States of America, on.....with interest on said sum from the date hereof until paid, at the rate of.....per cent per annum, payable.....annually on the first day of.....and.....in each year, both principal and interest payable at Des Moines, Iowa. This warrant or certificate is issued by the state of Iowa pursuant to the provisions of section....., chapter....., of the acts of the Thirty-fifth General Assembly of Iowa. And it is hereby certified and recited that all acts, conditions and things required by the laws and constitution of the state of Iowa to be done precedent and in the issue of this warrant or certificate, have been properly done, happened and been performed in regular and due form, as required by law.

In testimony whereof said state, by its executive council, has caused this warrant or certificate to be signed by its chairman, and attested by its secretary, with the seal of said state attached his..... day of

.....
Chairman of the Executive Council of the State of Iowa.

Attest:

.....
Secretary of the Executive Council of the State of Iowa.

Sec. 10. That all warrants or certificates issued under the provisions of this act shall be issued pursuant to and in conformity with a resolution adopted by the executive council, which shall specify the amount authorized to be issued, purpose for which issued, the rate of interest they shall bear, and whether payable annually or semi-annually, the place where the principal and interest shall be payable, and when to become due, and such other provisions, not inconsistent with law, in reference thereto, as the council shall think proper, which resolution shall be entered of record upon the minutes

of the proceedings of the executive council, and a true and complete copy thereof printed on the back of each warrant or certificate, (which resolution shall constitute a contract between the state and the purchasers or holders of said warrants or certificates.)

Sec. 11. That when warrants or certificates have been executed as aforesaid, they shall be delivered to the treasurer of state of the state of Iowa and his receipt taken therefor, who shall register the same in a book provided for that purpose, which shall show the number of each warrant or certificate, its date, date of sale, amount, date of maturity, and the name and address of the purchaser, which record shall at all times be open to the inspection of the citizens of said state. The treasurer of state of the state of Iowa shall thereupon certify upon the back of each warrant or certificate as follows:

"This warrant (or certificate) duly and properly registered in my office this.....day of.....

.....
Treasurer of State of the State of Iowa."

and shall stand charged on his official bond with all warrants or certificates so delivered to him and the proceeds thereof.

Sec. 12. The treasurer of state of the state of Iowa shall, under resolution and the direction of the executive council, sell the warrants or certificates for cash on the best available terms, and the proceeds shall be applied and exclusively used as hereinbefore provided and for the purposes for which said warrants or certificates are issued. In no case shall they be sold for a less sum than their face value, and all interest accrued at the date of sale. After registration the treasurer of state of the state of Iowa shall deliver said warrants or certificates to the purchaser thereof. If, in the judgment of the executive council, it should be deemed expedient warrants or certificates may be issued direct to the vendor in payment for any property purchased under the provisions of this act.

Read first and second time and passed on file.

By committee on Appropriations, House File No. 670.

BILL for an Act to Repeal Section Twenty-six Hundred Six (2606) of the Supplement to the Code, 1907, and to Enact a substitute Therefor Relating to Admission to Soldiers' Home.

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

Section 1. That section twenty-six hundred six (2606) of the Supplement to the Code, 1907, is hereby repealed, and there is hereby enacted in lieu thereof the following:

The board of control of state institutions may receive into the Home, under such rules and regulations, and subject to such conditions as said board may prescribe, the dependent persons not having sufficient means or ability to support themselves, designated as follows:

1. Honorably discharged Union soldiers, sailors and marines.
2. Women who, prior to the year 1890, married honorably discharged Union soldiers, sailors or marines, and who have ceased to be the wives of such soldiers, sailors or marines by reason of their death or because divorced from them without fault on the part of the wives, and a subsequent marriage shall not deprive such women of their right to the benefits of the Home, nor shall such right depend upon the presence of the husband in the Home as a member of it.
3. Army nurses, and the fathers and mothers of honorably discharged Union soldiers, sailors and marines.

The board may permit husbands and wives to occupy together cottages or other quarters on the Home grounds."

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.

Read first and second time and referred to Sifting committee.

On request of Larrabee of Fayette, leave of absence was granted Buxton of Warren until Friday.

Mr. Speaker granted leave of absence to Jacobs of Calhoun until Friday.

CONSIDERATION OF BILLS.

On motion of Halgrims of Humboldt, Senate Joint Resolution No. 10, a resolution referring House joint resolution number six (6), relative to the amendment proposed to section one (1) of article two (2) of the constitution of the state of Iowa, to the Thirty-sixth General Assembly, with report of committee recommending passage, was taken up, and considered.

Mr. Halgrims moved that the rules be suspended, the joint resolution be read a third time now, which motion prevailed, and the resolution was read a third time

Joint Resolution Referring House Joint Resolution Number Six (6), Relating to the Amendments Proposed to Section One (1) of Article Two (2) of the Constitution of the State of Iowa, to the Thirty-sixth General Assembly.

WHEREAS: House joint resolution number six (6) proposing an amendment to section one (1) of article two (2) of the constitution of Iowa has been duly adopted by both houses of the Thirty-fifth General Assembly of Iowa; now, therefore,

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

Section 1. That said House joint resolution number six (6) be and the same is hereby referred to the Thirty-sixth General Assembly of Iowa.

On the question, "Shall the joint resolution pass?"

The ayes were:

Anderson of Greene, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Brady, Brockway, Brown, Bruce, Burt, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Elwood Enger, Erickson, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Hansen, Heaton, Hunt, Hutchins, Jacobson, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Munro, Pickford, Power, Reeve, Ring, Rohwer, Rone, Shankland, Sherman, Steelsmith, Stipe, Thompson, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—64.

The nays were:

Bradley, Dunlap, Greene of Clinton, Halstead, Miller, Oden-dahl, Saltzmann, Scott, Stokes—9.

Absent or not voting:

Anderson of Montgomery, Atkinson, Barry, Bernbrock, Boettger, Buxton, Cannon, Carson, Crozier, Downey, Eggleston, Elliott, Griggs, Hamilton, Hazen, Helming, Huff, Huntley, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Koontz, Lenocker, Manning, McCullough, Mitchell, Newcomb, Peterson, Scholz, Sidey, Stutt, Townsend—35.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Scholz of Clayton, House File No. 457, a bill for an act to amend section four thousand six hundred and sixty-one (4661) of the code, relating to witness fees, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Scholz moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brown, Bruce, Burt, Cannon, Clark, Cole, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Halstead, Hansen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kulp, Larrabe, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Steelsmith, Stokes, Stutt, Thompson, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—80.

The nays were:

Kingland, Scott—2.

Absent or not voting:

Barry, Bernbrock, Bradley, Brockway, Buxton, Carson, Chapman, Craig, Downey, Elliott, Elwood, Hadley, Halgrims, Hamilton, Hazen, Huff, Jacobs, Klay, Koontz, McCullough, Newcomb, Odendahl, Peterson, Sidey, Townsend—26.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Milton of Cedar, House File No. 490, a bill for an act to regulate the passing of automobiles or other vehicles by another traveling in the same direction, was taken up, and considered.

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

Kingland of Winnebago moved to reconsider the vote by which House File No. 490 passed to its third reading.

Motion prevailed.

Brockway of Louisa moved that further consideration be deferred and that it retain its place on the calendar.

Motion prevailed.

On motion of Hutchins of Kossuth, Substitute for Senate File No. 315, a bill for an act providing for the securing of claims of sub-contractors who furnish labor or material for construction of drainage ditches, in addition to chapter two-a (2-a) title ten (10), supplement to the code, 1907, with report of committee recommending passage, was taken up and considered.

Mr. Hutchins moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Cole, Craig, Crozier, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hansen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Lenoeker, LeRoy, Manning, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Shankland, Steel-smith, Stokes, Thompson, Webb, Workman, Mr. Speaker—69.

The nays were:

Cronbaugh, Scott, Stutt, Trumbauer—4.

Absent or not voting :

Barry, Bernbrock, Brockway, Buxton, Carson, Chapman, Clark, Daniels, Downey, Elwood, Greene of Grundy, Grout, Halgrims, Hamilton, Hazen, Huff, Jensen, Klay, Koontz, Kulp, Larrabee, Lounsberry, Lund, McCullough, Milton, Newcomb, Reeve, Saltzmann, Scholz, Sherman, Sidey, Stipe, Townsend, White, Whitney
—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Hutchins of Kossuth, House File No. 468 was withdrawn from the further consideration of the House.

On motion of Mitchell of Wapello, House File No. 591, a bill for an act specifying qualifications for county attorneys additional to chapter nine (9), title three (3) of the code, with report of committee recommending passage, was taken up and considered.

Mr. Mitchell moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Cannon, Craig, Daniels, Dawson, Dixon, Doze, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hansen, Heaton, Helming, Hunt, Huntley, Jacobs, Jacobson, Jamison, Jones, Kane, Kingland, Lenoeker, LeRoy, Lund, Manning, McHose, Meredith, Milton, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Saltzmann, Shankland, Sherman, Steelsmith, Stokes, Stutt, Thompson, Trumbauer, Webb, White, Workman, Mr. Speaker—69.

The nays were :

Cronbaugh, Odendahl—2.

Absent or not voting:

Barry, Bernbrock, Bliss, Buxton, Carson, Chapman, Clark, Cole, Crozier, Downey, Dunlap, Erickson, Greene of Grundy, Grout, Halgrims, Hamilton, Hazen, Huff, Hutchins, Jensen, Kelso, Klay, Koontz, Kulp, Larrabee, Lounsberry, McCullough, McVicker, Miller, Newcomb, Rone, Scholz, Scott, Sidey, Stipe, Townsend, Whitney—37.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Trumbauer of Keokuk, House File No. 613, a bill for an act to amend section four thousand eight hundred fifty-two-d (4852-d) supplement to the code, 1907, relating to larceny of poultry, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Trumbauer moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Clark, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bernbrock, Bliss, Brockway, Buxton, Carson, Chapman, Cole, Craig, Crozier, Downey, Eggleston, Halgrims, Hamilton, Hazen, Huff, Jacobs, Jensen, Klay, Koontz, Kulp, Larabee, McCullough, Milton, Newcomb, Odendahl, Scott, Sidey, Stipe, White—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Lund of Hamilton moved that House File No. 564 be referred to committee on Appropriations.

Motion prevailed.

SPECIAL ORDER NO. 39.

Time having arrived for Special Order No. 39, on motion of Boettger of Scott, House File No. 90, a bill for an act to repeal sections one (1) and five (5) of chapter sixty-one (61) of the acts of the Thirty-third General Assembly, as amended by chapter fifty (50) of the acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, relating to pensions for disabled and retired firemen, was taken up and considered.

Ring of Linn asked unanimous consent to withdraw the amendment proposed by him on March 19th.

Request was granted and the amendment was withdrawn.

Rohwer of Ida in the chair.

Boettger of Scott proposed the following substitute amendment:

A BILL for an Act to Repeal Section Five (5) of Chapter Sixty-one (61) of the Acts of the Thirty-third General Assembly, as Amended by Chapter Fifty (50) of the Acts of the Thirty-fourth General Assembly, and to Enact a Substitute Therefor, Relating to Pensions for Disabled and Retired Firemen.

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

Section 1. That section five (5) of chapter sixty-one (61) of the acts of the Thirty-third General Assembly, as amended by chapter fifty (50) of the acts of the Thirty-fourth General Assembly, be repealed and the following is enacted in lieu thereof:

"Any member of an organized paid fire department within the provisions of this act who shall have served twenty-two (22) years or more in such department and shall have reached the age of fifty (50) years, or who shall, while a member of such department, become mentally or physically permanently disabled from performing the duties of a fireman, shall be entitled to be retired and upon retirement he shall be paid out of the Firemen's pension fund of the city in which such department is located, a monthly pension equal to one-half the amount of salary received by him monthly at the date he became entitled to retirement. Provided, however, that no member who has not served five years or more in such department shall be entitled to be retired and paid a pension under the provisions of this act on account of being mentally or physically permanently disabled, unless such disability was contracted while engaged in the performance of his duties or by reason of following the occupation of such fireman. Provided further, that the chief officer of any fire department shall have the power to assign any member of the department, retired or drawing pensions under this act, to the performance of light duties in such fire department in cases of extreme emergencies. The question of disability shall be determined by the trustees upon the advice of a physician appointed by the board of trustees for that purpose. Upon the death of any member of such fire department while in the service, or of any member who shall have been retired, leaving a widow or minor children or dependent father or mother surviving him, there shall be paid out of said fund as follows: To the surviving widow, so long as she remains unmarried and of good moral character, a pension of twenty dollars (\$20.00) per month. If there be no surviving widow, or upon the death or remarriage of such widow, then to his dependent father and mother, if both survive, or to either dependent parent, if one survive, twenty dollars (\$20.00) per month. To the guardian of each surviving minor child under sixteen (16) years of age, six dollars (\$6.00) per month. Provided, however, that the aggregate of all such payments shall not exceed one-half of the amount of the salary of such member at the time of his death or retirement. If any such member shall have served twenty-two (22) years in such department but shall not have reached the age of fifty years, he shall be entitled to retirement as above; provided, however, that no pension shall be paid while he lives until he reaches the age of fifty (50) years. The provisions of this bill shall apply to volunteer or call members of a paid fire department, excepting that, as to such volunteer or call members, the amount of pension to be paid shall be such as the board of trustees shall fix or determine. After any member shall become entitled to be retired, such right shall not be lost or forfeited by discharge or for any other reason except conviction for felony. All pensions paid under the provisions of this act shall be exempt from liability for debts of the person to or on account of whom the same as paid and shall not be subject to seizure upon execution or other process."

Jamison of Des Moines proposed the following amendment:

Amend the substitute amendment by striking out the words "in cases of extreme emergencies" from lines 26 and 27.

Amendment adopted.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Bartle, Bauman, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Cannon, Chapman, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Halstead, Hansen, Heaton, Helming, Hunt, Huntley, Hutchins, Jamison, Jensen, Jones, Kane, Kelso, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Peterson, Pickford, Reeve, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Stokes, Stutt, Thompson, Trumbauer, White, Whitney, Workman—73.

The nays were:

Anderson of Montgomery, Bingham, Hadley, Jacobson, Kingland, McHose, Rone—7.

Absent or not voting:

Atkinson, Barry, Bernbrock, Burt, Buxton, Carson, Clark, Crozier, Elwood, Enger, Grout, Halgrims, Hamilton, Hazen, Huff, Jacobs, Klay, Koontz, Kulp, Larrabee, Newcomb, Odendahl, Power, Sidey, Stipe, Townsend, Webb, Mr. Speaker—28.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Milton of Cedar, House File No. 490, a bill for an act to regulate the passing of automobiles or other vehicles by another traveling in the same direction, was taken up and considered.

Mr. Milton proposed the following amendment:

Strike out all following the enacting clause and substituting in lieu therefor the following:

Section 1. That section 1569 of the Code be and the same is hereby repealed and the following enacted in lieu thereof: "Persons on horseback, or in vehicles, including motor vehicles, meeting each other on the public highway, shall give one-half of the beaten path thereof by turning to the right. Whenever a person in any vehicles shall approach from the rear upon the public highway and desire to pass, it shall be the duty of the driver or operator of such vehicle ahead to give one-half of the beaten path thereof, upon proper signal or request by turning to the right. The vehicle approaching from the rear shall turn to the left and shall not return to such road or path within less than thirty feet of the team or vehicle which has been passed; provided, however, that such vehicle need not give such right-of-way when it would jeopardize the safety of the driver or operator to do so. Failure to comply with the above shall be deemed a misdemeanor and punishable as such".

Amendment adopted.

Bingham of Emmet proposed the following amendment:

Amend by inserting after the word "ahead" in the 7th line, the words "unless it contains a load of at least 2,000 lbs."

Odendahl of Carroll proposed the following substitute amendment.

Amend House File No. 490 by striking out all after the enacting clause and submitting the following therefor:

Any one who shall maliciously or wantonly obstruct the passage of an automobile or other vehicle shall be deemed guilty of a misdemeanor.

Substitute amendment lost.

Power of Jefferson moved the previous question on the amendment and the main question.

Kingland of Winnebago seconded the motion.

Motion prevailed.

Amendment lost.

Mr. Milton moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Brady, Brockway, Burt, Cannon, Cole, Craig, Daniels, Dawson, Dixon, Doze, Eggleston, Elliott, Elwood, Fraley, Greene of Grundy, Griffin, Griggs, Grout, Hansen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Kelso, Kulp, Lenocker, LeRoy, Manning, McHose, Miller, Milton, Munro, Pickford, Reeve, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, Whitney, Workman—60.

The nays were:

Anderson of Montgomery, Bartle, Brown, Clark, Cronbaugh, Downey, Greene of Clinton, Hadley, Halstead, Heaton, Helming, Jensen, Kingland, Meredith, Odendahl, Peterson, Power, Scott, Stipe, Trumbauer, White—21.

Absent or not voting:

Bauman, Boettger, Bradley, Bruce, Buxton, Carson, Chapman, Crozier, Dunlap, Enger, Erickson, Halgrims, Hamilton, Hazen, Jones, Kane, Klay, Koontz, Larrabee, Lounsberry, Lund, McCullough, McVicker, Mitchell, Newcomb, Saltzmann, Mr. Speaker—27.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Townsend of Tama moved to reconsider the vote by which House File No. 490 passed the House, and that the motion to reconsider be laid on the table.

Motion prevailed.

On motion of Dawson of Cherokee, House File No. 230, a bill for an act to establish the industrial school at Eldora and the department at Mitchellville as two separate and distinct insti-

tutions, to provide official designation for them, and to repeal acts in conflict with this act, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Black, Blackford, Bliss, Bradley, Brady, Brown, Burt, Cannon, Chapman, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, LeRoy, Lounsbury, Lund, Manning, McCullough, McHose, Meredith, Miller, Milton, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman—72.

The nays were:

Odendahl—1.

Absent or not voting:

Barry, Bartle, Bauman, Bernbrock, Bingham, Boettger, Brockway, Bruce, Buxton, Carson, Clark, Crozier, Enger, Erickson, Fraley, Halgrims, Hamilton, Hazen, Huff, Huntley, Jamison, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lenocker, McVicker, Newcomb, Saltzmann, Scholz, Stokes, White, Mr. Speaker—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Whitney of Woodbury, House File No. 545, a bill for an act to amend the law as it appears in chapter sixty-eight (68), acts of the Thirty-fourth General Assembly, relating to the assessment and collection of a tax on collateral inheritance

of estates, annuities, legacies, bequests, gifts and transfers; repealing certain sections thereof and providing substitutes therefor; making the provisions of said chapter applicable to direct inheritance of estates, annuities, bequests, gifts and transfers; subjecting the same to taxes, providing the rate of all such taxes, and making exceptions therefrom, with report of committee recommending passage, was taken up, and considered.

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

Speaker Cunningham in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Brockway, Brown, Bruce, Burt, Chapman, Clark, Cole, Daniels, Dawson, Dixon, Eggleston, Elliott, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kingland, Klay, Koontz, Kulp, Larrabee, LeRoy, Manning, McHose, McVicker, Miller, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sidey, Steelsmith, Stipe, Stokes, Thompson, White, Whitney, Workman, Mr. Speaker—71.

The nays were:

Bartle, Bauman, Brady, Cannon, Cronbaugh, Crozier, Doze, Dunlap, Jacobson, Lenoeker, Lounsberry, Milton, Mitchell, Munro, Odendahl, Stutt, Townsend, Trumbauer, Webb—19.

Absent or not voting:

Boettger, Bradley, Buxton, Carson, Craig, Downey, Elwood, Enger, Fraley, Griggs, Hamilton, Hazen, Huntley, Kelso, Lund, McCullough, Meredith, Sherman—18.

So the bill having received a constitutional majority was declared to have passed the House 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 House is asked:

Substitute for Senate File No. 57, a bill for an act to confer upon the railroad commissioner power to grant franchise to any individual or corporation, engaged in the manufacture, sale or distribution for sale of electric current, to construct transmission lines and obtain the necessary interests in real estate therefor, etc.

JOS. E. MEYER,
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 to amend sections 1657-d and 1657-e, Supplement to the Cole, 1907, relative to the election of district directors of the state board of agriculture.

JOS. E. MEYER,
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. 263, a bill for an act to empower private cemetery associations to condemn land, for additions to their cemeteries.

JOS. E. MEYER,
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. 303, a bill for an act to discharge a bankrupt from judgments and providing for giving notice thereof.

JOS. E. MEYER,
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. 333, a bill for an act providing for the license of certain classes of temporary or transient merchants, doing business in cities or incorporated towns, etc.

Jos. E. MEYER,
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 to change the burden of proof where contributory negligence is relied on as a defense and to provide rules of procedure in such cases.

Jos. E. MEYER,
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. 200, a bill for an act to enable the State of Iowa to assist in the celebration of the 50th anniversary of the battle of Gettysburg, and to appropriate money therefor and provide for the disbursement thereof.

Jos. E. MEYER,
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. 459, a bill for an act to amend section 1423 of the Code, relating to tax sales of real estate and giving counties the right to purchase real estate at tax sales and to own and dispose of same.

Jos. E. MEYER
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. 531, a bill for an act to provide for the registration of highway routes, together with the name, color combination and design used in marking same; prohibiting duplication thereof, and providing penalties for the violation thereof.

JOS. E. MEYER,
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. 455, a bill for an act to amend section 5, chapter 69, acts of the Thirty-third General Assembly relating to the publication of the primary ballot.

JOS. E. MEYER,
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. 64, a bill for an act to amend section 3340 of the Code relative to the examination of owners of claims against estates.

JOS. E. MEYER,
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. 539, a bill for an act to amend sections 2448-9 Supplement to the Code, 1907, regulating the hours of the day during which liquor may be sold in saloons.

JOS. E. MEYER,
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. 27, a bill for an act to require all railroad companies owning railroads in the state of Iowa of less than 4 feet, 8 1-2 inch gauge to adopt such gauge within such reasonable time as may be fixed by the railroad commissioners.

JOS. E. MEYER,
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. 229, a bill for an act to appropriate for the purpose of entertaining the Iowa veterans who enlisted in Iowa and served in Iowa organizations and in the navy from Iowa during the civil war at a home coming during the State G. A. R. at Des Moines, Iowa.

JOS. E. MEYER,
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 Senate was asked:

House Concurrent Resolution relative to compiling and publishing 15,000 copies of the road laws of the state by the secretary of state.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 229, a bill for an act to appropriate money for the purpose of entertaining the Iowa veterans who enlisted in Iowa and served in Iowa organizations and in the navy from Iowa during the civil war at a home coming during the state G. A. R. encampment at Des Moines, Iowa.

Read first and second time and referred to Sifting committee.

Senate File No. 539, a bill for an act to amend section twenty-four hundred forty-eight, paragraph nine (2448-9) of the supplement to the Code, 1907, regulating the hours of the day during which liquors may be sold in saloons.

Read first and second time and referred to Sifting committee.

Senate File No. 455, a bill for an act to amend section five (5), chapter sixty-nine (69), of the acts of the Thirty-third General Assembly, relating to the publication of primary ballot.

Read first and second time and referred to Sifting committee.

Senate File No. 64, a bill for an act to amend section 3340 of the code relative to the examination of the owner of claims against estates.

Read first and second time and referred to Sifting committee.

Senate File No. 531, a bill for an act to provide for the registration of highway routes, together with the names, color combinations and designs used in marking the same; prohibiting the duplication thereof; and providing penalties for the violation of this act.

Read first and second time and referred to Sifting committee.

Senate File No. 459, a bill for an act to amend section one thousand four hundred twenty-three (1423) of the code, relating to tax sales of real estate and giving to counties the right to purchase real estate at tax sales and to own and dispose of same.

Read first and second time and referred to Sifting committee.

Senate File No. 200, a bill for an act to enable the state of Iowa to assist in the celebration of the fiftieth anniversary of the battle of Gettysburg, and to appropriate money therefor and provide for the disbursement thereof.

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

Senate File No. 333, a bill for an act providing for the license of certain classes of temporary or transient merchants doing business in cities or incorporated towns, defining the same and the

manner of issuing licenses, regulating the advertising and representation of such merchants and providing for penalties for the violation thereof.

Read first and second time and referred to Sifting committee.

Senate File No. 169, a bill for an act to change the burden of proof where contributory negligence is relied on as a defense and to provide rules of procedure in such cases.

Read first and second time and referred to Sifting committee.

Senate File No. 272, a bill for an act to amend section one thousand six hundred fifty-seven-d (1657-d) and section one thousand six hundred fifty-seven-e (1657-e) of the supplement to the code, 1907, relative to the election of district directors of the state board of agriculture.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 27, a bill for an act to require all railroad companies owning railroads in the state of Iowa, of less than four (4) feet, eight and one half (8½) inches gauge, to adopt such gauge within such reasonable time as may be fixed by the railroad commissioners.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 57, a bill for an act to confer power upon the railroad commission of the state of Iowa to grant a franchise to any individual or corporation organized under the laws of Iowa, or corporation authorized to transact business in Iowa under the general corporation laws of the state, engaged in the manufacture, sale or distribution for sale of electric current, to construct transmission lines and obtain the necessary interests in real estate therefor, and the manner of making compensation to said owner of said lands for said rights.

Read first and second time and referred to Sifting committee.

Senate File No. 263, a bill for an act to empower private cemetery associations to condemn land for additions to their cemeteries.

Read first and second time and referred to Sifting committee.

Senate File No. 303, a bill for an act to discharge a bankrupt from judgments and providing for giving notice thereof.

Read first and second time and referred to Sifting committee.

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 concurrent resolution in which the concurrence of the House is asked:

That we as representatives of the great state of Iowa in appreciation of the work of Chas. G. Patten, extend to him the thanks of the citizens of the state for his contributions to horticulture and fruit growing.

JOS. E. MEYER.
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate requests the recall of Senate Concurrent Resolution relative to the appointment by the Governor of three persons as a commission to visit foreign countries and report their study of agricultural conditions.

JOS. E. MEYER.
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. 260, a bill for an act to amend section two thousand seven hundred twenty-seven-e (2727-e) of chapter eleven-a of the Supplement to the Code, 1907, relating to school for blind.

JOS. E. MEYER.
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:

Be it resolved that the governor be and is authorized to appoint not more than three persons to act as a commission to visit the countries of

Denmark, Sweden, England, Germany and France to study their agricultural conditions and make report, such commission to act without expense to the state.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Bruce of Floyd called up senate concurrent resolution relative to extending a vote of thanks to Chas. G. Patten for his contribution to horticulture and fruit growing in the state of Iowa, and moved its adoption.

CONCURRENT RESOLUTION.

Whereas, Charles G. Patten of Charles City, Floyd county, has devoted the greater part of his life to the propagation and cross breeding of fruit trees, especially apple, plum and pear trees, and

Whereas, By dedicating his services to this work, which has given to that portion of Iowa and the northwest, where fruit culture was thought impossible, new and valuable varieties of fruits, which are hardy and thrive in this section, and

Whereas, His work has been recognized by the national government, by making his test grounds an experiment station for the furtherance of this work, and

Whereas, The national pomological society has recognized his worth by bestowing upon him at their Norfolk meeting in 1907, their gold medal, the highest honor at the gift of this society, therefore:

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

That we as representatives of the people of the great state of Iowa appreciate his work, and extend to him the thanks of the citizens of the state for his contributions to horticulture and fruit growing, two industries which add so much to the wealth and pleasure of the people; be it further

Resolved, That this resolution be spread upon the record and an engrossed copy, duly signed by the presiding officers of the legislature, and the governor of the state of Iowa, be mailed to his address.

Motion prevailed and the resolution was adopted.

Bruce of Floyd moved that the House return Senate Concurrent Resolution relative to the appointment by the governor of three persons as a commission to visit foreign countries and report their study of agricultural conditions, in accordance with their request.

Motion prevailed.

CONSIDERATION OF BILLS.

On request of White of Benton, unanimous consent having been given, House File No. 260, a bill for an act to amend section two thousand seven hundred twenty-seven-e (2727-e) of chapter eleven-a (11-a) supplement to the code of 1907 relating to school for blind, with Senate amendments, was taken up and the amendments read and considered.

Amend the title by striking out the word "school" in the last line and inserting in lieu thereof the word "college."

Mr. White moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bauman, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Cannon, Cole, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kingland, Klay, Larrabee, LeRoy, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer Webb, White, Workman, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bartle, Bernbrock, Boettger, Buxton, Carson, Chapman, Clark, Craig, Cronbaugh, Dawson, Fraley, Griggs, Halgrims, Hamilton, Hazen, Huff, Jacobs, Jones, Kelso, Koontz, Kulp, Lenocker, Lounsberry, Manning, McCullough, Newcomb, Odendahl, Power, Saltzmann, Scholz, Stipe, Whitney—34.

So the House concurred in Senate amendment.

On motion of Elliott of Monona, House File No. 290, a bill for an act to amend section six hundred ninety-six (696) of the supplement to the code, 1907, relating to the prevention of nuisances and the regulation of slaughter houses and other such places by cities and towns, with report of committee recommending passage, was taken up, and considered.

Power of Jefferson proposed the following amendment:

Amend by striking out of lines 4 and 5 of section 1 the following words: "as printed in the supplement to the code, 1907."

Amendment adopted.

Mr. Elliott moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Cannon, Cole, Cronbaugh, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Hunt, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Scott., Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Atkinson, Bernbrock, Boettger, Burt, Buxton, Carson, Chapman, Clark, Craig, Dawson, Fraley, Griggs, Halgrims, Hamilton,

Hazen, Huff, Huntley, Jacobs, Koontz, Kulp, Larrabee, McCullough, Miller, Newcomb, Rone, Saltzmann, Scholz, Stipe, Whitney—29.

So the bill having received a constitutional majority was declared to have passed the House and its title was agreed to.

INTRODUCTION OF BILLS.

By committee on Domestic Manufactures, House File No. 671.

A BILL for an Act to Authorize the Construction of a Business Men's Coliseum and Convention Hall over the Cedar River in the City of Waterloo, Iowa.

Whereas, The Cedar river is a meandered stream, and

Whereas, The title to the bed and banks of such stream is claimed by the state of Iowa and under control of its legislature, and

Whereas, The said stream divides the city of Waterloo into two approximately equal parts, one of which is known as East Waterloo and the other as West Waterloo, and

Whereas, The said stream is already spanned by two reinforced concrete Melan arch bridges, one of which is located on Fourth street and the other on Fifth street across the said river, and

Whereas, It is desired to construct over a portion of the Cedar river between said bridges a business men's coliseum and convention hall, whose use will be devoted to conventions and gatherings of the general public, and

Whereas, The same can be constructed in such a way as not to materially impede the flow of the water of such stream, now therefore

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

Section 1. That whenever one hundred (100) electors of the city of Waterloo, Iowa, shall petition, requesting it, or whenever the council of said city by a two-thirds vote passed at a regular meeting of said council, shall request it, the mayor of said city shall by proclamation submit to the voters at the next regular city election or at a special election called for that purpose the question as to whether or no a franchise, license or lease for a length of time, which shall be stated in said proclamation, and which in no case shall be for a longer period than ninety-nine (99) years, shall be granted or made to or with a named corporation or individuals acting for themselves or for a corporation to be formed, for the purpose of erecting over the bed of the Cedar river within the limits of said city of Waterloo, Iowa, and at a place to be designated in said proclamation, a building to be known and used as a business men's coliseum and convention hall.

Sec. 2. That at such election the proposition to be submitted shall be, "Shall the river front improvement commission of the city of Waterloo, Iowa, make a franchise, license or lease with (here insert the name of the corporation or individuals) for a period of (here insert the number of years) for the purpose of providing for the erection of a building to be known and used as a business men's coliseum and convention hall over the bed of the Cedar river at a point situated (here insert a description of the proposed location of the building to be erected) in accordance with the provisions of chapter of the acts of the Thirty-fifth General Assembly."

Sec. 3. That at such election in case a special election is held for that purpose the cost thereof shall be borne by the corporation or individuals petitioning for such franchise, license or lease and in case said proposition is not adopted at the election at which it is submitted, then a similar question shall not be submitted again within one year thereafter, when it may be re-submitted in the same manner as the original.

Sec. 4. If a majority of the votes cast at such election shall be in favor thereof, then the mayor of the said city shall immediately certify the result of said election to the river front improvement commission of said city who shall file such certification as authority for their future acts.

Sec. 5. Within thirty (30) days from the time of the receipt of this certification from the mayor of said city stating that the proposition has carried by a majority of votes, the river front improvement commission of said city shall prepare, execute in duplicate and offer for signature to the said corporation or individuals to whom was voted the right thereto, a franchise, license or lease which shall have been approved as to form by the attorney general of the state of Iowa authorizing said corporation or individuals to enter upon the bed of said Cedar river at the point designated and for the period of time fixed by the said referendum vote. Such franchise, license or lease shall also provide and shall be granted only upon the express terms that the erection of the building shall not materially impede the natural flow of the waters and shall not interfere with any previously designated rights of riparian land owners, and shall provide that at the expiration of the term of years fixed, that the corporation or individuals receiving said franchise, license or lease shall vacate and remove the building and all obstructions adjacent thereto, unless the period of time is extended in the same manner and method as was required for the securing of the original lease, and that in case they should fail to remove said building or obstructions at the expiration of the term fixed, then the entire building, including foundations and equipment, shall become the property of and be vested in the river front improvement commission of the said city of Waterloo, Iowa, to be used as the said river front improvement commission shall see fit. Said franchise, license or lease shall further provide that in the construction of the building the plans shall be subject to supervision and review by the river front improvement commission, who may change or alter them by a majority vote, and shall further provide that all moneys received by grantees, from the use of the building as rentals in excess of the cost

of maintenance of said building, including taxes, repairs, improvements, insurance, labor, interest, operation expenses, etc., and in excess of a sum which shall not exceed ten per cent per annum of the amount of any bond issue or mortgage which may be placed upon said building to aid in its construction, to be paid and applied upon the reduction of said bond issue or mortgage; and in excess of a sum which shall not exceed eight per cent per annum upon the money actually invested by the said corporation or individuals shall be paid to the treasurer of the river front commission of the city of Waterloo, Iowa, as rental of the portion of the meandered stream bed used, to be used by the said river front improvement commission in the enhancing and improvement of the natural beauty of the said stream.

Sec. 6. Upon receipt of the said franchise, license or lease from the river front improvement commission, the corporation or individuals who are entitled to the rights thereunder by reason of the referendum vote, shall have ninety (90) days within which they may execute in duplicate the said franchise, license or lease, and return one copy to the river front improvement commission; and in case they should fail to execute the said franchise, license or lease, and should fail to return one copy thereof within the said time, then and in that event all their rights secured by virtue of the referendum vote shall be forfeited and of no further effect.

Sec. 7. In case the parties named shall appear within ninety (90) days of said date, and enter into such franchise, license or lease, and agree to the terms therein named, then and in that event they shall become vested with the right to proceed with the erection of the building designated in the referendum vote, and shall be entitled to receive the rentals from the use of said buildings, which shall be disbursed in the manner provided in the franchise, license or lease under which the building was erected.

Sec. 8. Before the building is erected, the plans shall be submitted to the river front improvement commission, who, at a regular session or at a special session called for that purpose, shall review said plans and shall have the power to change or revise them in case they believe them not to be suited for the purpose for which the building is intended, and its surroundings. The river front improvement commission of the said city shall either approve or reject the plans submitted within a period of thirty (30) days from the time they are submitted, and in case of rejection, the river front improvement commission shall, within a period of sixty (60) days from the time of the original submission of the plans to them have prepared and shall furnish to the said corporation or individuals a set of plans which shall have been approved by them and which shall be followed in the erection of the building and in carrying out of the franchise, license or lease granted.

Sec. 9. During the erection of the building, the river front improvement commission of the said city shall have the right and authority to

oversee, supervise, and direct the construction of the building and may cause changes to be made if it shall appear that the plans adopted will materially impede or interfere with the natural flow of the waters.

Sec. 10. Upon the erection and equipment of the building aforesaid, the grantees of the franchise, license or lease shall make to the river front improvement commission of the said city at the last regular meeting in June of each year, a full and detailed report, which shall be verified, of the business transacted by the corporation or individuals during the preceding year, which shall show a complete statement of the receipts and expenditures, and a statement from the treasurer of said river front improvement commission showing that he has received from the grantees of such lease a sum of money purporting to be the property of the city as hereinbefore provided, or a statement from the river front improvement commission treasurer to the effect that the grantees claim that the earnings of the building so erected were less than the amount provided to care for the expense of, maintenance, etc., hereinbefore provided, which report shall be received by the river front improvement commission or any one representing them shall, at all times, have access to ascertaining the correctness of such report, the river front improvement commission or any representing them shall, at all times, have access to the books of the corporation or individuals, and may audit the accounts thereof at any time.

Sec. 11. In case the report submitted as above provided is not approved by the river front improvement commission, then in that event, the books of the corporation or individuals shall be examined by the river front improvement commission or someone representing them and a report made to the river front improvement commission at its next meeting if practicable, or as soon thereafter as possible, at which time the previous report shall be approved as originally presented, or corrected and approved in case error is discovered, and when approved, shall be placed on file.

Sec. 12. The verification above provided shall be to the best knowledge and belief of the person making it, and any person acting either for himself or for the grantees, who knowingly subscribes to a false statement or record concerning the earnings of said building for the period covered by the statement, shall be deemed guilty of perjury and shall be subject to punishment in accordance with section forty-eight hundred seventy-two (4872) of the Code of Iowa, and in the manner therein provided.

Sec. 13. 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 Capital, newspapers published in the city of Des Moines, Iowa.

Read first and second time and referred to Sifting committee.

By committee on Judiciary, House File No. 672.

A BILL for an Act to Amend Sections Two Hundred Fifty-four-a-thirteen (254-a13) and Two Hundred Fifty-four-a-twenty-four (254-a24) of Chapter Five-b (5-b) of the Supplement to the Code, 1907, as Amended by Chapter Thirteen (13) of the Acts of the Thirty-third General Assembly, Relating to Juvenile Courts and their Jurisdiction, and Detention Homes and Schools.

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

That section two hundred fifty-four-a-thirteen (254-a13) of chapter five-b (5-b) of the supplement to the code, 1907, as amended by chapter thirteen (13) of the acts of the Thirty-third General Assembly, be and the same is hereby amended as follows:

Section 1. By striking out the comma (,) after the word "act" and before the word "and" in the third line of said section, and inserting between the said word "act" and the said word "and" the following words, "except as provided in section two (2) of this act."

Sec. 2. That section two hundred fifty-four-a-twenty-four (254-a24) of chapter five-b (5-b) of the supplement to the code, 1907, be and the same is hereby amended by striking out the period (.) after the word "therefore" in the last line of said section and placing a semicolon (;) in lieu thereof, and adding to said section the following words, to-wit: "provided that in case the alleged offense committed by the delinquent child is larceny and the value of the property alleged to have been stolen is less than ten dollars (\$10.00), and the offense is alleged to have been committed at a place other than a county seat, town or city, or if in a county seat, town or city there be at the time said delinquent child is taken into custody no court in session, and no judge of the district court at said county seat, town or city, then, and in such case, the magistrate before whom said delinquent child is taken shall have jurisdiction to determine and dispose of the case the same as the district court might do under the provisions of section two hundred fifty-four-a-thirteen (254-a13) of the supplement to the code, 1907, and the term "magistrate" as herein used shall be construed to mean a justice of the peace, judge of the police court or mayor of a city or town."

Read first and second time and referred to Sifting committee.

By committee on Roads and Highways, House File No. 673.

A BILL for an Act to Prohibit Public Officers or Deputies from Divulging Any Part of the Contents of Sealed Bids and to Fix and Declare the Liquidated Damages Inuring in Favor of Municipal Corporations by Reason of the Violation of such Prohibition.

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

Section 1. No public officer or deputy, if any, shall directly or indirectly or in any manner whatsoever, at any other time or in any other manner than as provided by law, open any sealed bid or convey or divulge to any person any part of the contents of a sealed bid, on any proposed contract concerning which a sealed bid is required or permitted by law. A violation of the provisions of this section shall, in addition to criminal liability, render the violator liable, personally and on his bond, if any, to liquidated damages in the sum of one thousand dollars (\$1,000) for each violation, to inure to, and be collected by the municipal corporation of which the violator is an officer or deputy.

Sec. 2. In any action in any court wherein the matter of a violation of the preceding section is at issue, no witness shall be privileged from testifying to any matter or from producing any books, papers, or letters, on the ground that the same might or would tend to render such witness criminally liable, but such witness shall not be prosecuted for any offense whatever growing out of or connected with the matters and things so testified to or produced by him, provided such witness shall not be exempt from prosecution for perjury committed in so testifying.

Read first and second time and referred to Sifting committee.

By committee on Roads and Highways, House File No. 674.

A BILL for an Act Providing for the Establishment of Permanent Road Districts and the Improvement of the Roads Therein, Prescribing the Methods for Making said Improvements, Providing for the Assessment and Collection of a Portion of the Expense by Special Assessments, and for the Levying of a Tax and the Issuing of Bonds to Aid in the Financing of said Project. (Additional to Chapter One (1) of Title Eight (VIII) of the Code, Relating to Establishment, Alteration and Vacation of Roads.)

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

Section 1. The board of supervisors of any county may upon its own motion propose the creation of a permanent road improvement district, and cause the county highways within said district to be improved permanently by grading, draining and surfacing the same, and assess not less than fifty per cent of the cost thereof to all specially benefitted real property located within said improvement district and outside of incorporated cities or towns. Such highway improvement district shall be proposed by the board of supervisors whenever a petition of one or more resident free holders in the said proposed improvement district shall be filed in the office of the county auditor, setting forth the necessity for the same and the lands to be included within said district.

Sec. 2. When any such permanent road district has been proposed, as above provided, the board of supervisors shall cause the county engineer to make a survey of the proposed improvement and return a plat and profile thereof, which return shall set forth a full and detailed description thereof and probable cost, with a description of each tract of land owned by different persons within said proposed improvement district, and such other lands as in his opinion should be included, with such other facts as he may deem material, which shall be submitted to the board for its approval. If said report is approved, the board shall direct the engineer to file with the auditor detailed specifications and estimates of said proposed improvement, and require the auditor immediately thereafter to cause to be served upon the owner of each tract of land within said improvement district, written notice of the pendency of said project and of the recommendations of the engineer concerning the same and the time set for hearing objections to the establishment of such district, which notice shall be sent by registered mail to the owner at his last known address at least fifteen (15) days prior to said hearing. Like notice shall be sent to those in possession of said land and to all mortgagees of record. Proof serving such notice by registered mail shall be made by affidavit of the auditor, who shall keep in his office a permanent record of the date of sending said notices, together with registry receipts, which record of the auditor shall be final and conclusive as to the time of sending the said notice. Such notice shall also be published once in the official newspapers, which publication shall be not less than seven (7) days prior to the time set for hearing, proof being made thereof by affidavit as in case of legal notices published in official newspapers.

Sec. 3. The board shall hear the objections at the time set and shall, if necessary, view the premises before making their final decision and if they shall find that said proposed improvement is necessary, they shall establish the district as specified in the plat and return of the county engineer; provided, however, that the county board of supervisors shall be without power or authority to establish such permanent road improvement districts, or to provide for the levy and collection of taxes therefor, if at the time fixed for said hearing, written objections to said proposed improvement, signed by owners of property which will be required to bear more than fifty per cent of the special assessments, have been filed with the county auditor. In the event no such protest is filed, the board shall have jurisdiction, power and authority to order said improvement, provide the necessary tax levy therefor and carry out the further provisions of this act relating thereto.

Sec. 4. The auditor shall thereupon publish notice of the time and place of letting the contracts for said improvement, in the official newspapers of the county, the date of publication being not less than fifteen (15) days prior to the date set for the letting; and he may publish similar notice thereof in some journal of general circulation among contractors. The board of supervisors shall award the con-

tract to the lowest responsible bidder; provided, however, that the board shall have the power to reject all bids, in which event, they may readvertise or let privately by submitting contract to the state highway commission for approval, or build by day labor at a cost not to exceed the lowest bid received. All bids received shall be publicly opened at the time and place specified in the advertisement and shall be recorded in detail in a book kept for that purpose by the county auditor, which book shall at all times be open to the public for inspection. Any proposed contract which shall exceed the sum of two thousand dollars (\$2,000) for any road improvement under this act shall be first approved by the state highway commission before the same shall become valid. All bills for permanent road work shall be filed in itemized form and certified to by the engineer before being allowed by the board, and before warrants in payment therefor are drawn by the county auditor. Partial payments may be allowed by the board on contract work on the basis of the engineer's certified estimates and the percentages specified in the standard specifications of the state highway commission. The board of supervisors may authorize the auditor to draw warrants for the amount of pay rolls for labor furnished under the day labor system when said pay rolls are certified to by the engineer in charge of the work. Said bills shall be passed upon by the board at the first meeting following said payment.

Sec. 5. All improvements made under the provisions of this act shall conform to the standard plans and specifications of the state highway commission, and the engineer in charge for the county shall inform himself as to the provisions therein contained. The actual expenses incurred by said commission under this act for field engineering, or for conducting hearings, outside of the office of the commission, shall be assessed as a part of the costs of any permanent road construction as herein provided; and itemized vouchers of such expenses, duly verified by some member of the commission, shall be filed with the county auditor.

Sec. 6. When any such permanent road district has been established, as provided for in this act, the board of supervisors shall, acting under general instructions of the state highway commission, inspect and classify all the lands benefitted by the proposed improvement and shall make an equitable apportionment of the estimated total cost of said proposed improvement, including all of the necessary expenses incurred in connection therewith, and file a report of the same with the county auditor, who shall immediately thereafter fix a time for hearing the objections thereto before the board of supervisors and cause to be served upon the owner of each tract of land described in said report, as shown by the transfer books in the auditor's office, notice in writing of the filing and pendency of said report, the amount of special assessment apportioned to such owner, the day set for hearing the same, and also that all objections thereto must be made in writing and filed with the county auditor before the hour set for said hearing, which notice shall be sent by registered mail to the owner

at his last known address at least fifteen (15) days prior to said hearing. Like notice shall be sent to those in possession of said land and to all mortgagees of record. Proof serving such notice by registered mail shall be made by affidavit of the auditor, who shall keep in his office a permanent record of the date of sending said notices, together with the registry receipts, which of the auditor shall be final and conclusive as to the time of sending the said notice. Such notice shall also be published once in the official newspapers, which publication shall be not less than seven (7) days prior to the time set for hearing, proof being made thereof by affidavit as in case of legal notices published in official newspapers. At the time set for hearing the board of supervisors shall proceed to consider the objections filed and may increase or decrease the apportionment made in said report as may then appear to be just and equitable, which apportionment shall be assessed to the specially benefited land within said improvement district in proportion to the benefits received, and shall be collected in the same manner as other taxes are levied and collected for county purposes; and when so collected shall be kept separate from other county funds and shall be paid out, on the order of the board of supervisors, only for purposes properly connected with such improvement; provided, however, that not to exceed fifty per cent of the entire cost of the improvement shall be paid by an assessment on the specially benefited property within said improvement district which is situated nearer to said road than to any other county road, the balance of the cost of said improvement to be paid as hereinafter provided.

Sec. 7. Any property owner who has filed objections under the provisions of the preceding section and who is aggrieved by the final assessment made shall have a right to appeal to the state highway commission from said assessment, any time within five (5) days from the making of same, by serving notice of such appeal upon the county auditor; and said appeal shall be heard by the state highway commission under such rules and regulations as they may prescribe, but it shall be incompetent on such appeal to show that the lands assessed were not benefited by the improvement. The state highway commission shall promptly certify back to the board of supervisors the assessment, together with its modifications, if any, which assessment shall be final.

Sec. 8. The special assessment for benefits shall be levied at one time by the board against the property so benefited, and when so levied and certified shall be payable at the office of the county treasurer. If the owner of any land, against which any such levy shall have been made and certified, shall within thirty (30) days from the time of such assessment, promise and agree in writing endorsed upon his assessment certificate, or in a separate agreement, that in consideration of having the right to pay his assessment in installments he will not make any objections of illegality or irregularity as to the assessment of benefits or levy of such tax upon and against his prop-

erty but will pay said assessment with interest thereon at such rate, not exceeding six per cent per annum, as shall be prescribed by resolution of the board, such tax so levied against the land of such owner shall be payable in not to exceed twenty (20) equal annual installments, the first of which, with interest on the whole assessment, shall mature and be payable on the date of such assessment; and the others, with interest on the whole amount unpaid, annually thereafter, at the same time and in the same manner as the March semi-annual payment of ordinary taxes; but where no such terms and agreement in writing shall be made by the owner of any such land, then the whole of said special assessment, so levied upon and against the property of such owner, shall mature at one time and be due and payable with interest from the date of such agreement and shall be collected at the next succeeding March semi-annual payment of ordinary taxes. All of said taxes with interest shall become delinquent on the first day of March next after maturity and shall bear the same rate of interest with the same penalty as ordinary taxes.

Sec. 9. Where the assessment and levy on account of any highway improvement has been made by the board of supervisors of any county under the provisions of this act without the required legal notice to the owner of the land affected thereby and where the whole or any part thereof remains unpaid, the board of supervisors shall have the authority to recall the assessment or levy thus made without said legal notice and proceed anew, as provided for in this act, to apportion and levy the cost of such improvement among the owners and upon the lands benefited thereby, and the new assessment and levy made upon notice and hearing in such cases shall be certified by the county auditor to the county treasurer, re-entered upon the tax list and collected as other taxes for county purposes, and all payments made under the prior assessment and levy shall be credited upon the new assessment and levy. The same right of appeal to the state highway commission shall be granted as in cases of an original assessment.

Sec. 10. When any improvement district is established by any board of supervisors and the contract let therefor, or the improvement wholly or partly constructed, and when the improvement bonds issued on account thereof and the proceeding or taxes therefor have been paid for any cause found invalid, and when the board of supervisors has found that said improvement will be an improvement for the convenience and welfare of the public, such board is authorized to provide for the completion of the work and the payment therefor, and to that end and shall recall the tax already levied and shall re-ascertain the costs and expenses of such improvement in the manner and as provided herein for the original assessment.

Sec. 11. If the funds necessary to make any permanent improvement provided for herein are raised out of yearly revenues and without the issue of bonds, fifty per cent of the cost of said improvement

shall be raised by assessments upon specially benefited real estate, twenty-five per cent of said cost shall be paid out of the county permanent highway fund provided for in section twelve of this act, and the balance of said cost out of the state highway fund provided for in section thirteen of this act. If the whole or any portion of the fund necessary to make any such permanent improvement is raised by the issue of bonds, fifty per cent of the cost of said improvement shall be raised by assessment on specially benefited real estate, twenty-five per cent of said cost shall be paid out of the district highway fund provided for in section fourteen of this act, and the balance of said fund out of the state highway fund provided for in section thirteen of this act.

Sec. 12. The board of supervisors of each county may at the time of levying for other purposes levy a tax of not more than two mills on the dollar of the assessed value of the taxable property in the county, including all taxable property in cities and corporated towns, which shall be collected at the same time and in the same manner as other taxes and when collected shall be used only for the making of permanent improvements of highways as in this act provided; and provided further that in paying for said improvements in those counties in which special taxes or license fees are received by the county, said taxes may also be used in the payment of permanent improvements. All revenues provided for in this section shall constitute a fund to be known as the county permanent highway fund.

Sec. 13 For the purpose of carrying out the provisions of this act the board of supervisors of each county shall, annually, at its September session, levy a tax of one mill on the dollar to be known as the state highway fund, which tax shall be levied upon all taxable property within the limit of the county, and shall be collected at the same time and in the same manner and held by the county treasurer as are other taxes, and used by the state highway commission in paying not to exceed twenty-five per cent of the total cost of constructing permanent roads within the county wherein said tax is levied, and no part of said funds shall be used for any other purpose. The state highway fund herein provided for may also be used by the state highway commission in maturing permanent road bonds issued in financing said road improvement district. As soon as any district is proposed, the board of supervisors shall apply to the state highway commission for approximately twenty-five per cent of the cost of said proposed improvement, whereupon the state highway commission shall, if said improvement meets with their approval, appropriate said amount to the project. Provided, however, that if any money received under said levy shall on the first day of July remain unappropriated by the lawful action of the board and the commission for the purposes herein provide, the said money shall then be used by the board of supervisors of said county on any permanent road, bridge or culvert improvement which has been approved by the state highway commission.

Sec. 14. When the board of supervisors shall establish a permanent road district in which the roads therein are to be improved and the cost thereof raised by a bond issue, they shall, at the same session or as soon thereafter as is practicable, levy a tax upon all of the taxable property within the limits of said permanent improvement district sufficient to produce, within not to exceed twenty (20) years, revenue enough to pay twenty-five per cent of the total cost of constructing the permanent roads within said district, which tax shall be known as the district highway fund and shall be collected at the same time and in the same manner and held by the county treasurer as are other taxes, and used in maturing permanent road bonds issued in financing said road improvement; providing, however, that when said levy is made the board of supervisors shall exempt from the tax provided for in section twelve of this act all taxable property within said permanent road improvement district.

Sec. 15. Should the board of supervisors of any county determine that fifty per cent of the estimated cost of any improvement proposed to be made under the provisions of this act is greater than in their judgement should be levied in any one year, they shall fix and determine the amounts to be raised annually by taxation and shall then have jurisdiction, power and authority to issue permanent road bonds of the county to anticipate such revenues as are made available under sections twelve, thirteen and fourteen of this act; provided, however, that no such bond issue shall be of any validity until authorized by a majority of the electors residing within the permanent road improvement district on account of which said bonds are issued, voting thereon at a general or special election called by the board of supervisors for that purpose. The board of supervisors shall make all of the necessary arrangements for holding such referendum vote and in the event that such permanent road improvement district extends into two or more counties, the arrangements therefor shall be made by the joint action of the respective board of said counties. Provided, further that in the event the permanent road improvement district extends into two or more counties, each of said counties shall issue bonds to cover the cost of said improvement, within their respective county.

Sec. 16. All bonds herein provided for shall be issued and shall provide that the principal shall be payable in equal annual installments and bear interest at not more than six per cent annum, payable semi-annually. It is the purpose of this act that all bonds issued thereunder shall be matured within the estimated life of the permanent road improvement for which said bonds are issued, said estimate to be made by the board of supervisors and approved by the state highway commission, and in no case shall any such bonds run for a longer period than twenty (20) years. All bonds shall be exempt from taxation for all purposes and in so far as applicable they shall conform to the requirements of section four hundred three (403) of the code. They shall be numbered by the board of supervisors and before issued shall be recorded by the county auditor, said records showing specifically the permanent road improvement for

which said bonds are issued. All bonds and interest thereon shall be secured by the tax levies herein provided for and shall be payable out of the funds derived from such levies and pledged to the payment of the same, and no bonds shall be issued in excess of taxes authorized and levied to secure the payment of the same. It shall be the duty of the board of supervisors to collect such funds, with interest thereon, and to hold the same separate and apart in trust for the payment of said bonds and interest, and to apply the proceeds of said funds pledged for that purpose to the payment of said bonds and interest. The board of supervisors is hereby empowered and directed to prepare, advertise, issue and sell the bonds herein provided for. The board may devote said bonds at par with accrued interest to the payment of said road improvement work as it progresses, or it may sell said bonds at not less than par value together with accrued interest and devote the proceeds of such payment, together with any premium received in the sale thereof, to the payment of such road improvements.

Sec. 17. All acts and parts of acts in so far as they are in conflict herewith are hereby repealed.

Read first and second time and referred to Sifting committee.

By committee on Public Health, House File No. 675.

A BILL for an Act to Amend the Law Relating to the Levy of Taxes for the Support of Cemeteries as the Same Appears in Chapter Thirty-eight (38) of the Acts of the Thirty-third General Assembly, Amendatory of Sections Five Hundred Eighty-six (586) and Eight Hundred Ninety-four (894) Supplement to the Code, 1907.

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 thirty-eight (38) of the acts of the Thirty-third General Assembly, amendatory of section five hundred eighty-six (586), supplement to the code, 1907, be and the same is hereby amended by adding to said section at the end thereof the following: "And the said tax may be so expended for the support and maintenance of any such cemetery after the same has been abandoned and is no longer used for the purpose of interring the dead."

Sec. 2. That the law as it appears in section two (2) of chapter thirty-eight (38) of the acts of the Thirty-third General Assembly, amendatory of paragraph eleven (11) of section eight hundred ninety-four (894) of the supplement to the code, 1907, be and the same is hereby amended by adding thereto at the end thereof the following: "And the said tax may be so expended for the support and maintenance of any such cemetery after the same has been abandoned and is no longer used for the purpose of interring the dead."

Read first and second time and referred to Sifting committee.

McVicker of Wright moved that House File No. 134 be recalled from the governor.

Motion prevailed.

On motion of Jensen of Pocahontas, the House adjourned until 7:30 o'clock P. M.

EVENING SESSION.

House reconvened, Speaker Cunningham in the chair.

The roll was called to ascertain the presence of a quorum.

Those present were:

Anderson of Greene, Barry, Bauman, Bingham, Blackford, Bradley, Brady, Brockway, Brown, Buxton, Cannon, Chapman, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Kingland, Koontz, Kulp, Larrabee, Lounsberry, Manning, Meredith, Miller, Milton, Munro, Odendahl, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, White, Workman, Mr. Speaker—61.

Those absent were:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Black, Bliss, Boettger, Bruce, Burt, Carson, Clark, Cole, Craig, Cronbaugh, Dixon, Downey, Erickson, Fraley, Greene of Grundy, Griggs, Halgrims, Hamilton, Hazen, Huntley, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Klay, Lenocker, LeRoy, Lund, McCullough, McHose, McVicker, Mitchell, Newcomb, Peterson, Saltzmann, Scott, Shankland, Stipe, Stutt, Webb, Whitney—47.

Peterson of Cass, from the committee appointed to prepare suitable resolutions commemorating the life, character and public service of Hon. James S. Crawford, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

Bauman of Van Buren from the committee appointed to prepare suitable resolutions commemorating the life and public service of Hon. Joseph A. Keck, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

CONSIDERATION OF BILLS.

On motion of Hutchins of Kossuth, Senate File No. 291, a bill for an act to legalize conveyances of real property by foreign executors or trustees under foreign wills where the provisions of section 3295 of the code were not observed or complied with, with report of committee recommending passage, was taken up and considered.

Mr. Hutchins moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bauman, Bingham, Blackford, Bradley, Brady, Brockway, Buxton, Cannon, Chapman, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Huff, Hunt, Hutchins, Jacobson, Kingland, Koontz, Kulp, Larrabee, Manning, Meredith, Milton, Munro, Newcomb, Odendahl, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Scott, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, White, Workman, Mr. Speaker—59.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Black, Bliss, Boettger, Brown, Bruce, Burt, Carson, Clark, Cole, Craig, Cronbaugh, Dixon, Downey, Enger, Erickson, Greene of Grundy, Griggs, Halgrims, Hamilton, Hazen, Helming, Huntley, Jacobs,

Jamison, Jensen, Jones, Kane, Kelso, Klay, Lenocker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Miller, Mitchell, Peterson, Saltzmann, Shankland, Stipe, Stutt, Webb, Whitney—49.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Hutchins of Kossuth, House File No. 398 was withdrawn from the further consideration of the House.

On motion of Hutchins of Kossuth, Senate File No. 300, a bill for an act to legalize releases and discharges of judgments, mortgages and deeds of trust made by administrators, executors or guardians appointed in other states or countries where the provisions of section 3308 of the code were not observed or complied with, with report of committee recommending passage, was taken up and considered.

Mr. Hutchins moved that the rules be suspended, 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?"

Anderson of Greene, Barry, Bauman, Bingham, Blackford, Bradley, Brady, Brockway, Brown, Buxton, Chapman, Cole, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Kingland, Koontz, Kulp, Larrabee, Lounsberry, Manning, Meredith, Milton, Munro, Newcomb, Odendahl, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, White, Workman, Mr. Speaker—65.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Black, Bliss, Boettger, Bruce, Burt, Cannon, Carson, Clark, Craig, Cronbaugh, Downey, Erickson, Greene of Grundy, Griggs, Halgrims, Hamilton, Hazen, Huntley, Jacobs, Jamison, Jensen, Jones, Kane,

Kelso, Klay, Lenocker, LeRoy, Lund, McCullough, McHose, McVicker, Miller, Mitchell, Peterson, Saltzmann, Stipe, Stutt, Webb, Whitney—43.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Hutchins of Kossuth, House File No. 396 was withdrawn from the further consideration of the House.

On motion of Brown of Mahaska, Senate File No. 304, a bill for an act for the relief of the grantees of David E. Fry, and for the purpose of having patents issued in the names of W. F. Pomeroy and Arthur Dilley, for certain tracts of land, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Brown moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bauman, Bingham, Blackford, Bradley, Brady, Brockway, Cannon, Chapman, Cole, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Kingland, Koontz, Larrabee, Lounsberry, Manning, McCullough, Meredith, Miller, Milton, Munro, Newcomb, Oden-dahl, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, White, Workman, Mr. Speaker—65.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Black, Bliss, Boettger, Brown, Bruce, Burt, Buxton, Carson, Clark, Craig, Cronbaugh, Erickson, Greene of Grundy, Griggs, Halgrims, Hamilton, Hazen, Huntley, Jacobs, Jamison, Jensen, Jones, Kane,

Kelso, Klay, Kulp, Lenoeker, LeRoy, Lund, McHose, McVicker, Mitchell, Peterson, Saltzmann, Scholz, Stipe, Stutt, Webb, Whitney—43.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Manning of Story, Senate File No. 328, a bill for an act to confirm the title of Anna L. Edgar to the west one-half (w 1-2) of the southwest quarter (SW 1-4) of section two (2), township eighty-nine (89), north, range thirty-four (34), west fifth P. M., Iowa, and authorize the issuance of a patent therefor, with report of comsittee recommending passage, was taken up, and considered.

Mr. Manning moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bauman, Bingham, Blackford, Bradley, Brady, Brockway, Brown, Buxton, Cannon, Chapman, Cole, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Kingland, Koontz, Kulp, Larrabee, Lounsberry, Manning, McCullough, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, White, Workman, Mr. Speaker—67.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Black, Bliss, Boettger, Bruce, Burt, Carson, Clark, Craig, Cronbaugh, Erickson, Greene of Grundy, Griggs, Halgrims, Hamilton, Hazen, Huntley, Jacobs, Jamison, Jensen, Jones, Kane,

Kelso, Klay, Lenoeker, LeRoy, Lund, McHose, McVicker, Mitchell, Peterson, Saltzmann, Scholz, Stipe, Stutt, Webb, Whitney—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Lenoeker of Pottawattamie, Senate File No. 363, a bill for an act for the purpose of having a patent issued in the name of T. F. McCaffery for a certain tract of land, with report of committee recommending passage, was taken up, and considered.

Mr. Lenoeker moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bauman, Bingham, Blackford, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Chapman, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Huff, Hunt, Hutchins, Jacobson, Kingland, Koontz, Kulp, Larrabee, Lounsberry, Manning, McCullough, Milton, Munro, Newcomb, Odendahl, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, White, Workman, Mr. Speaker—64.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Black, Bliss, Boettger, Burt, Carson, Clark, Cole, Craig, Cronbaugh, Dawson, Erickson, Greene of Grundy, Griggs, Halgrims, Hamilton, Hazen, Helming, Huntley, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Klay, Lenoeker, LeRoy, Lund, McHose, McVicker, Meredith, Miller, Mitchell, Peterson, Saltzmann, Scholz, Stipe, Stutt, Webb, Whitney—44.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Shankland of Polk, Senate File No. 388, a bill for an act to legalize certain decrees of courts entered in actions to annul marriages, in which service of the original notice was made by publication, with report of committee recommending passage. was taken up and considered.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bauman, Bingham, Blackford, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Chapman, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Kingland, Koontz, Kulp, Larrabee, Lounsberry, Manning, McCullough, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Pickford, Power, Reeve, Ring, Rohwer, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, White, Workman, Mr. Speaker—66.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Black, Bliss, Boettger, Burt, Carson, Clark, Cole, Craig, Cronbaugh, Doze, Erickson, Greene of Grundy, Griggs, Halgrims, Hamilton, Hazen, Huntley, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Klay, Lenoeker, LeRoy, Lund, McHose, McVicker, Mitchell, Peterson, Rone, Saltzmann, Scholz, Stipe, Stutt, Webb, Whitney—42.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Enger of Winneshiek, House File No. 650, a bill for an act to amend the law as it appears in section twenty-five hundred eighty-three-c (2583-c) supplement to the code, 1907, relating to the practice of osteopathy, was taken up and considered.

Mr. Enger moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bauman, Bingham, Blackford, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Chapman, Cole, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Kingland, Koontz, Larrabee, Lounsberry, Manning, McCullough, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Pickford, Power, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, White, Workman, Mr. Speaker—65.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Black, Bliss, Boettger, Burt, Cannon, Carson, Clark, Craig, Cronbaugh, Downey, Erickson, Greene of Grundy, Griggs, Halgrims, Hamilton, Hazen, Huntley, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Klay, Kulp, Lenocker, LeRoy, Lund, McHose, McVicker, Mitchell, Peterson, Reeve, Saltzmann, Scholz, Stipe, Stutt, Webb, Whitney—43.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Enger of Winneshiek, House File No. 651, a bill for an act to amend the law as it appears in sections twenty-five hundred seventy-six (2576) and twenty-five hundred seventy-eight-a (2578-a) supplement to the code, 1907, relating to the practice of medicine, was taken up and considered.

Mr. Enger moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bauman, Blackford, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Chapman, Cole, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Kingland, Koontz, Kulp, Larrabee, Lounsberry, Manning, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Pickford, Power, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, White, Workman, Mr. Speaker—65.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Bingham, Black, Bliss, Boettger, Burt, Carson, Clark, Craig, Cronbaugh, Downey, Erickson, Greene of Grundy, Griggs, Halgrims, Hamilton, Hazen, Huntley, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Klay, Lenocker, LeRoy, Lund, McCullough, McHose, McVicker, Mitchell, Peterson, Reeve, Saltzmann, Scholz, Stipe, Stutt, Webb, Whitney—43.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Buxton of Warren, House File No. 489, a bill for an act to repeal section two hundred ninety-three (293) of the code and all amendments thereto and an act to substitute therefor relating to the keeping of criminal statistics by the clerk of the district court and the reporting of same to the board of parole, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Buxton moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Bauman, Bingham, Blackford, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Chapman, Cole, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Kingland, Koontz, Larrabee, Lounsberry, Manning, McCullough, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, White, Mr. Speaker—64.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bernbrock, Black, Bliss, Boettger, Burt, Cannon, Carson, Clark, Craig, Cronbaugh, Downey, Erickson, Greene of Grundy, Griggs, Halgrims, Hamilton, Hazen, Huntley, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Klay, Kulp, Lenoeker, LeRoy, Lund, McHose, McVicker, Mitchell, Peterson, Saltzmann, Scholz, Stipe, Stutt, Webb, Whitney, Workman—44.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Buxton of Warren, House File No. 633, a bill for an act to amend section twenty-four (24), chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly, relating to the payment of collateral inheritance tax, with report of committee recommending passage, was taken up, and considered.

Mr. Buxton moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bauman, Bingham, Blackford, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Chapman, Cole, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggles-ton, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Grout, Had-ley, Halstead, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Kingland, Koontz, Kulp, Larrabee, Lounsberry, Manning, Mc-Cullough, Meredith, Milton, Munro, Newcomb, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, White, Work-man, Mr. Speaker—64.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Black, Bliss, Boettger, Brockway, Burt, Carson, Clark, Craig, Cron-baugh, Elliott, Erickson, Greene of Grundy, Griggs, Hal-grims, Hamilton, Hansen, Hazen, Huntley, Jacobs, Jamison, Jen-sen, Jones, Kane, Kelso, Klay, Lenoeker, LeRoy, Lund, McHose, McVicker, Miller, Mitchell, Odendahl, Peterson, Saltzmann, Scholz, Stipe, Stutt, Webb, Whitney—44.

So the bill having received a constitutional majority was de-clared to have passed the House and the title was agreed to.

The speaker appointed as members of the Conference com-mittee on the part of the House on Senate File No. 306, Stipe of Page, Griffin of Woodbury, Craig of Madison, Lund of Hamilton, Lenoeker of Pottawattamie and Hansen of Shelby.

On motion of Power of Jefferson, House adjourned until Fri-day morning, April 4th, at nine o'clock.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 4, 1913.

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

Prayer was offered by Rev. Jay A. Lapham of Des Moines, Iowa.

Journal of Thursday April 3d, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Kingland of Winnebago presented remonstrance of citizens of Winnebago against House File No. 262.

Referred to committee on Schools and Text Books.

Huntley of Lucas presented remonstrance of citizens of Lucas county against House File No. 262.

Referred to committee on Schools and Text Books.

Newcomb of Adams presented remonstrance of citizens of Adams county against the creation of a tax commission.

Referred to committee on Ways and Means.

Scholz of Clayton presented remonstrance of citizens of Clayton county against the creation of a tax commission.

Referred to committee on Ways and Means.

Anderson of Greene presented remonstrance of citizens of Greene county against the creation of a tax commission.

Referred to committee on Ways and Means.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against the creation of a tax commission.

Referred to committee on Ways and Means.

Kane of Dubuque presented remonstrance of citizens of Dubuque county against the creation of a tax commission.

Referred to committee on Ways and Means.

Peterson of Cass presented remonstrance of citizens of Cass county against the creation of a tax commission.

Referred to committee on Ways and Means.

Clark of Monroe presented remonstrance of citizens of Monroe county against the creation of a tax commission.

Referred to committee on Ways and Means.

Eggleston of Clark presented remonstrance of citizens of Clark county against the creation of a tax commission.

Referred to committee on Ways and Means.

Hazen of Pottawattamie moved to recall Senate File No. 92 from the Sifting committee.

Motion lost.

The speaker announced that as speaker of the House he had signed in the presence of the House, Senate File Nos. 114, 177, 95, 13, 156 and 413.

INTRODUCTION OF BILLS.

By committee on Board of Control, House File No. 676.

A BILL for an Act to Repeal the Law as it Appears in Section Twenty-six Hundred Ninety-two-a (2692-a) of the Supplement to the Code of 1907 and to Repeal Section One (1) of Chapter One Hundred Seventy-two (172) of the Acts of the Thirty-third General Assembly, Relating to State Agents, Their Salaries and Supplies, and to Enact a Substitute Therefor.

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

Section 1. That the law as it appears in section twenty-six hundred ninety-two-a (2692-a) of the Supplement to the Code of 1907 and in section one (1) of chapter one hundred seventy-two (172) of the acts of the Thirty-third General Assembly is hereby repealed and in lieu thereof is enacted the following:

Section 2692-a. That the board of control of state institutions is authorized to appoint not more than three persons to act as state agents for the soldiers' orphans' home and for the industrial schools. The salaries of such agents shall be fixed by said board and they may hold their positions during its pleasure. Said board shall procure and furnish the agents with books and blanks and the institutions for which an agent is appointed shall furnish the necessary office room, supplies, necessary stenographic and clerical help and board.

Read first and second time and referred to Sifting committee.

Crozier of Marion, from the committee appointed to extend an invitation to Gen. Grenville M. Dodge to address the joint assembly, submitted the following report:

MR. SPEAKER—Your special committee appointed by the House to carry out the purpose and intention of the concurrent resolution concurred in by the Senate on the 26th day of March, 1913, and concurred in by the House on the 31st day of March, 1913, inviting General Grenville M. Dodge to address the General Assembly in joint session, beg leave to make the following report:

That it is with great regret your committee received from General Grenville M. Dodge, the attached communication stating that it is impossible for him to attend, and your committee recommend that the communication of this distinguished soldier and citizen be printed in the record.

Very respectfully,

GEO. W. CROZIER.
J. T. HAZEN,
O. G. REEVE.

Baldwin Block,

Council Bluffs, Iowa, April 2, 1913.

HONS. CLEM F. KIMBALL, J. T. HAZEN, O. G. REEVE, GEO. W. CROZIER, S. W. NEAL.

Members of the Senate and House Committee, Iowa Legislature, Des Moines, Iowa.

GENTLEMEN—I am in receipt of yours of March 29th, enclosing the very kind and complimentary resolutions of the Iowa legislature, inviting me to visit and address your distinguished body. I appreciate the great honor and compliment you pay me, and I would consider it not only a duty, but a great pleasure to respond to any request of Iowa's legislature.

But I regret that it is not at present considered prudent for me to leave home. I am out attending to my work, but under treatment that makes it necessary for me to remain at home for the present.

The state of Iowa has many, many times greatly honored me, and one of the great satisfactions and pleasures of my life has been that, from the time I entered the state in May, 1853, I have been its citizen. Although my duties have been mostly outside of the state, my home and heart have been in it.

Unless one has traveled and had the opportunities I have had, he does not appreciate what an honor it is to be a citizen of a state that has the standing that Iowa has, not only in our, but in all countries. Its representatives in national and state councils have placed it upon the highest level in patriotism and statesmanship and in all things that make a country great.

In all these years I have seen Iowa develop and grow, and fortunately I have been able to take some part in this development, and it would be my greatest pleasure to, in person, extend to you, as the representative of all the people of Iowa, my heartfelt thanks for the great honor that you pay me, and I wish to extend to you, one and all, my best greetings and wishes for your good health, prosperity, and a successful ending of your labors.

I am, truly and most respectfully,

Your obedient servant,

GRENVILLE M. DODGE.

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 requests the return of the following bill:

Senate File No. 169, a bill for an act to change the burden of proof where contributory negligence is relied on as a defense and to provide rules of procedure in such cases.

JOS. E. MEYER,
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. 456, a bill for an act authorizing cities and towns, including those under special charter and commission form of government to adopt a building code and to provide penalties for violation thereof.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Ring of Linn moved that the House concur in the request of the Senate for the return of Senate File No. 169.

Motion prevailed.

On request of Boettger of Scott, unanimous consent having been given, House File No. 456, a bill for an act authorizing cities and towns including those acting under special charter and cities under special charter and cities under the commission form of government to adopt a building code and to provide penalties for violation thereof, with Senate amendments, was taken up, and the amendments read and considered.

SENATE AMENDMENT.

Inserting after the word "establishing" in the fifth line of section 1, the word "reasonable" and by striking from the sixth line of section 1 the word "repair" and the comma (,) after said word.

Mr. Boettger moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Greene, Atkinson, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huntley, Hutchins, Jamison, Jensen, Kane, Kingland, Kulp, Lenocker, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Milton, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltz-

mann, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—73.

The nays were :

None.

Absent or not voting :

Anderson of Montgomery, Barry, Bartle, Bernbrock, Bradley, Burt, Clark, Cronbaugh, Daniels, Dawson, Dixon, Downey, Enger Greene of Grundy, Halgrims, Hamilton, Huff, Hunt, Jacobs, Jacobson, Jones, Kelso, Klay, Koontz, Larrabee, Lounsberry, McCullough, Miller, Mitchell, Munro, Newcomb, Odendahl, Ring, Scholz, Whitney—35.

So the House concurred in Senate amendments.

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. 647, a bill for an act for the relief of M. O. Clemens for personal injuries sustained by him while employed as engineer in the state sanatorium for the treatment of tuberculosis at Oakdale, Iowa.

JOS. E. MEYER,
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. 439, a bill for an act to authorize the appointment of special agents to aid in the detection, identification, capture and conviction of criminals, etc.

JOS. E. MEYER,
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. 500, a bill for an act to repeal chapter 220, acts Thirty-third General Assembly, and to amend section 4999-a-9, Supplement to the Code, 1907, relating to protection against fire and providing means for escape.

JOS. E. MEYER,
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. 653, a bill for an act to repeal section 3, chapter 118, acts Thirty-fourth General Assembly, providing for the distraint of deer; and to enact a substitute therefor.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the report and amendments recommended by the conference committee on the following bill in which the concurrence of the House is asked:

Senate File No. 44, a bill for an act to fix the compensation of certain officers and employees at the reformatory and penitentiary and to enlarge the support fund of said institutions, etc.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the President has appointed on the part of the Senate, as conference committee on the following bill:

Senate File No. 306, a bill for an act relative to public utilities, defining their rights, powers, duties, etc., Senators Crist of Clarke, Francis of Dickinson, Cowles of Des Moines, Sullivan of Polk, DeWolf of Black Hawk and Webber of Wapello.

JOS. E. MEYER,
Secretary.

Larrabee of Fayette from the Conference committee on Senate File No. 44, submitted the following report, and moved its adoption:

To the Senate and House of Representatives of the Thirty-fifth General Assembly:

The undersigned conference committee on Senate File No. 44, a bill for an act to fix the compensation of the wardens and of certain officers and employes of the reformatory at Anamosa and the state penitentiary at Fort Madison, and to enlarge the support fund of said institutions; repealing sections five thousand seven hundred and seventeen (5717) and five thousand seven hundred and eighteen (5718) of chapter two (2), title twenty-six (XXVI) of the Code and the law as found in sections five thousand seven hundred and sixteen (5716) and five thousand seven hundred and eighteen-a-twenty-eight (5718-a-28), chapter two (2), title twentysix (XXVI) of the Supplement to the Code, 1907, report they have had the same under consideration and recommend that the House substitute be amended as follows:

By inserting the word "but" before the word "turnkeys" in the twenty-first line of section one (1); also by inserting the words "shall be paid" after the word "class" in the twenty-first line of section one (1), and when so amended, the House substitute do pass.

WM. LARRABEE, JR.,
WALTER NEWCOMB,
D. C. STEELSMITH,
W. J. DIXON,

Members of the House Conference Committee.

F. A. HEALD,
E. P. McMANUS,
D. C. CHASE,
W. D. SHEEAN,

Members of the Senate Conference Committee.

Motion prevailed and the report was adopted.

On the question, "Shall the House substitute as amended by the Conference committee be adopted?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene

of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Huntley, Jacobson, Jamison, Kane, Lenocker, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Saltzmann, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Barry, Bernbrock, Brockway, Burt, Chapman, Downey, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jensen, Jones, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Manning, Miller, Newcomb, Odendahl, Rone, Scholz, Shankland, Stipe, Whitney—34.

So the House concurred in the Conference Committee amendments.

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 House joint resolution in which the concurrence of the Senate was asked:

House Joint Resolution No. 3, joint resolution proposing an amendment to the constitution of the state of Iowa, repealing section 7, article 2 of the said constitution and proposing a substitute therefor, relating to and providing for the time of holding general elections.

JOS. E. MEYER,
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. 424, a bill for an act to amend section 2017 of the Code, relating to the right of railway companies to raise or lower highways where they are crossed by a railway, etc.

JOS. E. MEYER,
Secretary.

On request of Downey of Crawford, unanimous consent having been given, House File No. 424, a bill for an act to amend section two thousand seventeen (2017) of the code relating to the right of railway companies to raise or lower highways where they are crossed by a railway, and giving the board of railroad commissioners authority to order undergrade or overhead crossings, with Senate amendments, was taken up, and the amendments read and considered.

SENATE AMENDMENT.

Amend section one, by adding after the word "by" and before the word "the" in line eleven (11), the words "any citizen of or."

Mr. Downey moved that the House concur in the Senate amendments:

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Black, Blackford, Bradley, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Erickson, Greene of Clinton, Greene of Grundy, Griffin, Griggs, Hadley, Halsted, Hansen, Heaton, Hunt, Hutchins, Jamison, Jensen, Jones, Kane, Kingland, Kulp, LeRoy, Lund, McHose, McVicker, Meredith, Milton Mitchell, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Barry, Bauman, Bernbrock, Bliss, Boettger, Brady, Dixon, Elwood, Enger, Fraley, Grout, Halgrims, Hamilton, Hazen, Helming, Huff, Huntley, Jacobs, Jacobson, Kelso, Klay, Koontz, Larrabee.

Lenocker, Lounsberry, Manning, McCullough, Miller, Newcomb, Power, Rone, Scholz, Scott, Steelsmith, Stipe—35.

So the House concurred in Senate amendments.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

House File No. 192, a bill for an act, relating to the time of bringing an action to set aside a will.

JOS. E. MEYER,
Secretary.

On request of Doze of Wayne, unanimous consent having been given, House File No. 192, a bill for an act to amend the law as it appears in paragraph three (3) of section three thousand four hundred forty-seven (3447) of the code, relating to the time of bringing an action to set aside a will, with Senate amendments, was taken up, and the amendments read and considered.

SENATE AMENDMENTS.

Amend the title by substituting therefor the following:

A BILL for an Act to Amend the Law as it Appears in Section Three Thousand Four Hundred Forty-seven (3447) of the Code, Relating to the Limitation of Actions to Set Aside Wills.

Also amend by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That section three thousand four hundred forty-seven (3447) of the Code is hereby amended by adding to paragraph three of said section the following:

“Provided that after a will is probated the executor may cause personal service of an original notice to be made on any person interested, which shall contain the name of the decedent, the date of his death, the court in which and the date on which the will was probated, together with a

copy of said will; said notice shall be served in the same manner as original notices and no action shall be instituted by any person so served after one year from date of service."

Mr. Doze moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bingham, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Hadley, Hansen, Hazen, Heaton, Huntley, Hutchins, Jamison, Jensen, Jones, Kingland, LeRoy, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Peterson, Power, Reeve, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman, Mr. Speaker—68.

The nays were:

None.

Absent or not voting:

Barry, Bartle, Bernbrock, Black, Bliss, Bruce, Clark, Crozier, Downey, Doze, Fraley, Greene of Grundy, Grout, Halgrims, Halstead, Hamilton, Helming, Huff, Hunt, Jacobs, Jacobson, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lenoeker, Lounsberry, Lund, Manning, Miller, Newcomb, Odendahl, Pickford, Saltzmann, Scholz, Scott, Stipe, Webb, Whitney—40.

So the House concurred in Senate amendments.

Larrabee of Fayette moved that Senate File No. 142 be referred to committee on Appropriations.

Motion prevailed and the bill was so referred.

On motion of Kane of Dubuque, Senate File No. 27, a bill for an act to require all railroad companies owning railroads in the state of Iowa, of less than four (4) feet, eight and one-half (8 1-2)

inches gauge, to adopt such gauge within such reasonable time as may be fixed by the railroad commissioners, was taken up, and considered.

Mr. Kane moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bingham, Black, Blackford, Bliss, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huntley, Hutchins, Jamison, Jensen, Kane, Kingland, Kulp, Lenoeker, LeRoy, Lund, McCullough, McHose, McVicker, Meredith, Miller, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman, Mr. Speaker—76.

The nays were:

None.

Absent or not voting:

Bartle, Bernbrock, Boettger, Bradley, Brady, Burt, Doze, Fraley, Griggs, Grout, Halgrims, Hamilton, Huff, Hunt, Jacobs, Jacobson, Jones, Kelso, Klay, Koontz, Larrabee, Lounsberry, Manning, Milton, Mitchell, Newcomb, Ring, Rone, Scholz, Scott, Webb, Whitney—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Kane of Dubuque, House File No. 180 was withdrawn from the further consideration of the House.

On motion of Lund of Hamilton, House File No. 378, a bill for an act relating to elections and to permit any qualified elector to cast

his ballot in any precinct within the state at general and primary elections, under certain conditions and restrictions, with report of committee recommending passage, was taken up, and considered.

Mr. Lund proposed the following amendment:

Amend by inserting the words "under the county seal and" following the word "certificate" in the third line of the printed bill.

Amendment adopted.

Also:

Amend by adding another section to said bill to be numbered six (6) as follows:

Sec. 6. The county auditors of the several counties of the state shall within thirty (30) days following any primary or general election, certify the names of each non-resident voter who voted in his county, to the county auditor of the residence of such voter and the said county auditor shall enter the name of said voter upon the poll book of resident voters in the precinct in which said voter resides, and such record shall entitle the said voter to cast his vote at any election thereafter the same as though he had voted in the precinct of his residence and his vote given as hereinbefore provided for, shall have the same force and effect in all respects as though said voter had been personally present in said precinct and had cast his vote.

Amendment adopted.

Also:

Amend by adding an additional section to be known as section 7, as follows:

Sec. 7. If any person other than the person to whom the permit was issued, shall present same for the purpose of voting thereon, or shall vote thereon, or shall by the use of said permit obtain the right to vote and vote thereon, he shall be guilty of a misdemeanor and shall be punished accordingly. Any person who shall swear falsely in the making of any affidavit hereinbefore provided for, shall be guilty of perjury and shall be punished accordingly. If the judge or judges of any election precinct permit any person to vote as herein provided without first requiring such voter to first surrender his said certificate or subscribe and be sworn to such affidavit as provided for in this act, or who shall neglect or refuse to perform any of the duties prescribed by this act, they shall upon conviction thereof be deemed guilty of a misdemeanor and be punished by a fine of not less than one hundred nor more than five hundred dollars.

Or any other person or officer who shall neglect or refuse to perform any of the duties prescribed in this act, shall, upon conviction thereof, be adjudged guilty of a misdemeanor and be punished by a fine of not less than one hundred nor more than five hundred dollars.

Amendment adopted.

Mr. Lund moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brockway, Brown, Bruce, Cannon, Carson, Clark, Cole, Crozier, Daniels, Dixon, Downey, Dunlap, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hansen, Hazen, Heaton, Huntley, Hutchins, Jamison, Jensen, Jones, Kane, Kingland, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McVicker, Miller, Milton, Mitchell, Munro, Peterson, Pickford, Reeve, Ring, Rohwer, Saltzmann, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—72.

The nays were:

Anderson of Montgomery, Bliss, Burt, Buxton, Chapman, Craig, Cronbaugh, Dawson, Grout, Hunt, Jacobson, McHose, Meredith, Odendahl, Power, Rone—16.

Absent or not voting:

Barry, Bauman, Bernbrock, Brady, Doze, Eggleston, Enger, Halgrims, Hamilton, Helming, Huff, Jacobs, Kelso, Klay, Koontz, Larrabee, McCullough, Newcomb, Scholz, Whitney—20.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Brockway of Louisa, Senate File No. 378, a bill for an act to amend section twenty-one hundred and thirteen (2113) of the supplement to the code, 1907, as amended by chapter one hundred twenty-one. (121) of the acts of the Thirty-third

General Assembly relating to the powers of the board of railroad commissioners, with report of committee recommending passage, was taken up, and considered.

Lund of Hamilton in the chair.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Brown, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Hansen, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kingland, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Odendahl, Peterson, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Webb, White, Whitney, Workman—75.

The nays were:

Cannon, Halstead, Rohwer, Stutt, Townsend—5.

Absent or not voting:

Barry, Bauman, Bernbrock, Bradley, Clark, Doze, Elwood, Halgrims, Hamilton, Huff, Jacobs, Jamison, Kelso, Klay, Koontz, Kulp, Larrabee, Lenoeker, Lounsberry, McCullough, Miller, Mitchell, Newcomb, Pickford, Scott, Shankland, Trumbauer, Mr. Speaker—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Brockway of Louisa, House File No. 501 was withdrawn from the further consideration of the House.

On motion of Atkinson of Butler, House File No. 583, a bill for an act to amend the law as it appears in section thirty-three hundred forty-eight (3348) of the code relating to the payment of claims against the estates of decedents, with report of committee recommending passage, was taken up, and considered.

Mr. Atkinson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Carson, Clark, Cole, Cronbaugh, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kingland, Lenocker, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Workman—73.

The nays were:

Cannon, Odendahl—2.

Absent or not voting:

Barry, Bartle, Brockway, Buxton, Chapman, Craig, Dawson, Enger, Greene of Grundy, Griggs, Halgrims, Hamilton, Hansen, Huff, Jacobs, Jones, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Manning, McCullough, Miller, Newcomb, Peterson, Pickford, Scholz, Shankland, Trumbauer, Whitney, Mr Speaker—33

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Bliss of Ringgold, House File No. 368, a bill for an act repealing the law as it appears in section twenty-four hundred fifty (2450), supplement to the code, 1907, and providing

a substitute therefor relating to statements of consent to keep for sale and sell intoxicating liquors under the mullet law, with report of committee recommending passage, was taken up, and considered.

Dawson, of Cherokee moved the previous question.

Ring of Linn seconded the motion.

Motion prevailed.

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

Speaker Cunningham in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Burt, Buxton, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Grout, Halgrims, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jones, Kingland, Kulp, Larrabee, LeRoy, Lund, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Sherman, Sidey, Stipe, Thompson, Webb, Whitney, Mr. Speaker—56.

The nays were:

Black, Boettger, Bradley, Brown, Cronbaugh, Downey, Dunlap, Fraley, Greene of Clinton, Griffin, Halstead, Hansen, Hazen, Helming, Jamison, Kane, Koontz, McCullough, McHose, Miller, Mitchell, Odendahl, Rohwer, Saltzmann, Scholz, Scott, Steelsmith, Stokes, Stutt, Townsend, Workman—31.

Absent or not voting:

Atkinson, Bauman, Bruce, Cannon, Dixon, Doze, Elwood, Griggs, Hadley, Hamilton, Jacobs, Jensen, Kelso, Klay, Lenocker, Lounsberry, Manning, Milton, Shankland, Trumbauer, White—21.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette from the committee on Retrenchment and Reform, submitted the following report :

JOINT REPORT OF COMMITTEE ON RETRENCHMENT AND REFORM.

To the Senate and House of the Thirty-fifth General Assembly.

Mr. President and Mr. Speaker--Your joint committee on retrenchment and reform which was instructed to investigate the department of agriculture and report to the assembly, beg leave to state that they have made such investigation and herewith submit their report, together with testimony taken and the partial report of Quail, Parker & Company, the efficiency engineers employed by this committee.

The investigation developed that the Iowa State Fair, conducted by the board of the department of agriculture, is one of the most extensive and successful annual state exhibits of agriculture in the United States; that during the week while the annual fair is held the board handles approximately \$190,000, and to conduct a fair of that magnitude during this short period requires considerable executive ability and peculiar fitness and qualifications of the men in charge.

Under the present system the members of the board are elected at large and selected in view of their qualifications to handle the separate departments of the exhibition, such as finance, transportation, horticulture, machinery or live stock, and that the board may form a complete unit to manage the fair. While it is necessary to have the exhibitors bring their exhibits, yet the financial success of the state fair depends largely upon the qualifications and ability of the members of the board, and it is the opinion of this committee that a change from the present system of electing the members of the board by the whole convention to the district plan would be detrimental to the success of the fair and might seriously cripple it.

The investigation further developed that the officers and members of the board have not been guilty of any financial irregularities or misconduct, but their method of keeping the books and records can be improved upon, as suggested in the report of the engineers herewith submitted, the original having been filed with the secretary of state.

The committee further finds that the pass system ought to be abolished, and unless the General Assembly desires to legislate on this specific question, this committee will instruct the board to abolish all passes, except that the following persons may be admitted free of charge during the fair under proper regulation and strict supervision: The officers, members of the board and employees of the fair; the officers of other state fairs; the exhibitors upon the payment of \$2.00 each for a season ticket; all the necessary help required to take care of their exhibits; the concessionists and their necessary help.

The investigation developed that to compel these persons to pay admission would create such a prejudice against the fair as to endanger its success. Only one state in the Union, Ohio, has completely abolished all passes of any kind, and their system has been severely criticised. (See page 9 of testimony of A. R. Corey.)

The committee further approves the adoption of all the recommendations contained in the report of Quail, Parker & Company on page 16, except recommendation No. 1, which suggest reducing the number of the members of the board. The members of the board receive no pay except their per diem and traveling expenses. If the number of the board is reduced it will be necessary to employ competent and efficient help to take care of the different departments, and the employment of such help would undoubtedly involve a larger expenditure than what is now paid to the members of the board.

With reference to the recommendations 2 to 9 inclusive your committee advises you that it is their understanding that your committee has authority to adopt and enforce said recommendations, and your committee will, unless by appropriate action you express your disapproval, adopt and enforce said recommendation.

Your committee further calls your attention to the fact that under authority of the legislature, Quail, Parker & Co., have for some time been engaged in a careful examination of the various departments of state government, and that while it will be impossible to complete such investigation before the legislature adjourns, the investigation has proceeded far enough to make it clear that such investigation will open the way to very large savings to the state in economy and efficiency.

Your committee further suggest that not only will it be impossible to complete such investigation before the legislature must in the nature of things adjourn, but that the work of making the necessary laws regulating the enforcement of advanced business methods for state administration cannot well be done by any legislature while harrassed and burdened with ordinary legislation. We therefore recommend completion of the regular work of this session, and that when such work is ended, we adjourn until November, by which date a full report upon all matters placed with said accountants will be completed, and that we then reassemble, and without expense to the state, and unhampered by other duties, give careful and faithful and undivided attention to a readjustment and reorganization of our state business methods to such extent as may be deemed advisable and necessary upon full consideration.

Herewith we submit and offer for your consideration a resolution for action upon and along the lines above suggested.

J. H. ALLEN,
JOSEPH MATTES,
L. E. FRANCIS,
GERRIT KLAY,
JOHN W. JACOBS.
WM. LARRABEE, JR.

Larfabee of Fayette from the committee on Retrenchment and Reform, presented the following concurrent resolution:

CONCURRENT RESOLUTION.

Whereas, the committee on Retrenchment and Reform has been by this legislature authorized to, and under such authority has employed expert accountants and efficiency engineers who have been for some time and now are, engaged upon the performance of the duties for which employed; and

Whereas, said expert accountants and efficiency engineers have not yet completed the service for which employed and cannot so complete within the period to which this session will extend; and

Whereas, the work of said accountants and engineers has proceeded far enough so that it is clearly apparent that a reorganization of the various departments under consideration by said accountants and engineers will be of great saving to the state in service, efficiency and money; and

Whereas, the matters to be covered by the report of said accountants and engineers should receive the immediate attention of the legislature.

Now therefore, be it resolved by the House, the Senate concurring:

Section 1. That when the final adjournment of the Senate and House be taken it be until Tuesday, October 21st, 1913.

Sec. 2. That the desk employes, sargeant-at-arms and chief door-keeper be required to appear at said time, and all other employes of Senate and House be excused.

Sec. 3. That the members of the Senate and House return for further service upon the date named without expense to the state in service or mileage.

Sec. 4. That the joint committee upon retrenchment and reform are hereby directed to prepare an abridgement of the report of said accountants and engineers, print same and furnish copies thereof to each member of the legislature at least thirty days prior to the date of reconvening, together with the recommendations of said committee.

Sec. 5. The expense of printing and distribution shall be presented at said adjourned session for action by the legislature.

Larrabee of Fayette, from the committee on Retrenchment and Reform, submitted the following report of Quail, Parker and company, expert accountants, and asked that it be printed in the Journal.

DES MOINES, IOWA, MARCH 25, 1913.

The Joint Committee on Retrenchment and Reform of the Senate and House of the Thirty-fifth General Assembly of the State of Iowa.

GENTLEMEN:—In pursuance of contract dated February 5, 1913, and of specific instructions thereunder, we herewith present an interim report on the investigation of the Department of Agriculture—particularly referring to the accounts and transactions relative to the state fairs for the years 1912 and 1911—together with statements in support thereof as enumerated in the appended index.

ORIGIN—CONSTITUTION—APPROPRIATION.

The Department of Agriculture was created by legislative enactment of the Twenty-eighth General Assembly in the year 1900, and the section of the statute reads as follows:

“Department of Agriculture.—For the promotion of agriculture, horticulture, forestry, animal industry, manufactures, and the domestic arts, there is hereby established a department to be known as the ‘department of agriculture,’ which shall embrace the district and county agricultural societies organized or to be organized under existing statutes and entitled to receive aid from the state, the state weather and crop service, and the offices of the dairy commissioner and the state veterinarian. (Sec. 1657-b, Supp. 1907).”

This enactment took effect July 4, 1900, and at the same time various prior enactments relative to the Iowa State Agriculture Society and the several county societies were repealed (Sec. 1657-a, Supp. 1907). The Iowa State Agriculture Society was founded in the year 1853, the first state fair having been held in October 1854, and while primarily supported by means of membership subscriptions and admission fees, it, together with the several county societies, was encouraged and aided at various times by small appropriations from the state.

The management of the department is vested in a board termed the “State Board of Agriculture,” of which the governor, the president of the State Agricultural College and Mechanic Arts, the State Food and Dairy Commissioner, and the State Veterinary Surgeon are ex-officio members; and the other members, who are elected at the agricultural convention held at the Capitol on the second Wednesday in December in each year, comprise a president, vice-president, secretary, treasurer, and one director from each congressional district.

The duties of this board as defined by the statute are as follows:

"Duties of Board.—The board shall have general supervision of the several branches, bureaus and offices embraced in the department of agriculture; and it shall be the duty of the board to look after and promote the interests of agriculture, of agricultural education and animal and other industries throughout the state; to investigate all subjects relating to the improvement of methods, appliances and machinery, and the diversification of crops and products, also to investigate reports of the prevalence of contagious diseases among domestic animals, or destructive insects and fungus diseases in grains, and grasses and other plants, the adulteration of foods, seed and other products, and to report the result of investigation, together with recommendations of remedial measures for prevention of damage resulting therefrom. It shall be the duty of the Iowa agricultural experiment station to co-operate with the department of agriculture in carrying on these investigations. (Sec. 1657-g, Supp. 1907)."

The president, vice-president and secretary are constituted an executive committee, which is empowered to transact such business as may be delegated thereto by the board; and the president may call meetings of the board when the interests of the department require it. The board elect a secretary for the term of one year, whose duties are such as usually pertain to that office, under the direction of the board; and the appropriations and directions for the support of the department, as defined by the statutes, are as follows:

"Office—Supplies—Salary of Secretary and Assistant.—The office of the department of agriculture shall be in rooms numbers eleven (11) and twelve (12), in the capitol building; the said office shall be entitled to such supplies, stationery, postage and express as may be required, which shall be furnished by the executive council in the same manner as other offices are supplied. The salary of the secretary shall not exceed eighteen hundred dollars (\$1,500) per annum; and when the board deem it necessary it may employ an assistant at an expense of not more than seventy-five dollars (\$75) per month. (Sec. 1657-n, Supp. 1907)."

"(The amendment by the 31st General Assembly was by striking out the word 'fifteen' in line 6 and inserting in lieu thereof the word 'eighteen,' but the figures '(\$1,500)' were unchanged.)"

"Treasurer—Duties—Bond—Compensation. The board shall elect a treasurer for a term of one year, whose duties shall be to keep a correct account of receipts and disbursements of all moneys belonging to the department of agriculture, and shall make payments only on warrants signed by the president and secretary thereof, except in payment of premiums. He shall execute a bond for the faithful performance of his duty, to be approved by the board and filed with the secretary, and shall receive such compensation for his services as shall be fixed by the board, not exceeding one hundred dollars per annum. (Sec. 1657-o, Supp. 1907)."

"Compensation of Elective Members. The elective members of the state board of agriculture, for attending the meetings of the board, and for the special work pertaining to the holding of the state fair shall be allowed four dollars (\$4) per day and five cents per mile in going and returning from the place where the business is transacted, the claim for which shall in all cases be verified and paid as provided in section (8). (Sec. 1657-p, Supp. 1907)"

"Finance Committee—Report—Compensation. Prior to the annual convention of the department of agriculture the state accountant, provided for in section one hundred sixty-one-a (161-a) of the supplement to the code 1907 shall examine and report upon all financial business of the department of agriculture, said report to be made to the executive council. Such report shall be edited under the direction of the executive council and be published in accordance with the provisions of section one hundred sixty-three (163) of the code and acts amendatory thereof." Approved February 23, A. D. 1909 (Ch. 107, 33 G. A.)

"Amounts Appropriated. There is hereby appropriated annually from and after the first day of January nineteen hundred and one (1901) for the support of the office of the department of agriculture, twenty-four hundred dollars (\$2,400) and for insurance and improvements of buildings on the state fair grounds the sum of one thousand dollars (\$1,000) or as much thereof as shall be necessary, and the auditor of state shall draw a warrant therefor upon the order of the department of agriculture signed by the president and secretary thereof, in such sums and at such times as the board shall deem necessary. The state shall not be liable for the payment of any premiums offered by the state board of agriculture, nor for any expenses or liabilities incurred by said board, except, as expressly provided for in this act. (Sec. 1657-t, Supp. 1907.)"

"State Fair.—The board shall have full control of the state fair grounds and improvements thereon belonging to the state, with requisite powers to hold annual fairs and exhibits of the productive resources and industries of the state. They may prescribe all necessary rules and regulations thereon. The board may delegate the management of the state fair to the executive committee and two or more additional members of the board; and for special work pertaining to the fair they may employ an assistant secretary and such clerical assistance as may be deemed necessary. All expenditures connected with the fair including the per diem and expenses of the managers thereof, shall be recorded separately and paid from the state fair receipts. The said board of agriculture shall have the power to authorize or forbid the construction of street railways within the state fair grounds and may define the motive power by which the cars thereon shall be propelled and to authorize or forbid the location and laying down of tracks for street railways in said grounds. (Sec. 1657-i, Supp. 1907.)"

Although the enactment creating this department (Sec. 1657-l, Supp. 1907) specifically defines the activities embraced thereby, we have so

far been unable to ascertain that the State Board of Agriculture exercises any control whatsoever over the offices of the dairy commissioner and the state veterinarian, and furthermore in the special enactments relating to these two departments no mention is made of any supervision or control by the Department of Agriculture. The enactments relative to district and county societies, and the state weather and crop service are as follows:

“State Aid to District or County Society. Any county or district agricultural society, upon filing with the auditor of state affidavits of its president, secretary, and treasurer showing what sum has actually been paid out during the current year for premiums, not including races, or money paid to secure games or other amusements, and that no gambling devices or other violations of law were permitted, together with a certificate from the secretary of the state society showing that it has reported according to law, shall be entitled to receive from the state treasury a sum equal to forty per cent of the amount so paid in premiums up to five hundred dollars, and ten per cent additional of the amount paid in premiums over five hundred dollars, but in no case shall the amount paid to any society exceed the sum of three hundred dollars. When any society fails to report, according to law, on or before the first day of November, that society shall not receive a warrant from the state auditor for that year, but the secretary of the state board of agriculture shall notify the county auditor of the county in which the society is located of such failure, and the board of supervisors may appoint a delegate to the annual meeting or state agricultural convention, said delegate to be a resident of said county. (Sec. 1661-a, Supp. 1907); (Ch. 108, 33 G. A.)”

“State Weather and Crop Service—Appropriation. There is hereby appropriated, out of any money in the state treasury not otherwise appropriated, the sum of two thousand seven hundred dollars annually, to be drawn and expended upon the order of the president and secretary of the department of agriculture for such service, including the salary of the director, which shall not exceed fifteen hundred dollars per annum. (Sec. 1681, Supp. 1907.)”

The expenditures under these two appropriations are checked in this department and certified by the president and secretary before warrants are issued—the director of the state weather and crop service presenting an account monthly for his salary (\$125.00), his stenographer (\$60.00) and his incidental expenses—but no record thereof is made in the financial books kept in this department.

STATE FAIR FINANCIAL POSITION.

The fair grounds, consisting of some 280 acres, were originally purchased for about \$50,000.00 by subscriptions raised by the citizens of Des Moines in 1885, and about the same time the state appropriated \$50,000.00 for the erection of buildings thereon and the general improvement thereof. We have taken this \$100,000.00 as the fundamental basis of the

present approximate value, and after examining the whole of the expenditure hereon from December 1, 1901, to November 30, 1912, we have prepared an approximate statement of the financial position as at November 30, 1912, November 30, 1911, and November 30, 1910, wherein we have set up the original \$100,000.00 plus the further expenditures hereon as representing the cost of the permanent improvements as at these dates. This statement is presented in Exhibit "A," and the following is a summary thereof:

Assets.

	1912	1911	1910
State fair grounds and permanent improvements	\$809,227.15	\$741,476.08	\$633,870.03
Inventories			
Current resources	2,010.46	26,781.55	8,558.44
Contingent resources	2,015.59	2,724.39	2,701.61
	<hr/>	<hr/>	<hr/>
	\$813,253.20	\$770,982.02	\$645,130.08

Liabilities.

Current obligations	\$ 146.15	\$ 308.45	\$ 307.47
Unexpended appropriations	1,275.00	8,275.00	1,275.00
Surplus, or present worth.....	811,832.05	762,398.57	643,547.61
	<hr/>	<hr/>	<hr/>
	\$813,253.20	\$770,982.02	\$645,130.08

ASSETS.

State Fair Grounds and Permanent Improvements.—In Schedule "1" we present a statement of fair grounds and permanent improvements expenditure for the twelve months ended November 30, 1912, and November 30, 1911, in which the approximate cost of the main buildings, etc., is duly set forth. The undistributed expenditure represents material, labor, supplies, loose tools, etc., and expense items prior to November 30, 1910 which are not segregated on the records and which it is now a matter of impossibility to charge to specific buildings, etc., together with additions to loose tools, implements, etc., amounting to \$1,284.50 and \$912.92 for the years 1912 and 1911 respectively.

During the twelve months ended November 30, 1912, amounts aggregating \$1,861.16 were realized at an auction sale of certain lots and houses, and amounts aggregating \$1,444.33 were realized on the sale of part of the power plant. A further amount of \$1,066.47 was also realized on the sale of part of the power plant during the twelve months ended November 30, 1911. We are informed that the prices realized on the power plant sales were in accordance with the valuation made by a local appraiser. As the records do not disclose the cost of the specific lots, houses and power plant disposed of, no adjustment has been made for

the difference between that amount and the sums realized as stated above. The power plant which we are informed, is no longer used, is represented in the permanent improvements as at November 30, 1912, at the sum of \$14,748.70, but as no inventory has been made of the machinery, etc., remaining in or belonging to the power building, it is impossible to even estimate the loss arising through the dismantling of this property.

The amount of \$1,699.18 included under the caption of undistributed expenditure for committee expenses, represents per diem and mileage charged by certain members of the Board for attending meetings at the office of the department; expenses of visits to various state fairs; and expenses attending special committee meetings for legislative work connected with obtaining appropriations; the purchase of improvements; the study of other state fair grounds preliminary to having plans drawn, and procuring attractions.

The amounts included under the caption of undistributed expenditure for loose tools, implements, teams, etc., represent the cost thereof, but as no detailed inventory has been made of the items comprised therein, the officials of the department are consequently unable to state whether all such items are now in existence. This condition is primarily due to the lack of proper accounting system, further remarks as to which will be found in a later part of this report. Having regard to the amount of wear and tear these items are subject to, and to the fact that no amount has been charged off the original cost thereof for depreciation, a physical appraisal could not be expected to substantiate these values.

The original contracts for the erection of the main buildings, together with the architects certificates supporting the payments therefor, have been submitted to us, and we are informed that, with one exception, no contract has been awarded, in connection with which, the proposals were not advertised and bids obtained in customary manner. The exception referred to was in connection with the erection of the cross-section of the horse barn which was required at very short notice and for which the board has not the requisite amount of time wherein to advertise the proposals in the usual way.

Inventories.—No inventories have been taken of the lumber, hardware, forage or general supplies on hand at the fair grounds. In addition to the lumber and supplies obtained by purchase in the usual manner, large quantities of these materials have been salvaged from time to time from the wreckage of various buildings on the grounds, but no record has been made of the quantity or value of such materials and consequently it is a matter of impossibility to obtain any definite information as to whether the department has had the sole use or benefit of all such materials. We are informed that no large quantities of the above mentioned commodities are purchased except for specific purposes, but, as in the case of the salvaged materials, no systematic record is kept of the receipts and issues thereof.

Current Resources.—These comprise the following:

	1912	1911	1910
Annual appropriation, balance.....\$	1,275.00	\$ 1,275.00	\$ 1,275.00
Special appropriation, balance.....		7,000.00	.....
Cash at bank.....	615.63	18,036.99	7,283.44
Accounts receivable	119.83	469.56	.....
	<hr/>	<hr/>	<hr/>
	\$ 2,010.46	\$ 26,781.55	\$ 8,558.44

The annual appropriation is drawn against monthly and is dealt with specifically in a later part of this report, the balances as above represent the amounts undrawn in respect of the appropriations to the following June 30th; the close of the state's fiscal year. The special appropriations balance as at June 30, 1911, represents the amount undrawn in respect of the special appropriations made by the Thirty-fourth General Assembly (34 G. A. ch. 193, sec. 1). We verified the cash at bank as at November 30, 1912, and November 30, 1911, by certificate obtained from the Iowa Trust and Savings Bank, the vice-president of which, G. S. Gilbertson, is treasurer of the Board of Agriculture, and in Schedule "2" we present a statement of receipts and disbursements for the twelve months ended November 30, 1912, and November 30, 1911, which is a summary of the transactions on this bank account. The accounts receivable represent a variety of small items appertaining to the respective periods but not collected as at November 30th.

Contingent Resources.—These comprise the unexpired insurance premiums as at November 30, 1912 (\$2,015.59), November 30, 1911 (\$2,724.39), and November 30, 1910 (\$2,701.61). The fire and tornado insurance is carried on three-year policies, and, as the premiums thereon are paid in advance we have computed the value of the unexpired premiums as above pending their transfer as the policies expire.

LIABILITIES.

Current Obligations.—These comprise the accounts payable which represent a variety of small items outstanding, but appertaining to the periods ended November 30, 1912, November 30, 1911, and November 30, 1910, respectively.

Unexpired Appropriations.—These comprise the following:

	1912	1911	1910
Annual balances to June 30, 1913, 1912, and 1911	\$ 1,275.00	\$ 1,275.00	\$ 1,275.00
Special, balance thereof.....		7,000.00	.....
	<hr/>	<hr/>	<hr/>
	\$ 1,275.00	\$ 8,275.00	\$ 1,275.00

These items represent the amounts undrawn in respect of the appropriations made for the state fiscal years ending June 30, 1913, June 30, 1912, and June 30, 1911, respectively.

Surplus or Present Worth.—The total of the items set forth under this caption represent the excess of the assets over the liabilities on the respective dates, and details of the same are as follows:

Subscriptions, city of Des Moines, 1885.....	\$ 50,000.00	
Special appropriations to November 30, 1910.....	309,000.00	
Accumulated net income to November 30, 1910....	284,547.61	
		<hr/>
Total, November 30, 1910.....		\$643,547.61
Special appropriations to November 30, 1911.....	\$ 78,000.00	
Net income twelve months ended November 30, 1911	40,850.96	118,850.96
		<hr/>
Total, November 30, 1911.....		\$762,398.57
Special appropriation to November 30, 1912.....	\$ 7,000.00	
Net income twelve months ended November 30, 1912	42,433.48	49,433.48
		<hr/>
Total, November 30, 1912.....		\$811,832.05

This surplus of \$811,832.05 as at November 30, 1912, is of course based primarily on the approximate valuation of the fair grounds and permanent improvements as at that date set up by us, but in justice to the department an independent appraisal of these assets should be made, before the Board is charged with and held accountable for their value, under any improved system of accounting and control which may be ultimately decided upon.

The special appropriations made by the respective general assemblies are as follows:

State legislature for erection of buildings and improvement of fair grounds in 1885.....	\$ 50,000.00	
Twenty-ninth general assembly for erection of livestock pavilion (29 G. A., ch. 184).....	37,000.00	
Thirtieth general assembly for erection of agricultural building (30 G. A., ch. 150).....	47,000.00	
Thirty-second general assembly for erection of swine barn and show ring (32 G. A., ch. 204)...	75,000.00	
Thirty-third general assembly for erection of amphitheatre, and removing track and barns (33 G. A., ch. 242).....	100,000.00	
		<hr/>
Total, November 30, 1910.....		\$309,000.00

Thirty-fourth general assembly for the following purposes (34 G. A., ch. 193):

Additional land and lots (\$12,000.00).....	\$ 5,000.00	
Machinery hall	65,000.00	
Sanitary toilets	8,000.00	78,000.00
		<hr/>
Total, November 30, 1911		\$387,000.00

Thirty-fourth General assembly, balance for additional land and lots	7,000.00
	<hr/>
Total, November 30, 1912	\$394,000.00

On reference to Exhibit "A" and Schedule "1" the manner in which these appropriations, together with the net income for the twelve months ended November 30, 1912, and November 30, 1911, have actually been expended will readily be observed from the columns denoting the increases and decreases of the various items set forth therein.

STATE FAIR OPERATIONS.

We have made a thorough examination of the whole of the records appertaining to the operations of the Board of Agriculture for the twelve months ended November 30, 1912, and November 30, 1911, respectively, and in Exhibit "B" we present an income and expenditure account comprehending these two periods of which the following is a summary:

	1912	1911
State fair income.....	\$180,936.67	\$174,909.95
State fair operating expense.....	139,021.23	\$133,150.11
	<hr/>	<hr/>
Net income state fair.....	\$ 41,915.44	\$ 41,759.84
Miscellaneous income	10,680.98	3,476.88
	<hr/>	<hr/>
Total income	\$ 52,596.42	\$ 45,236.72
Other expenditure	10,162.94	4,385.76
	<hr/>	<hr/>
Net income, or surplus.....	\$ 42,433.48	\$ 40,850.96

State Fair Income.—We compared the various items of income during the above periods with documentary and other evidence submitted for our inspection, and taking the various captions thereof seriatim, we have to comment as follows.

Live Stock Exhibits.—These comprise the following:

	1912	1911
Horse department, stall rent	\$ 1,745.00	\$ 1,729.00
Cattle department, stall rent	988.00	1,146.00
Sheep department, pen rent	138.00	170.00
Poultry department, coop rent	731.45	658.05
Swine department, pen rent	1,076.00	1,206.00
	<hr/>	<hr/>
	\$ 4,678.45	\$ 4,909.05

The charges in the horse department are 2.00 per single stall, \$4.00 per box stall, and \$1.00 per pony stall; in the cattle department \$2.00 per single stall; in the sheep department \$1.00 per pen; in the poultry department \$1.00 per coop, and —or 25 cents per bird; and in the swine department \$1.00 per pen. The superintendents individual departmental records, containing lists of the exhibitors and the amount of the rental collected therefrom for the twelve months ended November 30, 1912, and November 30, 1911, respectively for the above departments, were produced to us, and while the amounts stated to have been collected by each superintendent for the rent set forth above were found to be in agreement with the aggregate income from such sources entered in the receipts book, it is a matter of impossibility to state whether the amounts so accounted for properly represent the income actually derived from these sources, owing to the total absence of proper accounting methods.

Agriculture Exhibits; Dairy Exhibits; Fine Arts Exhibits; and Machinery Exhibits. The rentals in these departments are based on the amount of superficial space occupied—in the case of fine arts and machinery exhibits, 5 cents per square foot, and we have verified the correctness of the income accounted for on the records for these two departments. The duplicate contracts for the space occupied by the individual exhibitors in the machinery department were not signed, however, on behalf of the lessees. We have been unable to verify the correctness of the income derived from the exhibits in the agricultural and dairy departments owing to the fact that no definite rule appears to have been enforced regarding the charges for space therein, this matter apparently having been left to the discretion of the respective superintendents. The total income entered in the superintendents departmental records agrees in the aggregate with the amount entered in the receipts book, but our previous comments as to lack of proper accounting methods apply also to these departments.

Dog Show.—This feature was introduced for the 1912 state fair through the medium of the Greater Des Moines Kennel Club, and the income derived therefrom comprises the entry fees together with admission receipts, advertising, etc. We have verified the correctness of the admission receipts (\$1,222.95) by examination with the tickets issued and returned records, but we have been unable to verify the correctness of the entry fees (\$274.75) and sundry receipts (\$103.48) as the department does not possess any documentary evidence of a satisfactory character.

Concessions and Privileges.—The amounts turned over by the superintendent of this department are in agreement with the entries in the receipts book, but the evidence placed at our disposal for the verification thereof, has been of an unsatisfactory character inasmuch as the amount called for by the individual contracts with certain of the concessionaires has not always been accounted for, and furthermore, in certain instances, the signature of the concessionaire has not been obtained to the contracts, thereby rendering these documents useless as a means of verification. We are informed that the discrepancies between the contract

prices and the amounts turned over by the superintendent are due in some cases to the abandonment of the privileges by the concessionaires, and in other cases to reductions in the prices made by the superintendent acting within his discretionary power granted by the Board. The individual amounts payable by the concessionaires under their contracts are fixed by the superintendent of this department, the Board leaving the matter of the consideration payable thereunder entirely in his hands, and we are informed that it is impracticable for the Board to fix definite prices beforehand, at which the concessions and privileges are to be granted, owing to the peculiar conditions under which this department operates. We verified the income derived from the concession granted to the Reiss Shows, which was fixed at 35 per cent of the admissions thereto for the year 1912, but we have been unable to verify the income derived from the concession granted to the Hatch Shows for the 1911 fair, as the unused admission tickets have been destroyed.

Entry Fees, Races.—The amounts turned over by the superintendent of the racing department have been verified with the details of entry fees in the American Trotting Association's record of races, and comprise the receipts under this caption, being 3 per cent of the amount of the purse offered in all harness races plus 5 per cent additional from money winners, and \$5.00 for each entry in running races.

Sale of Forage.—The amount included under this caption is derived from the sales of forage to exhibitors and others during the fair, but no satisfactory evidence has been produced to us in support of the amounts turned over to the treasurer by the superintendent. No record is kept of quantities purchased and sold, and no account of the sales is submitted to the Board. The matter of the inventory of forage on hand at the conclusion of the fairs has already been referred to in an earlier part of this report.

Advertisements, Premium List.—The income derived from this source is based on the following classification: inside of cover, \$40.00; full page, \$25.00; half page, \$15.00; quarter page, \$7.50, and cards each \$3.50. We have verified the amount receivable in this connection with the actual space taken in the premium lists each year, and find the same in agreement with the amounts entered in the receipts book.

Dairy Department, Sales of Ice Cream, etc.—The amount included under this caption represents the net proceeds of the sales of ice cream, etc., during the fair, and the only evidence in support of the receipts entered on the records are the statements of the sales and purchases and expenses, rendered by the superintendent of this department. We understand the daily takings are recorded on a cash register but no effort is made by the Board to verify the correctness of the statements as rendered by the superintendent.

Public Safety Department, Fines, Etc., and Miscellaneous Receipts.—The amounts included hereunder are as per the records but as in the cases of the other departments previously referred to, the lack of proper accounting precludes any verification thereof.

Exhibitors Tickets.—The income shown under this caption is derived by a charge of \$2.00 for each ticket issued to individual exhibitors and has been verified by examination of the register of exhibitors, and in addition in the case of the year 1912, by examination of the tickets issued records. These tickets entitle the holders thereof to admission to the fair grounds during each day of the fair, and in effect, take the place of a charge for entering the exhibits.

Ticket Sales.—We found it impossible to verify the amount of the ticket sales for the year 1911 as the tickets issued but not sold have, we are informed, been destroyed. We are, however, also informed that an examination of the ticket sales for that year was made by the ticket audit committee, but no record of the result of such examination has been submitted to us. We have made a thorough examination of the ticket sales for the year 1912 and find the following discrepancies in the number of tickets returned as unsold to the secretary:

Day admission, 50 cents each; 500 short, value	\$ 250.00
Childrens admission, 25 cents; 10 short, value	2.50
Half-fare admission, 25 cents each; 10 short, value	2.50
Bleachers admission, 25 cents; 9 short, value	2.25
	\$ 257.25

Complimentary and Free Tickets.—In Appendix "I" we present a statement of complimentary and helpers tickets, issued by the secretary for the twelve months ended November 30, 1912, and November 30, 1911, and in Appendix "II" we present a statement of complimentary and helpers tickets issued by the officers of the Board and department superintendents for the twelve months ended November 30, 1912, and November 30, 1911. The information contained therein is as per the records but the department does not possess any evidence whereby the correctness thereof can be verified.

State Fair Operating Expense. The classification of this expenditure together with the respective amounts thereof for the twelve months ended November 30, 1912, and November 30, 1911, will be found on reference to Exhibit "B." We have examined the returned warrants issued and all claims in connection with the expenditure for the above mentioned periods and find the amounts entered on the records to be in agreement therewith.

Under the statutes defining the powers and regulating the duties of the Board of Agriculture, the executive committee consisting of the president, vice-president and secretary are empowered to pass on all expenditure incurred by the department. We have examined the records relating to the proceedings at the meetings of this committee and find that all expenditure during the twelve months ended November 30, 1912, and November 30, 1911, has been duly approved for payment. This expenditure has also been approved by the auditing committee but we

find that in certain cases pay rolls for labor at the fair grounds have been approved without the proper O. K. of the superintendent of the department being thereon.

In Schedules "3," "4," "5," and "6," will be found details supporting the amounts appearing under the caption of state fair operating expense, for department expense, miscellaneous expense, salaries and cash premiums respectively. The pay rolls for the employees of the departments enumerated in Schedule "3" are in accordance with the reports of the respective superintendents. The number of employees engaged and the respective duties thereof are at the discretion of the department superintendents, and we are informed that in no case has an employee received payment for services not rendered, or remained on the pay roll longer than was absolutely necessary. The superintendents per diem contains items for services rendered by the secretary of the Agricultural Department; the Food and Dairy Commissioner and the Secretary of the Horticultural Society.

The executive committee meeting; special committee meeting and board meeting expenses include per diem and mileage charges of the various members and officials for meetings held at the capitol, together with actual travelling and hotel expenses for meetings, etc., attended out of the state, the claims for which have been duly approved by the executive committee. Further comments relative to the traveling and hotel expenses for meetings, etc., attended out of the state will be found in a later part of this report.

The items included herein for express, telegraph and telephone, postage, printing and advertising are, in our opinion, properly chargeable hereto. The postage and printing includes the cost of preparing and mailing the various publications issued by the department, and the advertising represents the cost of publishing the notices connected with the fair over all parts of the state and in various newspapers, etc., outside the state, the expenditure for which is decided upon by the Board and which, in the opinion thereof is undertaken in the best interests of the state fair generally. In addition to these charges various other items of expenditures are made out of the appropriations as per sections 164 and 165 of the Code, and supplies are also received from the state printer and the state binder.

In Schedule "4," we present a statement of the miscellaneous expense for the twelve months ended November 30, 1912, and November 30, 1911. We would call attention to the items included therein for rent of tents, awnings, cots, etc.; plants and flowers, and hauling manure. The purchase outright of the tents, awnings, etc., would result in the saving of this expense; the plants and flowers are not considered as being of any value at the conclusion of the fair and no account is rendered as to the disposition thereof; and the reduction in the cost of hauling manure in 1912 arose through the department letting the contract therefor to an outside party.

A summary of the cost of music and attractions for the twelve months ended November 30, 1912, and November 30, 1911, is contained in the following statement:

	1912	1911
Fireworks	\$ 2,250.00	\$ 6,500.00
Music—bands and orchestras	6,760.00	6,881.00
Aeroplane exhibitions	1,477.82	4,583.33
Vaudeville shows	2,950.00	2,550.00
Sheep, dog exhibitions		560.05
Electric tandem		750.00
Cheyenne show	12,000.00	.....
Miscellaneous	1,301.63	2,521.40
	<hr/>	<hr/>
	\$ 26,739.45	\$ 24,345.78

In Schedule "5" we present a statement of office salaries, permanent employes and temporary employes, for the twelve months ended November 30, 1912, and November 30, 1911, from which it will be observed that the salaries paid in the department in excess of the appropriations amounted in 1912 to \$4,1065.82, and in 1911 to \$2,740.75. We give below copies of resolutions passed by the Board of Agriculture in connection with the employment of extra assistance:

Under date of February 21, 1908: "The following resolution with reference to the management of the Iowa State Fair and Exposition was reported by the special committee and upon roll call adopted by a unanimous vote: Resolved,

"That the general management of the Iowa State Fair and Exposition be delegated to the executive committee as provided in section 1657, i, chapter 3, of the supplement of the code of Iowa, and that said executive committee be and is hereby authorized to employ a secretary or clerk at a salary of not to exceed twelve hundred dollars (\$1,200.00) per year, said salary to be paid from the receipts of the State Fair and Exposition."

Under date of February 22, 1908: "J. C. Simpson was employed as clerk to the executive committee at a salary of \$1,200.00 per annum, payable monthly by warrant drawn upon the treasurer, time of beginning of his services to date from February 1, 1908.

Under date of February 11, 1910: "Resolved, that the executive committee be authorized and instructed by and in behalf of this Board to fix the compensation of Secretary Simpson for extra services as member of and clerk to the said executive committee for the Iowa State Fair and Exposition at eighteen hundred dollars per annum payable monthly."

The compensation as fixed by resolutions as above was additional to the salary drawn by the then secretary as provided by 28 G. A., ch. 58, sec. 13, and 31 G. A., ch. 67.

The items included hereunder for forage purchased have already been referred to under the caption of inventories in an earlier part of this report.

The expenditure included hereunder for fair grounds department represents the labor employed thereon, and the classification thereof is as per the records as derived from the actual pay rolls. The supervision and employment of all labor represented thereby comes within the duties of the superintendent of grounds, whose O. K. as to the rate of pay and the amount of wages earned by the individual employes is accepted by the Board, but we are informed that reports as to all labor requirements and conditions are submitted by the superintendent thereto. The pay rolls with accompanying vouchers have been produced to us, and we find that the O. K. of the superintendent has not been made on the individual time tickets of the employes in certain cases. The amounts stated to have been earned by the employes as per the pay rolls are in agreement with the amounts paid therefor but, other than the supervision exercised by the superintendent, no effort is made to ascertain if the department derives all the benefits which should accrue in this connection.

In Schedule "6" we present a statement of cash premiums, and Breeders' Association premiums for the twelve months ended November 30, 1912, and November 30, 1911; and disbursements thereof is as per the award records which have been produced to us.

Miscellaneous Income.—This comprises fees, division of horse breeding; collections—use of grounds; interest on monthly balances, scholarship refund; telephone and miscellaneous. The fees, division of horse breeding, represent the collections for the registration of all grades of stallions and jacks in the state, and the increase in the amount thereof during 1912 is due to the enforcement of new regulations whereby all grades of these animals require to be registered, whereas formerly, only the pure bred animals were registered. The amount so collected has been verified with the records in that division of the department. Collections—use of grounds, which include stall and pasture rent; lumber sales; rental of grounds, and miscellaneous, are as reported by the superintendent of grounds, who collects all such items. The records do not provide any check upon the amounts so collected, and owing to the lack of a proper accounting system, it is impossible to state whether all collections have been properly accounted for. The amount of the interest on the monthly balances has not been verified by us, as no monthly statements are issued to the department by the Iowa Trust and Savings Bank and the department accepts the amount accredited without question.

Other Expenditures. This comprises fair grounds maintenance, details of which are set forth in schedule "7"; salaries and expenses, division of horse breeding—details of which are shown in schedule "5"; annual meeting, per-diem and mileage; stationery and office supplies; insurance premiums; animal industry committee expense; sale

of lighting plant, expenses; pay roll—wrecking old buildings; pay roll—June race meeting; pay roll—firemens tournament; pay roll—planting rented grounds, and miscellaneous. The fair ground maintenance consists mostly of labor, and our comments as to the pay roll and supervision thereof for the fair grounds department, apply equally in connection with this expenditure, and also to the other pay roll expenditure mentioned in this paragraph. Salaries, division of horse breeding, have already been commented upon in an earlier part of this report.

Net Income. This amounts to \$42,433.48, and \$40,850.96 for the twelve months ended November 30, 1912, and November 30, 1911, respectively, and is carried to the credit of surplus or present worth as has already been noted in an earlier portion of this report.

PER DIEM AND MILEAGE CHARGES.

In Appendix III we present a statement of the expenses charged by members of the Board and officials of the department for out-of-state meetings during the periods under review, and in all cases the actual charges are less than the amounts allowable by law. In Appendix IV we present a statement of the amounts paid to members of the board, officials of the department, and the department superintendents at the State Fair; and the amounts included therein comprise the whole of the per diem and mileage payments for the twelve months ended November 30, 1912 and November 30, 1911.

CONCLUSIONS AND RECOMMENDATIONS.

The Board of agriculture is responsible and presumably accountable for assets of approximately \$800,000.00 in value, and also for the administration of the State Fair funds which now amount to nearly \$200,000.00 annually; yet, as this report demonstrates, when called upon to render an account of its stewardship, it is a matter of impossibility to prepare a true and correct statement of the financial position without recourse to an appraisal and inventory, and in addition the records of the administration of the State Fair are of such a nature as to preclude any satisfactory verification thereof.

The accounting methods are of the crudest description and no commercial concern could continue to exist under similar conditions. The only attempt at bookkeeping is comprised in chronological records of receipts and payments. No ledger accounts are kept of the assets created by expenditures on permanent improvements, and prior to 1910 (see schedule "2") no distribution of material and labor, expended by the Board itself under this caption, has been made in the records.

Speaking generally the records kept in the department fail entirely to provide the necessary data and information whereby the due ac-

counting of all income can be properly assured; and also whereby the consideration, which is presumably obtained for all disbursements, can safely be said to have been enjoyed solely thereby. Furthermore as no record is made of the amounts received in respect of annual appropriations (with the solitary exception of the \$1,000.00 per annum for insurance &c., twenty-eighth General Assembly, chapter 58) it is a matter of extreme difficulty to arrive at the correct annual cost of operating the department, and this disability is accentuated by the fact that the fiscal year does not coincide with that of the state.

Reference to the printed report of the executive council for the period from June 30, 1910 to July 1, 1912 (pages 459 to 466) discloses that the sum of \$28,944.92 was disbursed in respect of the department of agriculture under various annual appropriations during that period, particulars of which are as follows:

Salaries	\$ 4,725.00
Furniture and stores	1,209.88
Telephone and telegraph	51.90
Express, freight and cartage	78.49
Farmers' institute and short courses	13,430.93
Miscellaneous expense	1.75
Printing by state printer	4,075.08
Binding by state binder	3,036.33
Engraving	55.46
Stock used by state printer	909.35
Supplies from supply department	1,370.74
	<hr/>
Total	\$ 28,944.92

None of the above disbursements are entered in the records kept in the department, therefore, while a net income of some \$40,000.00 is being realized annually, the state is at the same time subsidizing the department to the extent of \$14,500.00 per annum; and in addition is furnishing the funds for operating the weather and crop service, which, according to the report of the executive council for the period from June 30, 1910 to July 1, 1912, (pages 467 to 471) amounted to \$7,620.03, made up as follows:

Salaries	\$4,330.00
Miscellaneous expense	907.47
Printing by state printer	2,021.06
Binding by state binder	139.50
Stock used by state printer	222.00
	<hr/>
	\$7,620.03

The department of agriculture is a revenue producer, owing principally to the State Fair and the division of horse breeding fees, and it is therefore a question to be decided by the House and Senate, whether or not it is entitled to annual appropriations for salaries or for any other purpose.

The only specific information published in reference to the operations of the department is contained in the printed annual financial statement, which is necessarily misleading as it is compiled from the receipts and payments of the particular period, irrespective of whether they are properly applicable thereto; and is also erroneous in several respects—no distinction being made between disbursements for repairs and disbursements for permanent improvements, and in addition receipts in respect of the sale of assets are included as income thus unduly inflating the net income for the fiscal year.

We have given the matter of the re-organization of the department very careful consideration, but it will be readily understood that the following recommendations are necessarily in some cases only tentative, as whatever new system of general organization and accounting is ultimately adopted must be co-ordinated with that of other departments, and be controlled by some central department of accounting or finance yet to be created. Our recommendations are as follows:

1. That the present Board be reduced to a more workable number of members, say not less than five nor more than seven. The experience of industrial corporations has proved conclusively that boards of directors consisting of more than seven members are unwieldy owing to the great difficulty experienced in obtaining uniformity of action. This reduction would therefore tend towards increased efficiency, and at the same time curtail the mileage and per diem expense.

2. The adoption of a proper system of double entry bookkeeping, which would comprehend an appropriate classification of assets and liabilities together with income and expenditure accounts, whereby the whole of the financial operations and transactions of the department would be clearly reflected—the basis for which should be an independent valuation of all of the property controlled by the department, by a competent firm of appraisers. This accounting system of course to be directly controlled by the central department of accounting or finance for the state.

3. The adoption of a proper stores system, whereby the receipt and issue at the fair grounds of all lumber, hardware, building materials, etc. etc., would be made a matter of record, and duly entered into the accounting system.

4. The adoption of a proper pay roll system, whereby the names, positions, and rates of remuneration of all employees of the department would be a matter of record. Two books should be designed for this purpose, one for officials and office employees, and the other for the staff at the fair grounds.

5. The definite fixing of rates and for charges by the Board for all concessions and privileges, space and other rentals; and wherever possible the collection of the income therefrom by the secretary of

the Board. Prior to each fair plats should be prepared of the floor space in all buildings and the amount rented to each exhibitor properly scaled off thereon.

6. The adoption of rules and regulations defining the duties and limitations to be imposed upon the superintendents of grounds, with special reference to the disposal of the property of the department, the letting of pasturage, stalls, etc., and the collection of moneys therefor.

7. The adoption of a Board members' Attendance book wherein the mileage and per diem due to each member for each meeting would be duly recorded, together with his signature attesting his attendance.

8. The taking of a physical inventory, at the close of each fiscal year, of all lumber, hardware, supplies, and loose tools and implements at the fair grounds; together with the stationery and office supplies at the capitol.

9. The alteration of the department's fiscal year from the twelve months ending November 30, to the twelve months ending June 30, so as to coincide with that of the state.

Other recommendations of a minor character principally relating to accounting details were discussed with the secretary during the course of our examination of the records, but these are not of sufficient importance to warrant specific attention herein, although they will receive due consideration when we receive instructions to proceed with the design and installation of the new system of organization and accounting.

The majority of the above recommendations could be put into effect practically at once, but we would strongly advise against too precipitate action on the accounting system otherwise the reorganization of the other departments and consequently that of the administration and accounting of the state as a whole may be unnecessarily complicated and retarded.

Yours very truly,

Quail, Parker & Co.,

Chartered Accountants.

Certified Public Accountants.

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- Exhibit "A"—Approximate statement of the financial position as at November 30, 1912, November 30, 1911, and November 30, 1910.
- Schedule "1"—Statement of fair grounds and permanent improvement expenditure for the twelve months ended November 30, 1912, and November 30, 1911.
- Schedule "2"—Statement of receipts and disbursements for the twelve months ended November 30, 1912, and November 30, 1911.
- Exhibit "B"—Income and expenditure account for the twelve months ended November 30, 1912, and November 30, 1911.
- Schedule "3"—Statement of department expense for the twelve months ended November 30, 1912, and November 30, 1911.
- Schedule "4"—Statement of miscellaneous expense for the twelve months ended November 30, 1912, and November 30, 1911.
- Schedule "5"—Statement of office salaries, permanent employes and temporary employes for the twelve months ended November 30, 1912, and November 30, 1911.
- Schedule "6"—Statement of cash premiums and Breeders' Association premiums for the twelve months ended November 30, 1912, and November 30, 1911.
- Schedule "7"—Statement of fair ground maintenance for the twelve months ended November 30, 1912, and November 30, 1911.
- Appendix "I"—Statement of complimentary and helpers tickets issued by the secretary for the twelve months ended November 30, 1912, and November 30, 1911.
- Appendix "II"—Statement of complimentary and helpers tickets issued to members of the Board of Agriculture and department superintendents for the twelve months ended November 30, 1912, and November 30, 1911.
- Appendix "III"—Statement of expenses charged by members of the Board and officials of the department for out-of-state meetings, etc., for the twelve months ended November 30, 1912, and November 30, 1911.
- Appendix "IV"—Statement of amounts paid to members of Board, officers and superintendents for per diem, mileage and expenses for the twelve months ended November 30, 1912, and November 30, 1911.

DEPARTMENT OF AGRICULTURE.

EXHIBIT "A"

APPROXIMATE STATEMENT OF THE FINANCIAL POSITION AS AT NOVEMBER 30th, 1912, NOVEMBER 30th, 1911, AND NOVEMBER 30th, 1910.

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ASSETS.	1912	Increases	1911	Increases	1910
State Fair Grounds and Permanent Improvements:—					
Distributed expenditure	\$738,991.78	\$ 66,466.57	\$672,525.21	\$106,693.18	\$565,832.08
Undistributed expenditure	70,235.37	1,284.50	68,950.87	912.92	68,037.95
Totals	809,227.15	67,751.07	741,476.08	107,606.05	633,870.03
Inventories:—					
Lumber, hardware and general supplies	-----	-----	-----	-----	-----
Forage supplies	-----	-----	-----	-----	-----
Office supplies and stationery	-----	-----	-----	-----	-----
Current Resources:—					
Annual appropriation, balance	1,275.00	-----	1,275.00	-----	1,275.00
Special appropriations, balance	-----	*7,000.00	7,000.00	7,000.00	-----
Cash at bank	615.63	*17,421.36	18,036.99	10,753.55	7,283.44
Accounts receivable	119.83	*349.73	469.56	469.56	-----
Totals	2,010.46	*24,771.09	26,781.55	18,223.11	8,558.44
Contingent Resources:—					
Unexpired insurance premiums	2,015.59	*708.80	2,724.39	22.78	2,701.61
Total assets	\$813,253.20	\$ 42,271.18	\$770,982.02	\$125,851.94	\$645,130.08
LIABILITIES.					
Current Obligations:—					
Accounts payable	\$ 146.15	\$ *162.30	\$ 308.45	\$.98	\$ 307.47
Unexpended Appropriations:—					
Annual, balances to June 30th, 1913, 1912 and 1911	1,275.00	-----	1,275.00	-----	1,275.00
Special, balance thereof	-----	*7,000.00	7,000.00	7,000.00	-----
Totals	1,275.00	*7,000.00	8,275.00	7,000.00	1,275.00
Surplus or Present Worth:—					
Subscriptions, City of Des Moines, 1885	50,000.00	-----	50,000.00	-----	50,000.00
Special appropriations	394,000.00	7,000.00	387,000.00	78,000.00	309,000.00
Accumulated net income to date	367,832.05	42,433.48	325,398.57	40,850.96	284,547.61
Totals	811,832.05	49,433.48	762,398.57	118,850.96	643,547.61
Total Liabilities	\$813,253.20	\$ 42,271.18	\$770,982.02	\$125,851.94	\$645,130.08

*Indicates decrease.

DEPARTMENT OF AGRICULTURE.

SCHEDULE "1"

STATEMENT OF FAIR GROUNDS AND PERMANENT IMPROVEMENT EXPENDITURE FOR THE TWELVE MONTHS ENDED NOVEMBER 30th, 1912, AND NOVEMBER 30th, 1911.

	Total to Nov. 30th 1912	Deductions 1912	Additions 1912	Total to Nov. 30th 1911	Deductions 1911	Additions 1911	Totals to Nov. 30th 1910	Donations and Appro- priations 1885
Distributed Expenditure:—								
Land	\$ 63,327.89	\$ 1,861.16	\$ 12,814.05	\$ 52,375.00	-----	\$ 2,375.00	\$ 50,000.00	\$ 50,000.00
Streets, sewers, etc.	22,612.46	-----	3,862.73	18,749.73	-----	2,975.35	15,774.38	1,000.00
Grading, planting, etc.	6,223.65	-----	751.62	5,472.03	-----	194.22	5,277.81	1,000.00
Entrances, fences, bridges, etc.:—								
Street car station and entrance.....	7,660.49	-----	5,146.73	2,513.76	-----	-----	2,513.76	-----
Grand Avenue entrance	1,451.96	-----	-----	1,451.96	-----	74.93	1,377.03	-----
Fences	3,375.24	-----	618.49	2,756.75	-----	647.25	2,109.50	-----
Bridges	2,182.41	-----	78.07	2,104.34	-----	-----	2,104.34	-----
Total entrances, fences, bridges, etc.....	14,670.10	-----	5,843.29	8,826.81	-----	722.18	8,104.63	-----
Plans, maps, etc.	3,252.70	-----	61.74	3,190.96	-----	1,113.20	2,077.76	-----
Buildings:—								
Stock pavilion	44,902.67	-----	-----	44,902.67	-----	184.58	44,718.09	-----
Cattle barns	23,889.42	-----	102.15	23,787.27	-----	1,667.15	22,120.12	10,000.00
Swine pavilion and pens.....	86,391.50	-----	40.23	86,351.27	-----	17.60	86,333.67	-----
Horse barns	58,086.30	-----	27,003.07	30,483.23	-----	502.23	29,981.00	-----
Agricultural building	54,906.45	-----	2,413.42	52,493.03	-----	753.12	51,739.91	-----
Speed barn, new tracks, etc.	13,965.04	-----	849.32	13,115.72	-----	-----	13,115.72	-----
Dining halls	10,069.58	-----	16.00	10,043.58	-----	2.30	10,041.28	-----
Art hall and exposition building.....	22,923.14	-----	-----	22,923.14	-----	259.90	22,663.24	20,000.00
Women's rest cottage	2,357.81	-----	11.37	2,346.44	-----	30.01	2,316.43	-----
Amphitheatre	97,702.16	-----	16.15	97,686.01	-----	1,331.88	96,354.13	-----
Sheep barns	2,094.65	-----	129.32	1,965.33	-----	167.13	1,808.20	-----
Band stand and vaudeville stages.....	3,697.65	-----	-----	3,697.65	-----	522.29	3,175.36	-----
Poultry building	8,015.07	-----	-----	8,015.07	-----	17.95	7,997.12	5,000.00
Administration building	39,183.07	-----	610.64	38,572.43	-----	75.85	38,496.58	-----
Machinery building	83,683.84	-----	5,733.65	77,950.19	-----	74,913.44	3,036.75	3,000.00
Lumber yard	983.83	-----	-----	983.83	-----	983.83	-----	-----
Bleachers	5,710.95	-----	5,710.95	-----	-----	-----	-----	-----
Miscellaneous booths, sheds, etc.	13,122.95	-----	177.69	12,945.26	-----	50.63	12,894.63	10,000.00
Total buildings	571,680.58	-----	43,413.96	528,266.62	-----	81,474.39	446,792.23	48,000.00
Lavatories and dry closets.....	17,322.18	-----	328.33	16,993.85	-----	8,917.24	8,076.61	-----
Water system	12,365.39	-----	186.31	12,179.08	-----	285.57	11,893.51	-----
Power station	14,748.70	1,444.33	-----	16,193.03	1,066.47	28.75	17,230.75	-----
Lighting system	12,788.13	-----	2,510.03	10,278.10	-----	9,873.70	604.40	-----
Total	\$ 738,991.78	\$ 3,305.49	\$ 69,772.06	\$ 672,525.21	\$ 1,066.47	\$ 107,759.60	\$ 565,832.08	\$ 100,000.00

	Total to Nov. 30th 1912	Deductions 1912	Additions 1912	Total to Nov. 30th 1911	Deductions 1911	Additions 1911	Totals to Nov. 30th 1910	Donations and Appro- priations 1885
Undistributed Expenditure:--								
Bricks, lime, cement, etc. -----	\$ 4,496.34	-----	-----	\$ 4,496.34	-----	-----	\$ 4,496.34	
Hardware supplies, paint, etc. -----	6,954.23	-----	-----	6,954.23	-----	-----	6,954.23	
Lumber -----	17,494.41	-----	-----	21,630.00	17,494.41	-----	-----	17,494.41
Pay roll -----	21,630.00	-----	-----	21,630.00	-----	-----	21,630.00	
Committee expenses -----	1,609.18	-----	-----	1,609.18	-----	-----	1,609.18	
Miscellaneous -----	8,956.51	-----	-----	8,956.51	-----	-----	8,956.51	
Loose tools, implements, teams, etc. -----	9,004.70	-----	1,284.50	7,720.20	-----	-----	6,807.28	
						\$ 912.92		
Total -----	\$ 70,235.37	-----	\$ 1,284.50	\$ 68,950.87	-----	\$ 912.92	\$ 68,037.95	

DEPARTMENT OF AGRICULTURE—SCHEDULE "2"

STATEMENT OF RECEIPTS AND DISBURSEMENTS FOR THE TWELVE MONTHS
ENDED NOVEMBER 30th, 1912, AND NOVEMBER 30th, 1911.

	1912		1911
Cash at bank, December 1st.....	\$ 18,036.99		\$ 7,283.44
Receipts:—			
State Fair	\$ 180,936.67	\$ 174,909.95	
Breeders associations	4,629.46	5,025.45	
Miscellaneous	10,561.15	3,007.32	
Salary appropriation	2,400.00	2,400.00	
Insurance appropriation	1,000.00	1,000.00	
Special appropriation	7,000.00	78,000.00	
Accounts receivable	469.56		
Permanent improvement, sales	3,305.49	1,066.47	
	<u>210,302.33</u>		<u>265,409.19</u>
	\$ 228,339.32		\$ 272,692.63
Disbursements:—			
State Fair	\$ 146,050.09	\$ 140,575.56	
Other expenditure	10,307.99	5,100.09	
Permanent improvements	69,772.06	107,759.60	
Loose tools, implements	1,284.50	912.92	
Accounts payable	308.45	307.47	
	<u>227,723.09</u>	<u>254,655.64</u>	
Cash at bank, November 30th.....	615.63		18,036.99
	<u>\$ 228,339.32</u>		<u>\$ 272,692.63</u>

DEPARTMENT OF AGRICULTURE.

EXHIBIT "B"

INCOME AND EXPENDITURE ACCOUNT FOR THE TWELVE MONTHS ENDED NOVEMBER 30th, 1912, AND NOVEMBER 30th, 1911.

	1912		1911
State Fair Income:—			
Live stock exhibits -----	\$ 4,678.45		\$ 4,909.05
Agricultural exhibits -----	1,695.00		1,172.50
Dairy exhibits -----	575.00		377.50
Dog show -----	1,601.18		2,890.00
Fine art exhibits -----	2,890.00		3,611.50
Machinery exhibits -----	6,191.37		-----
	17,631.00		\$ 12,990.55
Concessions and privileges -----	23,632.85		24,182.47
Entry fees, races -----	6,166.00		5,351.80
Sale of forage -----	5,732.72		6,502.97
Advertisements, premium list -----	695.50		422.00
Dairy department, ice cream sales, etc. -----	1,158.65		1,161.91
Public safety department, fines, etc. -----	69.90		34.75
Miscellaneous receipts -----	103.80		204.50
Exhibitors tickets -----	2,612.00		2,604.00
	40,171.42		40,464.40
Ticket sales -----	123,134.25		121,455.00
Total income -----		\$ 180,936.67	\$ 174,909.95
State Fair Operating Expense:—			
Department expense -----	22,871.29		20,960.80
Executive committee meetings -----	938.00		991.00
Special committee meetings -----	1,211.54		1,266.04
Express, telegraph and telephone -----	479.28		327.95
Postage -----	1,032.16		864.50
Printing -----	3,013.17		2,814.13
Advertising -----	10,741.05		10,452.06
Miscellaneous expense -----	4,460.55		4,285.98
Music and attractions -----	26,739.45		24,345.78
Light and Power -----	1,052.64		782.64
Water -----	464.97		436.06
Supplies, stationery, etc. -----	356.08		259.43
Forage -----	4,983.00		5,963.29
Salaries -----	4,690.25		5,140.75
Less salary appropriation -----	2,400.00		2,400.00
Board meetings -----	280.00		645.50
	80,913.43		77,135.96
Fair Grounds Department:—			
Assistants and Foreman -----	740.20		485.54
Scavenging work -----	679.25		848.13
Track work -----	320.75		324.09
Streets -----	743.18		99.05

DEPARTMENT OF AGRICULTURE.

EXHIBIT "B"—Concluded.

INCOME AND EXPENDITURE ACCOUNT FOR THE TWELVE MONTHS ENDED NOVEMBER 30th, 1912, AND NOVEMBER 30, 1911.

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	1912		1911	
Fair Grounds Department:—				
Miscellaneous work at fair.....	745.16		904.25	
Cleaning grounds.....	592.04		914.32	
Cleaning buildings.....	777.53		1,199.87	
Cash premiums.....		4,598.11		4,775.25
Less Breeders' Association premiums.....	58,139.15		56,264.35	
Total operating expense.....	4,629.46	53,509.69	5,025.45	51,238.90
Net income from state Fair.....			139,021.23	133,150.11
Miscellaneous Income:—		\$ 41,915.44		\$ 41,759.84
Fees, division of horse breeding.....		8,953.50		910.50
Collections—Use of Grounds:—				
Stall and pasture rent.....	\$ 689.80		606.90	
Lumber sales.....	149.99		443.94	
Rental of grounds.....	386.12		474.10	
Miscellaneous.....	142.75		183.30	
Interest on monthly balances.....		1,368.66		1,708.24
Scholarship refund.....		243.32		238.15
Telephone.....			318.75	
Miscellaneous.....	115.50	115.50	239.78	
Total.....			61.46	619.99
Total income.....		\$ 52,596.42		\$ 45,236.72
Other Expenditure:—				
Fair grounds maintenance.....		6,753.05		\$ 2,285.40
Salaries and expenses, division of horse breeding.....		1,884.82		
Annual meeting, per diem and mileage.....		540.02		538.55
Stationery and office supplies.....		117.38		104.75
Insurance premiums.....	1,259.43			1,429.72
Less insurance appropriation.....	1,000.00			1,000.00
Animal industry committee.....				47.40
Sale of lighting plant expense.....	100.26			68.00
Pay roll, wrecking old buildings.....			393.93	
Pay roll, June race meeting.....			75.50	
Pay roll, firemen's tournament.....			57.61	
Pay roll, planting rented ground.....	153.98			527.04
Miscellaneous.....	351.00			384.90
Total.....		10,162.94		4,385.76
Net income or surplus.....		\$ 42,433.48		\$ 40,850.96

DEPARTMENT OF AGRICULTURE.

SCHEDULE "3".

STATEMENT OF DEPARTMENT EXPENSE FOR THE TWELVE MONTHS ENDED NOVEMBER 30th, 1912 AND NOVEMBER 30th, 1911.

	Total 1912	No. of Assistants	Superin- tendent's and Judges per diem	Pay Roll	Expense	Total 1911	No. of Superin- Assistants and Judges per diem	Superin- tendent's Pay Roll	Expense	
President's department -----	\$ 51.50	12	\$ 98.00	\$ 414.50	-----	\$ 453.50	9	\$ 98.00	\$ 355.50	
Secretary's department -----	659.25	13	25.00	634.25	-----	675.55	13	24.00	650.75	
Treasurer's department -----	1,629.10	35	125.00	1,457.10	\$ 47.00	2,006.75	38	124.00	1,838.75	
Concessions' department -----	1,635.45	40	694.70	921.25	19.50	1,530.15	48	665.40	864.75	
Racing department -----	1,444.32	17	143.00	764.67	236.65	938.20	12	103.50	620.15	
Horse department -----	1,458.10	17	103.10	1,107.00	248.00	1,245.00	14	87.70	976.50	
Cattle department -----	924.05	14	136.00	778.05	10.00	1,278.15	13	168.00	1,072.15	
Swine department -----	575.47	10	127.60	422.87	25.00	610.40	8	155.40	430.00	
Sheep department -----	418.00	4	78.00	340.00	-----	394.00	5	82.00	310.00	
Poultry department -----	394.10	11	50.00	263.10	81.00	327.62	8	50.00	226.00	
Machinery department -----	690.55	4	153.00	467.35	-----	583.35	5	123.40	459.95	
Agricultural department -----	523.05	16	96.30	486.75	-----	597.90	14	144.90	453.00	
Dairy department -----	795.77	14	60.00	240.50	495.27	815.55	18	60.00	215.00	
Horticulture department -----	304.14	4	100.30	87.58	116.26	245.59	7	96.30	83.05	
Floriculture department -----	69.00	1	44.00	25.00	-----	88.00	2	40.00	48.00	
Fine arts department -----	581.15	19	92.50	438.80	4.85	590.20	20	92.50	494.55	
School exhibits department -----	219.40	8	-----	340.50	14.90	254.88	4	-----	243.76	
Admissions department -----	2,613.45	108	99.50	2,436.50	77.45	2,683.85	113	99.50	2,515.50	
Public safety department -----	3,964.30	170	98.00	3,589.00	277.30	3,516.01	162	108.00	3,052.25	
Ticket audit department -----	483.25	11	105.00	355.75	22.50	537.25	11	105.00	400.75	
College exhibit department -----	702.73	-----	-----	-----	702.73	609.04	-----	-----	-----	
Boys and girls judging contests -----	47.00	-----	-----	-----	47.00	61.46	-----	-----	69.04	
Women's rest cottage -----	57.75	2	-----	52.95	4.80	58.15	2	-----	61.46	
Dog show -----	1,196.25	13	-----	431.13	765.12	-----	-----	51.75	6.40	
Boys' camp -----	1, 37.83	5	27.00	477.67	733.16	-----	-----	-----	-----	
Babies health contest -----	45.33	-----	-----	-----	45.33	-----	-----	-----	-----	
Home coming week -----	-----	-----	-----	-----	-----	167.05	6	-----	72.50	
Model farm -----	-----	-----	-----	-----	-----	602.30	-----	-----	602.30	
Totals -----	\$22,871.29	548	\$ 2,456.20	\$16,441.27	\$ 3,973.82	\$20,960.80	532	\$ 2,427.60	\$15,443.61	\$ 3,089.59

DEPARTMENT OF AGRICULTURE—SCHEDULE "4."

Statement of Miscellaneous expense for the twelve months ended November 30, 1912, and November 30, 1911.

Particulars.	1912	1911
American Trotting Association dues.....\$	100.00	\$ 100.00
Rent of additional ground.....	175.50	.....
Building decorations	800.00	414.52
Rent of tents, awnings, cots, etc.....	569.76	651.75
State fair banquet.....	126.25	.....
Coal and firemen, dining hall and administration building	109.07	.....
Miscellaneous signs	55.75	.....
Miscellaneous expense	271.95	760.23
Plants and flowers.....	535.84	561.85
Freight and drayage.....	70.85	31.88
Premium ribbons and badges.....	834.68	708.43
Hauling manure	233.00	615.65
Ground supplies	296.65	218.16
Tan bark and sawdust.....	149.50	223.51
Pioneer day	131.75	.....
	<hr/>	<hr/>
	\$ 4,460.55	\$ 4,285.98

DEPARTMENT OF AGRICULTURE.

SCHEDULE "5".

STATEMENT OF OFFICE SALARIES—PERMANENT EMPLOYEES AND TEMPORARY EMPLOYEES FOR THE TWELVE MONTHS ENDED NOVEMBER 30th, 1912, AND NOVEMBER 30th, 1911.

	1912				1911		
	Total	Appropriation	Office Salaries	Division of Horse Breeding	Total	Appropriation	Office Salaries
Regular Employees—							
J. C. Simpson, Secretary					\$ 600.00	\$ 300.00	\$ 300.00
A. R. Corey, Secretary	\$1,800.00	\$1,800.00			1,750.00	1,500.00	250.00
C. A. Nash, Assistant	1,275.00		\$1,175.00	\$ 100.00	693.00		693.00
Elsie Colton, Clerk	1,000.00		300.00	700.00	1,200.00	75.00	1,125.00
Edith Smith, Stenographer	950.00	600.00	275.00	75.00	688.00	525.00	163.00
Minnie Anderson, Clerk	635.32		65.00	570.32			
Temporary Employees—							
Bess Williams, Extra Clerk	330.00		216.25	113.75			
G. K. Scott, Extra Clerk	67.50		67.50		36.00		36.00
C. C. Heer, Extra Clerk	125.00		110.00	15.00	100.75		100.75
H. Tierman, Extra Clerk	8.00		8.00				
Buena Reed, Extra Clerk	58.50		58.50				
Joseph Sletton, Extra Clerk	15.00		15.00				
Helen Lynch, Extra Clerk	96.25			96.25			
Genevieve Kelley, Extra Clerk	85.00			85.00			
Cynthia Taylor, Extra Clerk	61.25			61.25			
Edith Williams, Extra Clerk					36.00		36.00
Paul Davidson, Extra Clerk					23.00		23.00
D. Byers, Extra Clerk					14.00		14.00
Total Salaries	\$6,506.82	\$2,400.00	\$2,290.25	\$1,816.57	\$5,140.75	\$2,400.00	\$2,740.75
Expenses—							
Stud Book, Vol. 6-7	3.00			\$ 3.00			
American Trotting Register, Vol. 27	5.00			5.00			
S. H. Johnston, Stallion Examination	15.00			15.00			
C. H. Stange, Stallion Examination	12.00			12.00			
F. L. Buck, Stallion Examination	11.50			11.50			
Percheron Stud Book, Vol. 13	3.00			3.00			
Typewriter Rent	13.00			13.00			
Printing	5.75			5.75			
Total Salaries and Expenses	\$6,575.07	\$2,400.00	\$2,290.25	\$1,884.82	\$5,140.75	\$2,400.00	\$2,740.75

DEPARTMENT OF AGRICULTURE—SCHEDULE "6".

Statement of cash premiums and Breeders' Association premiums for the twelve months ended November 30, 1912, and November 30, 1911.

1912.	Total.	Breeders' Association.	State Fair.
Horse department	\$ 14,940.00	\$ 2,111.00	\$ 12,829.00
Cattle department	11,738.00	2,223.46	9,514.54
Swine Department	4,042.00	295.00	3,747.00
Sheep department	2,306.00	.....	2,306.00
Poultry department	1,112.50	.....	1,112.50
Agricultural department	4,059.00	.....	4,059.00
Pantry and kitchen.....	1,092.50	.....	1,092.50
Dairy department	627.00	.....	627.00
Horticulture department	1,139.25	.....	1,139.25
Floriculture department	1,382.40	.....	1,382.40
Fine arts department.....	1,662.50	.....	1,662.50
School exhibits	430.00	.....	430.00
Dog show	318.00	.....	318.00
Babies health contest.....	280.00	.....	280.00
Scholarships	650.00	.....	650.00
Racing department	12,360.00	.....	12,360.00
	<u>\$ 58,139.15</u>	<u>\$ 4,629.46</u>	<u>\$ 53,509.69</u>

1911.

Horse department	\$ 14,184.00	\$ 2,200.00	\$ 11,984.00
Cattle department	12,061.00	2,590.27	9,470.73
Swine department	3,640.00	112.00	3,528.00
Sheep department	2,388.00	.....	2,388.00
Poultry department	1,042.00	.....	1,042.00
Agricultural department	3,524.00	.....	3,524.00
Pantry and kitchen.....	856.50	.....	856.50
Dairy department	627.00	.....	627.00
Horticulture department	1,115.75	.....	1,115.75
Floriculture department	1,278.60	.....	1,278.60
Fine arts department.....	1,744.50	.....	1,744.50
School exhibits	493.00	.....	493.00
Scholarships	850.00	.....	850.00
Auto parade premiums.....	150.00	.....	150.00
Racing department	12,310.00	.....	12,310.00
	<u>\$ 56,264.35</u>	<u>\$ 4,902.27</u>	<u>\$ 51,362.08</u>

DEPARTMENT OF AGRICULTURE—SCHEDULE "7."

Statement of fair ground maintenance for the twelve months ended November 30, 1912, and November 30, 1911.

Particulars.	1912	1911
Superintendent and assistants, pay roll.....\$	1,138.05	\$ 1,182.88
Race track work, pay roll.....	360.43	.....
Dragging streets, pay roll.....	66.82	.....
Hauling manure, pay roll.....	164.30	.....
Painting, pay roll and materials.....	2,316.51	317.50
Mowing grass	595.57	.....
Water	194.96	.....
Forage, etc., mule team.....	184.85	.....
Shoveling snow	223.60	.....
Grass seed	26.25	.....
Miscellaneous repairs	602.35	692.58
Miscellaneous labor	879.36	92.44
	\$ 6,753.05	\$ 2,285.40

 APPENDIX I.

- "A" Single Admissions to Grounds
- "B" Single Admissions to Paddock & Bleachers
- "C" Single Admissions—Day Colors
- "D" Admissions to Amphitheatre
- "E" Exhibitors Complimentary
- "F" Single Complimentary
- "G" Double Complimentary
- "H" Employees
- "J" Attractions
- "K" Automobiles
- "L" Helpers
- "M" Grounds
- "N" Guests
- "O" Press
- Total

DEPARTMENT OF AGRICULTURE.

APPENDIX I.

STATEMENT OF COMPLIMENTARY AND HELPERS' TICKETS ISSUED BY THE SECRETARY FOR THE TWELVE MONTHS ENDED NOVEMBER 30, 1912, AND NOVEMBER 30, 1911.

ISSUED TO	A	B	C	D	E	F	G	H	J	K	L	M	N	O	Total
Fairs -----	1912						88						77		185
	1911	15			9		188						62		274
Executive Members of Board -----	1912												51		51
	1911	9				2							56		67
Newspapers -----	1912	478	24			88	1	5	1	1	679		37	964	2,178
Delegates (Farmers' Institute and County) -----	1911	585			33	133		2	1	4	295		40	1,022	2,115
	1912														40
	1911						59								59
Board of Agriculture -----	1912	22	14			180	180						6		402
	1911	17			8	189	99						5		318
Telegraph, Telephone and Express Co. -----	1912	145				37		1	9		94	4			290
	1911	137			3	33			6		74	4			276
State House Officials and Employees -----	1912	354				40	14								480
	1911	330			12	47	14								480
Advertisers -----	1912	50	10			6									66
	1911	43			4	9	1								57
Railroads and Street Railways -----	1912	97		112		202			64					6	481
	1911					302			38					24	364
Organizations -----	1912					19	1	1	5		224	1		11	262
	1911	3				22	1		6	1	259	2		11	305
College Exhibitors—Ames -----	1912	20				74					100				194
	1911	20				58									78
City Officials -----	1912					8								16	24
	1911				5	10	3							24	43
Judges—Exhibits and Contests -----	1912	44				1								33	78
	1911	61				3								39	103
Congressmen and Legislators -----	1912	6	6											323	334
	1911	3			2									326	331
Breeders' Associations -----	1912													75	75
	1911					2	1							73	76
Fish and Game Exhibitors -----	1912					14		2			20			2	38
	1911														
Navy Exhibitors -----	1912					10		1							11
	1911														
Babies Health Contest -----	1912	2				12		2	1		10				27
	1911														
Boys' Camp -----	1912	2												1	92
	1911														
Dog Show Exhibitors -----	1912	6		20		4		2	4		23				59
	1911														
Detectives -----	1912					9		25						1	35
	1911														
Individuals -----	1912	177	70	134		101	34	46	249	7	134	11	47		1,020
	1911	266			104	103	7	29	300	9	673	17	184		1,602
Totals -----	1912	1,408	123	266		887	358	92	333	8	1,184	16	738	964	6,382
Totals -----	1911	1,489			190	10	913	373	31	351	15	1,201	23	920	1,022

DEPARTMENT OF AGRICULTURE.

APPENDIX II.

1913.]

JOURNAL OF THE HOUSE.

1967

STATEMENT OF COMPLIMENTARY AND HELPERS TICKETS ISSUED TO MEMBERS OF THE BOARD OF AGRICULTURE AND DEPARTMENT SUPERINTENDENTS FOR THE TWELVE MONTHS ENDED NOVEMBER 30, 1912, AND NOVEMBER 30, 1911.

TICKET CLASSIFICATION.	President		Treasurer		Secretary		Executive Committee		Concessions Department		Other Departments		Total		
	1912	1911	1912	1911	1912	1911	1912	1911	1912	1911	1912	1911	1912	1911	
Single Complimentary	20				124				3	10	50	238	123	392	176
Single Admission—Grounds		7	77	97					45	23	700	1,908	4,676	2,008	5,525
Single Admission—Amphitheatre		16		24					20	11	14	144	978	155	1,052
Single Admission—Machinery Department												3,160		3,160	
Single Admission—Concessionaires										700				700	
Single Admission—Bleachers												80		80	
Helpers					1,572	1,201				6,694	5,974	3,807	3,499	12,073	10,674
Grooms—Stock Pavilion													700		700
Grooms—Other												500	7	500	7
Employees—General			33	24	68	31			5	6		113	89	220	149
Employees—Hatch Shows											250				250
Employees—Reiss Shows										275					275
Owners and Drivers												371	370	371	370
Vehicle and Drivers					1	4			10	62	24	126	109	189	147
Vehicle only										100			4	100	4
Automobile			4		8				1	6	43	39	2	57	46
Delivery					11	5				63	54	32	16	111	75
Express										29	24			29	24
Street Sprinkler									1						1
Reserved Seats—Amphitheatre						224									224
Soldiers												2,582	3,400	2,582	3,400
Old Settlers												65	300	65	300
Grounds					18	24			10	797	795	925	1,132	1,740	1,961
Exhibitors Complimentary						150				27	130	1,307	1,269	1,334	1,549
Day Colors					421							648		1,069	
Totals	20	23	114	145	2,223	1,630			95	8,808	8,068	16,045	16,674	27,210	26,634

DEPARTMENT OF AGRICULTURE—APPENDIX III.

Statement of expenses charged by members of the board and officials of the department for out of state meetings, etc., for the twelve months ended November 30, 1912, and November 30, 1911.

Particulars.	1912		1911	
	Mileage and Expenses.	Total.	Mileage and Expenses.	Total.
American Association of Fairs and Expositions, Chicago—				
C. E. Cameron.....	\$ 33.01		\$ 40.46	
O. A. Olson.....	37.05		52.80	
R. S. Johnston.....	22.65		15.40	
H. L. Pike.....	33.82		73.02	
E. J. Curtin.....	35.60		....
E. M. Wentworth.....	23.98		....
A. R. Corey.....	28.75		....
J. F. Summers.....	35.70		....
W. C. Brown.....	....		38.00	
J. C. Simpson.....	....		37.00	
J. Ledgerwood.....	....		33.10	
	<hr/>	\$ 250.56	<hr/>	\$ 289.78
Chicago Attraction Meeting—				
C. E. Cameron.....	\$ 34.96		\$ 37.47	
O. A. Olson.....	46.37		....
A. R. Corey.....	36.25		....
C. F. Curtiss.....	....		28.30	
W. C. Brown.....	....		27.50	
	<hr/>	117.58	<hr/>	93.27
Winnipeg, Canada—				
C. E. Cameron.....	....		\$ 56.08	
	<hr/>	....	<hr/>	56.08
Minnesota and Nebraska State Fairs—				
C. E. Cameron.....	\$ 37.00		\$ 31.61	
O. A. Olson.....	11.65		37.15	
R. S. Johnston.....	24.05		....
A. R. Corey.....	17.20		....
J. H. Deemer, Supt. of Grounds	36.90		....
E. J. Curtin.....	....		31.50	
	<hr/>	126.80	<hr/>	100.26

Chicago Rate Hearing—

C. E. Cameron.....	\$ 27.58	.....	.....
A. R. Corey.....	24.75	.....	.....
	<u>52.33</u>	<u>.....</u>	<u>.....</u>

Missouri and Oklahoma State

Fairs—

C. E. Cameron.....	.....	\$ 54.25	.....
O. A. Olson.....	.....	54.59	.....
	<u>.....</u>	<u>.....</u>	<u>108.84</u>

Illinois State Fair—

R. S. Johnston.....	.....	\$ 18.30	.....
	<u>.....</u>	<u>.....</u>	<u>18.30</u>
	<u>\$ 547.27</u>	<u>\$ 666.53</u>	

DEPARTMENT OF AGRICULTURE—APPENDIX IV.

Statement of amounts paid to members of board, officers and superintendents for per diem, mileage and expenses for the twelve months ended November 30, 1912, and November 30, 1911.

Name.	1912	1911	Total
C. E. Cameron, President.....	\$ 790.59	\$ 1,035.41	\$ 1,826.00
A. R. Corey, Secretary.....	193.15	159.97	363.12
G. S. Gilbertson, Treasurer.....	25.00	24.00	49.00
H. L. Pike.....	277.82	413.02	690.84
E. M. Wentworth.....	205.98	174.00	379.98
R. S. Johnston.....	329.30	344.10	673.40
O. A. Olson.....	781.48	657.54	1,439.02
E. J. Curtin.....	305.47	308.50	613.97
C. W. Phillips.....	216.00	208.00	424.00
E. M. Reeves.....	185.20	181.20	366.40
T. C. Legoe.....	174.50	186.50	361.00
C. F. Curtiss.....	231.05	213.60	444.65
J. P. Mullen.....	236.30	174.80	411.10
F. E. Sheldon.....	177.20	213.50	390.70
J. F. Summers.....	255.70	260.00	515.70
W. C. Brown.....	694.70	725.60	1,420.30
W. B. Barney.....	60.00	60.00	120.00
Wesley Greene.....	44.00	40.00	84.00
Superintendent Boys' Camp.....	27.00	.....	27.00
J. H. Deemer, Supt. of Grounds.....	36.90	.....	36.90
C. Escher, Jr.....	.....	22.00	22.00
J. C. Simpson.....	.....	37.00	37.00
J. Ledgerwood.....	.....	258.70	258.70
	<u>\$ 5,247.34</u>	<u>\$ 5,707.44</u>	<u>\$ 10,954.78</u>

RECONCILIATION.

Exhibit "B."

Fair Operating Expense—

Executive committees meetings.....	\$ 938.00	\$ 991.00
Special committee meetings.....	1,211.54	1,266.04
Board meetings	280.00	645.50

Other Expenditure—

Annual meeting, per diem and mileage.....	540.02	538.55
Animal industry committee.....	.....	47.40
Schedule "3."		
Department superintendents per diem.....	2,456.20	2,427.60

Totals	\$ 5,425.76	\$ 5,916.09
--------------	-------------	-------------

Less Other Expenses Erroneously Included—

Reporting meeting	\$ 33.22	\$ 15.10
Speakers at annual meeting.....	.....	93.55
Savery hotel bill.....	6.80	.....
A. L. Sponsler, annual meeting.....	30.90	.....
Morrison Taxicab Co.....	7.50	.....
G. S. Gilbertson, salary.....	100.00	100.00

Totals	\$ 178.42	\$ 208.65
--------------	-----------	-----------

Net amount paid as above.....	\$ 5,247.34	\$ 5,707.44
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Senator McColl moved that the Senate do now adjourn until 1:30 P. M., today.

Carried.

Senate adjourned.

CONSIDERATION OF BILLS.

On motion of Elwood of Howard, House File No. 308, a bill for an act relating to the transfer of messages by telegraph companies and providing penalties for the violation thereof, and conferring power on the board of railroad commissioners in connection therewith, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Kingland of Winnebago proposed the following amendment:

Amend by striking out of lines 4 and 5 of section 2 the words: "when demanded by the sender thereof."

Amendment adopted.

Mr. Kingland proposed the following amendment:

Amend line 3 of section 3, by striking out the words "when demanded by the sender thereof."

Amendment adopted.

Brady of Dallas proposed the following amendment:

Amend section 5 by inserting after the word "telegraph" in the 4th line, the words "and telephone"; also by inserting after the word "act" in the fourth line the words "and to require physical connection."

On motion of Cronbaugh of Iowa, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

Larrabee of Fayette asked unanimous consent to have the Journal show that he would call up House File No. 669, found on Journal page 1862 on Tuesday, April 8th at 10:00 o'clock a. m.

Consent was granted.

CONSIDERATION OF BILLS.

House resumed consideration of House File No. 308 with amendment proposed by Brady of Dallas.

Mr. Brady asked unanimous consent to withdraw his amendment.

Consent was granted and amendment was withdrawn.

Brady of Dallas proposed the following amendment.

MR. SPEAKER—I move to amend substitute for House File No. 308, as follows:

1. By inserting after the enacting clause the following as section 1:

“Section 1. That all telegraph and telephone companies doing business in this state are hereby declared to be common carriers and all laws so far as applicable now in force or hereafter to be enacted regarding the transportation of property by railroad and express companies shall apply with equal force and affect to telegraph and telephone companies, except as herein otherwise provided.”

2. That Sections 1, 2, 3 and 4 be renumbered as sections 2, 3, 4 and 5 respectively.

3. That section 4 of the said substitute amendment be amended by striking out the period after the last word in said section and inserting a comma in lieu thereof and adding the following: “and a reasonable fee for exchange.”

4. That section 5 of said substitute amendment be stricken out and that the following be inserted in lieu thereof and numbered section 6:

“Sec. 6. The railroad commissioners of this state have general supervision of all telegraph and telephone companies operating and doing business in this state, and shall inquire into any unjust discrimination, neglect or violation of the laws of this state governing common carriers insofar as applicable to telegraph and telephone companies, by any telegraph or telephone company or by the officers, agents or employes thereof and said railroad commissioners are empowered and directed to make for such telegraph companies and telephone companies, as soon as practicable, a schedule of reasonable maximum charges or rates for transmitting communication and intelligence transmitted by such companies in their course of business, and the board of railroad commissioners shall have power and authority to compel two or more telegraph companies or two or more telephone companies competing at any point or having offices or terminals

in the same town or place, to make suitable connection so as to afford to the people of the state the most direct and expeditious communication by telegraph and telephone between different communities and to otherwise carry out the provisions of this act, provided, that the provisions of this act giving railroad commission power to fix rates shall not apply to rural telephone companies doing business on the co-operative or mutual plan, except so far as such rates are part of a joint rate with connecting line or lines; provided further, that should a state utility commission be created by virtue of statute, then the powers herein granted to the railroad commission shall immediately cease and be transferred to such utility commission the same as though this act had directly conferred upon such utility commission the powers herein granted.

5. That section 6 be renumbered as section 7 and be further amended by inserting between the words "telegraph" and "line" in line one the following: "or telephone".

Amendment adopted.

Mr. Elwood moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—98.

The nays were:

None.

Absent or not voting:

Barry, Craig, Fraley, Griggs, Halgrims, Hamilton, Hansen, Klay, Koontz, Stipe—10.

So the bill having received a constitutional majority was declared to have passed the House.

Brady of Dallas proposed the following amendment to the title:

Amend by striking out the title to House File No. 308 and substituting the following in lieu thereof:

“A bill for an act declaring telegraph companies and telephone companies to be common carriers, and subject to the laws governing common carriers so far as applicable, and placing telegraph and telephone companies operating within this state under the supervision of the railroad commissioners, and giving to such railroad commissioners power and authority to inquire into unjust discrimination, neglect or violation of the laws governing common carriers, and to compel such telegraph or telephone companies to make suitable connection at points where competing companies have offices or terminals, and providing penalties for the violation of this act.”

Amendment adopted and title as amended, agreed to.

On motion of Shankland of Polk, House File No. 431, a bill for an act to repeal section eight hundred fifty-c (850-c) of the supplement to the code, 1907, as amended by chapter fifty-seven (57) of the acts of the Thirty-third General Assembly relative to the tax levy for park purposes, and to enact a substitute therefor, with report of committee recommending passage, was taken up and considered.

Mr. Shankland proposed the following amendment:

Amend by inserting after the word “assembly” in line 3 of the title, the words “and chapter forty-four (44) of the acts of the Thirty-fourth General Assembly,”; also, following the word “assembly” in line 2 of section 1 of the printed bill, insert the words “and chapter forty-four (44) acts of the Thirty-fourth General Assembly.”

Amendment adopted.

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

Jensen of Pocahontas in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Bruce, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffith, Grout, Halstead, Heaton, Helming, Hunt, Hutchins, Jacobson, Jamison, Kane, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Manning, McHose, Meredith, Milton, Mitchell, Munro, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Stokes, Thompson, Trumbauer, Webb, White, Whitney, Workman—68.

The nays were:

Bartle, Brown, Cronbaugh, Hadley, Steelsmith, Stutt—6.

Absent or not voting:

Barry, Bernbrock, Black, Brockway, Burt, Chapman, Clark, Downey, Doze, Enger, Griggs, Halgrims, Hamilton, Hansen, Hazen, Huff, Huntley, Jacobs, Jensen, Jones, Kelso, Klay, Koontz, Lund, McCullough, McVicker, Miller, Newcomb, Odendahl, Power, Scholz, Stipe, Townsend, Mr. Speaker—34.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Lounsberry of Marshall, House File No. 466, a bill for an act to repeal section four thousand eight hundred ninety-seven-a (4897-a) of the supplement to the code, 1907, and to enact a substitute relating to escapes from the penitentiary and reformatory, including violations of parole, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Lounsberry moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bingham, Blackford, Brady, Brown, Burt, Buxton, Cannon, Carson, Clark, Cole, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Heaton, Hunt, Hutchins, Jacobson, Jensen, Jones, Kane, Kingland, Kulp, Lenocker, LeRoy, Lounsberry, Manning, McHose, Meredith, Milton, Mitchell, Munro, Odendahl, Pickford, Reeve, Ring, Rohwer, Rone, Saltzmann, Scott, Shankland, Sherman, Steelsmith, Stutt, Thompson, Townsend, Webb, White—63.

The nays were:

None.

Absent or not voting:

Barry, Bartle, Bernbrock, Black, Bliss, Boettger, Bradley, Brockway, Bruce, Chapman, Craig, Cronbaugh, Downey, Doze, Enger, Fraley, Greene of Grundy, Griggs, Halgrims, Hamilton, Hansen, Helming, Huff, Huntley, Jacobs, Jamison, Kelso, Klay, Koontz, Larrabee, Lund, McCullough, McVicker, Miller, Newcomb, Peterson, Power, Scholz, Sidey, Stipe, Stokes, Trumbauer, Whitney, Workman, Mr. Speaker—45.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Ring of Linn, House File No. 361, a bill for an act to amend section two thousand twenty-two (2022) of the supplement to the code, 1907, providing for private crossings over railroads, giving the board of railroad commissioners power to make orders when the land owner and railroad company are unable to agree, was taken up, and considered.

The Sifting committee recommended the following substitute amendment:

A BILL for an Act to Repeal Section Two Thousand Twenty-two (2022) of the Supplement to the Code, 1907, and to Enact a Substitute Therefor, Providing for Private Crossings Over Railroads and Giving the Board of Railroad Commissioners Power to Make Orders when the Land Owner and Railroad Company are Unable to Agree.

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

Section 1. That section two thousand twenty-two (2022) of the Supplement to the Code, 1907, be and the same is hereby repealed and the following enacted in lieu thereof: "When any person owns land on both sides of any railway, or when the railway runs parallel with a public highway, thereby severing the farm from the public highway, the corporations owning the same shall, when requested to do so, make and keep in good repair a sufficient causeway or other adequate means of crossing the same and one cattle-guard, on each side thereof connected by cross fences to the right of way fence on each side of the right of way, at such reasonable place as may be designated by the owner. If the land owner and the railroad company are unable to agree as to the place and manner of crossing, the board of railroad commissioners may upon hearing determine the place and manner of crossing, and the board in such case shall notify the land owner and railroad company of its finding, and make an order requiring the railroad company to construct crossing at the place and in the manner determined upon within sixty (60) days from date thereof.

Amendment adopted.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Blackford, Bradley, Brown, Bruce, Buxton, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kulp, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman—73.

The nays were:

Brady, Kingland—2.

Absent or not voting:

Barry, Bernbrock, Black, Bliss, Boettger, Bradley, Brockway, Burt, Cannon, Cole, Dawson, Elwood, Enger, Greene of Grundy, Griggs, Halgrims, Hamilton, Hazen, Huff, Jacobs, Kane, Kelso, Klay, Koontz, Larrabee, McCullough, Miller, Mitchell, Newcomb, Power, Scholz, Stipe, Trumbauer, Mr. Speaker—33.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Townsend of Tama, House File No. 362, a bill for an act to amend the law as it appears in section twenty-six hundred twenty-two (2622), supplement to the code, 1907, and to repeal the law as it appears in section twenty-seven hundred thirty-eight (2738) supplement to the code, 1907, as amended by chapter one hundred thirty (130), acts of the Thirty-fourth General Assembly, relating to normal institutes, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Townsend proposed the following amendment:

Amend by adding the following words: "This act shall not take effect until July 1, 1913.

Amendment adopted.

Mr. Townsend moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bingham, Black, Blackford, Bliss, Boettger, Brady, Bruce, Buxton, Cannon, Chapman, Cole, Craig, Daniels, Dixon, Downey, Doze, Dunlap, Elliott, Elwood, Fraley, Greene of Grundy, Greene of Clinton, Grout, Hazen, Heaton, Hunt, Hutchins, Jacobson,

Jensen, Jones, Kane, Lenocker, Lounsberry, Lund, Manning, Meredith, Milton, Munro, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, White, Whitney—58.

The nays were:

Bartle, Bauman, Bradley, Brown, Carson, Clark, Cronbaugh, Crozier, Erickson, Hadley, Halstead, Helming, Kingland, Kulp, LeRoy, Miller, Mitchell, Odendahl, Trumbauer, Webb, Workman—21.

Absent or not voting:

Barry, Bernbrock, Brockway, Burt, Dawson, Eggleston, Enger, Griffin, Griggs, Halgrims, Hamilton, Hansen, Huff, Huntley, Jacobs, Jamison, Kelso, Klay, Koontz, Larrabee, McCullough, McHose, McVicker, Newcomb, Reeve, Saltzmann, Scholz, Shankland, Mr. Speaker—29.

So the bill having received a constitutional majority was declared to have passed the House.

Mr. Townsend proposed the following amendment to the title:

Amend by inserting after the word "Assembly" in the sixth line the words "and to enact a substitute therefor."

Amendment adopted, and title as amended, agreed to.

On motion of Dunlap of Clinton, House File No. 528, a bill for an act to amend the law as it appears in section two (2) of chapter seventy (70), acts of the Thirty-fourth (34th) General Assembly, relating to the dragging of public roads, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Dunlap moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce,

Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Downey, Doze, Dunlap, Elwood, Greene of Clinton, Griffin, Grout, Hansen, Hazen, Heaton, Helming, Hunt, Hutchins, Jacobson, Jamison, Jensen, Kane, Kingland, Lenoeker, LeRoy, Lounsberry, Lund, Manning, Meredith, Miller, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scott, Sherman, Sidey, Stutt, Thompson, Townsend, White—63.

The nays were:

Stipe—1.

Absent or not voting:

Anderson of Montgomery, Barry, Bernbrock, Brockway, Burt, Buxton, Chapman, Daniels, Dawson, Dixon, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Griggs, Hadley, Halgrims, Halstead, Hamilton, Huff, Huntley, Jacobs, Jones, Kelso, Klay, Koontz, Kulp, Larrabee, McCullough, McHose, McVicker, Newcomb, Ring, Scholz, Shankland, Steelsmith, Stokes, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—44.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Peterson of Cass, House File No. 547, a bill for an act to amend the law as it appears in section twenty-five hundred ninety-four (2594) of the code relating to licensing itinerant vendors of drugs, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Stipe of Page proposed the following amendment:

Amend by striking out the word "shall" in line six of section 6 and inserting in lieu thereof the words "may in his discretion"

Amendment lost.

Speaker Cunningham in the chair.

Mr. Peterson proposed the following amendment:

Amend by adding the publication clause without expense to the state.

Amendment adopted.

Mr. Peterson moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Blackford, Bliss, Bradley, Brady, Brown, Buxton, Cannon, Chapman, Clark, Cole, Craig, Crozier, Daniels, Downey, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Hansen, Hazen, Heaton, Helming, Huntley, Hutchins, Jacobson, Jensen, Kingland, LeRoy, Lounsberry, Meredith, Miller, Milton, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Sherman, Sidey, Steelsmith, Stokes, Stutt, Townsend, Trumbauer, Webb, White, Whitney, Mr. Speaker—64.

The nays were:

Cronbaugh, Dixon, Halstead, Jones, Lenoeker, Lund, Mitchell, Scott, Stipe, Thompson—10.

Absent or not voting:

Anderson of Montgomery, Barry, Bernbrock, Black, Boettger, Brockway, Bruce, Burt, Carson, Dawson, Dunlap, Fraley, Griggs, Grout, Halgrims, Hamilton, Huff, Hunt, Jacobs, Jamison, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Manning, McCullough, McHose, MeVicker, Newcomb, Scholz, Shankland, Workman—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Lounsberry of Marshall, House File No. 458, a bill for an act to promote patriotism and to provide for the display of the flag of the United States of America upon public buildings of the state and within certain public buildings of the state, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Lounsberry moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Black, Blackford, Bradley, Brady, Bruce, Buxton, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dixon, Doze, Eggleston, Elliott, Elwood, Erickson, Greene of Clinton, Griffin, Hadley, Hazen, Heaton, Hutchins, Jacobson, Jones, Kingland, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Meredith, Milton, Mitchell, Munro, Peterson, Power, Reeve, Ring, Rohwer, Rone, Sherman, Sidey, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Mr. Speaker—56.

The nays were:

Bingham, Brown, Clark, Cronbaugh, Downey, Halstead, Hansen, Jensen, Miller, Pickford, Scott—11.

Absent or not voting:

Anderson of Montgomery, Barry, Bernbrock, Bliss, Boettger, Brockway, Burt, Cannon, Dawson, Dunlap, Enger, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Hamilton, Helming Huff, Hunt, Huntley, Jacobs, Jamison, Kane, Kelso, Klay, Koontz, Kulp, Manning, McCullough, McHose, McVicker, Newcomb, Oden Dahl, Saltzmann, Scholz, Shankland, Steelsmith, Stipe, Stokes, Workman—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Bruce of Floyd, House File No. 656, a bill for an act to amend chapter one hundred seventy-five (175), acts of the Thirty-fourth General Assembly, pertaining to the standard for ice cream, was taken up and considered.

Miller of Bremer proposed the following amendment:

Amend by striking out the word and figure "eight (8)" in line 5 and inserting in lieu thereof the word and figure "four (4)."

Amendment lost.

Mr. Bruce moved that the rules be suspended, 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 ayes were:

Bartle, Black, Blackford, Bruce, Buxton, Chapman, Daniels, Downey, Eggleston, Elwood, Enger, Greene of Clinton, Griffin, Hazen, Hutchins, Jones, Larrabee, Meredith, Miller, Mitchell, Munro, Peterson, Reeve, Sherman, Mr. Speaker—25.

The nays were:

Anderson of Greene, Atkinson, Barry, Bingham, Bradley, Brady, Brown, Cannon, Carson, Craig, Cronbaugh, Dixon, Doze, Erickson, Hadley, Halstead, Hansen, Heaton, Helming, Jacobson, Jamison, Jensen, Kingland, LeRoy, Milton, Odendahl, Pickford, Power, Ring, Rohwer, Rone, Scott, Sidey, Steelsmith, Stutt, Thompson, Townsend, Trumbauer, Webb—39.

Absent or not voting:

Anderson of Montgomery, Bauman, Bernbrock, Bliss, Boettger, Brockway, Burt, Clark, Cole, Crozier, Dawson, Dunlap, Elliott, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Hamilton, Huff, Hunt, Huntley, Jacobs, Kane, Kelso, Klay, Koontz, Kulp, Lenocker, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Newcomb, Saltzmann, Scholz, Shankland, Stipe, Stokes, White, Whitney, Workman—44.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On motion of Townsend of Tama, House File No. 515, a bill for an act to amend section thirteen hundred four (1304) of the supplement to the code, 1907, as amended by chapter sixty-one (61) of the acts of the Thirty-fourth General Assembly relating to the exemption of certain classes of property from taxation, with report of committee recommending passage, was taken up, and considered.

Larrabee of Fayette proposed the following amendment:

Amend by striking out section 2, the publication clause.

Amendment adopted.

Mr. Townsend moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Black, Blackford, Brown, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dixon, Downey, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Hadley, Halstead, Hansen, Heaton, Helming, Hutchins, Jacobson, Jamison, Jensen, Jones, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Meredith, Miller, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Saltzmann, Sherman, Sidey, Steelsmith, Stipe, Stutt, Thompson, Townsend, Trumbauer, White, Mr. Speaker—61.

The nays were:

None.

Absent or not voting:

Barry, Bauman, Bernbrock, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Clark, Cronbaugh, Dawson, Doze, Dunlap, Elliott, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Hamilton, Hazen, Huff, Hunt, Huntley, Jacobs, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Manning, McCullough, McHose, McVicker, Newcomb, Power, Scholz, Scott, Shankland, Stokes, Webb, Whitney, Workman—47.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Buxton of Warren, leave of absence was granted Heaton of Union until Monday.

On request of Griffin of Woodbury, leave of absence was granted Manning of Story until Monday.

On request of Peterson of Cass, leave of absence was granted Greene of Grundy until Monday.

CONSIDERATION OF BILLS.

On motion of Crozier of Marion, House File No. 592, a bill for an act to repeal the law as it appears in section forty-nine hundred thirteen-a (4913-a) of the supplement to the code, 1907, and to enact a substitute therefor in regard to bringing into certain state institutions and other places where inmates may lawfully be, drugs, or liquors, or weapons, explosives or other article for use in making or attempting an escape, with report of committee recommending passage, was taken up, and considered.

Rohwer of Ida proposed the following amendment:

Amend by striking out section 2, the publication clause.

Amendment adopted.

Bingham of Emmet proposed the following amendment:

Amend by inserting the words "supplement to the" following the word "the" in line 2 of section 1, and strike out the words and figures "section 4913-a" in the fourth line.

Amendment adopted.

Mr. Crozier moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bingham, Black, Blackford, Brady, Brown, Buxton, Cannon, Carson, Chapman, Clark, Cole, Cronbaugh, Crozier, Daniels, Dixon, Downey, Doze, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Hadley, Halstead, Hansen, Hazen, Jacobson, Jamison, Jensen, Jones, Kingland, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Meredith, Miller, Milton, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Mr. Speaker—64.

The nays were:

None.

Absent or not voting:

Barry, Bartle, Bauman, Bernbrock, Bliss, Boettger, Bradley, Brockway, Bruce, Burt, Craig, Dawson, Dunlap, Eggleston, Elliott, Fraley, Griffin, Griggs, Grout, Halgrims, Hamilton, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Kane, Kelso, Klay, Koontz, Manning, McCullough, McHose, McVicker, Newcomb, Odendahl, Ring, Scholz, Shankland, Trumbauer, Whitney, Workman—44.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Jensen of Pocahontas moved that House File No. 207 be referred to the committee on Appropriations.

Motion prevailed, and the bill was so referred.

On motion of Larrabee of Fayette, the House adjourned until 7:30 o'clock P. M.

EVENING SESSION.

House reconvened, Speaker Cunningham in the chair.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Stipe of Page presented petition of Shenandoah teachers favoring the teachers' annuity bill.

Referred to committee on Schools and Text Books.

Stipe of Page presented petition of teachers of Shenandoah favoring minimum wage bill.

Referred to committee on Judiciary.

Barry of Linn presented remonstrance of citizens of Linn county against creation of permanent tax commission.

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 you honorable that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 541, a bill for an act regulating the appointment and defining the duties of the state board of education relative to the courses of study for the state educational institutions under their control and providing for the recision of a certain order of the state board of education.

JOS. E. MEYER,
Secretary.

Also:

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

Substitute for Senate File No. 233, a bill for an act to provide for the election of delegates and alternate delegates to national conventions of political parties; for the election of party national committeemen; and for a preferential vote on president and vice president of the United States.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 295, a bill for an act to amend section 9, chapter 153, acts Thirty-third General Assembly relating to protection of fish and game and to amend chapter 116, acts Thirty-fourth General Assembly relating to compensation of fish and game wardens.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 479, a bill for an act authorizing the board of supervisors to make changes in highways, providing for the procedure for such changes and manner of paying therefor.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 284, a bill for an act to amend sections 2727-a-58, 2727-a-59, 2727-a-60, 2727-a-62 and to repeal section 2727-2-63 of the Supplement to the Code, 1907, and to enact a substitute therefor; all relating to the powers of the board of control.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 495, a bill for an act to amend section 2561, Supplement to the Code, 1907, for the protection of birds, and providing for enforcement.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 480, a bill for an act to amend sections 3 and 8 of chapter 24, acts Thirty-fourth General Assembly relating to township and county levies for road purposes.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform you honorable 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 providing for the paroling of patients in the state hospital for inebriates and certain female patients from State hospital for the insane, and for the return of patients who violate their paroles, etc.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 295, a bill for an act to amend the law as it appears in section nine (9), chapter one hundred fifty-three (153), acts of the Thirty-third General Assembly, relating to the protection of fish and game; and to amend the law as it appears in chapter one hundred sixteen (116) of the acts of the Thirty-fourth General Assembly, relating to the compensation of the fish and game warden.

Read first and second time and referred to Sifting committee.

Senate File No. 541, a bill for an act regulating the appointment and defining the powers and duties of the state board of education relative to the courses of study for the state educational institutions under their control and amending sections one (1) and four (4) chapter 170 of the laws of the Thirty-third General Assembly relating thereto and providing for the rescision of a certain order of the state board of education with reference to said matters.

Read first and second time and referred to Sifting committee.

Senate File No. 479, a bill for an act authorizing the board of supervisors to make changes in highways, providing the procedure for such changes and manner of paying therefor.

Read first and second time and referred to Sifting committee.

Senate File No. 495, a bill for an act to amend section 2561, supplement to the code, 1907, for the protection of birds, and providing for enforcement.

Read first and second time and referred to Sifting committee.

Senate File No. 480, a bill for an act to amend sections three (3) of chapter twenty-four (XXIV) of the acts of the Thirty-fourth General Assembly relating to township and county levies for road purposes.

Read first and second time and referred to Sifting committee.

Senate File No. 162, a bill for an act providing for the paroling of patients in the state hospital for inebriates and certain female patients from state hospitals for the insane, and for the return of

patients who violate their paroles, and repealing the law as it appears in section twenty-three hundred ten-a nineteen (2310-a-19) of the supplement to the code, 1907.

Read first and second time and referred to Sifting committee.

Senate File No. 284, a bill for an act to amend the law as it appears in sections twenty-seven hundred twenty-seven-a-fifty-eight (2727-a-58), twenty-seven hundred twenty-seven-a-fifty-nine (2727-a-59), twenty-seven hundred twenty-seven-a-sixty (2727-a-60), twenty-seven hundred twenty-seven-a-sixty-two (2727-a-62), and to repeal section twenty-seven hundred twenty-seven-a-sixty-three (2727-a-63) of the supplement to the code, 1907, and to enact a substitute therefor all relating to the powers of the board of control.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 233, a bill for an act to provide for the election of delegates and alternate delegates to national conventions of political parties, for the election of party national committeemen, and delegates to county conventions, and for a preferential vote on president and vice-president of the United States (additional to chapter two-a title six, supplement to the code, 1907) relating to primary elections, and for submitting to the voters of the several parties the question, shall the vote of the state at large or the vote of the congressional district control.

Read first and second time and referred to Sifting committee.

• CONSIDERATION OF BILLS.

On motion of Greene of Clinton, House File No. 554, a bill for an act to amend the law as it appears in section six hundred sixty-nine (669) of the supplement to the code, 1907, relating to the compensation of councilmen when acting as members of the board of review, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Speaker pro tempore in the chair.

Greene of Clinton proposed the following amendment:

Amend House File No. 554 by striking out paragraph three (3) of section 1 of printed bill and by striking out the period after the word "review and inserting a comma thereto, and insert the following: "for which service they shall receive not more than two dollars a day for each day when acting as a board of review, to be paid out of the county treasury."

Amendment adopted.

Mr. Greene moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Black, Blackford, Bliss, Boettger, Brady, Brockway, Brown, Cannon, Cole, Crozier, Doze, Dunlap, Eggleston, Elliot, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Grout, Halstead, Hansen, Huff, Hutchins, Jamison, Jones, Kane, Kulp, Larrabee, Lenocker, McVicker, Meredith, Milon, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Scholz, Scot, Sherman, Stokes, Stutt, Thompson, Townsend, White, Whitney, Mr. Speaker—54.

The nays were:

Hadley, Kingland, Webb—3.

Absent or not voting:

Atkinson, Bartle, Bernbrock, Bingham, Bradley, Bruce, Burt, Buxton, Carson, Chapman, Clark, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Greene of Grundy, Griffin, Griggs, Halgrims, Hamilton, Hazen, Heaton, Helming, Hunt, Huntley, Jacobs, Jacobson, Jensen, Kelso, Klay, Koontz., LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, Miller, Mitchell, Odendahl, Reeve, Rohwer, Saltzmann, Shankland, Sidey, Steelsmith, Stipe, Trumbauer, Workman—51.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Elwood of Howard, House File No. 658, a bill for an act to legalize the plating of an addition to the town of Kennett, Iowa, executed by Mrs. Margaret Lukason, deceased, dated March 21, 1898, and filed for record in the office of the recorder of Worth county, Iowa, April 9, 1898, was taken up, and considered:

Mr. Elwood proposed the following amendment:

Amend the title and the bill by striking out the word "Margaret" wherever it appears, and inserting in lieu thereof the word "Marget."

Amendment adopted.

Mr. Elwood moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Brown, Buxton, Chapman, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Grout, Hadley, Halstead, Hansen, Hazen, Helming, Huff, Hutchins, Jacobson, Jamison, Jones, Kane, Kingland, Larrabee, Lenocker, McVicker, Meredith, Milton, Hunro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Scholz, Sherman, Stipe, Stokes, Stutt, Thompson, Townsend, White, Whitney, Mr. Speaker—57.

The nays were:

None.

Absent or not voting:

Atkinson, Bernbrock, Bradley, Bruce, Burt, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Eggleston, Fraley, Greene of Grundy, Griffin, Griggs, Halgrims, Hamilton, Heaton, Hunt, Huntley, Jacobs, Jensen, Kelso, Klay, Koontz, Kulp, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, Miller, Mitchell, Odendahl, Reeve, Rohwer, Saltzmann, Scott, Shankland, Sidey, Steelsmith, Trumbauer, Webb, Workman—51.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Pickford of Cerro Gordo, leave of absence was granted Lounsberry of Marshall until Tuesday.

On motion of Whitney of Woodbury, House File No. 659, a bill for an act to prohibit municipal corporations from entering into any contract for the construction of highway pavements, consisting in whole or in part, of any patented process, was taken up, and considered.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Buxton, Chapman, Cole, Craig, Crozier, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hutchins, Jacobson, Jensen, Jones, Kane, Kingland, Kulp, Larrabee, Lenoeker, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, White, Whitney—68.

The nays were:

Cannon, Townsend—2.

Absent or not voting:

Atkinson, Bernbrock, Black, Bruce, Burt, Carson, Clark, Cronbaugh, Daniels, Dawson, Dixon, Greene of Grundy, Griggs, Hamilton, Heaton, Hunt, Huntley, Jacobs, Jamison, Kelso, Klay, Koontz, LeRoy, Lounsberry, Lund, Manning, McCullough, Miller, Mitchell, Rone, Saltzmann, Scholz, Scott, Steelsmith, Trumbauer, Webb, Workman, Mr. Speaker—38.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Brockway of Louisa moved that House File No. 674 be made a special order for Tuesday, April 8th, at 1:00 o'clock P. M.

Motion prevailed.

Bradley of Wapello from the committee appointed to draft suitable resolutions commemorating the life, character and public service of Hon. William Gideon Crow, presented the resolution prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

On motion of Kingland of Winnebago, Substitute for Senate File No. 16, a bill for an act to repeal section three thousand three hundred seventy-nine (3379) of the code and to enact a substitute therefor, relating to the share of surviving spouse, with report of committee recommending passage, was taken up, and considered.

Mr. Kingland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Brown, Buxton, Cannon, Chapman, Clark, Cole, Craig, Downey, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Halgrims, Halstead, Helming, Huff, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Larrabee, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Pickford, Power, Reeve, Rohwer, Rone, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman—66.

The nays were:

Crozier—1.

Absent or not voting :

Atkinson, Bartle, Bernbrock, Bradley, Bruce, Burt, Carson, Cronbaugh, Daniels, Dawson, Dixon, Eggleston, Greene of Grundy, Griggs, Hadley, Hamilton, Hansen, Hazen, Heaton, Hunt, Huntley, Jacobs, Kelso, Klay, Koontz, Kulp, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, Miller, Mitchell, Peterson, Ring, Saltzmann, Scholz, Scott, Steelsmith, Trumbauer, Mr. Speaker—42.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Peterson of Cass, Senate File No. 358, a bill for an act legalizing a resolution passed by the council of the city of Atlantic on February twenty-seventh (27), nineteen thirteen (1913), transferring the sum of eighteen hundred dollars (\$1,800.00) from the sewer fund of said city to the general fund of said city of Atlantic, Iowa, and legalizing such transfer, with report of committee recommending passage, was taken up, and considered.

Mr. Peterson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Brady, Brockway, Brown, Buxton, Cannon, Chapman, Clark, Cole, Craig, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Kulp, Lenocker, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Power, Reeve, Rohwer, Rone, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—70.

The nays were:

None.

Absent or not voting :

Atkinson, Bernbrock, Black, Bradley, Bruce, Burt, Carson, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Greene of Grundy, Griggs, Hamilton, Heaton, Hunt, Huntley, Jacobs, Kelso, Klay, Koontz, Larrabee, LeRoy, Lounsberry, Lund, Manning, McCullough, Miller, Mitchell, Pickford, Ring, Saltzmann, Scholz, Scott, Steelsmith, Trumbauer—38.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Jones of Dickinson, Senate File No. 295, a bill for an act to amend the law as it appears in section nine (9), chapter one hundred fifty-three (153), acts of the Thirty-third General Assembly, relating to the protection of fish and game; and to amend the law as it appears in chapter one hundred sixteen (116) of the acts of the Thirty-fourth General Assembly, relating to the compensation of the fish and game warden, was taken up and considered.

Bingham of Emmet proposed the following amendment:

Amend by striking out the word "said" in line 4 of section 2 and by inserting the word and figure "one (1)" after the word "section" in line 4 of section 2.

Amendment adopted.

Mr. Jones moved that the rules be suspended, the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Newcomb of Adams moved to reconsider the vote by which Senate File No. 295 passed to its third reading.

Shankland of Polk seconded the motion.

Motion prevailed.

Halgrims of Humboldt proposed the following amendment:

Amend by striking the word "four" from the fourth line of section one and inserting in lieu thereof the words "inety-nine."

Jones of Dickinson moved that further action on Senate File No. 295 be deferred, and that it retain its place on the Calendar.

Motion prevailed.

On motion of Brockway of Louisa, House File No. 673, a bill for an act to prohibit public officers or deputies from divulging any part of the contents of sealed bids and to fix and declare the liquidated damages inuring in favor of municipal corporations by reason of the violation of such prohibition, was taken up and considered.

Speaker Cunningham in the chair.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Brady, Brockway, Brown, Buxton, Cannon, Chapman, Cole, Craig, Crozier, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Kulp, Larrabee, Lenocker, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, White, Whitney, Workman, Mr. Speaker—72.

The nays were:

Downey—1.

Absent or not voting:

Atkinson, Bernbrock, Boettger, Bradley, Bruce, Burt, Carson, Clark, Cronbaugh, Daniels, Dawson, Dixon, Greene of Grundy, Griggs, Hamilton, Heaton, Hunt, Huntley, Jacobs, Kelso, Klay, Koontz, LeRoy, Lounsberry, Lund, Manning, McCullough, Miller, Ring, Saltzmann, Scholz, Scott, Steelsmith, Cambauer, Webb—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Halgrims of Humboldt, House File No. 667, a bill for an act to amend section one (1) of chapter one hundred forty-five (145) acts of the Thirty-fourth (34th) General Assembly, relative to the limit of indebtedness of independent school districts, was taken up and considered.

Mr. Halgrims moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartie, Bauman, Bingham, Black, Blackford, Bliss, Brady, Brown, Buxton, Cannon, Chapman, Cole, Craig, Crozier, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hansen, Hazen, Helming, Huff, Hutchins, Jacobson, Jensen, Jones, Kane, Kingland, Kulp, Lenocker, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Shankland, Sherman, Sidey, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—66.

The nays were:

Odendahl—1.

Absent or not voting:

Atkinson, Bernbrock, Boettger, Bradley, Brockway, Bruce, Burt, Carson, Clark, Cronbaugh, Daniels, Dawson, Dixon, Downey, Greene of Grundy, Griggs, Halstead, Hamilton, Heaton, Hunt, Huntley, Jacobs, Jamison, Kelso, Klay, Koontz, Larrabee, LeRoy, Lounsberry, Lund, Manning, McCullough, Miller, Ring, Saltzmann, Scholz, Scott, Steelsmith, Stipe, Stutt, Trumbauer—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Barry of Linn, House File No. 666, a bill for an act to amend section twenty-seven hundred sixty-one (2761) of the code relating to the duties of secretaries of school boards, with report of committee recommending passage, was taken up, and considered.

Mr. Barry moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Brady, Brockway, Brown, Buxton, Cannon, Chapman, Cole, Downey, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hansen, Hazen, Helming, Huff, Hutchins, Jacobson, Jensen, Kane, Kingland, Larrabee, Lenocker, McHose, McVicker, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Webb, White, Whitney, Workman, Mr. Speaker—64.

The nays were:

Halstead, Meredith, Scott—3.

Absent or not voting:

Atkinson, Bernbrock, Boettger, Bradley, Bruce, Burt, Carson, Clark, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Eggleston, Greene of Grundy, Griggs, Hamilton, Heaton, Hunt, Huntley, Jacobs, Jamison, Jones, Kelso, Klay, Koontz, Kulp, LeRoy, Lounsberry, Lund, Manning, McCullough, Miller, Ring, Saltzmann, Scholz, Steelsmith, Townsend, Trumbauer—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to

On motion of Chapman of Guthrie, House File No. 661, a bill for an act to provide for the establishment of a teachers' employment bureau in the department of public instruction, was taken up, and considered.

Kane of Dubuque moved that further consideration on the bill be deferred.

Motion prevailed.

On motion of Grout of Black Hawk, the House adjourned until Saturday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 5, 1913.

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

Prayer was offered by Rev. James P. Burling of Des Moines, Iowa.

On request of Dawson of Cherokee, leave of absence was granted Sherman of Poweshiek until Monday.

On request of Dunlap of Clinton, leave of absence was granted Doze of Wayne until Monday.

On request of Jamison of Des Moines, leave of absence was granted Black of Muscatine until Monday.

On request of Townsend of Tama, leave of absence was granted Stutt of Jones until Tuesday.

On request of Anderson of Montgomery, leave of absence was granted Buxton of Warren until Monday.

On request of Huntley of Lucas, leave of absence was granted Hunt of Harrison until Monday.

Mr. Speaker granted leave of absence to Klay of Sioux until Monday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Kingland of Winnebago presented remonstrance of citizens of Winnebago county against creation of a permanent tax commission.

Referred to committee on Ways and Means.

Eggleston of Clarke presented remonstrance of citizens of Clark county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Erickson of Lyon presented remonstrance of citizens of Lyon county against creation of permanent tax commission.

Referred to committee on ways and Means.

Bartle of Mitchell presented remonstrance of citizens of Mitchell county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Cole of Hancock presented remonstrance of citizens of Hancock county against creation of permanent tax commission.

Referred to committee on Ways and Means.

Hutchins of Kossuth presented petition of citizens of Kossuth county favoring House File No. 484.

Referred to committee on Railroads and Transportation.

CONSIDERATION OF BILLS.

On motion of Brown of Mahaska, House File No. 529, a bill for an act to amend section four thousand six hundred six (4606), chapter one (1), title twenty-three (23) of the code of 1897 and the amendments thereto, in relation to husband and wife as witnesses, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Brown moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Hadley, Halstead, Hansen, Hazen, Helming, Huntley, Jacobs, Jacobson, Jamison, Kane, Kingland, Lenoeker, Lund, Me-

Vicker, Meredith, Miller, Milton, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Shankland, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—73.

The nays were:

Cronbaugh, Odendahl—2.

Absent or not voting:

Barry, Bernbrock, Brockway, Burt, Crozier, Dawson, Greene of Grundy, Griggs, Grout, Halgrims, Hamilton Heaton, Huff, Hunt, Hutchins, Jensen, Jones, Kelso, Klay, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Manning, McCullough, McHose, Newcomb, Saltzmann, Scholz, Scott, Sherman, Trumbauer—33.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Larrabee of Fayette called up House File No. 549 and yielded the floor to Peterson of Cass.

On motion of Mr. Peterson, House File No. 549, a bill for an act appropriating a certain sum of money to A. S. Perryman, the said amount being the unearned license fee paid by said A. S. Perryman, with report of committee recommending passage, was taken up, and considered.

Mr. Peterson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Halstead, Hansen, Hazen, Helming, Huntley, Hutchins, Jacobson, Jamison, Jones, Kane, Kingland, LeRoy, Lund, McVicker, Meredith, Milton,

Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Rohwer, Saltzmann, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—73.

The nays were:

Lenocker, Mitchell, Stutt, Workman—4.

Absent or not voting:

Barry, Bernbrock, Bliss, Burt, Cole, Dixon, Greene of Grundy, Griggs, Hadley, Halgrims, Hamilton, Heaton, Huff, Hunt, Jacobs, Jensen, Kelso, Klay, Koontz, Kulp, Larrabee, Lounsberry, Manning, McCullough, McHose, Miller, Newcomb, Power, Rone, Scholz, Trumbauer—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up House File No. 349 and yielded the floor to Peterson of Cass.

On motion of Mr. Peterson, House File No. 349, a bill for an act to amend the law as it appears in section seven (7) of chapter one hundred sixty-nine (169) of the acts of the Thirty-third (33d) General Assembly relating to the compensation of the state bee inspector, and to make an appropriation therefor, with report of committee recommending passage, was taken up, and considered.

Mr. Peterson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Griffin, Hadley, Hamilton, Hansen, Helming, Huntley, Jacobs, Jacobson, Jamison, Kingland, LeRoy, McHose, McVicker, Mere-

dith, Milton, Munro, Odendahl, Peterson, Reeve, Ring, Rohwer, Shankland, Sherman, Sidey, Steelsmith, Thompson, Townsend, Trumbauer, Workman, Mr. Speaker—62.

The nays were:

Boettger, Downey, Doze, Greene of Clinton, Halstead, Hazen, Kane, Kulp, Lenocker, McCullough, Mitchell, Rone—12.

Absent or not voting:

Barry, Bernbrock, Burt, Crozier, Greene of Grundy, Griggs, Grout, Halgrims, Heaton, Huff, Hunt, Hutchins, Jensen, Jones, Kelso, Klay, Koontz, Larrabee, Lounsberry, Lund, Manning, Miller, Newcomb, Pickford, Power, Saltzmann, Scholz, Scott, Stipe, Stokes, Stutt, Webb, White, Whitney—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up Senate File No. 80 and yielded the floor to Lund of Hamilton.

On motion of Mr. Lund, Senate File No. 80, a bill for an act to pension the survivors of the Spirit Lake relief expedition of 1857, providing the amount of such pensions, the method of payment, and making an appropriation therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Lund moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Boettger, Bradley, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Hansen, Hazen, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Lenocker, Le-

Roy, Lund, McCullough, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Power, Reeve, Ring, Rohwer, Saltzman, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman. Mr. Speaker—79.

The nays were:

Bingham, Brown, Cronbaugh, Halstead, Rone—5.

Absent or not voting:

Atkinson, Brady, Brockway, Burt, Dixon, Downey, Elliott, Elwood, Greene of Grundy, Griggs, Halgrims, Hamilton, Heaton, Hunt, Klay, Kulp, Larragee, Lounsberry, Manning, McHose, Miller, Odendahl, Pickford, Stipe—24.

So the bill having received a two-thirds majority of the members of the House was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up House File No. 288 and yielded the floor to Sherman of Poweshiek.

On motion of Mr. Sherman, House File No. 288, a bill for an act to make an appropriation for the payment of the expenses of printing of briefs and traveling expenses of one of the railroad commissioners, Clifford Thorne, while in attendance at the final hearing in the case before the Interstate Commerce Commission involving general advancement in rates, with report of committee recommending passage, was taken up, and considered.

Mr. Sherman moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Griffin, Grout, Hadley, Hansen, Hazen, Helming, Huff, Huntley,

Hutchins, Jacobs, Jacobson, Jones, Kelso, Kingland, Kulp, Larrabee, LeRoy, Lund, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—79.

The nays were:

Cronbaugh, Downey, Greene of Clinton, Halstead, Jamison, Kane, Stutt—7.

Absent or not voting:

Barry, Burt, Cannon, Clark, Fraley, Greene of Grundy, Griggs, Halgrims, Hamilton, Heaton, Hunt, Jensen, Klay, Koontz, Lenoeker, Lounsberry, Manning, McCullough, Mitchell, Rohwer, Saltzmann, Stokes—22.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up House File No. 266 and yielded the floor to Lund of Hamilton.

On motion of Mr. Lund, House File No. 266, a bill for an act to amend sections twenty-six (26) and forty-three (43) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly known as "The Military Code of Iowa," with report of committee recommending passage, was taken up and considered.

Mr. Lund proposed the following amendment:

Amend by striking out of the title thereof the words and characters "known as 'the Military Code of Iowa'" and inserting in lieu thereof the words "relating to armory rent and making an appropriation therefor." Also by striking out the word "twelve" in the fourth line of the printed bill and inserting in lieu thereof the word "ten." Also by striking out the figures "1200" at the end of said section one and inserting in lieu thereof the figures "1000." Also by striking out the words "sixty-five" in the third line of section 2 and inserting in lieu thereof the word "fifty." Also by striking out the figures "165000" and inserting in lieu thereof the figures "150000."

Amendment adopted.

Mr. Lund moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Brown, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Helming, Huntley, Hutchins, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lund, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Peterson, Pickford, Power, Ring, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Townsend, Trumbauer, White, Workman—70.

The nays were:

Cronbaugh, Mr. Speaker—2.

Absent or not voting:

Barry, Baumán, Bernbrock, Bradley, Cannon, Clark, Crozier, Downey, Elwood, Enger, Greene of Grundy, Griggs, Halgrims, Hamilton, Heaton, Huff, Hunt, Jacobs, Jensen, Klay, Koontz, Lounsberry, Manning, Miller, Newcomb, Odendahl, Reeve, Rohwer, Rone, Saltzmann, Scholz, Stokes, Stutt, Thompson, Webb, Whitney—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORTS OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER.—Your committee on Appropriations to whom was referred House File No. 564, a bill for an act to make provisions for the settlement of all liabilities of the state growing out of the sale of certain lands of the Des Moines river improvement grant as school lands, 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 do pass.

WM. LARRABEE, JR.
Chairman.

Report adopted.

Also:

MR. SPEAKER.—Your committee on Appropriations to whom was referred House File No. 611, a bill for an act authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employees, providing the powers, duties and compensation of such board and setting forth the manner in which the investigation of disputes shall be made and the publication and recording of the decision and finding of said board and making appropriation therefor, 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 do pass.

WM. LARRABEE, JR.
Chairman.

Report adopted.

Also:

MR. SPEAKER.—Your committee on Appropriations to whom was referred Senate File No. 351, a bill for an act to promote horticulture by the creation of new and better adapted varieties through scientific cross-breeding and selection, and to make an appropriation therefor, 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 do pass.

WM. LARRABEE, JR.
Chairman.

Report adopted.

Larrabee of Fayette in the Chair.

Also:

MR. SPEAKER.—Your committee on Appropriations to whom was referred House File No. 241, a bill for an act to repeal section two thousand five hundred and seventy-five-a-52 (2575-a-52), of the supplement to the Code, 1907, and to enact a substitute therefor, making annual appropriations for carrying on the work of the state entomologist, 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 amended as follows:

By striking out the words and figures "six thousand dollars (\$6,000.00)" in line six of section 1 and inserting in lieu thereof the words and figures "two thousand dollars (\$2,000.00)," and when so amended the bill do pass.

WM. LARRABEE, JR.
Chairman.

Report adopted.

Mitchell of Wapello from the committee appointed to draft suitable resolutions commemorating the life, character and public service of Hon. Daniel Alexander LaForce, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

CONSIDERATION OF BILLS.

House resumed consideration of Senate File No. 295, a bill for an act to amend the law as it appears in section nine (9), chapter one hundred fifty-three (153), acts of the Thirty-third General Assembly, relating to the protection of fish and game; and to amend the law as it appears in chapter one hundred sixteen (116) of the acts of the Thirty-fourth General Assembly, relating to the compensation of the fish and game warden, with amendment proposed by Halgrims of Humboldt.

Amendment lost.

Mr. Halgrims proposed the following amendment:

Amend section 2 by striking out the words and figures "twenty-four hundred (2400)" in the fourth and fifth lines and inserting in lieu thereof the words and figures "eighteen hundred (1800)."

Amendment adopted.

Jones of Dickinson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bernbroek, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Burt, Carson, Chapman, Cole, Craig, Daniels, Daw

son, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Halgrims, Hansen, Hazen, Helming, Huff, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lund, McCullough, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Trumbauer, Webb, Whitney, Workman—76.

The nays were:

Bradley, Brown, Clark, Cronbaugh, Crozier, Downey, Hadley, Halstead, Kingland, McHose, Odendahl, Rone, Thompson, White—14.

Absent or not voting:

Atkinson, Barry, Bauman, Buxton, Cannon, Greene of Grundy, Griggs, Hamilton, Heaton, Hunt, Huntley, Jensen, Klay, Lounsberry, Manning, Stutt, Townsend, Mr. Speaker—18.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Jacobs of Calhoun, House File No. 657, a bill for an act to legalize decrees obtained prior to January 1, 1911, where the proof of the publication of an original notice was made by the editor of the newspaper in which the original notice was published, was taken up, and considered.

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

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Burt, Cannon, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Helming, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Larra-

bee, LeRoy, Lund, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Workman—76.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bernbrock, Black, Bliss, Bruce, Buxton, Clark, Cole, Enger, Fraley, Greene of Grundy, Griggs, Halgrims, Hamilton, Heaton, Huff, Hunt, Jensen, Klay, Koontz, Kulp, Lenocker, Lounsberry, Manning, Miller, Newcomb, Peterson, Scholz, Stutt, Whitney, Mr. Speaker—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MOTION TO RECONSIDER.

MR. SPEAKER.—I move to reconsider the vote by which House File No. 656 failed to pass the House.

H. C. RING.

I second the motion.

GEORGE F. CARSON.

CONSIDERATION OF BILLS.

On motion of Chapman of Guthrie, House resumed consideration of House File No. 661, a bill for an act to provide for the establishment of a teachers' employment bureau in the department of public instruction.

Eggleston of Clark proposed the following amendment:

Amend section 2 as follows: by adding the following paragraph: "all moneys paid in by the teachers, remaining in said fund, after the expense of maintaining the bureau is met, shall be retained for the benefit of the teachers of Iowa."

Amendment adopted.

Chapman of Guthrie proposed the following amendments:

Amend section 2, in line 3 insert the word "Iowa" after the word "any" and before the word "teacher".

In line 5 insert a comma (,) and word "references" after the word "experience" and word "and."

Strike out in sixth line of third paragraph the words "without comment" and insert in lieu thereof the following: "together with such information as was contained in the registration application."

Also by adding to paragraph three of section 2 the following:

"The superintendent of public instruction shall not attempt to use his influence to prejudice any board of education either for or against any applicant."

Amendment adopted.

Bauman of Van Buren proposed the following amendment:

Amend by striking out the fee \$1.00 from the bill wherever it occurs as it refers to Iowa teachers.

Amendment lost.

Mr. Chapman moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Brockway, Brown, Bruce, Burt, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hansen, Hazen, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lund, McCullough, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Shankland, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Whitney, Workman

The nays were:

Downey, Halstead, Mitchell, Scott—4.

Absent or not voting:

Black, Bradley, Brady, Buxton, Cole, Crozier, Greene of Grundy, Griggs, Hamilton, Heaton, Hunt, Kelso, Klay, Lenocker, Lounsberry, Manning, Odendahl, Saltzmann, Sherman, Stutt, Webb, White, Mr. Speaker—23.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 3, joint resolution proposing an amendment to the constitution of the state of Iowa, repealing section seven (7) of article two (2) of said constitution and proposing a substitute therefor, relating to and providing for the time of holding general elections.

Also:

House File No. 260, a bill for an act to amend section two thousand seven hundred twenty-seven-c (2727-c) of chapter eleven-a (11-a) of the supplement to the code, 1907, relating to college for blind.

Also:

House File No. 424, a bill for an act to amend section two thousand seventeen (2017) of the Code, relating to the right of railroad companies to raise or lower highways where they are crossed by railroads, and giving the board of railroad commissioners authority to order undergrade or overhead crossings.

Report adopted.

Also:

House File No. 456, a bill for an act authorizing cities and towns including those acting under special charter and cities under the commission form of government to adopt a building code and to provide penalties for violation thereof.

Also :

House File No. 509, a bill for an act to repeal section one (1) of chapter forty-nine (49), of the acts of the thirty-fourth general assembly relating to the improvement of water fronts in cities acting under special charter and enacting a substitute therefor and to amend section two (2) of chapter forty-nine (49) of the acts of the thirty-fourth general assembly relating to the levee improvement commission in such cities.

Also :

House File No. 653, a bill for an act to repeal section three (3) of chapter one hundred eighteen (118) of the acts of the thirty-fourth general assembly, providing for the distraint of deer; and to enact a substitute therefor.

Also :

House File No. 192, a bill for an act to amend the law as it appears in section three thousand four hundred forty-seven (3447) of the Code, relating to the limitation of actions to set aside wills.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson of Greene, from the joint 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. 456, a bill for an act authorizing cities and towns including those acting under special charter and cities under the commission of government to adopt a building code and to provide penalties for violation thereof.

Also :

House File No. 509, a bill for an act to repeal section one (1) of chapter forty-nine of the acts of the Thirty-fourth General Assembly relating to the improvement of water fronts in cities acting under special charter and enacting a substitute therefor and to amend section two (2) of chapter forty-nine (49) of the acts of the Thirty-fourth General Assembly relating to the levee improvement commission in such cities.

Also:

House File No. 653, a bill for an act to repeal section three (3) of chapter one hundred eighteen (118) of the acts of the Thirty-fourth General Assembly, providing for the distraint of deer; and to enact a substitute therefor.

Report adopted.

Also:

House File No. 192, a bill for an act to amend the law as it appears in section three thousand four hundred forty-seven (3447) of the Code, relating to the limitation of actions to set aside wills.

Report adopted.

Also:

House Joint Resolution No. 3, joint resolution proposing an amendment to the constitution of the state of Iowa, repealing section seven (7) of article two (2) of said constitution and proposing a substitute therefor, relating to and providing for the time of holding general elections.

Also:

House File No. 260, a bill for an act to amend section two thousand seven hundred twenty-seven-c (2727-c) of chapter eleven-a (11-a) of the Supplement to the Code, 1907, relating to college for blind.

Also:

House File No. 424, a bill for an act to amend section two thousand seventeen (2017) of the Code, relating to the right of railroad companies to raise or lower highways where they are crossed by railroads, and giving the board of railroad commissioners authority to order under-grade or overhead crossings.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

MOTIONS TO CONSIDER.

I move to reconsider the vote by which House File No. 361 passed the House.

F. J. LUND.

I second the motion.

H. C. RING.

I move to reconsider the vote by which House File No. 361 passed to its third reading.

F. J. LUND.

I second the motion.

H. C. RING.

CONSIDERATION OF BILLS.

On motion of Barry of Linn, Substitute for Senate File No. 57, a bill for an act to confer power upon the railroad commission of the state of Iowa to grant a franchise to any individual or corporation organized under the laws of Iowa, or corporation authorized to transact business in Iowa under the general corporation laws of the state, engaged in the manufacture, sale or distribution for sale of electric current, to construct transmission lines and obtain the necessary interests in real estate therefor, and the manner of making compensation to said owner of said lands for said rights, was taken up, and considered.

Brady of Dallas proposed to amend by striking out of the last line of subdivision 3 of section 5 the words "or parallel with."

Amendment lost.

Mr. Barry moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Brady, Brockway, Carson, Chapman, Crozier, Daniels, Dixon, Eggleston, Elliott, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Koontz, Larrabee, Lenoeker, LeRoy, McCullough, McHose, Miller, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sidey, Townsend, Trumbauer, White, Whitney, Workman—65.

The nays were:

Brown, Bruce, Burt, Cannon, Clark, Craig, Downey, Enger, McVicker, Mitchell, Munro, Scott, Steelsmith, Stipe, Stokes, Thompson, Mr. Speaker—17.

Absent or not voting:

Black, Bradley, Buxton, Cole, Cronbaugh, Dawson, Doze, Dunlap, Elwood, Greene of Grundy, Griggs, Hamilton, Heaton, Hunt, Kelso, Klay, Kulp, Lounsberry, Lund, Manning, Meredith, Milton, Odendahl, Sherman, Stutt, Webb—26.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Journal of Friday, April 4th, corrected and approved.

Jacobson of Audubon, from the committee on Improvement and Repairs, submitted the following report and asked that it be printed in the Journal:

We the joint committee on Improvements and Repairs beg leave to report that we have had the matter under consideration and make the following recommendations:

We recommend necessary repairs and painting as suggested by the custodian for the law library; said repairs being the removal of the broken and cracked scagliola and brackets, replacement of the same with new, necessary painting and cleaning.

New air compressor installed in the engine room.

Vacuum cleaner to be used in the historical and capitol building.

Removal of steam mains in the power house from the sub-basement and placing overhead in the boiler room and that they be run direct through the wall to the engine. Also that high pressure main to the state house be re-run.

All toilet rooms equipped with flush valves such as are in the House and Senate toilet rooms.

Boilers in the engine room equipped with soot blowers.

Certain necessary repairs to the boiler house, historical and capitol building, pointed out by the engineer to this committee as being necessary for the proper preservation of the building and equipment but too numerous to set out fully in this report, at an estimated cost of fifteen hundred dollars (\$1500.00).

A change in the electric wiring in the sub-basement so that it may be cut off and turned on as needed; as it is now the entire sub-basement lights burn continually; also that the sub-basement of the historical building be wired in like manner.

Repairing and cleaning of curtains in the Senate and House chambers.

Repairing of broken places in the sky lights about the capitol.

Repairing of the basement floor in the capitol so that the marble be placed in the three wings and main hall, and the placing of a new floor of cement in the west wing in which the heavy trucking and moving is usually done.

Sewer connections on the first, second and basement floors so that the water for cleaning used by the janitors may be emptied without being carried to the basement.

Repairing of furnaces in the food and dairy building.

Sprinkling system installed over the Senate chamber.

Painting, cleaning and decorating inside the dome of the historical building and the cleaning, painting and redecorating of the walls in several of the rooms.

Cleaning and repairing of House chamber and committee rooms.

Necessary repairs to the water tables, area ways and roof of the historical building, the pedestals at the entrance of the building, stone seats and walks on the capitol grounds, and balustrades on the roof of the capitol.

New carpets to replace those that are old and worn out and repairing and relaying of other carpets.

Repairing of numerous chairs used in both the Senate and House chambers and other parts of the building and also in the historical building.

We further recommend that for the purpose of making the above mentioned repairs there be added to the usual biennial appropriation of \$20,000, the sum of five thousand dollars (\$5,000), which sum, together with the amount remaining from the appropriation made under subsection 23 of section 3 of chapter 192, acts of the Thirty-fourth General Assembly, be placed in the hands of the executive council.

We further recommend the employment of three young and active men who shall be competent to perform any of the ordinary work or duties that may be required of them in the cleaning, care, and custody and repairing of the building and grounds, and that at least one of them have some general knowledge and skill as a practical mechanic which will

enable him to supervise the construction of sidewalks and look after the upkeep of the buildings; provided, however, he shall not be considered as an overseer but as a workman and shall be actively engaged in the performance of work. All men to be under the control of the custodian. We recommend that a lady be employed to act as clerk and assistant to the custodian and that she shall assist in the supervision of such repairs, cleaning and sanitation as can best be done under a woman's direction. Four employees mentioned to be placed upon the custodian's payroll.

All work to be done under the general supervision and direction of the executive council.

H. W. SFAULDING,
E. P. FARR,
O. H. JACOBSON,
W. H. WEBB,
S. H. BAUMAN,

Joint Committee on Improvements and Repairs.

MOTIONS TO RECONSIDER.

Lund of Hamilton called up the motion to reconsider the vote by which House File No. 361 passed the House, and moved its adoption.

Motion prevailed.

Mr. Lund called up the motion to reconsider the vote by which House File No. 361 passed to its third reading and moved its adoption.

Motion prevailed.

Mr. Lund moved that House File No. 361 be referred to the Sifting committee.

Motion prevailed and the bill was so referred.

INTRODUCTION OF BILLS.

By Sifting committee, House File No. 677.

A BILL for an Act to Legalize the Regular City Election of the City of Winterset, Iowa, held on the 31st Day of March, A. D. 1913, and to Legalize a Certain Franchise, and the Ratification Thereof by the Voters at Such Election, Granted by the Said City of Winterset to the Winterset Mutual Telephone Company.

Whereas, At a regular meeting of the city council of the city of Winterset, Madison county, Iowa, the said city council approved ordinance No. 104, being an ordinance entitled as follows:

"An ordinance granting to the Winterset mutual telephone company of Winterset, Iowa, the right to erect and maintain in the alleys of Winterset, Iowa, the poles, wires, and fixtures necessary to the use and enjoyment of a telephone company, except where it is necessary to use a street," and

Whereas, Said city council at said meeting ordered the same submitted to the voters of Winterset, Madison county, Iowa, for ratification at the general election held in said city of Winterset on March 31, 1913, and

Whereas, Due and legal publication of said ordinance and notice of said election to pass on said franchise was given by publication in the Winterset News, and the Winterset Madisonian, weekly newspapers published at Winterset, Iowa, and

Whereas, At a general election held in the city of Winterset, Madison county, Iowa, on March 31, 1913; there was submitted to the voters therein the question: "Shall a franchise be granted the Winterset mutual telephone company.;" and

Whereas, At such election seven hundred nineteen (719) votes were cast, of which number five hundred seventy-two (572) voted on said question of granting a franchise to the Winterset mutual telephone company; three hundred thirty-one (331) votes being for, and two hundred forty-one (241) votes being against granting such franchise; and

Whereas, There was but one form of ballot used at such general election, and which ballot contained both the names and offices of the persons to be elected to office at said election and the said question of granting a franchise to said telephone company, and was printed on white paper, and

Whereas, No separate ballot was prepared for submitting such question of granting said telephone company a franchise, and printed on yellow paper, and having thereon the words: "Shall the following public measure be adopted," and having on the back thereof appropriate words to distinguish such ballot from the official ballot for candidates for office; and

Whereas, Because of the defects in said ballots herein referred to, doubt has arisen as to the legality of such election in so far as same concerns the question of granting said franchise to the said The Winterset Mutual Telephone Co.; now therefore

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

Section 1. That the general election held March 31, 1913, submitting to the voters of the city of Winterset, Madison county, Iowa, the question of granting a franchise to the Winterset Mutual Telephone Co., is hereby legalized and declared to be valid and binding the same as though the law

had in all respects been strictly complied with, and the same as though such question had been voted upon by the electors at such election with separate ballots, printed upon yellow paper, and in every way complying with the laws of this state relating thereto.

Sec. 2. That the said city ordinance of the city of Winterset, Iowa, designated as Ordinance No. 104, adopted and approved by the city council of Winterset, Iowa, on the 28th day of February, 1913, and which is hereinafter referred to, be and is hereby fully legalized and declared valid and of the same force and effect as if the said ordinance had in all respects been adopted, approved and voted upon in the form and manner as provided by the laws of this state, and as if the law in all respects had been fully complied with; provided, however, that this act shall not affect pending litigation.

Read first and second time and passed on file.

On motion of Ring of Linn, the House adjourned until Monday, April 7th at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 7, 1913.

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

Prayer was offered by Rev. W. J. Minchin, Ames, Iowa.

Journal of Saturday, April 5th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bartle of Mitchell presented remonstrance of citizens of Mitchell county against creation of permanent tax commission.

Referred to Sifting committee.

Stipe of Page presented petition of W. C. T. U. of Riverton relative to House Files Nos. 25, 169, 173, 368 and 436.

Referred to Sifting committee.

Downey of Crawford presented petition of citizens of Crawford county favoring House File No. 364.

Referred to Sifting committee.

Elwood of Howard presented remonstrance of citizens of Howard county against creation of permanent tax commission.

Referred to Sifting committee.

Barry of Linn presented remonstrance of citizens of Linn county against creation of permanent tax commission.

Referred to Sifting committee.

Newcomb of Adams presented remonstrance of citizens of Adams county against creation of permanent tax commission.

Referred to Sifting committee.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against any change in school laws.

Referred to Sifting committee.

Dunlap of Clinton presented remonstrance of citizens of Clinton county against creation of permanent tax commission.

Referred to Sifting committee.

Eggleston of Clarke presented remonstrance of citizens of Clarke county against creation of permanent tax commission.

Referred to Sifting committee.

Trumbauer of Keokuk presented remonstrance of citizens of Keokuk county against creation of permanent tax commission.

Referred to Sifting committee.

Mr. Speaker granted leave of absence to Milton of Cedar indefinitely.

On request of Bliss of Ringgold leave of absence was granted Chapman of Guthrie for the forenoon.

Mr. Speaker granted leave of absence to Rohwer of Ida indefinitely.

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. 513, a bill for an act to prohibit the importation of diseased bees.

JOS. E. MEYER,
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. 226, a bill for an act to amend section 1660, Supplement to the Code, 1907, to aid county agricultural societies.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On motion of Hamilton of Lee House File No. 404, a bill for an act to amend section eight hundred and sixteen (816) of the code. An act amendatory and additional to section eight hundred and sixteen (816) of the code, relating to lien of tax, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Hamilton proposed the following amendment:

Amend by striking out the word and figure "section (2)" and that said paragraph be placed in parenthesis.

Amendment adopted.

Mr. Hamilton moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Cannon, Carson, Clark, Cole, Cronbaugh, Daniels, Dawson, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Jacobson, Jamison, Kelso, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Scott, Shankland, Sherman, Steelsmith, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—76 .

The nays were:

None.

Absent or not voting :

Barry, Bernbrock, Brockway, Burt, Buxton, Chapman, Craig, Crozier, Dixon, Doze, Fraley, Greene of Grundy, Halgrims, Huff, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kane, Klay, Koontz, Lounsberry, Milton, Newcomb, Rone, Saltzmann, Scholz, Sidey, Stipe, Stokes—32.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Hamilton of Lee House File No. 451, a bill for an act amending the law as it appears in subdivision, one, section 1304, of the code of 1907, and supplement thereto, relating to exemptions of different classes of property, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Hamilton moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Carson, Clark, Cole, Cronbaugh, Crozier, Daniels, Downey, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Hunt, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Larrabee, Lund, Manning, McCullough, McHose, McVicker, Meredith, Mitchell, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Saltzmann, Scott, Sherman Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—74.

The nays were :

None.

Absent or not voting :

Barry, Bernbrock, Bliss, Brockway, Buxton, Chapman, Craig, Dawson, Dixon, Doze, Elliott, Fraley, Greene of Grundy, Hadley, Huff, Huntley, Hutchins, Jacobs, Kane, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Miller, Milton, Newcomb, Power, Scholz, Shankland, Sidey, Stipe, Stutt—34.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Lund of Hamilton Senate File No. 418, a bill for an act to require the equipment and maintenance of sanitary closets at railway stations in this state, providing for the regulation and inspection thereof and fixing a penalty for violation of this act, with report of committee recommending passage, was taken up and considered.

Mr. Lund moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Carson, Clark, Cole, Cronbaugh, Crozier, Daniels, Downey, Dunlap, Elliott, Elwood, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Larrabee, Lenoeker, LeRoy, Lund, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—80.

The nays were :

None.

Absent or not voting :

Brockway, Buxton, Chapman, Craig, Dawson, Dixon, Doze, Eggleston, Enger, Erickson, Hamilton, Huntley, Hutchins, Jacobs, Kelso, Klay, Koontz, Kulp, Lounsberry, Manning, McCullough, Milton, Power, Rohwer, Sherman, Sidey, Stipe, Stutt—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up Senate File No. 351 and yielded the floor to Bruce of Floyd.

On motion of Mr. Bruce Senate File No. 351, a bill for an act to promote horticulture by the creation of new and better adapted varieties through scientific cross-breeding and selection and to make an appropriation therefor, with report of committee recommending passage, was taken up and considered.

Mr. Bruce moved that the rules be suspended, the bill read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Hamilton, Hansen, Hazen, Heaton, Helming, Hunt, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Kulp, Larrabee, Lenocker, Lund, Manning, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scott, Shankland, Steelsmith, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—77.

The nays were :

Brown, Burt, Cronbaugh, Downey, Dunlap, Odendahl, Thompson—7.

Absent or not voting:

Barry, Bernbrock, Black, Chapman, Doze, Halgrims, Halstead, Huff, Huntley, Hutchins, Kelso, Koontz, LeRoy, Lounsberry, McCullough, Milton, Newcomb, Rohwer, Scholz, Sherman, Sidey, Stipe, Stokes, Stutt—24.

So the bill having received a two-thirds majority of the members of the House was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up House File No. 564 and yielded the floor to Lund of Hamilton.

On motion of Mr. Lund House File No. 564, a bill for an act making provisions for the settlement of all liabilities of the state growing out of the sale of certain lands of the Des Moines river improvement grant as school lands, with report of committee recommending passage, was taken up and considered.

Mr. Lund moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Black, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hamilton, Hazen, Heaton, Helming, Hunt, Huntley, Jacobs, Jacobson, Jones, Kelso, Klay, Kulp, Larrabee, Lund, Manning, McHose, McVicker, Meredith, Mitchell, Munro, Pickford, Power, Reeve, Ring, Rone, Saltzman, Scott, Shankland, Sherman, Sidey, Stipe, Townsend, Webb, White, Whitney, Workman—69.

The nays were:

Burt, Hansen, Steelsmith, Stokes, Thompson, Mr. Speaker—6.

Absent or not voting:

Barry, Bernbrock, Bingham, Boettger, Brockway, Buxton, Chapman, Dixon, Downey, Doze, Fraley, Griggs, Halgrims, Huff, Hutchins, Jamison, Jensen, Kane, Kingland, Koontz, Lenoeker, LeRoy, Lounsberry, McCullough, Miller, Milton, Newcomb, Oden Dahl, Peterson, Rohwer, Scholz, Stutt, Trumbauer—33.

So the bill having failed to receive a two-thirds majority was declared to have been lost.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 564 failed to pass the House.

M. F. THOMPSON.

I second the motion.

ALBERT HANSEN.

MESSAGES FROM THE SENATE.

The following messages were read from the Senate:

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

Senate File No. 304, a bill for an act for relief of the grantees of David E. Fry, and for the purpose of having patents issued in the names of W. E. Pomeroy and Arthur Dilley for certain tracts of land.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate requests the return of the following bill:

House File No. 439, a bill for an act to authorize the appointment of special agents to aid in the detection, identification, capture and conviction of criminals, delinquents and defectives, and to require the co-operation and assistance of all sheriffs, police and peace officers, etc.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate requests the return of the following bill:

House File No. 647, a bill for an act for the relief of M. O. Clemens for personal injuries sustained by him while employed as engineer in the state sanatorium for the treatment of tuberculosis at Oakdale, and making an appropriation therefor.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up House File No. 611 and yielded the floor to Power of Jefferson.

On motion of Mr. Power House File No. 611, a bill for an act authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employees, providing for the powers, duties, and compensation of such board and setting forth the manner in which the investigation of disputes shall be made and the publication and recording of the decision and finding of said board and making appropriation therefor, with report of committee recommending passage, was taken up and considered,

Bingham of Emmet proposed the following amendment:

Amend section 8 by inserting after the word "published" in line 8 the words: "at a rate of not to exceed thirty-three and one-third (33 1-3) cents per ten (10) lines of brier type or its equivalent."

Amendment adopted.

Shankland of Polk proposed the following amendment:

Amend by striking out the period after the last word in section 1, inserting a semi-colon in lieu thereof and adding the following:

"And provided that an arbitration board shall not be appointed in any case of dispute between any employers and employees who are working under a trade agreement, or who may be seeking to renew such agreement, unless written application be made for its appointment by the official representatives of both such employers and employees."

Amendment lost.

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

Shankland of Polk moved that further consideration of House File No. 611 be deferred until 3:00 o'clock P. M.

Motion lost.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brockway, Bruce, Buxton, Cannon, Carson, Cole, Craig, Dixon, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Griggs, Grout, Halgrims, Hansen, Heaton, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, Kulp, Larrabee, LeRoy, Lund, Manning, McHose, McVicker, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Sherman, Stipe, Townsend, Webb, Whitney, Mr. Speaker.—57.

The nays were:

Black, Bradley, Brown, Burt, Clark, Cronbaugh, Daniels, Downey, Doze, Dunlap, Greene of Clinton, Hadley, Halstead, Hazen, Kane, Kelso, McCullough, Meredith, Miller, Mitchell, Scott, Shankland, Sidey, Steelsmith, Stokes, Thompson, Trumbauer, White, Workman—29.

Absent or not voting:

Boettger, Brady, Chapman, Crozier, Dawson, Eggleston, Fraley, Griffin, Hamilton, Helming, Hutchins, Jamison, Kingland, Klay, Koontz, Lenoeker, Lounsberry, Milton, Odendahl, Rohwer, Saltzmann, Stutt—22.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Power of Jefferson moved to reconsider the vote by which House File No. 611 passed the House and that the motion to reconsider be laid on the table.

• Motion prevailed.

Larrabee of Fayette called up House File No. 241 and yielded the floor to Stipe of Page.

On motion of Mr. Stipe House File No. 241, a bill for an act to repeal section two thousand five hundred and seventy-five-a-52 (2575-a-52) of the supplement to the code, 1907, and to enact a substitute therefor, making annual appropriations for carrying on the work of the state entomologist, with report of committee recommending passage as amended, was taken up, considered, and the amendments proposed by the appropriations committee were adopted.

Mr. Stipe moved that the amendments proposed by the committee on Horticulture be adopted.

Motion prevailed.

Mr. Stipe moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Bliss, Boettger, Brady, Bruce, Buxton, Cannon, Carson, Clark, Cole, Craig, Crozier, Daniels, Dixon, Doze, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Griffin, Grout, Hadley, Hamilton, Heaton, Helming, Hunt, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, LeRoy, Manning, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Oden Dahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Shankland, Stipe, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—64.

The nays were:

Brown, Burt, Cronbaugh, Downey, Dunlap, Eggleston, Greene of Clinton, Halstead, Hansen, Mr. Speaker—10.

Absent or not voting:

Barry, Bernbrock, Blackford, Bradley, Brockway, Chapman, Dawson, Fraley, Griggs, Halgrims, Hazen, Huff, Huntley Hutch-

ins, Jensen, Klay, Koontz, Kulp, Larrabee, Lenoeker, Lounsberry, Lund, McCullough, Milton, Newcomb, Rohwer, Saltzmann, Scholz, Scott, Sherman, Sidey, Seelsmith, Stokes, Stutt—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Senate Concurrent Resolution relative to the death of Daniel L. Castle and the appointment of a joint committee of door keepers to attend the funeral and the President has appointed as such committee on the part of the Senate: J. H. Doty, E. L. Stilson and D. A. Heisler.

Jos. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Miller of Bremer moved that the House concur in the request of the Senate for the return of House File No. 647.

Motion prevailed.

Anderson of Montgomery moved that the House concur in the request of the Senate for the return of House File No. 439.

Motion prevailed.

Ring of Linn called up Senate concurrent resolution relative to the death of Daniel L. Castle and moved its adoption.

CONCURRENT RESOLUTION.

Be it Resolved by the Senate, the House Concurring:

That whereas, Daniel L. Castle, one of the doorkeepers of the Senate, has been suddenly summoned from our midst by death, and

Whereas, The deceased was an honored member of the Grand Army of the Republic and a valiant soldier of the Union, be it hereby

Resolved, As a mark of respect to the deceased and his family, that the President of the Senate is authorized to appoint three persons from among the doorkeepers of the Senate, and the Speaker of the House three persons from among the doorkeepers of the House, who shall accompany the remains to their resting place; be it further

Resolved, That the sergeant-at-arms of the Senate and House be authorized and directed to take such steps as may be necessary for carrying out the provisions of this resolution, and that the necessary expense in connection therewith be paid out of the contingent fund of the state; be it further

Resolved, That the secretary of the Senate and the chief clerk of the House transmit a copy of this resolution to the family of the deceased.

Motion prevailed and resolution was adopted.

The Speaker appointed as committee on the part of the House, M. M. Shirk, J. B. Melvin and V. L. Callison.

Lund of Hamilton called up motion to reconsider the vote by which House File No. 564 failed to pass the House.

Motion prevailed.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Buxton, Cannon, Carson, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hamilton, Hazen, Heaton, Helming, Hunt, Huntley Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scott, Shankland, Stipe, Stokes, Townsend, Webb, White, Workman, Mr. Speaker—79.

The nays were:

None.

Absent or not voting :

Barry, Brockway, Bruce, Burt, Chapman, Clark, Downey, Halgrims, Hansen, Huff, Hutchins, Jamison, Klay, Koontz, Lounsberry, McCullough, Miller, Milton, Newcomb, Odendahl, Rohwer, Scholz, Sherman, Sidey, Steelsmith, Stutt, Thompson, Trumbauer, Whitney—29.

So the bill having received a two-thirds majority of the members of the House was declared to have passed the House 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 concurred in House amendments to the following bill in which the concurrence of the Senate was asked :

Senate File No. 80, a bill for an act to pension the survivors of the Spirit Lake relief expedition of 1857.

JOS. E. MEYER,
Secretary.

Also :

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

Senate File No. 70, a bill for an act to establish a department of public instruction and to amend section 1065, Supplement to the Code, 1907, and to repeal chapter 1, title 13, of the Code, and to repeal chapter 1, title 13, Supplement to the Code, 1907, as amended, relative to the office of superintendent of public instruction, and to enact a substitute therefor, and making the superintendent ex-officio a member of the state board of education.

JOS. E. MEYER,
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. 498, a bill for an act authorizing and directing the governor and secretary of state to execute a quit claim deed conveying to J. B. Keeler all of the right, title and interest of the state in lots 4, 5 and 6, section 13, township 99, N. Range 23, West 5th P. M.

JOS. E. MEYER,
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. 303, a bill for an act to require all persons, partnerships, companies or corporations owning or operating a railway in this state to equip the cab of all locomotive engines with frost glass in front of the seat of the engineer and fireman and providing penalty for violation thereof.

JOS. E. MEYER,
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. 175, a bill for an act to amend section 2732, chapter 12, title 23, Supplement to the Code, 1907, regulating the conduct of pupils of the county high schools and forbidding the use of tobacco by such pupils.

JOS. E. MEYER,
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. 440, a bill for an act to amend section 3447 of the Code, and to fix the time within which certain actions for the recovery of real estate may be brought.

JOS. E. MEYER,
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. 418, a bill for an act to repeal section 10, chapter 26, acts Thirty-third General Assembly, and to enact a substitute therefor, relating to the maintenance of county hospitals.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On motion of Brockway of Louisa, House File No. 502, a bill for an act to repeal section twenty-one hundred and fifty-seven-f (2157-f) of the supplement o the code, 1907, relating to free tickets, passes, franks, transportation, reduced rates and discrimination and to enact in lieu thereof the following, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Burt, Buxton, Cannon, Carson, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Hunt, Huntley, Jacobson, Jensen, Kingland, Lenocker, LeRoy, Manning, McHose, McVicker, Meredith, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scott, Shankland, Steelsmith, Stokes, Thompson, Townsend, Webb, White, Workman, Mr. Speaker—70.

The nays were:

None.

Absent or not voting:

Barry, Bernbrock, Bruce, Chapman, Clark, Cole, Downey, Eggleston, Greene of Grundy, Griggs, Hamilton, Hazen, Huff, Hutchins, Jacobs, Jamison, Jones, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lounsberry, Lund, McCullough, Miller, Milton, Newcomb, Odendahl, Rohwer, Scholz, Sherman, Sidey, Stipe, Stutt, Trumbauer, Whitney—38.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Shankland of Polk, Senate File No. 309, a bill for an act to provide the method of constructing and operating gypsum mines, for escape shafts and for the ventilation of such mines, to provide for the inspection of the same by the state mine inspector, to require operators to report fatal accidents and to provide penalties for violation of his act, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Shankland proposed the following amendments:

Amend by striking out the words "in breadth" in line 4 of the printed bill. Also strike out the words "in breadth" in line 5.

Also after the word "shafts" in line 6 insert the words "hereafter constructed."

Also following the word "apart" in line 9 insert "and adequate means of escape from mines now in operation."

Also after the word "shaft" in line 11 insert the following, "nor shall any building be erected within two hundred (200) feet of an escape shaft."

Amendment adopted.

Mr. Shankland proposed the following amendment to the amendment:

Amend by inserting the word "hereafter" following the word "building" in the last paragraph.

Amendment adopted.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Carson, Clark, Cole, Craig, Cronhaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Jacobs, Jacobson, Jamison, Jones, Kane, Kingland, Klay, Larrabee, Lenocker, LeRoy, Lund, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Rone, Saltzmann, Shankland, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Bernbrock, Bliss, Brockway, Buxton, Cannon, Chapman, Doze, Fraley, Halgrims, Hamilton, Hansen, Hutchins, Jensen, Kelso, Koontz, Kulp, Lounsberry, Manning, Milton, Newcomb, Power, Rohwer, Scholz, Scott, Sherman, Sidey, Stipe, Stutt, Whitney—29.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The Speaker announced that as Speaker of the House, he had signed in the presence of the House, House Files Nos. 260, 424, 456, 509, 653, 192 and House Joint Resolution No. 3.

On motion of Dixon of Sac, the House adjourned until 1:30 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

Hunt of Harrison moved that all improperly drawn bills now in the hands of the Sifting committee be indefinitely postponed.

Griffin of Woodbury moved to amend by authorizing the Sifting committee to amend or re-write such bills, or re-refer them for correction to the committees which had them in charge.

Amendment adopted.

Motion as amended, prevailed.

Mr. Speaker granted leave of absence to Koontz of Johnson until Tuesday.

CONSIDERATION OF BILLS.

On motion of Grout of Blackhawk House File No. 608, a bill for an act to amend the law as it appears in sections eight hundred seventy-nine-g (879-g), eight hundred seventy-nine-k (879-k) and eight hundred seventy-nine-o (879-o), supplement to the code, 1907, relating to the powers and duties of river front improvement commissioners, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

The Sifting committee proposed the following amendment:

That the title be amended so as to read as follows:

A BILL for an Act to Amend the Law as it Appears in Sections Eight Hundred Seventy-nine-d (879-d) and Eight Hundred Seventy-nine-g (879-g), Supplement to the Code, 1907, and to Repeal Section Eight Hundred Seventy-nine-o (879-o), Supplement to the Code, 1907, Relative to the Powers and Duties of River Front Improvement Commissions.

That section three be amended so as to read as follows:

Sec. 3. That the law as it appears in section eight hundred seventy-nine-o (879-o), Supplement to the Code, 1907, be and the same is hereby repealed and the following enacted in lieu thereof:

"The provisions of chapter nine-a (9-a), title five (5) of the Supplement of the Code, 1907, shall apply only to cities acting under special

charter and cities of the first class acting under the general incorporation laws and cities acting under the commission form of government having a population of less than twenty-five thousand (25,000), provided, however, that the increase in population of any city subsequent to the establishment or appointment of a river front improvement commission therein shall in no manner invalidate or affect the title, standing or authority of such commission."

Amendment adopted.

Ring of Linn proposed the following amendment:

Amend the substitute amendment to House File No. 608 by inserting a comma after the word "shall" in the 4th line of section 2 as found on House Journal page 1794 and after the comma the following words: "subject to the approval of the city council."

Amendment adopted.

Mr. Grout moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Carson, Cole, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Heaton, Helming, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Lenoeker, LeRoy, Lund, McCullough, McHose, MeVicker, Meredith, Munro, Peterson, Pickford, Reeve, Ring, Rone, Scott, Shankland, Sherman, Steelsmith, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—70.

The nays were:

None.

Absent or not voting:

Barry, Black, Brockway, Burt, Chapman, Clark, Craig, Cronbaugh, Downey, Eggleston, Enger, Halgrims, Hamilton, Hansen,

Hazen, Huff, Hunt, Kelso, Koontz, Kulp, Larrabee, Lounsberry, Manning, Miller, Milton, Mitchell, Newcomb, Odendahl, Power, Rohwer, Saltzmann, Scholz, Sidey, Stipe, Stokes, Stutt, Thompson, Whitney—38.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Klay of Sioux, Senate File No. 541, a bill for an act regulating the appointment and defining the powers and duties of the state board of education relative to the courses of study for the state educational institutions under their control and amending sections one (1) and four (4) chapter 170 of the laws of the Thirty-third General Assembly relating thereto and providing for the rescision of a certain order of the state board of education with reference to said matters, was taken up and considered.

Dawson of Cherokee proposed the following amendment:

Amend by adding to section 1 the following: "Providing that no changes shall be made in the present courses of study without an affirmative vote of at least seven members of said board."

Brady of Dallas moved that further consideration of Senate File No. 541 be deferred until Tuesday, April 8th, and that the bill be printed in the Journal.

Motion prevailed

By committee on Educational Institutions, Senate File No. 541.

A BILL for an Act Regulating the Appointment and Defining the Powers and Duties of the State Board of Education Relative to the Courses of Study for the State Educational Institutions under their Control and Amending Sections One (1) and Four (4), Chapter 170 of the Laws of the Thirty-third General Assembly Relating Thereto and Providing for the Rescission of a Certain Order of the State Board of Education with Reference to Said Matters.

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

Section 1. That section four (4), chapter 170 of the acts of the Thirty-third General Assembly is hereby amended by inserting after the word "state" and before the word "to" in the sixth line thereof the following: "and shall prescribe courses of study. Such courses of study shall be provided and maintained in the several educational institutions as may be adapted to the education of both sexes with regard to the general pur-

poses of such institutions, and shall include home economics, and may be duplicated to such extent as will advance the educational interests of the state."

Sec. 2. That section one (1), chapter 170 of the acts of the Thirty-third General Assembly is hereby amended by adding thereto the following: "and no member of this board hereafter appointed shall be a resident of any county within which any institution under control of the board is situated."

Sec. 3. That whereas conditions have arisen which make it unwise for the state board of education to carry into effect its order of October 8, 1912, relating to changes in the courses of study in the different schools under supervision of the board, therefore be it resolved, that the board of education is requested to rescind its order of October 8, 1912.

Sec. 4. 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 at Des Moines, Iowa.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson of Greene from the joint committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint committee on Enrolled Bills respectfully report they have examined and find correctly enrolled:

Senate File No. 328, a bill for an act to confirm the title of Anna L. Edgar to the west one-half ($W\frac{1}{2}$) of the southwest quarter (S. W. $\frac{1}{4}$) of section two (2) township eighty-nine (89), north, range thirty-four (34) west 5th P. M. Iowa, and authorize the issuance of a patent therefor.

Also:

Senate File No. 260, a bill for an act to amend section two thousand and eighty-five (2085) of the Supplement to the Code, 1907, relating to taxes in aid of railroads and in relation to the number of signatures of resident freeholders to petitions therefor in cities acting under special charter, and cities having a population of twenty-five thousand (25,000) or over.

Also.

Substitute for Senate File No. 315, a bill for an act providing for the securing of claims of sub-contractors who furnish labor or material for construction of drainage ditches, in addition to chapter two-a (2-a) title ten (10) Supplement to the Code, 1907.

Also:

Senate File No. 300, a bill for an act to legalize releases and discharges of judgment, mortgages and deeds of trust made by administrators, executors or guardians appointed in other states or countries where the provisions of section 3308 of the Code were not observed or complied with.

Also:

Senate File No. 240, a bill for an act to legalize deeds and instruments of conveyance, tax deeds, sheriff's deeds, deeds of administrators, executors, and guardians, and all other conveyances made and recorded prior to the first day of January, A. D., 1890, additional to chapter 6, title 14 of the Code, relating to the conveyance of real estate.

Also:

Senate File No. 388, a bill for an act to legalize certain decrees of courts entered in actions to annul marriages, in which service of the original notice was made by publication.

Also:

Senate File No. 291, a bill for an act to legalize conveyances of real property by foreign executors or trustees under foreign wills where the provisions of section 3295 of the Code were not observed or complied with.

Also:

Senate File No. 363, a bill for an act for the purpose of having a patent issued in the name of T. F. McCaffery for a certain tract of land

Also:

Senate Joint Resolution No. 10, a bill for an act referring house joint resolution number six (6) relating to the amendment proposed to section one (1) of article two (2) of the constitution of the State of Iowa, to the Thirty-sixth General Assembly.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

REPORT OF COMMITTEE ON ENROLLED BILLS.

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. 3, joint resolution proposing an amendment to the constitution of the state of Iowa, repealing section seven 7 of article two 2 of said constitution and proposing a substitute therefor, relating to and providing for the time of holding general elections.

Also:

House File No. 260, a bill for an act to amend section two thousand seven hundred twenty-seven-c (2727-c) of chapter eleven-a (11-a) of the Supplement to the Code, 1907, relating to college for blind.

Also:

House File No. 424, a bill for an act to amend section two thousand seventeen (2017) of the Code, relating to the right of railroad companies to raise or lower highways where they are crossed by railroads, and giving the board of railroad commissioners authority to order under-grade or overhead crossings.

Also:

House File No. 456, a bill for an act authorizing cities and towns including those acting under special charter and cities under the commission form of government to adopt a building code and to provide penalties for violation thereof.

Also:

House File No. 509, a bill for an act to repeal section one (1) of chapter forty-nine (49) of the acts of the Thirty-fourth General Assembly relating to the improvement of water fronts in cities acting under special charter and enacting a substitute therefor and to amend section two (2) of chapter forty-nine (49) of the acts of the Thirty-fourth General Assembly relating to the levee improvement commission in such cities.

Also:

House File No. 653, a bill for an act to repeal section three (3) of chapter one hundred eighteen (118) of the acts of the Thirty-fourth General Assembly, providing for the distraint of deer; and to enact a substitute therefor.

Also:

House File No. 192, a bill for an act to amend the law as it appears in section three thousand four hundred forty-seven (3447) of the Code, relating to the limitation of actions to set aside wills.

W. W. ANDERSON,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

SPECIAL ORDER NO. 40.

Time having arrived for Special Order No. 40, on motion of Lund of Hamilton, substitute for Senate File No. 111, a bill for an act providing for an expression of opinion on the question of suffrage at the next general election, with report of committee recommending passage, was taken up and considered.

Halgrims of Humboldt moved to lay substitute for Senate File No. 111 on the table.

McHose of Doone seconded the motion.

Roll call was demanded by Lund of Hamilton and White of Benton.

On request of Lund of Hamilton, White of Benton, Steelsmith of Osceola, Crozier of Marion, Jamison of Des Mines, Townsend of Tama, Cannon of O'Brien, Atkinson of Butler, Griffin of Woodbury and Workman of Mills, a call of the House was ordered.

Those present were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lenoeker, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—99.

Those excused were:

Koontz, Lounsberry, Milton, Rohwer, Stutt—5.

Those absent were:

Burt, Dawson, Enger, Hunt—4.

Halgrims of Humboldt moved that the proceedings under the call of the House be now terminated.

Motion prevailed.

On the question, "Shall substitute for Senate File No. 111 be laid on the table?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Buxton, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Elliott, Enger, Fraley, Griggs, Grout, Hadley, Halgrims, Hazen, Heaton, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Klay, LeRoy, McHose, Meredith, Munro, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Webb, Whitney, Mr. Speaker—51.

The nays were:

Atkinson, Barry, Black, Boettger, Bradley, Brown, Burt, Cannon, Carson, Chapman, Crozier, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Halstead, Hamilton, Hansen, Helming, Huff, Jamison, Kane, Kelso, Kingland, Kulp, Larrabee, Lenocker, Lund, Manning, McCullough, McVicker, Miller, Mitchell, Newcomb, Odenahl, Power, Saltzmann, Scott, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, White, Workman—52.

Absent or not voting:

Koontz, Lounsberry, Milton, Rohwer, Stutt—5.

So the House refused to lay substitute for Senate File No. 111 on the table.

Ring of Linn proposed the following amendment:

Amend by striking out the enacting clause.

Speaker Pro Tempore in the chair.

Speaker Cunningham in the chair.

Bernbrock of Blackhawk moved the previous question on the amendment and the main question.

Jensen of Pocahontas seconded the motion.

Motion prevailed.

On the amendment, roll call was demanded by Lund of Hamilton and Miller of Bremer.

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

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Brown, Bruce, Buxton, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Elliott, Elwood, Erickson, Greene of Grundy, Hadley, Halgrims, Hansen, Heaton, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, LeRoy, Manning, McHose, Meredith, Munro, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Webb, Whitney, Mr. Speaker—56.

The nays were:

Atkinson, Barry, Black, Boettger, Bradley, Cannon, Carson, Crozier, Downey, Dunlap, Eggleston, Enger, Fraley, Greene of Clinton, Griffin, Griggs, Halstead, Hamilton, Hazen, Huff, Jami-son, Kane, Kelso, Kulp, Larrabee, Lenocker, Lund, McCullough, McVicker, Miller, Mitchell, Newcomb, Odendahl, Power, Saltzmann, Scott, Steelsmith, Stokes, Thompson, Townsend, White, Workman—42.

Absent or not voting:

Burt, Grout, Helming, Koontz, Lounsberry, Milton, Rohwer, Stipe, Stutt, Trumbauer—10.

So the amendment was adopted.

Ring of Linn moved to reconsider the vote by which the enact-
ing clause to substitute for Senate File No. 111 was stricken out
and that the motion to reconsider be laid on the table.

Jensen of Pocahontas seconded the motion.

Roll call was demanded by Lund of Hamilton and Atkinson of Butler.

On the question, "Shall the motion to reconsider be laid on the table?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Brown, Bruce, Buxton, Chapman, Clark, Cole, Cronbaugh, Daniels, Dawson, Dixon, Doze, Eggleston, Elliott, Erickson, Greene of Grundy, Grout, Halgrims, Heaton, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Klay, LeRoy, Manning, McHose, Meredith, Munro, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Stipe, Webb, Whitney, Mr. Speaker—54.

The nays were:

Atkinson, Barry, Black, Boettger, Burt, Cannon, Carson, Crozier, Downey, Dunlap, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Jamison, Kane, Kelso, Kingland, Kulp, Larrabee, Lenoeker, Lund, McCullough, Miller, Mitchell, Newcomb, Odendahl, Saltzmann, Scott, Steelsmith, Stokes, Thompson, Townsend, White, Workman—44.

Absent or not voting:

Bradley, Craig, Koontz, Lounsberry, McVicker, Milton, Power, Rohwer, Stutt, Trumbauer—10.

So the motion to reconsider was laid on the table.

On motion of Buxton of Warren, Senate File No. 448, a bill for an act for the relief of the grantees of Elias Myrick, and for the purpose of having a patent issued in the name of Elias Myrick, for a certain tract of land, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Buxton moved that the rules be suspended, the bill read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Heaton, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, LeRoy, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rone, Scott, Shankland, Sherman, Stokes, Thompson, Townsend, Webb, White, Workman, Mr. Speaker—78.

The nays were :

None.

Absent or not voting :

Barry, Brockway, Craig, Cronbaugh, Dawson, Elliott, Fraley, Greene of Grundy, Hazen, Helming, Huff, Koontz, Kulp, Larrabee, Lenocker, Lounsberry, Lund, Manning, Milton, Newcomb, Odendahl, Rohwer, Saltzmann, Scholz, Sidey, Steelsmith, Stipe, Stutt, Trumbauer, Whitney—30.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Ring of Linn presented the following communication and asked that it be printed in the Journal.

A LETTER TO THE THIRTY-FIFTH GENERAL ASSEMBLY.

GENTLEMEN—The department of Iowa, together with all departments of the Grand Army of the Republic have been requested to make all honorable effort to obtain from their respective General Assemblies, an appropriation suitable to pay the railroad fare of the survivors of the battle of Gettysburg living within their borders. These survivors together with the respective governors to be the representatives of the states at the 50th anniversary of that battle. The occasion to be a great peace demonstration to be participated in by representatives of both sides on the same dates, and upon the same ground. It is expected that every state in the Union will be represented, and many of them have already made the

necessary appropriations, to pay the railroad fare to and from the re-union. It is confidently expected that the states will do this much, as the general government will subsidize them for the four days of the re-union. The legislative committee of the Grand Army have asked for an appropriation of \$10,000 for this purpose. They have had a hearing before the Appropriation committee of the House, but were not able to obtain such hearing before the Senate committee. That committee cut the appropriation in half, and the Senate passed it with that amount. They also cut out the governor and staff. This amount is not sufficient as could have been shown had a hearing been accorded. There are over 300 survivors in the State, and only about a half dozen have said they could not go, while the most of them have said they could go provided the railroad fare was paid. It is not safe to count on less than 250 being able to go. It is probable that the average fare from Iowa will be between thirty and forty dollars, although at this time nothing is known as to reduced fare for the occasion. It requires therefore but little figuring to convince any one that five thousand dollars is not sufficient for the purpose. The two Dakotas with nearly as many survivors as Iowa, have each made appropriations the same as this department is asking. Can we not anticipate that Iowa will do as well. We respectfully ask the House to replace the amount asked, together with the provision for the governor, and hope the Senate may see its way clear to concur.

With great respect for your honorable body,

Very respectfully,

J. D. BROWN,

Dept. Commander,

CHAS. A. CLARK,

R. W. TIRRILL,

A. C. RIPLEY,

J. C. MILLIMAN,

M. McDONALD,

R. L. CHASE,

B. C. WARD,

LOT ABRAHAM,

Legislative committee for the department.

CONSIDERATION OF BILLS.

On motion of Ring of Linn House File No. 361, a bill for an act to amend section two thousand twenty-two (2022) of the supplement to the code, 1907, providing for private crossings over railroads, giving the board of railroad commissioners power to make orders when the land owner and railroad company are unable to agree, was taken up and considered.

Mr. Ring proposed the following substitute amendment:

A BILL for an Act to Repeal Section Two Thousand Twenty-two (2022) of the Supplement to the Code, 1907, and to Enact a Substitute Therefor, Providing for Private Crossings over Railroads and Giving the Board of Railroad Commissioners Power to Make Orders when the Land Owner and Railroad Company are Unable to Agree.

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

Section 1. That section two thousand twenty-two (2022) of the Supplement to the Code, 1907, be and the same is hereby repealed and the following enacted in lieu thereof:

“When any person owns land on both sides of any railway, or when the railway runs parallel with the public highway, thereby severing the farm from the public highway, the corporation owning the same shall, when requested to do so, make and keep in good repair a sufficient causeway or other adequate means of crossing the same and one cattle guard on each side thereof connected by cross fences to the right of way fence on each side of the right of way at such reasonable place as may be designated by the owner. If such person desires more than one crossing or desires an overhead or under ground crossing over or under said railway, he shall serve or cause to be served a notice in writing upon such railway company setting forth his demand, with a plat of the land showing the place and manner of the desired crossing or crossings. If such railway company, within thirty (30) days after having been served with such notice, has failed and refused to construct such crossing or crossings, such person may apply to the board of railway commissioners of this state which shall have full authority to determine all questions growing out of such demand, and upon hearing, after due notice, make such order as it may deem just and equitable.”

Substitute amendment adopted.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims,

Halstead, Hansen, Heaton, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Klay, Kulp, LeRoy, Lund, McCullough, McHose, McVicker, Meredith, Oden-dahl, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Scott, Sherman, Steelsmith, Stokes, Thompson, Webb, White, Workman, Mr. Speaker—76.

The nays were:

Townsend—1.

Absent or not voting:

Barry, Bernbrock, Bradley, Brockway, Burt, Fraley, Griggs, Hamilton, Hazen, Helming, Huff, Jones, Koontz, Larrabee, Lenocker, Lounsberry, Manning, Miller, Milton, Mitchell, Munro, Newcomb, Reeve, Rohwer, Scholz, Shankland, Sidey, Stipe, Stutt, Trumbauer, Whitney—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Thompson of Decatur House File No. 543, a bill for an act to regulate common carriers and fix liability as common carriers, was taken up and considered.

The Sifting committee proposed the following substitute amendment:

A Bill for an Act to Fix the Liability of Common Carriers.

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

Section 1. That all companies, corporations or individuals that now or hereafter may own or operate any railroad in whole or in part in the state of Iowa, and all persons, firms or companies, and all associations or persons whether incorporated or not transacting business as a common carrier upon any of the lines of railway in the state shall be and remain liable as a common carrier until the consignee shall be given written notice of the arrival of goods addressed to the consignee at the point of destination of said shipment, and the consignee has had reasonable time and opportunity to receive said goods.

Sec. 2. That all such carriers shall also be and remain liable to the owner thereof for all damages accruing to the containers of merchandise carried by them, such as bread baskets, laundry baskets, cream cans, egg cases and any and all other cases, crates or containers of any description whatever, whether such damage be incurred while the goods therein are in transit or when the said containers are being returned as empties.

Substitute amendment adopted.

Mr. Thompson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Kane, Kelso, Kingland, Lenocker, LeRoy, Manning, McCullough, McHose, McVicker, Meredith, Mitchell, Odendahl, Peterson, Pickford, Power, Ring, Scott, Shankland, Sherman, Steelsmith, Stokes, Thompson, Townsend, Webb, White, Workman, Mr. Speaker—73.

The nays were:

Carson—1.

Absent or not voting:

Barry, Bernbrock, Bingham, Black, Bliss, Brockway, Downey, Fraley, Greene of Grundy, Grout, Helming, Huff, Jensen, Jones, Klay, Koontz, Kulp, Larrabee, Lounsberry, Lund, Miller, Milton, Munro, Newcomb, Reeve, Rohwer, Rone, Saltzmann, Scholz, Sidey, Stipe, Stutt, Trumbauer, Whitney—34.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Carson of Davis Senate File No. 206, a bill for an act to amend section 1, chapter 104, acts of the Thirty-third General Assembly, describing the form of index of articles of incorporation, and making it the duty of the recorder to so index said articles, was taken up and considered.

The Sifting committee proposed the following substitute amendment:

A BILL for an Act to Amend Section One (1), Chapter One Hundred Four (104) Acts of the Thirty-third (33rd) General Assembly, as Amended by Chapter Seventy-three (73) of the Acts of the Thirty-fourth (34th) General Assembly, Describing the Form of Index of Articles of Incorporation, and Making it the Duty of the Recorder to so Index Said Articles.

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

Section 1. That section one (1) of chapter one hundred four (104) of the acts of the Thirty-third (33rd) General Assembly, as amended by chapter seventy-three (73) of the acts of the Thirty-fourth (34th) General Assembly, be amended by inserting after the word "purpose" in the twelfth line of said section the following:

"The county recorder shall keep in his office an index book for articles of incorporation, which shall be ruled and headed substantially after the following form, and shall make entries therein in the order in which they are filed in his office."

INDEX TO ARTICLES OF INCORPORATION.

Name	Place of Business	Date of Filing			Date of Inst.		Capital Stock	Remarks
		Mo.	Day	Yr.	Book	Page		

Substitute amendment adopted.

Mr. Carson moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Bradley, Bruce, Buxton, Cannon, Carson,

Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hansen, Heaton, Helming, Huntley, Hutchins, Jamison, Jensen, Jones, Kingland, Lenoeker, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Odendahl, Peterson, Pickford, Ring, Rone, Shankland, Sherman, Steelsmith, Stokes, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—63.

The nays were :

Workman—1.

Absent or not voting :

Anderson of Montgomery, Barry, Bingham, Boettger, Brady, Brockway, Brown, Burt, Chapman, Clark, Eggleston, Elliott, Enger, Fraley, Grout, Halgrims, Hamilton, Hazen, Huff, Hunt, Jacobs, Jacobson, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lounsberry, Miller, Milton, Mitchell, Munro, Newcomb, Power, Reeve, Rohwer, Saltzmann, Scholz, Scott, Sidey, Stipe, Stutt, Trumbauer—44.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Bernbroek of Black Hawk House File No. 334, a bill for an act to amend the law as it appears in section six hundred thirty-nine (639) of the code relating to the classes of cities and towns, was taken up and considered, and the committee substitute amendment substituted for the original bill.

The Sifting committee proposed the following amendments:

Amend by striking out of the third line of the title the following: "and second classes, towns," and insert in lieu thereof the word "class."

By striking out of the first and second lines of section one the following: "and second class, towns," and insert in lieu thereof the word "class."

By striking out of the first line of section two the following: "and any city or town in this state," and inserting in lieu thereof the following: "in any city under the provisions of this act."

Amendments adopted.

Hansen of Shelby proposed the following amendment:

Amend by striking out the publication clause.

Amendment adopted.

Mr. Bernbrock moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Brady, Brockway, Bruce, Buxton, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Griffin, Grout, Halgrims, Hamilton, Hazen, Heaton, Huff, Hutchins, Jacobson, Jensen, Jones, Kane, Kingland, Klay, Kulp, LeRoy, Manning, McHose, McVicker, Meredith, Miller, Newcomb, Peterson, Pickford, Power, Ring, Rone, Shankland, Sherman, Sidey, Webb, White, Whitney, Workman, Mr. Speaker—61.

The nays were:

Bradley, Brown, Cronbaugh, Greene of Clinton, Hadley, Oden-dahl, Scott—7.

Absent or not voting:

Anderson of Montgomery, Atkinson, Black, Bliss, Boettger, Burt, Cannon, Clark, Dawson, Elwood, Fraley, Griggs, Halstead, Hansen, Helming, Hunt, Huntley, Jacobs, Jamison, Kelso, Koontz, Larrabee, Lenoeker, Lounsbury, Lund, McCullough, Milton, Mitchell, Munro, Reeve, Rohwer, Saltzmann, Scholz, Steel-smith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer—40.

So the bill having received a constitutional majority was declared to have passed the House.

Whitney of Woodbury proposed the following amendment to the title: Amend by striking out the word, "etc." and inserting the words "to provide" preceding the word "penalties" and adding the word "thereof" after the word "violation."

Amendment adopted and title as amended, agreed to.

The Speaker announced that as Speaker of the House, he had signed in the presence of the House, Senate Files Nos. 300, 240, 388, 328, 260, 315, 291, 363 and Senate Joint Resolution No. 10.

On motion of McHose of Boone House File No. 511, a bill for an act to amend section one thousand three hundred and four (1304) of the supplement to the code, 1907, as amended by chapter eighty-one (81) of the Thirty-third General Assembly, in relation to classes of property exempt from assessment from taxation, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. McHose moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Bartle, Bauman, Black, Blackford, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Hunt, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Lenocker, LeRoy, Manning, McCullough, McHose, McVicker, Meredith, Miller, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Rone, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Barry, Bernbrock, Bingham, Bliss, Boettger, Brockway, Clark, Dixon, Enger, Fraley, Griggs, Halgrims, Hamilton, Huff, Huntley, Jacobs, Koontz, Kulp, Larrabee, Lounsberry, Lund, Milton, Mitchell, Newcomb, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Stipe, Trumbauer—35.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Bernbrock of Blackhawk House File No. 671, a bill for an act to authorize the construction of a business men's coliseum and convention hall over the Cedar river in the city of Waterloo, Iowa, was taken up and considered.

Mr. Bernbrock moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Black, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Greene of Grundy, Griffin, Griggs, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Larrabee, Lenocker, LeRoy, McHose, McVicker, Meredith, Miller, Munro, Peterson, Pickford, Power, Reeve, Ring, Saltzmann, Scott, Shankland, Sherman, Sidey, Stokes, Townsend, Webb, White, Workman, Mr. Speaker—71.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Barry, Blackford, Bliss, Boettger, Brockway, Burt, Clark, Cronbaugh, Crozier, Dawson, Fraley, Halgrims, Hamilton, Huff, Jacobs, Koontz, Kulp, Lounsberry, Lund, Manning, McCullough, Milton, Mitchell, Newcomb, Odendahl, Rohwer, Rone, Scholz, Steelsmith, Stipe, Stokes, Stutt, Thompson, Trumbauer, Whitney—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Kulp of Palo Alto proposed the following amendment and asked that it be printed in the Journal:

MR. SPEAKER—I move to amend House File No. 674 by striking out all of section 1, and substituting the following in lieu thereof:

“The board of supervisors of any county may, upon its own motion, propose the creation of a permanent road improvement district, which district shall be the county road system, and cause the county road system to be improved permanently by grading, draining and surfacing the same, and assess not more than fifty per cent of the cost of said surfacing to all especially benefited real property located within said improvement district. Such highway improvement district shall be proposed by the board of supervisors whenever a petition of not less than four hundred (400) resident freeholders in the said proposed improvement district shall be filed in the office of the county auditor, setting forth the necessity for the same and the lands to be included within said district.”

On motion of Ring of Linn substitute for Senate File No. 249, a bill for an act amending sections nineteen (19) and section thirty (30), chapter seventy-two (LXII) of the acts of the Thirty-fourth General Assembly providing additional rules and regulations for the operation of motor vehicles upon public highways within the state of Iowa, was taken up and considered.

The Sifting committee proposed the following amendment:

That the Roman numbers “LXXII” be stricken out wherever the same appears in the title and the body of said act, and insert in lieu thereof the figures “72.”

Amendment adopted.

Odendahl of Carroll moved to defer further consideration and that substitute for Senate File No. 249 be made a special order for Tuesday, April 8th, at 11:00 o'clock A. M.

Motion prevailed.

On motion of Atkinson of Butler, the House adjourned until 7:30 o'clock P. M.

EVENING SESSION.

House reconvened, Speaker Cunningham in the chair.

On request of Buxton of Warren, leave of absence was granted Enger of Winneshiek until Thursday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against creation of permanent tax commission.

Referred to Sifting committee.

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. 507, a bill for an act to establish a laboratory for the manufacture and distribution of hog cholera serum, toxines vaccines at the Iowa state college of agriculture and mechanics arts, etc.

JOS. E. MEYER,
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. 482, a bill for an act to confer additional powers upon certain cities organized under chapter 84, acts Thirty-second General Assembly, providing for the levy and collection of a special tax for the purchase, etc., of apparatus for police.

JOS. E. MEYER,
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. 463, a bill for an act to amend section 2634-a, supplement to the code, 1907, relating to the employment of help by the educational board of examiners.

JOS. E. MEYER,
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. 331, a bill for an act to amend section 2792 of the code relating to the restoration of territory of the school district from which it has been taken.

JOS. E. MEYER,
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. 456, a bill for an act to amend section 2540, supplement to the Code, 1907, as amended by chapter 153, acts Thirty-third General Assembly relating to the use of trot lines.

JOS. E. MEYER,
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. 483, a bill for an act to confer certain powers on cities organized under chapter 48, acts Thirty-third General Assembly, providing for the levy and collection of a special tax for the purchase and maintenance of a garbage disposal plant.

JOS. E. MEYER,
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 relating to levees, drains, ditches and water courses, additional to chapter 2, title X of the Code, etc.

JOS. E. MEYER,
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. 474, a bill for an act to amend the law as it appears in an act passed by the Thirty-fifth General Assembly and approved March 20, 1913, entitled "A bill for an act additional to chapter five (5) title ten (10) of the code to require locomotives to be equipped with headlights, etc.

JOS. E. MEYER,
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. 471, a bill for an act to amend section 298, supplement to the code, 1907, as amended by chapter 16, acts Thirty-third General Assembly, relating to the compensation of clerks of the district court and their deputies.

JOS. E. MEYER,
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. 465, a bill for an act to legalize the special election held in Valley Junction, March 14, 1913, wherein there was submitted to the voters the question of purchasing, erecting and establishing a water works, electric light and power plant.

JOS. E. MEYER,
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. 517, a bill for an act repealing section 2024, supplement to the code, 1907, and enacting a substitute therefor, providing for the condemnation of land where gravel, or other suitable material for road improvement can be had, etc.

JOS. E. MEYER,
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. 527, a bill for an act to amend section 2561, supplement to the code, 1907, for the protection of birds.

JOS. E. MEYER,
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. 518, a bill for an act to amend the law relating to the time within which appeals may be taken to the supreme court, etc.

JOS. E. MEYER,
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. 486, a bill for an act to legalize the passage, adoption, and publication of the ordinances of the incorporated town of Rowan, Wright county, Iowa.

JOS. E. MEYER,
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 to change the burden of proof where contributory negligence is relied on as a defense and to provide rules of procedure in such cases.

JOS. E. MEYER,
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:

Senate Concurrent Resolution authorizing the governor to appoint three persons to act as a commission to visit Denmark, Norway, Sweden, England, Germany and France to study their agricultural conditions and make a report to the Thirty-sixth General Assembly, such commission to act without expense to the state.

JOS. E. MEYER,
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. 506, a bill for an act to amend section 1, chapter 79, of the laws of the Thirty-fourth General Assembly relating to co-insurance clauses in policies of fire insurance companies.

JOS. E. MEYER,
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. 393, a bill for an act to amend section 2, chapter 190, laws of the Thirty-third General Assembly, relative to the library commission and traveling library.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 507, a bill for an act to establish a laboratory for the manufacture and distribuion of hog cholera serum, toxins, vaccines and biological products at the Iowa State College of Agriculture and Mechanic Arts, under the supervision of the president of said college, and to make an appropriation therefor; to abandon the laboratory for manufacturing of hog cholera serum now being operated by the state of Iowa; to regulate the sale and keeping for sale, or use or using of hog cholera serum and virus; to provide penalties for the violation of said regulations; and to repeal chapter one hundred fifty-one (151) of the acts of the Thirty-hird General Assembly and chapter one hundred fourteen (114) of the acts of the Thirty-fourth General Assembly.

Read first and second time and referred to Sifting committee.

Senate File No. 482, a bill for an act to confer additional powers upon certain cities organized under chapter forty-eight (48) of the acts of the Thirty-second General Assembly of Iowa as the same appears in chapter fourteen-c (14-c) of title five of the supplement to the code, 1907, providing for the levy and collection of a special tax for the purchase and maintenance of apparatus and equipment for use in police service in the department of public safety.

Read first and second time and referred to Sifting committee.

Senate File No. 463, a bill for an act to amend the law as it appears in section twenty-six hundred thirty-four-a (2634-a), supplement to the code, 1907, relating to the employment of help by the educational board of examiners.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 331, a bill for an act to repeal section twenty-seven hundred ninety-two (2792) of the code, relating to the restoration of territory to the school district from which it has been taken and enact the following in lieu thereof.

Read first and second time and referred to Sifting committee.

Senate File No. 456, a bill for an act to amend the law as it appears in section twenty-five hundred forty (2540), supplement to the code, 1907, as amended by chapter one hundred fifty-three (153) acts of the thirty-third (33) General Assembly, relating to the use of trot lines.

Read first and second time and referred to Sifting committee.

Senate File No. 483, a bill for an act to confer certain powers on cities organized under chapter forty-eight (48) of the acts of the Thirty-second General Assembly of Iowa, as the same appears in chapter fourteen-c (14-c) of title five of the 1907 supplement to the code, 1897, providing for the levy and collection of a special tax for the purchase, equipment, construction and maintenance of a garbage disposal plant.

Read first and second time and referred to Sifting committee.

Senate File No. 367, a bill for an act relating to levies, drains, ditches and water courses additional to chapter two (2), title X of the code and amendments thereto and to chapter two-a (2-a), title X of the supplement to the code, 1907, and amendments thereto and amending section one thousand nine hundred eighty-nine-a-twenty-one (1989-a-21) and section one thousand nine hundred eighty-nine-a-fifty-two (1989-a-52) of the supplement to the code, 1907, and section one thousand nine hundred eighty-nine-a-forty-nine (1989-a-49) as amended by section seven (7) chapter eighty-seven (87) laws of the Thirty-fourth General Assembly.

Read first and second time and referred to Sifting committee.

Senate File No. 474, a bill for an act to amend the law as it appears in an act passed by the thirty-fifth (35th) General Assembly and approved on the 20th day of March, A. D. 1913, and entitled "A bill for an act additional to chapter five (5) title ten (10) of the code to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same."

Read first and second time and referred to Sifting committee.

Senate File No. 471, a bill for an act to amend the law as it appears in section two hundred ninety-eight (298) of the supplement to the code, 1907, as amended by chapter sixteen (16) of the

acts of the Thirty-third General Assembly, relating to the compensation of clerks of the district court and their deputies.

Read first and second time and referred to Sifting committee.

Senate File No. 465, a bill for an act to legalize the special election held in the city of Valley Junction, Iowa, on the 14th day of March, 1913, wherein there was submitted to the voters of said city the question of purchasing or erecting and establishing a water works and electric light and power plant, and also the question of the issuance of bonds in a sum not to exceed \$65,000.00 for water works and electric light and power plant purposes, and to validate and legalize the proceedings of the city council had in relation to said special election preliminary to the holding thereof, and to legalize the ballots used at said special election; the acts of the election boards in the conduct of said election and in making the returns thereof; the action of the city council in canvassing the returns of said election and declaring the result thereof and to legalize the bonds to be issued in pursuance thereof.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 517, a bill for an act repealing section 2024-i, supplement to the code, 1907, and enacting a substitute therefor providing for condemnation of land where gravel or other suitable material for road improvement can be had, and roads leading thereto, requiring boards of supervisors to condemn said lands, making said material accessible for general use for road improvement and providing punishment for use of said material for other than road purposes.

Read first and second time and referred to Sifting committee.

Senate File No. 527, a bill for an act to amend section two thousand five hundred sixty-one (2561) as it appears in the supplement to the code, 1907, for the protection of birds.

Read first and second time and referred to Sifting committee.

Senate File No. 518, a bill for an act to amend the law relating to the time within which appeals may be taken to the supreme court as the same appears in section forty-one hundred ten (4110) of the code and section fifty-four hundred forty-eight (5448) of the code as amended by chapter two hundred twenty-eight (228) of the acts of the Thirty-third General Assembly.

Read first and second time and referred to Sifting committee.

Senate File No. 486, a bill for an act to legalize the passage, adoption and publication of the ordinances of the incorporated town of Rowan, Wright county, Iowa.

Read first and second time and referred to Sifting committee.

Senate File No. 169, a bill for an act to change the burden of proof where contributory negligence is relied on as a defense and to provide rules of procedure in such cases.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 506, a bill for an act to amend section one (1) of chapter seventy-nine (79) of the laws of the Thirty-fourth General Assembly, relating to co-insurance clauses in policies of fire insurance companies.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 393, a bill for an act to amend section two (2) of chapter one hundred and ninety (190), laws of the Thirty-third General Assembly relative to the library commission and traveling library.

Read first and second time and referred to Sifting committee.

Bartle of Mitchell called up Senate concurrent resolution relative to authorizing the appointment of a commission to visit foreign countries to study agricultural conditions, and moved its adoption.

SENATE CONCURRENT RESOLUTION.

Whereas, The natural fertility of the soil of the state of Iowa is equal to, if it does not excel that of any other state or nation in the world, and

Whereas, It is well known that in some of the foreign countries, notably Germany, Holland, Denmark, Norway, Sweden, France and England, by the teaching of practical and scientific agriculture the soil has been made to produce a much greater yield per acre than that of our own state, and

Whereas, Great advancement has been made in these countries in the public schools, and in all questions relating to agriculture, including the relation of landlord and tenant, the developing of dairying and allied industries, and the preparation of the boy and girl for life upon the farm, now, therefore,

Be it Resolved by the Senate, the House Concurring:

That the governor be and he is hereby directed to appoint a commission composed of not more than three citizens of the state of Iowa to make special investigation in the countries named, or in any other countries, of all subjects relating to agriculture, stock raising, dairying, soil conditions, the relation of landlord and tenant, and any and all other questions incident to country life, and make a report thereof to the governor of this state on or before the convening of the Thirty-sixth General Assembly, such commission to act without expense to the state, and

Be it Further Resolved:

That the executive council of the state of Iowa be and it is hereby authorized and directed to cause to be printed at the expense of the state not to exceed ten thousand (10,000) copies of said report for free distribution.

Motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS.

On motion of Black of Muscatine House File No. 588, a bill for an act to amend section twenty-five hundred and forty (2540) of the code and twenty-five hundred and forty (2540) of the supplement to the code, 1907, relating to taking fish by the use of spear, except during certain months, was taken up and considered.

The Sifting committee proposed the following substitute amendment:

A BILL for An Act to Amend Section Twenty-five Hundred Forty (2540) of the Supplement to the Code, 1907, as Amended by Chapter One Hundred Fifty-three (153) of the Acts of the Thirty-third General Assembly, Relating to the Taking of Fish by the Use of Spear, Except During Certain Months.

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

Section 1. That section twenty-five hundred forty (2540) of the Supplement to the Code, 1907, as amended by chapter one hundred fifty-three (153) of the acts of the Thirty-third General Assembly be and the same is hereby amended by striking out the period (.) following the word "unlawful" in the twenty-fourth line thereof, and inserting in lieu thereof a comma (,) and inserting after the comma the following: "but the provisions of this section shall not prevent the taking of carp or buffalo by use of a spear in any months except March and April."

Miller of Bremer proposed the following amendment to the substitute amendment:

Amend by inserting the words "suckers, red horse," following the word "carp" in line 8, section 1.

Amendment adopted.

Jones of Dickinson proposed the following amendment to the substitute amendment:

Amend by inserting the words "in the day time" following the word "buffalo" in the 8th line of section 1.

Amendment adopted.

Substitute amendment, as amended, adopted.

Mr. Black moved that the rule be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Brady, Brockway, Bruce, Buxton, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Elwood, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Klay, Larrabee, Lenocker, Lund, McHose, MeVicker, Meredith, Miller, Newcomb, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—70.

The nays were:

Burt, Cronbaugh—2.

Absent or not voting:

Atkinson, Boettger, Bradley, Brown, Cannon, Clark, Cole, Downey, Eggleston, Elliott, Enger, Fraley, Greene of Grundy, Griggs,

Halstead, Hamilton, Jacobs, Jamison, Koontz, Kulp, LeRoy, Lounsberry, Manning, McCullough, Milton, Mitchell, Munro, Odendahl, Power, Rohwer, Saltzmann, Scott, Shankland, Sherman, Stutt, Whitney—36.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Dixon of Sac, Senate File No. 214, a bill for an act authorizing the executive council of Iowa to incur expenses and make expenditures to procure data, make investigations and provide things not otherwise provided to enable said executive council to perform the duties imposed by law, and making an appropriation therefor, with report of committee recommending passage was taken up and considered.

Mr. Dixon proposed the following amendment:

Amend by striking out the words "Code Supplement" in line 8 and inserting in lieu thereof the words "Supplement to the Code."

Amendment adopted.

Mr. Dixon moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bingham, Black, Blackford, Bliss, Bradley, Bruce, Burt, Buxton, Carson, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Kane, Kelso, Kingland, Klay, Larrabee, Lenoeker, McHose, McVicker, Newcomb, Odendahl, Peterson, Reeve, Ring, Rone, Sidey, Steelsmith, Stipe, Thompson, Townsend, Trumbauer, Webb, Workman, Mr. Speaker—64.

The nays were:

Scott—1.

Absent or not voting:

Bartle, Bernbrock, Boettger, Brady, Brockway, Brown, Cannon, Chapman, Clark, Cole, Enger, Fraley, Griggs, Hamilton, Hazen, Jacobs, Jacobson, Jamison, Jensen, Jones, Koontz, Kulp, LeRoy, Lounsberry, Lund, Manning, McCullough, Meredith, Miller, Milton, Mitchell, Munro, Pickford, Power, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Stokes, Stutt, White, Whitney—43.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Brady of Dallas, House File No. 406, a bill for an act to amend section nine (9), chapter one hundred fifty-four (154), acts of the Thirty-third General Assembly relative to hunters' license, was taken up and considered.

Mr. Brady moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Bruce, Burt, Buxton, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Larrabee, Lenocker, Lund, McVicker, Meredith, Miller, Newcomb, Peterson, Reeve, Rone, Scholz, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—69.

The nays were:

None.

Absent or not voting:

Boettger, Brockway, Brown, Cannon, Clark, Cole, Downey, Enger, Fraley, Greene of Grundy, Griggs, Hamilton, Hazen, Heaton,

Jacobs, Jacobson, Klay, Koontz, Kulp, LeRoy, Lounsberry, Manning, McCullough, McHose, Milton, Mitchell, Munro, Odendahl, Pickford, Power, Ring, Rohwer, Saltzmann, Scott, Shankland, Sherman, Stipe, Stutt, Whitney—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Huff of Hardin, House File No. 518, a bill for an act providing for the issuance of a subpoena by the clerk of the district court requiring a person in this state to attend and give testimony in a criminal action pending in another state after a petition has been filed in the office of said clerk and the witness given an opportunity to be heard in opposition thereto, and providing punishment for failing to do so, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Huff moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Bruce, Burt, Buxton, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Griffin, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Larrabee, Lenoeker, Lund, McHose, McVicker, Meredith, Miller, Newcomb, Odendahl, Peterson, Reeve, Rone, Scott, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Boettger, Brockway, Brown, Cannon, Clark, Cole, Enger, Fraley, Greene of Grundy, Griggs, Grout, Hamilton, Heaton, Jacobs,

Jacobson, Koontz, Kulp, LeRoy, Lounsberry, Manning, McCullough, Milton, Mitchell, Munro, Pickford, Power, Ring, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Stipe, Stutt, Whitney
—35.

So the bill having received a constitutional majority was declared to have passed the House.

Mr. Huff proposed the following amendment to the title:

Amend the title to House File No. 518 by substituting the following therefor:

A BILL for An Act Providing for the Entry of an Order by the District Court Requiring a Person in This State to Attend and Give Testimony in a Criminal Action Pending in Another States after a Petition Has Been Filed in the Office of the Clerk of Said Court, and the Person Given an Opportunity to be Heard in Opposition Thereto, and Providing Punishment for Failing to Do So.

Amendment adopted and title as amended agreed to.

On motion of Grout of Black Hawk, Senate File No. 466, a bill for an act to authorize the board of supervisors of each county in this tate to make provisions for the segregation, care and support of indigent persons afflicted with pulmonary tuberculosis in advanced stages, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Grout moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Bruce, Burt, Buxton, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Grout, Hadley, Halgrims, Halstead, Hansen, Helming, Hunt, Huntley, Hutchins, Jensen, Kane, Kelso, Kingland, Klay, Larrabee, Lenoeker, Lund, McHose, McVicker, Meredith, Miller, New-

comb, Odendahl, Peterson, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—66.

The nays were :

None.

Absent or not voting :

Boettger, Brockway, Brown, Cannon, Clark, Cole, Downey, Enger, Greene of Grundy, Griffin, Griggs, Hamilton, Hazen, Heaton, Huff, Jacobs, Jacobson, Jamison, Jones, Koontz, Kulp, LeRoy, Lounsberry, Manning, McCullough, Milton, Mitchell, Munro, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Sholz, Scott, Shankland, Sherman, Stipe, Stutt, Whitney—42.

So the bill having received a constitutional majority was declared to have passed the house and the title was agreed to.

On motion of Lenoeker of Pottawattamie, House File No. 506, a bill for an act permitting the payment of special assessments for drainage purposes by warrants drawn upon the drainage fund, was taken up and considered.

Hutchins of Kossuth proposed the following substitute amendment.

A BILL for An Act to Amend Section One Thousand Nine Hundred Eighty-nine-a-thirteen (1989-a-13) of the Supplement to the Code, 1907, as Amended by Chapter One Hundred Eighteen (118) of the Acts of the Thirty-third General Assembly, Relating to the Use of Drainage Warrants in the Payment of Drainage Assessments.

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

Section 1. That section One thousand Nine hundred eighty-nine-a-thirteen (1989-a-13) of the Supplement to the Code, 1907, as amended by chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly, be and to same is hereby amended by striking out the period at the end thereof, inserting a semi-colon in lieu thereof and adding the following:

“Provided, however, that warrants drawn upon the funds of any drainage district shall be accepted by the county treasurer in payment of drainage assessments levied upon any lands in that district owned by the person to whom the said warrants were issued, and when the amount of the warrant exceeds the amount of the assessment, the treasurer shall

cancel the said warrant, and give the holder thereof a certificate for the amount of the overplus, upon the presentation of which certificate to the county auditor he shall file it, and issue a new warrant for the amount of the overplus, and charge the treasurer therewith; and such certificate is transferable by delivery, and will entitle the holder to the new warrant, made payable to his order, and bearing the original number, preceded by the words, "Issued as unpaid balance due on warrant Number."

Substitute amendment adopted.

Mr. Lenocker moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Bruce, Burt, Carson, Chapman, Cronbaugh, Crozier, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Fraley, Greene of Clinton, Griffin, Grout, Halgrims, Halstead, Hansen, Huff, Hunt, Huntley, Hutchins, Jones, Kane, Kelso, Kingland, Klay, Larrabee, Lenocker, Lund, McVicker, Meredith, Newcomb, Odendahl, Peterson, Scott, Steelsmith, Stokes, Thompson, Townsend, Webb, Workman, Mr. Speaker—57.

The nays were:

None.

Absent or not voting:

Bartle, Boettger, Brockway, Brown, Buxton, Cannon, Clark, Cole, Craig, Daniels, Downey, Enger, Erickson, Greene of Grundy, Griggs, Hadley, Hamilton, Hazen, Heaton, Helming, Jacobs, Jacobson, Jamison, Jensen, Koontz, Kulp, LeRoy, Lounsberry, Manning, McCullough, McHose, Miller, Milton, Mitchell, Munro, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Trumbauer, White, Whitney—51.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Craig of Madison, House File No. 677, a bill for an act to legalize the regular city election of the city of Winterset, Iowa, held on the 31st day of March, A. D. 1913, and to legalize a certain franchise, and the ratification thereof by the voters at such election granted by the said city of Winterset to the Winterset Mutual Telephone Company, was taken up and considered.

Mr. Craig moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Bruce, Burt, Buxton, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jensen, Jones, Kane, Kelso, Kingland, Klay, Larrabee, Lenocker, Lund, McHose, McVicker, Meredith, Newcomb, Odendahl, Peterson, Sidey, Steelsmith, Stokes, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—67.

The nays were:

None.

Absent or not voting:

Boetger, Brockway, Brown, Cannon, Clark, Cole, Eggleston, Enger, Greene of Grundy, Griggs, Halgrims, Hamilton, Heaton, Jacobs, Jacobson, Jamison, Koontz, Kulp, LeRoy, Lounsberry, Manning, McCullough, Miller, Milton, Mitchell, Munro, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Stipe, Stutt, Thompson, Whitney—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Klay of Sioux, Senate File No. 349, a bill for an act to amend the law as it appears in section eight hundred

twenty-five (825) of the code, relating to street improvements and sewers, with report of committee recommending passage, was taken up and considered.

Mr. Klay moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Bradley, Brady, Bruce, Burt, Buxton, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Lenoecker, McHose, McVicker, Meredith, Miller, Newcomb, Peterson, Scott, Sidey, Stokes, Thompson, Trumbauer, Webb, White, Workman, Mr. Speaker—64.

The nays were:

Bingham—1.

Absent or not voting:

Boettger, Brockway, Brown, Cannon, Clark, Cole, Elliott, Enger, Greene of Grundy, Griggs, Hamilton, Hazen, Heaton, Helming, Jacobs, Jacobson, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McCullough, Milton, Mitchell, Munro, Odendahl, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stutt, Townsend, Whitney—43.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Dixon of Sac, House File No. 618, a bill for an act to repeal chapter one hundred fifteen (115) laws of the Thirty-third General Assembly, and to enact a substitute therefor, relating to banks and banking, was taken up and considered.

The Sifting committee proposed the following amendment:

That section one (1) be amended by adding thereto the following:

“No bank examiner shall be assigned by the auditor of state to examine a bank or loan and trust company in a county in which he is interested in the business of a bank or of a loan and trust company.”

Amendment adopted.

Mr. Dixon moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Bradley, Brady, Burt, Craig, Elliott, Erickson, Greene of Clinton, Grout, Halstead, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jensen, Jones, Kane, McHose, McVicker, Meredith, Miller, Scott, Sidey, White Workman—35.

The nays were:

Anderson of Greene, Carson, Cronbaugh, Crozier, Dawson, Dixon, Downey, Doze, Dunlap, Hadley, Hazen, Jamison, Kingland, Larrabee, Newcomb, Odendahl, Peterson, Reeve, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, Mr. Speaker—25.

Absent or not voting:

Bingham, Boettger, Brockway, Brown, Bruce, Buxton, Cannon, Chapman, Clark, Cole, Daniels, Eggleston, Elwood, Enger, Fraley, Greene of Grundy, Griffin, Griggs, Halgrims, Hamilton, Heaton, Jacobs, Jacobson, Kelso, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, Milton, Mitchell, Munro, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Stipe, Stutt, Whitney—48.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On motion of Huff of Hardin Senate File No. 426, a bill for an act to repeal section three hundred thirteen (313) of the code and to enact a substitute therefor, relating to the admission to the practice of law in this state of attorneys having been duly admitted to practice in other states, with report of committee recommending passage, was taken up and considered.

Dawson of Cherokee proposed the following amendment:

Amend by striking out the publication clause.

Amendment adopted.

Mr. Huff moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Bruce, Burt, Buxton, Carson, Chapman, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Halgrims, Hadley, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Larrabee, Lenocker, McHose, McVicker, Meredith, Miller, Newcomb, Odendahl, Peterson, Reeve, Sidey, Steel-smith, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—69.

The nays were:

None.

Absent or not voting:

Boettger, Brockway, Brown, Cannon, Clark, Cole, Crozier, Enger, Greene of Grundy, Griggs, Hamilton, Hansen, Heaton, Jacobs, Jacobson, Koontz, Kulp, LeRoy, Lounsberry, Lund, Manning, McCullough, Milton, Mitchell, Munro, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Stipe, Stokes, Stutt, Whitney—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Miller of Bremer, the House adjourned until 9:00 o'clock A. M., Tuesday, April 8th.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 8, 1913.

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

Prayer was offered by Rev. George L. Minear of Knoxville, Iowa.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bauman of Van Buren presented a remonstrance of citizens of Van Buren county against any change in the school laws.

Referred to Sifting committee.

Eggleston of Clarke presented remonstrance of citizens of Clarke county against creation of permanent tax commission.

Referred to Sifting committee.

Erickson of Lyon presented remonstrance of citizens of Lyon county against creation of permanent tax commission.

Referred to Sifting committee.

Bliss of Ringgold presented remonstrance of citizens of Ringgold county against creation of permanent tax commission.

Referred to Sifting committee.

Townsend of Tama presented remonstrance of citizens of Tama county against creation of permanent tax commission.

Referred to Sifting committee.

Peterson of Cass presented remonstrance of citizens of Cass county against creation of permanent tax commission.

Referred to Sifting committee.

Meredith of Jasper presented remonstrance of citizens of Jasper county against creation of permanent tax commission.

Referred to Sifting committee.

Scott of Fremont presented petition of citizens of Fremont county favoring House Joint Resolution No. 11 and House File Nos. 25, 169, 173, 368.

Referred to Sifting committee.

Stutt of Jones presented remonstrance of citizens of Jones county against the creation of a tax commission.

Referred to Sifting committee.

Kingland of Winnebago presented three remonstrances of citizens of Winnebago county against House File No. 262 and Senate File No. 131.

Referred to Sifting committee.

INTRODUCTION OF BILLS.

House File No. 678, by committee on Agriculture:

A BILL for an Act to Amend Section Five Thousand Seventy-seven A-21 (5077 a-21) of the Supplement to the Code, 1907, Fixing the Standard of Purity and Viability of Seeds.

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

Section 1. That section five thousand seventy-seven a-21 (5077 a-21) of the Supplement to the Code, 1907, be and the same is hereby amended by adding to said section the following: "yellow or white sweet clover (*Melilotus officinalis*, *Melilotus alba*), per cent of purity, 92; per cent of germinable seeds, 80."

Read first and second times and referred to Sifting committee.

Burt of Taylor from the Conference committee on House File No. 157 submitted the following report:

To Senate and House of Representatives of the Thirty-fifth General Assembly.

GENTLEMEN—Your conference committee to whom was referred substitute amendment to House File No. 157 beg leave to report that they have had same under consideration and recommend that said bill be amended as follows:

"By striking out all above the enacting clause and substituting in lieu thereof the following:

A BILL for an Act to Repeal Section Twenty-five Hundred and Eighty-Nine-A (2589-a) Supplement to the Code, 1907, as Amended by Section Two (2) of Chapter One hundred and Twenty-three (123), Laws of the Thirty-fourth General Assembly and Enact a Substitute Therefor; to Amend Section Twenty-five Hundred and Eighty-seven (2587) of the Code as Amended by Chapter One Hundred and Twenty-three (123), Acts of the Thirty-fourth General Assembly.

By striking out all below the enacting clause and substituting therefor the following:

Section 1. That section twenty-five hundred and eighty-nine-a (2589-a) Supplement to the Code, 1907; as amended by section two (2) of chapter one hundred and twenty-three (123), laws of the Thirty-fourth General Assembly, be repealed and the following enacted in lieu thereof:

"To enable persons to engage in, and conduct business as registered pharmacists within the meaning of section twenty-five hundred and eighty-eight (2588) of the Code, the commission shall hold not more than six (6) examinations each year, one (1) of which may be held at Iowa City, one (1) of which may be held at the place of the annual meeting of the Iowa Pharmaceutical Association, and the others at Des Moines. Not more than three (3) days previous to the holding of each examination, the commission shall meet at its office in Des Moines and prepare lists of questions for such examination. When the examination is completed the commission shall remain in session until all of the papers have been graded and passed upon and the record of the grades turned over to the secretary of the commission. Following an examination held at Iowa City, or at the place of the annual meeting of the Iowa Pharmaceutical Association, the commission shall repair to its office in Des Moines and complete the work of the examination as above provided."

Sec. 2. That section twenty-five hundred and eighty-seven (2587) of the Code as amended by chapter one hundred and twenty-three (123), acts of the Thirty-fourth General Assembly be amended by striking out the word "five" as it occurs in the fifth line of said section and enacting in lieu thereof the word "six".

And recommend that said substitute to House File No. 157 as so amended for passage.

Respectfully submitted,

M. L. BURT,
GERRIT KLAY,
WALTER NEWCOMB,
AL. A. LENOCKER,
JOHN G. LEGAL,
ELI. C. PERKINS,
J. J. MATTES,
L. E. CRIST,

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 amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 169, a bill for an act to amend division two of section 2448 of the Supplement to the Code, 1907, relating to the limit within which intoxicating liquors may be sold.

JOS. E. MEYER,
Secretary.

Also:

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

House File No. 87, a bill for an act to amend section 2578, Supplement to the Code, 1907, relating to revocation of physicians' certificate and defining unprofessional conduct.

JOS. E. MEYER,
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. 652, a bill for an act to legalize the acts of the electors of the city of Osceola, Iowa, in voting for the issuance of bonds in aid of improvement and extension of the city water works.

JOS. E. MEYER,
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. 220, a bill for an act to amend section 3, chapter 174, laws of the Thirty-fourth General Assembly relating to the misbranding of foods.

JOS. E. MEYER,
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. 313, a bill for an act to legalize certain warrants of the city of Iowa City, Iowa.

JOS. E. MEYER,
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. 391, a bill for an act to amend section 227 of the Code, relative to judicial districts and the number of judges therein and to provide for three judges in the tenth judicial district, the appointment and election of the extra judge herein provided for.

JOS. E. MEYER,
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. 313, a bill for an act to legalize certain warrants of the city of Iowa City, Iowa.

JOS. E. MEYER,
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. 119, a bill for an act to amend chapter 25, laws of the Thirty-fourth General Assembly relative to the dependent soldiers and sailors tax.

JOS. E. MEYER,
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. 445, a bill for an act to confirm the title of Anna L. Edgar to the W.½ of S.W.¼ of section 2 township 87, north range 34, west of 5th P. M.

Jos. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Huntley of Lucas called up House File No. 169 and asked that the Senate amendments be printed in the Journal.

SENATE AMENDMENTS TO HOUSE FILE NO. 169.

Amend the bill by striking from section 1 the quotation marks at the close thereof, and adding thereto the following:

“Provided however, that the provisions of this specific amendment and of section 2461 of the Code shall not exclude any brewery where consent is obtained as provided in section 2456 to section 2460 inclusive, of the Code.”

Amend the bill by inserting in the seventh line of section one after the word “University” and before the word “under” the words, “situated within the limits of any city or town and”.

Strike out all of section 2, and insert in lieu thereof the following:

Sec. 2. “This act shall apply only to saloons within said distance from any normal school, college or university under the control of the state board of Education, operated under petitions of consent circulated and declared sufficient after the passage hereof.”

On request of Eggleston of Clarke unanimous consent having been given, House File No. 652, a bill for an act to legalize the act of the electors of the city of Osceola, Iowa, in voting for the issuance of bonds in aid of improvement and extension of the city water works, with Senate amendments, was taken up and the amendments read and considered.

Amend by adding as section two thereof, the following:

“Nothing herein shall affect pending litigation,” and by renumbering section 2 as section 3.

Mr. Eggleston moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The ayes were:

Anderson of Greene, Bartle, Bauman, Blackford, Boettger, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Clark, Cronbaugh, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Clinton, Griggs, Hadley, Halstead, Hazen, Heaton, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, LeRoy, Manning, McHose, McVicker, Meredith, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Rone, Saltzmann, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Workman, Mr. Speaker—62.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Atkinson, Barry, Bernbrock, Bingham, Black, Bliss, Bradley, Burt, Chapman, Cole, Craig, Dawson, Downey, Elliott, Enger, Greene of Grundy, Griffin, Grout, Halgrims, Hamilton, Hansen, Helming, Huff, Jacobs, Jamison, Kane, Kelso, Koontz, Larrabee, Lenoeker, Lounsberry, Lund, McCullough, Miller, Milton, Newcomb, Reeve, Ring, Rohwer, Scholz, Scott, Shankland, Stipe, White, Whitney—46.

So the House concurred in Senate amendments.

CONSIDERATION OF BILLS.

On motion of McHose of Boone House Joint Resolution No. 14, proposing an amendment to the constitution of the state of Iowa by repealing section one (1) of article ten (X) of said constitution, and by enacting a substitute in lieu thereof, was taken up and considered.

Mr. McHose moved the adoption of the substitute amendment proposed by him on April 3d.

Motion prevailed and the substitute amendment was adopted.

Klay of Sioux moved that the rules be suspended, the Joint Resolution be considered engrossed, and read a third time now, which motion prevailed, and the resolution was read a third time.

Joint Resolution Proposing an Amendment to the Constitution of the State of Iowa, by Amending Section One (1) of Article Ten (X) of Said Constitution, Relating to the Manner of the Amendment of the Constitution.

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

Section 1. That the following amendment to the constitution of the state of Iowa be and the same is hereby proposed and referred to the Thirty-sixth General Assembly:

That section one (1) of article ten (X) of the constitution of the state of Iowa be and the same is hereby amended by striking out all of said section and inserting in lieu thereof the following:

"Section 1. Any amendment or amendments to this constitution may be proposed in either house of the General Assembly; and if the same shall be agreed to by a majority of the members elected to each of the two houses, such proposed amendment shall be entered on thier journals, with the yeas and nays taken thereon. Then it shall be the duty of the General Assembly to submit such proposed amendment or amendments to the people in such manner, and at such time as the General Assembly shall provide; and if the people shall approve and ratify such amendment or amendments by a majority of the electors qualified to vote for members of the general assembly, voting thereon, such amendment or amendments shall become a part of the constitution of this state."

On the question, "Shall the Resolution pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Boettger, Brady, Brown, Bruce, Burt, Buxton, Carson, Clark, Cole, Crozier, Daniels, Dixon, Doze, Elwood, Erickson, Hadley, Halgrims, Hazen, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, LeRoy, Manning, McHose, McVicker, Mitchell, Munro, Newcomb, Pickford, Reeve, Rone, Scholz, Sherman, Sidey, Steel-smith, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—60.

The nays were:

Bingham, Bradley, Brockway, Cronbaugh, Downey, Dunlap, Greene of Clinton, Halstead, Heaton, Jamison, Lounsberry, Meredith, Miller, Odendahl, Peterson, Power, Stokes—17.

Absent or not voting :

Atkinson, Barry, Cannon, Chapman, Craig, Dawson, Eggleston, Elliott, Enger, Fraley, Greene of Grundy, Griffin, Griggs, Grout, Hamilton, Hansen, Helming, Hunt, Kane, Kelso, Koontz, Lenoeker, Lund, McCullough, Milton, Ring, Rohwer, Saltzmann, Scott, Shankland, Stipe—31.

So the Joint Resolution having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Newcomb of Adams substitute for Senate File No. 393, a bill for an act to amend section two (2) of chapter one hundred and ninety (190), laws of the Thirty-third General Assembly, relative to the library commission and traveling library, was taken up and considered.

Mr. Newcomb moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Buxton, Cannon, Clark, Cole, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Elwood, Erickson, Fraley, Greene of Clinton, Griggs, Hadley, Halgrims, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kingland, Klay, Kulp, LeRoy, Manning, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Newcomb, Peterson, Power, Reeve, Saltzmann, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Workman, Mr. Speaker—63.

The nays were :

Brown, Cronbaugh, Halstead, Odendahl—4.

Absent or not voting :

Barry, Bernbrock, Boettger, Bruce, Burt, Carson, Chapman, Craig, Downey, Eggleston, Elliott, Enger, Greene of Grundy, Grif-

fin, Grout, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Jacobs, Kane, Kelso, Koontz, Larrabee, Lenocker, Lounsberry, Lund, McCullough, Milton, Pickford, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Stipe, White, Whitney—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Newcomb of Adams, House File No. 556 was withdrawn from the further consideration of the House.

Brockway of Louisa moved that House File No. 674, which was made a special order for today, be made a special order for Thursday, April 10th, at 10:00 o'clock A. M.

Kulp of Palo Alto moved to amend by fixing the time Friday, April 11th, at 10:00 o'clock.

Amendment lost.

Motion prevailed, and House File No. 674 was made a special order for Thursday, April 10th, at 10:00 o'clock A. M.

Journal of Monday, April 7th, corrected and approved.

SPECIAL ORDER NO. 41.

Time having arrived for Special Order No. 41, on motion of Dixon of Sac, House File No. 669, a bill for an act to provide for the levy of a special tax upon the assessed valuation of the taxable property of the state for a period of ten years for the purchase of real estate for the extension and for the improvement of the state capitol grounds; to define the limits of said extension; to authorize the purchase by executive council of all grounds within said limits; to adopt a plan for the location of buildings, monuments, etc., on said extended ground, and to provide for the sale of certain real estate known as "Governor Square," was taken up and considered.

Mr. Dixon proposed the following amendment:

Amend House File No. 669 by striking out the word "sixth" in the 26th line of section (2) of the bill, and substituting in lieu thereof, the word "seventh," and by striking out the word "state," in the forty-second line of section nine (9) of the bill and substituting in lieu thereof, the words "executive council."

Amendment adopted. •

Atkinson of Butler in chair.

Bartle of Mitchell proposed the following amendment:

Amend by adding after the word "state" in the sixth line of section 1 the words "including moneys and credits."

Amendment lost.

Bliss of Ringgold moved the previous question on the main question.

Power of Jefferson seconded the motion.

Motion prevailed.

Mr. Dixon moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Cannon, Carson, Chapman, Cole, Craig, Dawson, Dixon, Elliott, Elwood, Erickson, Fraley, Griffin, Griggs, Grout, Halgrims, Hamilton, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Miller, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Saltzmann, Scholz, Shankland, Sherman, Sidey, Stipe, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker
—70.

The nays were:

Anderson of Montgomery, Bartle, Bauman, Bradley, Brown, Burt, Buxton, Clark, Cronbaugh, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Hadley, Halstead, Helming, Meredith, Rone, Scott, Steelsmith, Stokes, Stutt, Thompson, Webb
—27.

Absent or not voting:

Enger, Greene of Grundy, Kane, Koontz, Lenocker, Lund, Milton, Mitchell, Munro, Odendahl, Rohwer—11.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed on.

Dixon of Sac moved to reconsider the vote by which House File No. 669 passed the House and that the motion to reconsider be laid on the table.

Whitney of Woodbury seconded the motion.

Motion prevailed.

SPECIAL ORDER NO. 42.

Time having arrived for Special Order No. 42, on motion of Ring of Linn Senate File No. 249, a bill for an act amending sections nineteen (19) and section thirty (30), chapter seventy-two (LXII) of the acts of the Thirty-fourth General Assembly providing additional rules and regulations for the operation of motor vehicles upon public highways within the state of Iowa, was taken up and considered.

Mr. Ring moved that the rules be suspended, the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Speaker Cunningham in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Kulp, Lenocker, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Stipe, Stutt, Thompson, Townsend, Whitney, Workman, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Boettger, Crozier, Downey, Enger, Greene of Grundy, Grout, Halgrims, Hamilton, Kingland, Koontz, Larrabee, Lounsberry, McCullough, Milton, Newcomb, Odendahl, Power, Rohwer, Saltzmann, Scott, Steelsmith, Stokes, Trumbauer, Webb, White—25.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORTS OF COMMITTEES.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 551, a bill for an act to create the Iowa State Drainage, Waterways and Conservation commission, and defining the powers and duties of the same; beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with recommendation that the same be indefinitely postponed.

W. LARRABEE, JR.,
Chairman.

Report adopted and House File No. 551 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 196, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-seven-a-eighty-five (2727-a-85) of the Supplement to the Code, 1907, and to enact a substitute therefor relating to the support of the state sanatorium for the treatment of tuberculosis; 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 550, a bill for an act to encourage the reclamation of wet lands by drainage in the state of Iowa and to aid in publishing the proceedings of the annual convention of the Iowa state drainage association—to make an appropriation therefor; 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.

W. LARRABEE, JR.,
Chairman.

Report adopted and House File No. 550 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 664, a bill for an act to reimburse Winifred Tilden, ladies' athletic instructor at the Iowa state college, for money expended in making tennis courts on the state grounds of said college; 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.

W. LARRABEE, JR.,
Chairman.

Report adopted and House File No. 664 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 187, a bill for an act to establish an industrial reformatory for women, to make appropriation therefor, to provide for the transfer of inmates to and from the industrial school for girls and repealing the law as it appears in chapter eight-a (8-a) of title thirteen (XIII) of the Supplement to the Code, 1907, relating to an industrial reformatory for females; 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.

W. LARRABEE, JR.,
Chairman.

Report adopted and House File No. 187 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 449, a bill for an act creating a commission on cities and towns, defining its duties, and making an appropriation for its expenses; 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.

W. LARRABEE, JR.,
Chairman.

Report adopted and House File No. 449 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 142, a bill for an act to repeal chapter one hundred thirty-seven (137) of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor relating to the support of the industrial schools; 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 amended as follows:

By striking out the words "five hundred" in line 13 and insert in lieu thereof the words "four hundred eighty"; by striking out the words "six thousand five hundred" in line 15 and insert in lieu thereof the words "six thousand two hundred forty"; by striking out the words "two hundred fifty" in line 16 and insert in lieu thereof the words "two hundred thirty-five" and by striking out the words "four thousand" in line 18 and insert in lieu thereof the words "three thousand seven hundred sixty", and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred substitute for Senate File No. 236, a bill for an act to make additional appropriations to the state historical society of Iowa; 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.

W. LARRABEE, JR.,
Chairman.

Passed on file.

MINORITY RECOMMENDATIONS.

MR. SPEAKER—We the undersigned, members of the Appropriations committee, as a minority report hereby recommend Senate File No. 236 for passage.

RALPH SHERMAN,
 CHAS. A. TRUMBAUER,
 FRANK S. SHANKLAND,
 W. I. ATKINSON,
 W. W. ANDERSON,
 JOS. KELSO, JR.,
 D. E. KULP,
 WALTER F. CBAIG,
 C. SALTZMANN,
 H. C. WHITE,
 D. C. STEELSMITH,
 J. M. C. HAMILTON,
 C. W. MILLER,
 GEO. F. CARSON,
 FRED W. JONES,
 J. D. PETERSON,
 J. A. BLISS,
 C. W. HUNTLEY,
 O. G. REEVE,
 W. H. WEBB.

Passed on file.

On motion of Atkinson of Butler, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. PRESIDENT—I am directed to inform your honorable body that the Senate has amended by substitute and passed the following Joint Resolution in which the concurrence of the Senate was asked:

House Joint Resolution No. 10, joint resolution relating to the compensation of additional employees of the Thirty-fifth General Assembly.

Jos. E. MEYER,
Secretary.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the Senate has adopted a substitute and passed the following bill in which the concurrence of the Senate was asked:

Substitute for House File No. 5, a bill for an act providing for the nonpartisan nomination and election of judges of the supreme, district and superior courts of Iowa.

Jos. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

On request of Klay of Sioux, unanimous consent having been given, House File No. 5, a bill for an act providing for the nonpartisan nomination and election of judges of the supreme, district and superior courts of Iowa, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

SUBSTITUTE FOR HOUSE FILE NO. 5.

Amend by the adoption of the following substitute:

A Bill for an Act Providing for the Non-partisan Nomination and Election of Judges of the Supreme, District and Superior Courts of Iowa.

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

Section 1. That from and after the passage of this act, all candidates for the office of judge of the supreme, district and superior court, in the state of Iowa, shall be nominated at the regular primary election, and elected at the general election in November, in the manner hereinafter provided.

Sec. 2. Any person desiring to become a candidate for the office of supreme or district judge at the regular primary election shall, not less than forty (40) days prior to the date of such primary election, file in the office of the secretary of state, a petition favoring his nomination signed by qualified electors as follows: If the person on whose behalf said petition is filed is a candidate for nomination for judge of the supreme court, said petition shall be signed by not less than five thousand (5,000) qualified electors of the state of which at least thirty (30) shall reside in each county of the state, and the name of such candidate shall not appear upon the primary ballot in any county where the petition of the required thirty (30) qualified electors has

not been filed. If the person on whose behalf said petition is filed is a candidate for nomination for judge of the district court, said petition shall be signed by not less than five hundred (500) qualified electors of the judicial district for which he is a candidate, and at least fifty (50) of such qualified electors shall reside in each county of such district, and the name of any such candidate shall not be printed upon the primary ballot in any county of such district where the petition signed by the required fifty (50) qualified electors has not been filed. Any person desiring to become a candidate for the office of judge of the superior court at the regular primary election shall, not less than forty (40) days before such primary election, file in the office of the county auditor in the county in which said court is located a petition favoring his nomination signed by not less than two hundred fifty (250) qualified electors of the municipality in which said superior court is located.

Sec. 3. At all primary elections at which candidates for judges are to be nominated, there shall be provided on each ballot for each political party, a ticket entitled "Non-partisan judiciary ticket," and the names of such candidates as shall have complied with the requirements of this act shall be placed thereon in the same order as the names of the party candidates, but without any party designation; and the ticket shall be the same on all ballots, except as varied to change the alphabetical rotation. The number of judges each elector is entitled to vote for shall be stated on the ballot. Each elector shall be allowed to vote at each primary for twice as many candidates to be nominated as there are number of places to be filled at the election. In case of a tie vote which leaves it unsettled as to which candidates are nominated, the secretary of state shall determine it by lot, except as to Superior judge in which case the county auditor instead of the secretary of state shall determine who is nominated in the same manner by lot.

Sec. 4. At the general election in November there shall be placed on the ballots a separate ticket entitled non-partisan judicial ticket, upon which shall be placed the names of the candidates nominated for judges of the supreme court, district, or superior courts in the state, and in the several districts and cities who have been nominated as herein provided. The names of all candidates shall be placed on said ticket and in the same order as far as possible as other candidates and with the same provisions with reference to alphabetical rotation and the number of candidates for each office to which the elector is entitled to vote. The candidate or candidates on such judicial ticket receiving the highest number of votes shall be considered elected.

Sec. 5. The method of withdrawal, filling vacancies, conducting such primary and general elections, of preparation of the ballot, of canvassing the vote, of announcing the result, of recounting the ballot, of publishing notice of nomination and election, and the penalty for

the illegal voting, misconduct of the election officials, and the making of the sworn return of nomination and election expenses, shall, so far as applicable, be the same as now provided for the regular primary and general election laws of Iowa.

Sec. 6. All acts and parts of acts inconsistent with this act, are hereby repealed.

Mr. Klay moved that the House concur in the Senate substitute amendments.

Lund of Hamilton proposed the following amendment to Senate substitute amendment:

Amend by adding to section two (2) the following: "Provided, however, that no elector shall sign a greater number of petitions than there are vacancies to be filled in said office."

Amendment lost.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Klay, Koontz, Kulp, Lenocker, LeRoy, Lund, McCullough, McHose, Miller, Mitchell, Munro, Newcomb, Oden Dahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—84.

The nays were:

Downey, Griffin, Hamilton, Lounsberry, McVicker, Meredith, Scott, Whitney—8.

Absent or not voting :

Barry, Bliss, Chapman, Clark, Dawson, Enger, Greene of Grundy, Griggs, Halgrims, Jamison, Kingland, Larrabee, Manning, Milton, Rohwer, Scholz—16.

So the House concurred in Senate amendment.

CONSIDERATION OF BILLS.

On motion of Dawson of Cherokee, Senate File No. 275, a bill for an act to establish the industrial school at Eldora and the department at Mitchellville as two separate and distinct institutions, to provide official designation for them, and to repeal acts in conflict with this act, with report of committee recommending passage, was taken up and considered.

Mr. Dawson moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Blackford, Brady, Brown, Burt, Cannon, Carson, Chapman, Cole, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griggs, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McVicker, Meredith, Miller, Mitchell, Munro, Odendahl, Peterson, Reeve, Ring, Rone, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, White, Workman, Mr. Speaker—68.

The nays were :

None.

Absent or not voting :

Barry, Bernbrock, Black, Bliss, Boettger, Bradley, Brockway, Bruce, Buxton, Clark, Craig, Cronbaugh, Dixon, Eggleston, Enger, Greene of Grundy, Griffin, Halgrims, Hamilton, Huff, Jami-

son, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, McHose, Milton, Newcomb, Pickford, Power, Rohwer, Saltzmann, Scholz, Scott, Shankland, Stipe, Trumbauer, Whitney—40.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Mr. Speaker granted leave of absence to Jones of Dickinson until Wednesday.

On request of Burt of Taylor, leave of absence was granted Bliss of Ringgold until Thursday.

Dawson of Cherokee moved that House File No. 230 be recalled from the Senate.

Motion prevailed.

On request of Dawson of Cherokee, House File No. 230 was withdrawn from the further consideration of the House.

MOTION TO RECONSIDER.

Bruce of Floyd called up motion to reconsider the vote by which House File No. 656 failed to pass the House.

Power of Jefferson moved the previous question.

Kulp of Palo Alto seconded the motion.

Motion prevailed.

Motion to reconsider prevailed by rising vote.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Bartle, Bernbrock, Black, Boettger, Brady, Bruce, Buxton, Carson, Clark, Daniels, Downey, Elwood, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hamilton, Hutchins, Jacobs, Jensen, Jones, Kelso, Lenoeker, Lund, Manning, McCullough, McVicker, Meredith, Miller, Mitchell, Munro, Ring, Saltzmann, Shankland, Sherman, Sidey, Stokes, Whitney, Workman, Mr. Speaker—42.

The nays were:

Anderson of Greene, Atkinson, Bingham, Blackford, Brown, Burt, Cannon, Cole, Craig, Cronbaugh, Dawson, Doze, Dunlap, Erickson, Hadley, Halstead, Heaton, Helming, Jacobson, Jami-son, Kulp, LeRoy, Lounsberry, Odendahl, Peterson, Power, Rone, Steelsmith, Stutt, Thompson, Townsend, Trumbauer, Webb, White—34.

Absent or not voting:

Barry, Bauman, Bliss, Bradley, Brockway, Chapman, Crozier, Dixon, Eggleston, Elliott, Enger, Greene of Grundy, Halgrims, Hansen, Hazen, Huff, Hunt, Huntley, Kane, Kingland, Klay, Koontz, Larrabee, McHose, Milton, Newcomb, Pickford, Reeve, Rohwer, Scholz, Scott, Stipe—32.

So the bill having failed to receive a constitutional majority was declared to have been lost.

CONSIDERATION OF BILLS.

On motion of Power of Jefferson, Senate File No. 539, a bill for an act to amend section twenty-four hundred forty-eight, paragraph nine (2448-9) of the supplement to the code, 1907, regulating the hours of the day during which liquors may be sold in saloons, was taken up, and considered.

Mr. Power proposed the following amendment:

Amend by striking out the word "nine" in the last line of the bill and insert in lieu thereof the word "seven."

Amendment lost.

Mr. Power proposed the following amendment:

Amend by striking out the word "nine" in the last line and inserting in lieu thereof the word "eight."

Amendment lost.

Boettger of Scott moved that the rules be suspended, the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Ring of Linn in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Boettger, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Halstead, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Klay, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scott, Sherman, Sidey, Stokes, Thompson, Webb, Whitney, Workman, Mr. Speaker—73.

The nays were:

Black, Bradley, Carson, Cronbaugh, Downey, Dunlap, Greene of Clinton, Griggs, Hamilton, Hansen, Hazen, Jamison, Kane, Koontz, McCullough, Miller, Mitchell, Steelsmith, Stutt, White—20.

Absent or not voting:

Anderson of Montgomery, Bliss, Enger, Helming, Jones, Kelso, Kingland, Milton, Odendahl, Rohwer, Scholz, Shankland, Stipe, Townsend, Trumbauer—15.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Sherman of Poweshiek presented the following concurrent resolution, asked unanimous consent for immediate consideration and moved its adoption:

CONCURRENT RESOLUTION.

Concurrent resolution relative to the purchase of a chair and gavel for the President of the Senate and the Speaker of the House.

Be it Resolved by the House of Representatives, the Senate concurring:

That the Speaker Pro Tempore of the House and the President Pro Tempore of the Senate appoint a committee of five members, three from the House and two from the Senate, for the purpose of providing the Speaker of the House and the President of the Senate each with one chair and one gavel.

Motion prevailed and the resolution was unanimously adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 175, a bill for an act to amend section 2732 of chapter 12, title XIII of the Supplement to the Code, 1907, and section 2772 of the Code, regulating the conduct of pupils of the public schools and forbidding the use of tobacco.

Also:

House File No. 226, a bill for an act to amend section sixteen hundred and sixty (1660) of the Supplement to the Code, 1907, to aid county agricultural societies.

Also:

House File No. 303, a bill for an act to require all persons, partnerships, companies or corporations owning or operating a railway in this state, to equip the cab of all locomotive engines with frost glass in front of the seat of the engineer and fireman of said engine, and providing a penalty for the violation thereof.

Also:

House File No. 418, a bill for an act to repeal section ten (10) of chapter twenty-six (26) acts of the Thirty-third (33rd) General Assembly, and to enact a substitute therefor, relating to the maintenance of county hospitals.

Also:

House File No. 440, a bill for an act to amend the law as it appears in section three thousand four hundred and forty-seven (3447) of the Code, and to fix the time within which certain actions for the recovery of real estate may be brought.

Also:

House File No. 498, a bill for an act authorizing and directing the governor and secretary of state to execute a quit claim deed conveying to J. B. Keeler all of the right, title and interest of the state of Iowa in or to lots four (4), five (5) and six (6) of section thirteen (13), township ninety-nine (99), north, range twentythree (23), west of the fifth P. M.

Also:

House File No. 513, a bill for an act to prohibit the importation of diseased bees.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 440, a bill for an act to amend the law as it appears in section three thousand four hundred and forty-seven (3447) of the Code, and to fix the time within which certain actions for the recovery of real estate may be brought.

Also:

House File No. 498, a bill for an act authorizing and directing the governor and secretary of state to execute a quit claim deed conveying to J. B. Keeler all of the right, title and interest of the state of Iowa in or to lots four (4), five (5) and six (6) of section thirteen (13), township ninety-nine (99), north, range twentythree (23), west of the fifth P. M.

Also:

House File No. 513, a bill for an act to prohibit the importation of diseased bees

Also:

House File No. 175, a bill for an act to amend section 2732 of chapter 12, title XIII of the Supplement to the Code, 1907, and section 2772 of the Code, regulating the conduct of pupils of the public schools and forbidding the use of tobacco.

Also:

House File No. 226, a bill for an act to amend section sixteen hundred and sixty (1660) of the Supplement to the Code, 1907, to aid county agricultural societies.

Also:

House File No. 303, a bill for an act to require all persons, partnerships, companies or corporations owning or operating a railway in this state, to equip the cab of all locomotive engines with frost glass in front of the seat of the engineer and fireman of said engine, and providing a penalty for the violation thereof.

Also:

House File No. 418, a bill for an act to repeal section ten (10) of chapter twenty-six (26) acts of the Thirty-third (33rd) General Assembly, and to enact a substitute therefor, relating to the maintenance of county hospitals.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Brockway of Louisa proposed the following substitute amendment to House File No. 674 and asked that it be printed in the Journal:

A BILL for an Act to Amend the Law as it Appears in Chapter Ninety-five of the Acts of the Thirty-third General Assembly, Relating to the Building of Permanent Roads in the State and Providing for the Establishment of Districts, and Providing for the Construction of Roads, and Prescribing the Method for so Doing, and Providing for Assessment and Collection of a Portion of the Costs of the Same, and Issuing Improvement Certificates Therefor, and Providing for a Tax in Aid Thereof, and Providing Additional Means than those Provided in said Chapter for Paying the Costs Thereof, and Prescribing Certain Duties of the State Highway Commission, with Reference Thereto.

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

Section 1. That section one of chapter ninety-five (95) of the acts of the Thirty-third General Assembly be, and the same is hereby amended by placing a comma (,) after the word "paving" in the fifth line and inserting thereafter the word "graveling," and by inserting in the seventh line after the word "improvement" and before the word "and" the following: "upon the county road system" and by striking out in the seventh line the word "less" and inserting in lieu thereof the word "more" and by striking out the last line of said section and inserting in lieu thereof the following: "All lands, lots or premises within said districts, as hereinafter provided. Any such district or districts so established shall be designated by name or number in the order of their establishment within the county, which name or number shall be used in all contracts, bonds or other proceedings with reference thereto."

Sec. 2. That section two (2) be amended by striking from the third (3rd) line of said section the following words: "a majority of the acres of" and by inserting after the word "approved" in the fifteenth (15th) line of said section and before the words, "the board," the following: "Or if the petition for said district has been signed by residents of the county owning more than half of the property subject to assessment in such district according to the last assessment roll,".

Sec. 3. That section three (3) of said act is hereby repealed and the following enacted in lieu thereof:

"Sec. 3. The board at the session set for hearing said petition shall, if necessary view the premises and if they shall find that said proposed improvement is a necessary improvement, or if the owners of property which shall bear more than half of the assessment for special benefits as herein provided shall have petitioned for same, the board shall locate and establish the same on the route specified in the plat approved, or as the same may be amended and approved. Provided, however, that the county board of supervisors shall be without jurisdiction, power or authority to make or establish such permanent road improvements or to provide for the levy and collection of taxes therefor, if, at or before the time fixed for hearing said petition, written objection to said proposed improvement, signed by owners of property which will be required to bear more than half of the assessments for special benefits provided, is filed with the county auditor. In the event no such protest is filed or if such protest is withdrawn before action thereon, the board shall have jurisdiction, power and authority to order said improvement, provide the necessary tax levies therefor and carry out the further provisions of this act relating thereto."

Sec. 4. That section five (5) of the said act is hereby repealed and the following enacted in lieu thereof:

"Sec. 5. The auditor shall thereupon publish notice of the time and place of letting the contract for said improvement, in the official newspapers of the county, the date of publication being not less than fifteen (15) days prior to the date set for the letting, and he may publish similar notice thereof in journals of general circulation among contractors. The board of supervisors shall award the contract to the lowest responsible bidder; provided, however, that the board shall have the power to reject all bids, in which event they may re-advertise or let privately, by submitting the contract to the state highway commission for its approval, or the board may build by day labor at a cost not to exceed the lowest bid received. All bids received must be accompanied in a separate envelope with a certified check, payable to the order of the county treasurer in a sum to be named in the notice for bids as security that the bidder will enter into a contract for the doing of the work and will give the bond as required by law, all such checks where the bid has not been accepted shall be returned to the respective bidders, and all bids shall be publicly opened at the time and place specified in the advertisement and shall be recorded in detail in a book kept for that purpose by the county

auditor, which book shall at all times be open to the public for inspection. Any proposed contract which shall exceed the sum of two thousand (\$2,000.00) dollars for any road improvement under this act, shall first be approved by the state highway commission before the same shall become valid. All bills for permanent road work shall be filed in itemized form and certified to by the engineer before being allowed by the board, and before warrants in payment therefor are drawn by the county auditor. Partial payments may be allowed by the board on contract work on the basis of the engineer's certified estimate and the percentages specified in the standard specifications of the state highway commission. The board of supervisors may authorize the auditor to draw warrants for the amount of payroll for labor furnished under the day labor system when said payrolls are certified to by the engineer in charge of the work. Said bills shall be passed upon by the board at the first meeting following said payment."

Sec. 5. That section six (6) of said act is hereby repealed and the following enacted in lieu thereof:

"Sec. 6. All improvements made under the provisions of this act shall conform to the standard plans and specifications of the state highway commission, and the engineer in charge for the county shall inform himself as to the provisions therein contained. The actual expenses incurred by said commission under this act for field engineering, or for conducting hearings, outside of the office of the commission, shall be assessed as a part of the costs of any permanent road construction as herein provided, and itemized vouchers of such expenses, duly verified by some member of the commission, shall be filed with the county auditor."

Sec. 6. That section seven (7) of the said act is hereby repealed and the following enacted in lieu thereof:

"Sec. 7. When any such permanent road district has been established, as provided for in this act, the board of supervisors shall, acting under general instructions from the state highway commission, inspect and classify all the property benefitted by the proposed improvement and shall make an equitable apportionment of the estimated total cost of said proposed improvement, including all of the necessary expenses incurred in connection therewith, and file a report of the same with the county auditor, who shall immediately thereafter fix a time for hearing the objections thereto before the board of supervisors and cause to be served upon the owner of each tract of land, lot or premises described in said report, as shown by the transfer books in the auditor's office, notice in writing of the filing and pendency of said report, the amount of special assessment apportioned to such owner, the day set for hearing the same, and also that all objections thereto must be made in writing and filed with the county auditor before the hour set for said hearing, which notice shall be sent by registered mail to the owner at his last known address at least fifteen (15) days prior to the said hearing. Like notice shall be sent to those in possession of said land and to all mortgagees of record. Proof of serving such notice by registered mail shall be made

by affidavit of the auditor, who shall keep in his office a permanent record of the date of sending said notices, together with the registry receipts, which affidavit and record shall be final and conclusive as to the time of sending the said notice. Such notice shall also be published once in the official newspapers not less than seven days prior to the time set for hearing, proof being made thereof by affidavit, as in case of legal notices, published in official newspapers. At the time set for hearing the board of supervisors shall proceed to consider the objection filed and may increase or decrease the apportionment made in said report as may then appear to be just and equitable, which apportionment shall be assessed to the specially benefitted lands, lots and premises within said improvement district in proportion to the benefits received, and shall be collected in the same manner as other taxes are levied, and collected for county purposes, and when so collected shall be kept separate from other county funds and shall be paid out, on the order of the board of supervisors only for purposes properly connected with such improvement, provided, however, that not to exceed fifty (50%) per cent of the entire cost of the improvement shall be paid by assessments on the property specially benefitted within said improvement district, all of which property shall be situated nearer to said road improved than to any other legally designated county road, the remainder of the cost of said improvement to be paid from funds as hereinafter provided."

Sec. 7. That section nine (9) of said act be and the same is hereby amended by striking out of the first and second lines of said section the words, "by the commissioners appointed for that purpose, as" and by striking out from the 8th and 9th lines of said section the words, "endorsed upon such certificate or in a separate agreement," and by striking out from the fifteenth (15th) line of said section the words "ten equal" and inserting in lieu of the said last designated words, the following: "Not to exceed twenty (20) equal annual".

Sec. 8. That section ten (10) of said act be and the same is hereby amended by striking out from the eighth and ninth (8th & 9th) lines of said section the words: "Taking as a basis the original apportionment and report of the commissioners upon which the board had theretofore acted."

Sec. 9. That section eleven (11) of said act be and the same is hereby amended by striking out all of said section after the words "work already done" in the 9th line of said section and inserting in lieu thereof the following: "and to that end shall recall the tax already levied and shall re-ascertain the costs and expenses of such improvement and shall re-assess and levy for same in the manner and as provided herein for the making of original assessments."

Sec. 10. That section twelve (12) of said act be and the same is hereby amended by striking out all after the word "porvided" in the seventh (7th) line.

Sec. 11. That section thirteen (13) of said act is hereby repealed and the following enacted in lieu thereof:

"Sec. 13. For the purpose of carrying out the provisions of this act, the board of supervisors of each county shall, annually, at its September session, levy a tax of one mill on the dollar to be known as the state highway fund, which tax shall be levied upon all taxable property within the limit of the county, and shall be collected at the same time and in the same manner and held by the county treasurer as are other taxes, and used by the state highway commission in paying the cost of constructing permanent roads not otherwise provided for in this act. As soon as any district is proposed, the board of supervisors shall apply to the state highway commission for the use of the state highway fund in paying for the cost of said proposed improvement, whereupon the state highway commission shall, if said improvement meets with their approval, appropriate said amount to the project. Provided, however, that if any money received under said levy shall on the first day of July remain unappropriated by the lawful action of the board and of the commission for the purposes herein provided, said money shall then be used by the board of supervisors of said county on any permanent road, bridge or culvert improvement which has been approved or directed by the state highway commission.

Sec. 12. That the said act be further amended by adding thereto the following sections:

"Sec. 14. For the purpose of providing for the payment of the cost of any highway improvement within any such permanent road improvement district as contemplated within this act, the board of supervisors, in anticipation of the deferred payments of the special assessments levied therefor, not otherwise paid, and for the application of the permanent road taxes levied, as hereinbefore provided, may provide for the execution and delivery of bonds of the county, to be known as permanent road bonds for the amount of the cost of such road improvement not otherwise paid, which bonds shall be issued in amounts of not less than one hundred (\$100.00) dollars or multiples thereof, not exceeding one thousand (\$1000.00) dollars, except that one bond be issued for the amount necessary to make up the exact amount of such unpaid cost which shall not exceed one thousand (\$1,000.00) dollars.

Sec. 15. Permanent road bonds issued hereunder for any permanent improvement in any such district shall bear the same date and be divided into as many series as there is installment payments of the special assessment levied for the cost of such improvement, and each series shall be as near equal in amount as practicable. Each series of said bonds shall mature on the first day of April of the years in which the installments said special assessment come due, not exceeding, however, twenty (20) years after date of issue, and shall bear the name or number of the permanent road improvement district in which such special improvement tax has been levied. Each bond so issued shall express on its face that

it shall only be paid from the special assessments made upon lands, lots and premises in the designated, permanent road improvement district, and the general levy as the same shall have been levied and assessed or may after the date of issue thereof be levied and assessed under this act. All deferred payments of special assessments shall draw interest at a rate equal to the rate specified in such bonds from the date of levy not exceeding six per cent per annum, and all general taxes levied hereunder shall include an amount sufficient to pay the balance of the interest accruing on such bonds, not exceeding, however, the levy hereinbefore specified.

Sec. 16. The board of supervisors shall levy each year within the limits hereinbefore designated and as hereinbefore specified, a tax upon all the taxable property within the county sufficient when applied with other funds available therefor, to pay the interest on all such bonds not provided for by special assessment and to pay so much of the principal of such bonds as falls due in the succeeding year, not provided for by such special assessment. And shall, from time to time as such taxes accrue, apply to the payment of such bonds and interest thereon, all funds realized from the special assessment levied upon the lands, lots and premises within the permanent road improvement district for the payment of the costs of such permanent road, and such additional amount of the taxes realized from the tax levied under this act upon all taxable property within the county or other funds available therefor, as shall be necessary to pay such bonds and interest thereon as the same shall mature.

Sec. 17. 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.

INTRODUCTION OF BILLS.

By committee on Agriculture, House File No. 679.

A Bill for an Act for the Levy of a Special Tax upon the Assessed Valuation of the Property of the State for the Purpose of Creating a Fund for Equipment and Instruction in Agriculture, Domestic Economy and Other Industrial and Vocational Subjects in Approved Consolidated Schools; for the Further Equipment and Support of Extension Work, Experimentation and Non-Collegiate Courses of Study in Connection with Agriculture, Veterinary Science and Engineering at the Iowa State College; and to add to the General Revenue of the State.

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

Section 1. For the purpose of creating a fund to meet the expense of purchasing the necessary equipment, and furnishing instruction in agriculture, domestic economy and other industrial and vocational sub-

jects in certain approved consolidated schools of the state, as already directed by this General Assembly; for the further equipment and support of extension work, experimentation and non-collegiate courses of study in connection with agriculture. Veterinary science and engineering at the Iowa state college; and to add to the general revenues of the state there shall be levied for five years a special tax of two fifths of a mill on the dollar upon the assessed valuation of the taxable property of the state the proceeds whereof shall be carried into the treasury of the state to be used for the several purposes mentioned in this act in amounts as hereinafter specified. Said levy shall first be made in the year 1913 and the same levy shall be made for four consecutive years thereafter.

Sec. 2. For the aid of the approved consolidated schools mentioned herein there shall be made available from the fund created by this act the following sums or so much thereof as may be necessary.

For the period ending June 30, 1914.....\$30,000

For the period ending June 30, 1915..... 50,000

And annually for each of the three consecutive years immediately following, \$100,000.

The sums specified in this section shall be drawn from the state treasury in the way already directed by this General Assembly.

Sec. 3. For the further equipment and support of extension work, experimentation and non-collegiate courses of study in connection with agriculture, veterinary science and engineering at the Iowa state college there shall be set aside from the fund created by this act for each of the five consecutive years beginning with 1914 sums as follows:

For agricultural extension\$58,000

For agricultural experiment station 50,000

For agricultural one year and two year non-collegiate
courses including a home makers course..... 12,500

For trade school and engineering extension work.... 50,000

For engineering experiment station..... 5,000

For veterinary practitioners' course..... 5,000

For veterinary investigations 10,000

For repair and contingent fund 10,000

And for each of the two successive years beginning with 1914 the sum of \$17,500 for the purchase of additional farm for experimental purposes.

The sums specified in this section or so much thereof as may be necessary shall be drawn from the treasury of the state upon the order of the Iowa state board of education.

Sec. 4. Any balance of the fund created by this levy not used for the purposes specified in sections two and three of this act shall remain in the state treasury to be used for general state purposes.

Sec. 6. Section 6 of the acts of the Thirty-fifth General Assembly known as House File 132 providing for state aid to consolidated schools is hereby repealed.

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

By Sifting committee, House File No. 680.

A Bill for an Act to Repeal Section Ten Hundred Eighty-Seven-a-Four (1087-a-4) of the Supplement to the Code, 1907, as Amended by Chapter Fifty-Eight (58) of the Acts of the Thirty-fourth General Assembly and to Enact a Substitute Therefor Relative to the Date of Holding Primary Elections; and to Amend Section ten Hundred Eighty-seven-a-Fourteen (1087-a-14) of the Supplement to the Code, 1907, Relative to the Form of the Primary Ballot.

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

Section 1. That section ten hundred eighty-seven-a-four (1087-a-4) of the supplement to the code, 1907, as amended by chapter fifty-eight (58) of the acts of the Thirty-fourth General Assembly be and the same is hereby repealed and the following enacted in lieu thereof:

In the year 1914 and quadrennially thereafter, the primary election shall be held on the first Monday in June, and in the year 1916 and quadrennially thereafter the primary election shall be held on the second Monday in April. The primary election shall be held at the usual voting places in the several precincts, and shall consist of an election by all political parties. In the years when the president and the vice-president of the United States are to be elected, the primary shall include the election of officers specified in the act providing for the holding of the presidential primary election, and also the ascertaining of the preference of the voters of the state in their respective parties for president and vice-president of the United States; and in all years in which general elections are held, it shall include the nomination of candidates for such offices as are to be filled at the general election in the November next ensuing (except for candidates for the offices of judges in the supreme, district and superior courts); and senator in the congress of the United States in the year next preceding the filling of that office by the General Assembly or by direct vote of the people.

Sec. 2. That section ten hundred eighty-seven-a-14 (1087-a-14) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, be and the same is hereby amended by adding thereto the following:

In the years in which the president and the vice-president are elected, separate ballots shall be prepared, one one of which shall appear the names of the candidates provided for in the act providing for the presidential primary, and on the other shall appear the names of the state, county and township candidates, as provided for in chapter two-a (2-a) of title six (6) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly and chapters fifty-eight (58) and fifty-nine (59) of the acts of the Thirty-fourth General Assembly. In the years in which a president and a vice-president are to be elected, the names of the candidates for delegates to county conventions shall be placed on the presidential primary ballot and shall not appear on the other ballot.

Read first and second time and referred to Sifting committee.

Brockway of Louisa presented the following resolution and moved its adoption:

Resolved that the state printer be directed to print 250 copies of the proposed sub-amendment to House File No. 674, showing the comparison to chapter 95, acts of the Thirty-third General Assembly, and the amendment proposed by Kulp of Palo Alto to the bill as found in the Journal of April 7th be attached thereto.

Motion prevailed and resolution was adopted.

CONSIDERATION OF BILLS.

On motion of Kelso of Jackson, Senate File No. 250, a bill for an act to repeal sections two (2), six (6), seven (7), eight (8), eleven (11), fifteen (15), sixteen (16), and twenty-two (22), of chapter seventy-two (72) of the acts of the Thirty-fourth General Assembly, and to enact substitutes therefor relating to the registration and regulation of motor vehicles, with report of committee recommending passage as amended, was taken up, and considered.

Workman of Mills proposed the following amendment:

Amend as follows: That the fifth paragraph of the amendments to Senate File No. 250 offered by the committee and appearing on page 1519 of the House Journal, be stricken out and the following inserted in lieu thereof:

“That line 29 of section six (printed bill) be amended by striking out the period in said line and inserting in lieu thereof a

comma, and adding the following: "but no dealer or manufacturer shall be required to keep more than one car registered for his private use."

Amendment adopted.

Committee amendments as amended, adopted.

The Sifting committee proposed the following amendments:

That there be stricken out of the twenty-seventh (27) and twenty-eighth (28) lines on page three (3) of said bill the following: "on or after September first of each calendar year" and insert in lieu thereof "within ten days from the date of sale."

That section five (5) be amended by striking out "a placard" in the tenth line and inserting in lieu thereof "metal plate."

.Amendments lost.

Brady of Dallas proposed the following amendment:

Amend by striking out the word "September" in lines 20 and 27, section 4, and the word "August" be inserted in lieu thereof.

Amendment adopted.

Mr. Kelso moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Clark, Cole, Craig, Daniels, Dawson, Dixon, Dunlap, Elwood, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Hunt, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Kulp, Lenocker, LeRoy, Lund, McCullough, McHose, Meredith, Miller, Mitchell, Peterson, Pickford, Ring, Rone, Saltzmann, Scott, Sherman, Sidey, Stutt, Webb, White, Workman—66.

The nays were:

Downey, Doze, Reeve, Steelsmith, Stipe, Stokes, Thompson--7.

Absent or not voting:

Barry, Bauman, Bernbrock, Bliss, Chapman, Cronbaugh, Crozier, Eggleston, Elliott, Enger, Erickson, Fraley, Halgrims, Huff, Huntley, Jacobs, Jones, Klay, Koontz, Larrabee, Lounsberry, Manning, McVicker, Milton, Munro, Newcomb, Odendahl, Power, Rohwer, Scholz, Shankland, Townsend, Trumbauer, Whitney, Mr. Speaker--35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 38, a bill for an act to provide for the compilation of the laws of the Thirty-third, Thirty-fourth and Thirty-fifth General Assemblies and the laws as they appear in the supplement to the code, 1907; to annotate same and the code and rules of the supreme court, to and including May term, 1913, of the supreme court and to publish the said compilation and annotations as a "supplement to the code, 1913" and to provide for the appointing of a supervising committee, the election of an editor of such supplement to the code and to establish a salary for such editor, and making an appropriation therefor, and repealing section twenty-four (24) of chapter twenty (20) of the acts of the Twenty-sixth General Assembly, extra session, as same appears on page five (5) of the prefix to the code.

Also:

Substitute for Senate File No. 16, a bill for an act to repeal section three thousand three hundred seventy-nine (3379) of the code and to enact a substitute therefor, relating to the share of surviving spouse.

Also:

Senate File No. 80, a bill for an act to pension the survivors of the Spirit Lake Relief Expedition of 1857, providing the amount of such pensions, the method of payment, and making an appropriation therefor.

Also:

Senate File No. 27, a bill for an act to require all railroad companies owning railroads in the state of Iowa, of less than four (4) feet, eight and one-half (8 1-2) inches gauge, to adopt such gauge within such reasonable time as may be fixed by the railroad commissioners.

Also:

Senate File No. 378, a bill for an act to amend section twenty one hundred and thirteen (2113 of the supplement to the code, 1907, as amended by chapter one hundred twenty-seven (127) of the acts of the Thirty-third General Assembly, relating to the powers of the board of railroad commissioners.

Also:

Senate File No. 358, a bill for an act legalizing a resolution passed by the council of the city of Atlantic on February twenty-seventh (27th) nineteen hundred thirteen (1913) transferring the sum of eighteen hundred dollars (\$1,800.00) from the sewer fund of said city to the general fund of said city of Atlantic, Iowa, and legalizing such transfer.

Substitute for Senate File No. 44, a bill for an act to repeal the law as it appears in section five thousand six hundred sixty-nine-a (5669-a), five thousand seven hundred sixteen (5716), and five thousand seven hundred eighteen-a-twenty-eight (5718-a-28) of the Supplement to the Code, 1907, and in section five thousand and seven hundred seventeen (5717), and five thousand seven hundred eighteen (5718 of the Code, an dto enact substitutes therefor, providing for the compensation and allowances of officers and employees of the reformatory at Anamosa and the penitentiary at Fort Madison.

Also:

Senate File No. 304, a bill for an act for the relief of the grantees of David E. Fry, and for the purpose of having patents issued in the names of W. F. Pomeroy and Arthur Dilley, for certain tracts of land.

Also:

Senate File No. 87, a bill for an act, amending the law as it appear in section 2578 of the Supplement to the Code, 1907, relating to revocation of physicians' certificates and defining unprofessional conduct.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

CONSIDERTION OF BILLS.

On motion of Bruce of Floyd, House File No. 346, a bill for an act to repeal sections thirty-five hundred forty-three (3543) and thirty-five hundred forty-four (3544) of the code of Iowa, 1897, and to enact a substitute in lieu thereof relative to the filling of a lis pendens, was taken up and considered.

The Sifting committee proposed the following amendment:

That the title be amended by striking from the third line thereof the following: "1897."

That there be stricken from the fourth line of section one (1) the following: "1897."

Amendment adopted.

Mr. Bruce moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hazen, Heaton, Helming, Hunt, Hutchins, Jamison, Kane, Kelso, Kingland, Klay, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Miller, Munro, Newcomb, Pickford, Power, Reeve, Ring, Rone, Scott, Shankland, Sherman, Steelsmith, Stokes, Thompson, Webb, White—76.

The nays were:

Mitchell, Odendahl, Workman—3.

Absent or not voting:

Blackford, Bliss, Brockway, Chapman, Clark, Cole, Craig, Cronbaugh, Dawson, Dixon, Enger, Fraley, Hansen, Huff, Huntley,

Jacobs, Jacobson, Jensen, Jones, Koontz, Kulp, Larrabee, Lund, Milton, Peterson, Rohwer, Saltzmann, Scholz, Sidey, Stipe, Stutt, Townsend, Trumbauer, Whitney, Mr. Speaker—35.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Clarke of Monroe, House File No. 530, a bill for an act to repeal the law as it appears in chapter two (2) section thirteen (13) of the code and to enact a substitute therefor relating to the compensation of officers and employes of the general assembly, was taken up and considered.

The Sifting committee proposed the following substitute amendment:

A BILL for an Act to Amend Section Thirteen (13) of the Code, Relating to the Compensation of Officers and Employes of the General Assembly.

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

Section 1. That section thirteen (13) of the Code be and the same is hereby amended by striking out from the third line thereof the word "six" and inserting in lieu thereof the word "eight."

Substitute amendment adopted.

Mr. Halgrims moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Blackford, Boettger, Brady, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Hamilton, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jensen, Klay, Koontz, Lund, Manning, McCullough, McHose, McVicker, Meredith, Newcomb, Pickford, Power, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Thompson, Townsend, Workman—64.

The nays were:

Bauman, Bingham, Brown, Doze, Halstead, Hansen, Kingland, Kulp, Lounsberry, Munro, Scott—11.

Absent or not voting:

Black, Bliss, Bradley, Brockway, Cronbaugh, Daniels, Enger, Fraley, Hazen, Huntley, Jacobs, Jamison, Jones, Kane, Kelso, Larrabee, Lenoeker, LeRoy, Miller, Milton, Mitchell, Odendahl, Peterson, Rohwer, Saltzmann, Steelsmith, Stipe, Stokes, Stutt, Trumbauer, Webb, White, Whiting, Mr. Speaker—34.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Bruce of Floyd, Senate File No. 474, a bill for an act to amend the law as it appears in an act passed by the Thirty-fifth (35th) General Assembly and approved on the 20th day of March, A. D. 1913, and entitled "A bill for an act additional to chapter five (5) title ten (10) of the code to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same," was taken up and considered.

Mr. Bruce moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Black, Blackford, Boettger, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Hansen, Hazen, Heaton, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Kelso, Kingland, Klay, Larrabee, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Ring, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman—75.

The nays were:

Halstead, Scott—2.

Absent or not voting:

Atkinson, Barry, Bernbrock, Bliss, Bradley, Brown, Cole, Enger, Fraley, Halgrims, Hamilton, Helming, Huff, Jensen, Jones, Kane, Koontz, Kulp, Lenorker, Lounsberry, Miller, Milton, Newcomb, Reeve, Rohwer, Rone, Seltzmann, Scholz, Stutt, Trumbauer, Mr. Speaker—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Doze of Wayne, the House adjourned until 7:30 P. M.

EVENING SESSION.

House met pursuant to adjournment, Speaker Cunningham 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 Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 289, a bill for an act to amend section 2472, Supplement to the Code, 1907, and section 2474 of the Code, and to repeal section 2477, and chapter 144, acts of Thirty-third General Assembly amendatory to section 2477, Supplement to the Code, 1907, and to enact a substitute therefor, all relating to the bureau of labor statistics, etc.

JOS. E. MEYER,
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 to amend chapter 62, acts of the Thirty-fourth General Assembly by striking out the last four lines of section 1, and enacting a substitute therefor, relating to the exemption from taxation of property of an honorably discharged union soldier or sailor of the Mexican and war of the Rebellion.

JOS. E. MEYER,
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. 504, a bill for an act to amend the law relating to the form of ballot to be used in the general election as the same appears in section 1106, Supplement to the Code, 1907.

JOS. E. MEYER,
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. 540, a bill for an act to legalize a special election of the city of Cedar Falls, Iowa, held March 10, 1913, for the acquiring of a municipal electric light and power plant and voting bonds therefor, etc.

JOS. E. MEYER,
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. 312, a bill for an act relating to sentence and commitment of persons convicted of felony, and to repeal all acts and parts of acts in conflict therewith.

JOS. E. MEYER,
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. 435, a bill for an act to authorize the issue of flood protection bonds by cities of the first class acting under the commission form of government.

JOS. E. MEYER,
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. 446, a bill for an act to amend section 4, chapter 63, acts of the Thirty-fourth General Assembly, relating to assessment of stocks of national, state and savings banks.

JOS. E. MEYER,
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. 508, a bill for an act to amend section 836 of the Code, in reference to re-assessment for local improvements.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 289, a bill for an act to amend the law as it appears in section twenty-four hundred seventy-two (2472) of the supplement to the code, 1907, and section twenty-four hundred seventy-four (2474) of the code, and to repeal section twenty-four hundred seventy-seven (2477) of the supplement to the code, 1907, and chapter one hundred forty-four (144) of the acts of the Thirty-third (33) General Assembly amendatory to section twenty-four hundred seventy-seven (2477) of the supplement to the code, 1907, and to enact a substitute therefor, all relating to the bureau of labor statistics and providing for reports of accidents by employers and prescribing a penalty for the violation thereof.

Read first and second time and referred to Sifting committee.

Senate File No. 357, a bill for an act to amend chapter sixty-two (62) of the acts of the 34th General Assembly by striking out the last four (4) lines of section one (1) of said chapter and enacting a substitute therefor relating to the exemption from

taxation of property of an honorably discharged union soldier or sailor of the Mexican war or the war of the rebellion or of the widow of such soldier or sailor.

Read first and second time and referred to Sifting committee.

Senate File No. 504, a bill for an act to amend the law relating to the form of ballot to be used in the general election as the same appears in section eleven hundred six (1106) of the supplement to the code, 1907.

Read first and second time and referred to Sifting committee.

Senate File No. 540, a bill for an act to legalize a special election of the city of Cedar Falls, Iowa, held March 10, 1913, for the acquiring of a municipal electric light and power plant, and voting bonds therefor, and the resolutions and acts of the city council relating to such electric light and power plant.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 312, a bill for an act amending section five thousand seven hundred eighteen-a-eighteen (5718-a-18) of the supplement to the code, 1907, bringing prisoners committed to the penitentiaries, serving life sentences for murder, under the jurisdiction and operation of the parole law.

Read first and second time and referred to Sifting committee.

Senate File No. 435, a bill for an act authorizing the issue of flood protection bonds by cities of the first class and cities acting under the commission plan of government.

Read first and second time and referred to Sifting committee.

Senate File No. 446, a bill for an act to amend section four (4) of chapter sixty-three (63), acts of the Thirty-fourth General Assembly, relating to assessment of stocks of national, state and savings banks.

Read first and second time and referred to Sifting committee.

Senate File No. 508, a bill for an act to amend section eight hundred thirty-six (836) of the code, 1897, in reference to re-assessment for local improvements.

Read first and second time and referred to Sifting committee.

CONSIDERATION OF BILLS.

On motion of Ring of Linn, Senate File No. 334, a bill for an act providing for the assessment of the cost of main sewers to the property within the territory drained and defining adjacent property relative thereto, and amending section eight hundred forty-d (840-d) of the supplement to the code, 1907, relating to the construction of main sewers and paying the cost thereof, was taken up, and considered.

Whitney of Woodbury proposed the following amendment :

Amend by inserting after the word "cities" in the third line of the printed bill, the words "including cities under special charters."

Amendment adopted.

By unanimous consent, the chief clerk was instructed to insert the figures "840-d" in line 1 of section 1.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Bernbrock, Bingham, Blackford, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kingland, Kulp, Lenoeker, LeRoy, McHose, McVicker, Meredith, Munro, Peterson, Pickford, Power, Reeve, Ring, Rone, Scott, Sherman, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Mr. Speaker—67.

The nays were:

Cronbaugh, Downey—2.

Absent or not voting :

Atkinson, Bartle, Black, Bliss, Boettger, Bradley, Brown, Burt, Clark, Craig, Enger, Greene of Grundy, Griggs, Halgrims, Hamilton, Hazen, Heaton, Jacobs, Jamison, Kelso, Klay, Koontz, Larra-bee, Lounsberry, Lund, Manning, McCullough, Miller, Milton, Mitchell, Newcomb, Odendahl, Rohwer, Saltzman, Scholz, Shankland, Sidey, Stipe, Workman—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Crozier of Marion, Senate File No. 162, a bill for an act providing for the paroling of patients in the state hospital for inebriates and certain female patients from state hospitals for the insane, and patients who violate their paroles, and repealing the law as it appears in section twenty-three hundred ten-a-nineteen (2310-a-19) of the supplement to the code, 1907, was taken up and considered.

The Sifting committee proposed the following amendments:

That there be stricken out of the fourth line of section one the following: "Section 2310-a-19."

That there be stricken out of the seventeenth and eighteenth lines of section one the following: "Of the court which or the judge of which committed him," and insert in lieu thereof "Or judge of the court which committed him."

That there be stricken out of the fourth line of section two the Roman figures "XII" and that there be inserted in lieu thereof the figures "12."

Amendments adopted.

Mr. Crozier moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Brady, Bruce,

Burt, Buxton, Cannon, Carson, Chapman, Cole, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Lenocker, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Odendahl, Peterson, Power, Reeve, Ring, Scott, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—70.

The nays were:

None.

Absent or not voting:

Black, Bliss, Boettger, Bradley, Brockway, Brown, Clark, Craig, Downey, Enger, Fraley, Greene of Grundy, Griggs, Halgrims, Hamilton, Hansen, Heaton, Jacobs, Jamison, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lounsberry, McCullough, Miller, Milton, Mitchell, Pickford, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sidey, Whitney—38.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Crozier of Marion, House File No. 204 was withdrawn from further consideration of the House.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 618 failed to pass the House.

W. J. DIXON.

I second the motion.

W. W. ANDERSON.

MR. SPEAKER—I move to reconsider the vote by which House File No. 618 passed to its third reading.

W. J. DIXON.

I second the motion.

W. W. ANDERSON.

CONSIDERATION OF BILLS.

On motion of Crozier of Marion, substitute for Senate File No. 161, a bill for an act in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, providing a custodial department for habitual inebriates, authorizing the board of control of state institutions on the recommendation of the superintendent to remove patients from one department to another and providing for compensation for the labor of patients, was taken up and considered.

Mr. Crozier moved that the rules be suspended, the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Mr. Crozier moved that further consideration of substitute for Senate File No. 161 be deferred and that it retain its place on the calendar.

Motion prevailed.

Carson of Davis proposed the following amendment to Senate File No. 161 and asked it be printed in the Journal:

Amend by striking out of lines 7 and 8, section 5 the words "at the discretion of" and in line 8 following the word "superintendent" strike out the word "may" and insert the word "shall."

On motion of Anderson of Montgomery, Senate File No. 140, a bill for an act to repeal the law as it appears in section fifty-six hundred eighty-five-a (5685-a) of the supplement to the code, 1907, and to enact a substitute therefor in regard to collection of money from visitors and its, with report of committee recommending passage, was taken up, and considered.

The Sifting committee proposed the following amendment:

That there be stricken out of the fifth line thereof the following: "Section 5685-a."

Amendment adopted.

Jones of Dickinson proposed the following amendment:

Amend by striking out the publication clause.

Amendment lost.

Anderson of Montgomery moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Brady, Bruce, Burt, Buxton, Cannon, Cole, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jensen, Jones, Kane, Lenocker, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Power, Reeve, Ring, Rone, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—67.

The nays were:

Downey, Sherman—2.

Absent or not voting:

Black, Bliss, Boettger, Bradley, Brockway, Brown, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Enger, Griggs, Halgrims, Hamilton, Heaton, Jacobs, Jacobson, Jamison, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lounsberry, McCullough, Miller, Milton, Mitchell, Odendahl, Pickford, Rohwer, Saltzmann, Scholz, Shankland, Stipe, Whitney—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ring of Linn called up Senate concurrent resolution relative to the use of the hall of the House and the chamber of the Senate by the Iowa veterans, and moved its adoption.

SENATE CONCURRENT RESOLUTION.

Be it Resolved by the Senate, the House Concurring, That the committee having the reunion of Iowa soldiers at their home coming in charge be allowed use of the Senate chamber, and the House of Representatives, also committee rooms not at the time occupied, during the week of June 9th to 14th, 1913. Said chambers and rooms to be used for regimental reunions and committee purposes.

Motion prevailed and the resolution was adopted.

On motion of Jones of Dickinson, Senate File No. 164, a bill for an act to prevent and punish interfering with and enticing from any state institution or home or place of employment any ward of the state and providing for the punishment of violations of the act, was taken up and considered.

Mr. Jones moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Blackford, Brady, Bruce, Burt, Carson, Chapman, Crozier, Daniels, Dixon, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Grout, Hadley, Hansen, Huff, Hunt, Hutchins, Jacobson, Jensen, Kane, Lenoeker, Lund, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Reeve, Ring, Scott, Stipe, Trumbauer, Webb, White, Whitney—47.

The nays were:

Atkinson, Bauman, Downey, Doze, Dunlap, Eggleston, Griffin, Halstead, Hazen, Huntley, Jones, Kulp, LeRoy, Manning, Rone, Steelsmith, Stutt, Thompson, Townsend, Workman—20.

Absent or not voting:

Black, Bliss, Boettger, Bradley, Brockway, Brown, Buxton, Cannon, Clark, Cole, Craig, Cronbaugh, Dawson, Enger, Griggs, Halgrims, Hamilton, Heaton, Helming, Jacobs, Jamison, Kelso, Kingland, Klay, Larrabee, Lounsberry, McCullough, Miller, Milton, Mitchell, Odendahl, Pickford, Power, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Sidey, Stokes, Mr. Speaker—41.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On motion of Grout of Blackhawk, House File No. 670, a bill for an act to repeal section twenty-six hundred four (2604) of the

supplement to the code, 1907, and to enact a substitute therefor relating to admission to soldiers' home, was taken up and considered.

Mr. Grout moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Blackford, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Cnapman, Cole, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Helming, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kulp, Lenocker, LeRoy, Lund, Manning, McHose, McVicker, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—67.

The nays were:

Bingham—1.

Absent or not voting:

Atkinson, Black, Bliss, Boettger, Bradley, Brown, Clark, Craig, Cronbaugh, Elwood, Enger, Fraley, Griggs, Halgrims, Hamilton, Heaton, Huff, Jacobs, Jamison, Kelso, Kingland, Klay, Koontz, Larrabee, Lounsberry, McCullough, Meredith, Miller, Milton, Mitchell, Odendahl, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stipe, Stutt—40.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Huff of Hardin, Senate File No. 417, a bill for an act providing for the election of United States senators by the vote of the people, was taken up and considered.

Mr. Huff moved that further consideration be deferred and that the bill be re-referred to the Sifting committee.

Motion prevailed and the bill was so referred.

On motion of Jensen of Pocahontas, the House adjourned until Wednesday, April 9th, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 9, 1913.

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

Prayer was offered by Rev. John A. Earl of Des Moines, Iowa.

Journal of Tuesday, April 8th, corrected and approved.

On request of Black of Muscatine, leave of absence was granted Workman of Mills until Friday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Newcomb of Adams presented remonstrance of citizens of Adams county against the creation of a tax commission.

Referred to Sifting committee.

Dunlap of Clinton presented remonstrance of citizens of Clinton county against House File No. 262 and Senate File No. 131.

Referred to Sifting committee.

Cronbaugh of Iowa presented petition of citizens of Iowa county favoring House File No. 364.

Referred to Sifting committee.

Cronbaugh of Iowa presented remonstrance of citizens of Iowa county against the creation of a tax commission.

Referred to Sifting committee.

Rone of Worth presented remonstrance of citizens of Worth county against the creation of a tax commission.

Referred to Sifting committee.

Burt of Taylor presented remonstrance of citizens of Taylor county against the creation of a tax commission.

Referred to Sifting committee.

Ring of Linn presented remonstrance of citizens of Linn county against the creation of a tax commission.

Referred to Sifting committee.

Huntley of Lucas presented remonstrance of citizens of Lucas county against House File No. 262 and Senate File No. 131.

Referred to Sifting committee.

Chapman of Guthrie presented remonstrance of citizens of Guthrie county against the creation of a tax commission.

Referred to Sifting committee.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against House File No. 262 and Senate File No. 131.

Referred to Sifting committee.

Koontz of Johnson presented remonstrance of citizens of Johnson county against the creation of a tax commission.

Referred to Sifting committee.

Downey of Crawford presented remonstrance of citizens of Crawford county against the creation of a tax commission.

Referred to Sifting committee.

Downey of Crawford moved that the petition presented by him be read by the clerk of the House.

Motion lost.

Ring of Linn moved that Senate File No. 289 be referred to the committee on Appropriations.

Motion prevailed and the bill was so referred.

Ring of Linn in the chair.

Speaker Pro Tempore 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 Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 658, a bill for an act to legalize the platting of an addition to the town of Kensett, Iowa, executed to Mrs. Margaret Lukason, March 21, 1898, etc.

JOS. E. MEYER,
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. 669, a bill for an act to provide for the levy of a special tax upon the assessed valuation of the taxable property of the state for a period of ten years for the purchase of real estate for the extension and improvement of the state capitol grounds, etc.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 309, a bill for an act to provide the method of constructing and operating gypsum mines for escape shafts and for ventilation of such mines, to provide inspection of same, and to require operators to report fatal accidents, and to provide penalties for violation.

JOS. E. MEYER,
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. 115, a bill for an act creating cities, including cities under commission form of government, incorporated towns and civil townships wholly outside of any city or incorporated town, trustees for funds bequeathed or donated for the permanent maintenance of property within cemeteries, etc.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

On request of McVicker of Wright unanimous consent having been given, House File No. 115, a bill for an act to amend section 740 of the supplement to the code, 1907, as amended by chapter 47 of the acts of the Thirty-third General Assembly, relating to powers of counties, cities, towns, civil townships wholly outside any city or incorporated town and school corporation to take property by gift or bequest, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by substituting the following substitute amendment therefor:

A BILL for an Act Creating Cities, Including Cities Under the Commission Form of Government, Incorporated Towns, and Civil Townships Wholly Outside of any City or Incorporated Town, Trustees for Funds Bequeathed or Donated for the Permanent Maintenance of Property Within Cemeteries; and to Amend the Law as it Appears in Section Two Hundred Fifty-four-a-twelve (254-a-12) of the Supplement to the Code, 1907, Relating to the Appointment of Trustees by the District Court to Manage, Control, and Invest Cemetery Funds; and to Amend the Law as it Appears in Section Seven Hundred Forty (740) of the Supplement to the Code, 1907, and as Amended by Chapter Forty-seven (47) of the Acts of the Thirty-third General Assembly, Relating to the Maintenance of Certain Institutions of Benevolence, Including Hospitals.

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

Section 1. That the law as it appears in section 254-a-12 of the Supplement to the Code, 1907, be and the same is hereby amended by inserting, after the comma following the word "cemeteries" in the fourth line of said section, the following words, "unless otherwise provided by law,".

Sec. 2. That the law as it appears in section 740 of the Supplement to the Code, 1907, be and the same is hereby amended by inserting, after the word "towns" in the first line of the said section a comma (,), and after the comma so inserted the words, "civil townships wholly outside of any city or incorporated town,".

Sec. 3. That the law as it appears in section 740 of the Supplement to the Code, 1907, as amended by chapter 47 of the acts of the Thirty-third General Assembly, be and the same is hereby amended by adding thereto the following:

"That cities, including cities under commission form of government and cities under special charter, incorporated towns and civil townships wholly outside of any city or incorporated town shall for the purposes of this act be and they are hereby created trustees in perpetuity, and are authorized and required to accept, receive and expend all moneys and

property donated or left to it by bequest, to be used in caring for the property of the donor in any cemetery, or in accordance with the terms of such donation or bequest, and the money or property thus received shall be used for no other purpose whatever. That the mayor and council of such cities and towns, and the township trustees of civil townships wholly outside of any city or incorporated town shall have authority to receive and invest all moneys and property, so donated or bequeathed, in bonds of the United States, or municipal bonds, or certificates, or other evidence of indebtedness issued by authority of and in accordance with the laws of this or any other state, when same are at or above par, and shall use the income from such investment in caring for the property of the donor in any cemetery, or as shall be provided in the terms of such gift or donation. Provided, however, that before any part of the principal may be so invested or used, the said city, incorporated town or civil township shall by resolution, in accordance with the law as now provided, accept said donation or bequest, and shall, by said resolution, duly provide for the payment of interest thereon at the rate of not less than two per centum per annum, payable annually, to the cemetery fund or to the cemetery association, or to the person having in charge of said cemetery, to be used in caring for or maintaining the individual property of the donor in said cemetery, all to be in accordance with the terms of the donation or bequest.

All acts or parts of acts in conflict herewith are hereby repealed; and when so amended the bill do pass.

Mr. McVicker moved that the House concur in the Senate substitute amendment.

On the question, "Shall the House Concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Clark, Cole, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Kulp, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Trumbauer, Webb—71.

The nays were:

Cronbaugh—1.

Absent or not voting :

Barry, Bauman, Bernbrock, Black, Bliss, Carson, Chapman, Craig, Dawson, Downey, Elliott, Enger, Fraley, Grout, Hamilton, Hansen, Huff, Jacobs, Kelso, Klay, Koontz, Larrabee, Lenocker, Lounsberry, Milton, Munro, Newcomb, Rohwer, Saltzmann, Scholz, Stipe, Townsend, White, Whitney, Workman, Mr. Speaker—36.

So the House concurred in Senate amendments.

Clark of Monroe called up House Joint Resolution No. 10, relating to the compensation of additional employes of the Thirty-fifth General Assembly and moved that the House refuse to concur in Senate substitute amendment.

Senate substitute for House Joint Resolution No. 10.

JOINT RESOLUTION Amending Senate Joint Resolution No. 1 of the Thirty-fifth General Assembly Relating to the Compensation of Additional Employees of the Thirty-fifth General Assembly.

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

Section 1. That Senate joint resolution numebr one (1) be and the same is hereby amended by adding to said joint resolution the following: "All employees referred to in Senate joint resolution number one (1) who served in the war of the rebellion shall receive three dollars (\$3.00) per day as compensation from February 1, 1913, in lieu of the compensation in said resolution provided."

Motion prevailed and the House refused to concur in Senate substitute amendment.

Speaker Cunningham in the chair.

MESSAGE 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. 110, a bill for an act to provide for the nomination of district judges in judicial districts composed wholly of one county and having a population of 75,000 or more, at the primary election.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

On request of Shankland of Polk, unanimous consent having been given, House File No. 110, a bill for an act to provide for the nomination of district judges in judicial districts composed wholly of one county and having a population of 75,000 or more, at the primary election, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend section 2 by adding thereto the following: "Provided, however, that this act shall not apply when by statute, provision is made for state-wide non-political judicial nominations."

Mr. Shankland moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bingham, Blackford, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cronbaugh, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elwood, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Hunt, Hutchins, Jacobson, Jensen, Kane, Kingland, Kulp, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Pickford, Ring, Rone, Shankland, Sidey, Stokes, Stutt, Thompson, Townsend, Webb, Mr. Speaker—60.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Barry, Bauman, Bernbrock, Black, Bliss, Boettger, Chapman, Clark, Cole, Craig, Dawson, Downey, Elliott, Enger, Fraley, Greene of Grundy, Halgrims, Hamilton, Hazen, Huff, Huntley, Jacobs, Jamison, Jones, Kelso, Klay, Koontz, Larrabee, Lenoeker, Lounsberry, Milton, Newcomb, Odendahl, Peterson, Power, Reeve, Rohwer, Saltzmann, Scholz, Scott, Sherman, Steelsmith, Stipe, Trumbauer, White, Whitney, Workman—48.

So the House concurred in Senate amendments.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 164 failed to pass the House.

T. F. GRIFFIN.

I second the motion.

M. A. MANNING.

I move to reconsider the vote by which Senate File No. 164 passed to its third reading.

M. A. MANNING.

I second the motion.

T. F. GRIFFIN.

CONSIDERATION OF BILLS.

House resumed consideration of Senate File No. 161, a bill for an act in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, providing a custodial department for habitual inebriates, authorizing the board of control of state institutions on the recommendation of the superintendent to remove patients from one department to another and providing for compensation for the labor of patients, together with amendment proposed by Carson of Davis.

Mr. Carson moved the adoption of the amendment proposed by him on April 8th.

Motion prevailed and the amendment was adopted.

Crozier of Marion proposed the following amendment:

Amend section 3 by striking therefrom the words "as is provided by section twenty-three hundred ten-a-nineteen (2310-a-19) supplement to the code, 1907" and substituting therefor the words "as provided by law."

Amendment adopted.

Mr. Crozier moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Blackford, Boettger, Bradley, Brady, Brock-

way, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kingland, Kulp, Lenocker, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Mitchell, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Trumbauer, Webb, Mr. Speaker—74.

The nays were:

Townsend—1.

Absent or not voting:

Barry, Bernbrock, Bingham, Black, Bliss, Dawson, Downey, Enger, Fraley, Grout, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Jacobs, Jones, Kelso, Klay, Koontz, Larrabee, Lounsberry, Miller, Milton, Munro, Newcomb, Rohwer, Scholz, White, Whitney, Workman—33.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Meredith of Jasper, House File No. 565, a bill for an act to amend the law as it appears in section twenty-seven hundred fifty-seven (2757) supplement to the code, 1907, and chapter one hundred forty-three (143) acts of the Thirty-fourth General Assembly, amendatory of section twenty-seven hundred ninety-four-a (2794-a), supplement to the code, 1907, relating to the time of meetings of the board of directors of school corporations, with report of committee recommending passage, was taken up, and considered.

Mitchell of Wapello proposed the following substitute amendment for section 1:

Section 1. That the law as it appears in section twenty-seven hundred fifty-seven (2757) of the Supplement to the Code, 1907, be and the same is hereby amended by striking out of lines three (3) and four (4) of said section the words "independent city, town and village corporations" and inserting in lieu thereof the words "school corporations" and by striking out the comma following the word "March" in the fourth line of said

section; and by striking out the balance of the sentence beginning with the word "and" following the word "March" in the fourth line of said section and to and including the word "following" in the sixth line of said section; and by striking out the words "independent city, town and village" in the fifteenth line of said section and insert in lieu thereof the word "school"; and by striking out of line sixteen of said section the words "and the retiring board in all other school corporations"; and by striking out of line twenty of said section the words "independent city, town and village corporation" and inserting in lieu thereof the words "school corporation" and by striking out of line twenty-two of said section the words "and the new board of every other school corporation."

Substitute amendment adopted.

Mr. Meredith moved that the rules be suspended, 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 ayes were:

Bartle, Bauman, Black, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Carson, Craig, Cronbaugh, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Halstead, Hazen, Heaton, Hutchins, Jamison, Jones, Kane, Klay, Kulp, LeRoy, Manning, McCullough, McVicker, Meredith, Miller, Mitchell, Peterson, Saltzmann, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes Stutt, Townsend, Trumbauer, Webb—52.

The nays were:

Anderson of Montgomery, Atkinson, Bingham, Blackford, Burt, Buxton, Cannon, Chapman, Cole, Dawson, Elwood, Hadley, Hunt, Huntley, Jacobson, Jensen, Kingland, Lounsberry, McHose, Pickford, Reeve, Rone, Thompson, Mr. Speaker—24.

Absent or not voting:

Anderson of Greene, Barry, Bernbroek, Bliss, Clark, Crozier, Enger, Fraley, Griggs, Halgrims, Hamilton, Hansen, Helming, Huff, Jacobs, Kelso, Koontz, Larrabee, Lenoeker, Lund, Milton, Munro, Newcomb, Odendahl, Power, Ring, Rohwer, Scholz, Stipe, White, Whitney, Workman—32.

So the bill having failed to receive a constitutional majority was declared to have been lost.

The speaker announced that as speaker of the House, he had signed in the presence of the House, House Files Nos. 175, 226, 303, 418, 440, 498 and 513 and Senate Files Nos. 27, 378, 358, 44, 304, 87, 38, 16 and 80.

CONSIDERATION OF BILLS.

On motion of Ring of Linn, Senate File No. 259, a bill for an act to repeal section 2308-a of the supplement to the code, 1907, and to enact a substitute therefor relating to the payment of costs and expenses of non-resident insane patients, was taken up, and considered.

The Sifting committee proposed the following amendment:

That section one be amended by striking out of the fourth line thereof the following: "Section 2."

Amendment adopted.

Carson of Davis proposed the following amendment to the title, and section 1:

Amend by inserting the words "two thousand three hundred and eight."

Amendment adopted.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Lenocker, LeRoy, Manning, McCullough, McHose, McVicker, Meredith, Mitchell, Peterson, Pickford, Power, Reeve, Ring, Rone, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb—75.

The nays were :

None.

Absent or not voting :

Barry, Bernbrock, Black, Bliss, Brockway, Cronbaugh, Downey, Elliott, Enger, Griggs, Halgrims, Hamilton, Hansen, Huff, Kelso, Koontz, Kulp, Larrabee, Lounsberry, Lund, Miller, Milton, Munro, Newcomb, Odendahl, Rohwer, Saltzmann, Scholz, Scott, White, Whitney, Workman, Mr. Speaker—33.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Erickson of Lyon, Substitute for Senate File No. 118, a bill for an act to confer additional powers upon trust companies, and to prescribe the conditions under which they may transact business, with report of committee recommending passage, was taken up and considered.

Klay of Sioux proposed the following amendment :

Amend by substituting a period (.) for the comma (,) after the word "individuals" in line 8 of section 4, and by striking out all of the balance of the section.

Amendment adopted.

Lund of Hamilton proposed the following amendment :

Amend by striking out the words "state or savings bank" wherever they appear in said bill, also by striking out the words "state and savings banks."

Ring of Linn moved the previous question on the amendment.

Lounsberry of Marshall seconded the motion.

Motion prevailed.

Amendment lost.

Jacobs of Calhoun proposed the following amendment :

Amend by striking out section 5, and to renumber the succeeding section.

Amendment adopted.

On motion of Kane of Dubuque, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

Power of Jefferson presented the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

Whereas, the Hon. Lewis Fordyce of Jefferson county, Iowa, an honored member of this House during the Fourth and Twentieth sessions of the General Assembly, passed away at his home near Libertyville, Iowa, March 25, 1912, therefore be it

Resolved, That a committee of three be appointed by the Speaker to prepare and present suitable resolutions commemorating his life, character and services to his state.

Motion prevailed and resolution was adopted.

The speaker named as such committee, Power of Jefferson, Jones of Dickinson, and Cannon of O'Brien.

On request of Brockway of Louisa, leave of absence was granted Hansen of Shelby until Thursday noon.

CONSIDERATION OF BILLS.

House resumed consideration of Senate File No. 118.

Jacobs of Calhoun proposed the following amendment:

Amend by striking out the last sentence of section 8.

Amendment adopted.

Stipe of Page proposed the following amendments:

1st. Amend by adding after the colon in line five of section 1, the words: "also national banks duly organized under the national banking laws."

2d. By adding after the word "savings" in line one of section two, the word "national."

3d. By adding after the word "savings" in line one of section 4, the word "national."

Amendments lost.

Townsend of Tama proposed the following amendment:

Amend by striking out all of section 2 up to and including the word "inhabitants" in line ten of the substitute bill as printed in the Senate Journal.

Amendment adopted.

Mr. Erickson moved that the rules be suspended, the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Unanimous consent was granted the chief clerk to strike out the words "code supplement" in the second line of section 1, and insert in lieu thereof the words "supplement to the code, 1907."

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Boettger, Brady, Brockway, Buxton, Cannon, Carson, Cole, Craig, Daniels, Dixon, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Hamilton, Heaton, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Klay, Koontz, LeRoy, Manning, McCullough, McHose, McVicker, Meredith, Miller, Newcomb, Pickford, Power, Ring, Saltzmann, Scholz, Shankland, Sherman, Sidey, Stutt, Townsend, Trumbauer, Webb, White, Mr. Speaker—62.

The nays were:

Atkinson, Bauman, Brown, Burt, Chapman, Clark, Cronbaugh, Dawson, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Hadley, Halstead, Kane, Kulp, Larrabee, Lounsberry, Lund, Munro, Odendahl, Peterson, Reeve, Rone, Scott, Steelsmith, Stipe, Stokes, Thompson, Whitney—31.

Absent or not voting:

Bliss, Bradley, Bruce, Crozier, Enger, Griffin, Hansen, Hazen, Helming, Huntley, Lenoeker, Milton, Mitchell, Rohwer, Workman—15.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 119, a bill for an act to amend section four hundred and thirty (430) of the Supplement to the Code, 1907, as amended by chapter twenty-five (25) of the laws of the Thirty-fourth General Assembly, relative to the dependent soldiers' and sailors' tax.

Also:

House File No. 220, a bill for an act to amend the law as it appears in section three (3), chapter one hundred seventy-four (174), laws of the Thirty-fourth (34th) General Assembly, relating to the misbranding of foods.

Also:

House File No. 313, a bill for an act to legalize certain warrants of the city of Iowa City, Iowa.

Also:

House File No. 391, a bill for an act to amend the law as it appears in section two hundred and twenty-seven (227) of the Supplement to the Code, 1907, relative to judicial districts and the number of judges therein and to provide for three judges in the tenth district.

Also:

House File No. 652, a bill for an act to legalize the act of the electors of the city of Osceola, Iowa, in voting for the issuance of bonds in aid of improvement and extension of the city water works.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 119, a bill for an act to amend section four hundred and thirty (430) of the Supplement to the Code, 1907, as amended by chapter twenty-five (25) of the laws of the Thirty-fourth General Assembly, relative to the dependent soldiers' and sailors' tax.

Also:

House File No. 220, a bill for an act to amend the law as it appears in section three (3), chapter one hundred seventy-four (174), laws of the Thirty-fourth (34th) General Assembly, relating to the misbranding of foods.

Also:

House File No. 313, a bill for an act to legalize certain warrants of the city of Iowa City, Iowa.

Also:

House File No. 391, a bill for an act to amend the law as it appears in section two hundred and twenty-seven (227) of the Supplement to the Code, 1907, relative to judicial districts and the number of judges therein and to provide for three judges in the tenth district.

Also:

House File No. 652, a bill for an act to legalize the act of the electors of the city of Osceola, Iowa, in voting for the issuance of bonds in aid of improvement and extension of the city water works.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Klay of Sioux, Senate File No. 541, a bill for an act regulating the appointment and defining the powers and duties of the state board of education, relative to the courses of study for the state educational institutions under their control and amending sections one (1) and four (4), chapter 170 of the laws of the Thirty-third General Assembly, relating thereto and providing for the rescission of a certain order of the state board of education with reference to said matters, was taken up, and considered.

Mr. Klay proposed the following resolution and moved its adoption:

RESOLUTION TO REQUEST THE STATE BOARD OF EDUCATION TO RESCIND ITS ORDER OF OCTOBER 8, 1912.

That whereas, Conditions have arisen which make it unwise for the state board of education to carry into effect its order of October 8, 1912, relating to changes in the courses of study in the different schools under supervision of the board, therefore be it

Resolved, That the board of education is requested to rescind its order of October 8, 1912.

Motion prevailed and the resolution was unanimously adopted.

Mr. Klay proposed the following amendment:

Amend by striking out section 3.

Amendment adopted.

Mr. Klay proposed the following amendments:

I move to amend Senate File No. 541 by striking out section 1 and inserting in lieu thereof the following:

"Section 1. That section four (4), chapter one hundred seventy (170), acts of the Thirty-third General Assembly, is hereby amended by inserting after "state"; in line 6 of said section the following: "to change, discontinue or prescribe colleges and departments in the state university of Iowa, divisions and departments in the state college of agriculture and mechanic arts, and courses of study in the state teachers' college by a two-thirds affirmative vote of the entire board. Such colleges, divisions, departments and courses of study shall be provided and maintained in the several educational institutions as may be adapted to the education of both sexes with regard to the general purposes of such institutions, and shall include home economics, and may be duplicated to such extent as will advance the educational interests of the state;"

Also by striking from the title thereof all after "thereto" in the fifth line of said title.

Amendments adopted.

Ring of Linn proposed the following amendment:

Amend by inserting the words "one hundred seventy" in the title and also in lines one and two of section 1.

Amendment adopted.

Mr. Klay moved that the rules be suspended, the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Dawson of Cherokee in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Newcomb, Odendahl, Peterson, Power, Reeve, Ring, Rone, Saltzman, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney—85.

The nays were:

Bradley, Brown, Clark, Cronbaugh, Downey, Kingland, Larrabee—7.

Absent or not voting:

Atkinson, Bliss, Craig, Crozier, Enger, Greene of Grundy, Hamilton, Hansen, Lund, McCullough, Milton, Pickford, Rohwer, Scott, Workman, Mr. Speaker—16.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On request of Doze of Wayne, leave of absence was granted Crozier of Marion until Thursday.

On motion of Huntley of Lucas, substitute for Senate File No. 233, a bill for an act to provide for the election of delegates and alternate delegates to national conventions of political parties, for

the election of party national committeemen, and delegates to county conventions, and for a preferential vote on president and vice-president of the United States (additional to chapter two-a title six, supplement to the code, 1907) relating to primary elections, and for submitting to the voters of the several parties the question, shall the vote of the state at large or the vote of the congressional district control, was taken up and considered.

The Sifting committee proposed the following amendments:

That the title be amended by inserting after the word "question" in the ninth line of the title a colon (:) in place of the comma (,) , and by striking out the period (.) after the word "control" in the last line of the title, and inserting in lieu thereof a question mark (?), and that the following in the last two lines of the title be set off in quotation marks (""): "Shall the vote of the state at large or the vote of the congressional district control?"

By striking out the word "or" near the end of the second line of section four (4) and inserting in lieu thereof the word "of."

By striking out the word "seek" in the eighteenth line of section six and inserting in lieu thereof the word "weeks."

By striking out the following "(1087-a-5)" in the fourth line of page ten (10) and inserting in lieu thereof "(1087-a-25)".

By inserting after the comma (,) following the word "delegates" in the nineteenth line of section ten (10) the following: "which result shall be determined by the vote of the entire state."

Power of Jefferson moved a division of the question and that the first four paragraphs of the amendment be voted on separately.

Motion prevailed.

Amendments adopted.

Stipe of Page proposed the following amendment to paragraph five:

Amend by striking out the words "entire state" and inserting in lieu thereof the words "each Congressional District."

Klay of Sioux moved the previous question on the amendments and the main question.

Stipe of Page seconded the motion.

Motion prevailed.

On the amendment to the amendment, roll call was demanded by Stipe of Page and Lund of Hamilton.

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

The ayes were:

Barry, Bartle, Black, Blackford, Bradley, Brady, Brown, Cannon, Clark, Cronbaugh, Doze, Dunlap, Eggleston, Greene of Clinton, Halstead, Hamilton, Jacobs, Jamison, Kane, Kelso, Lounsberry, Meredith, Miller, Mitchell, Odendahl, Power, Saltzmann, Scott, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White—38.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bernbrock, Bingham, Brockway, Burt, Buxton, Carson, Chapman, Cole, Craig, Dawson, Dixon, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Grout, Hadley, Halgrims, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, LeRoy, Lund, Manning, McHose, McVicker, Munro, Newcomb, Pickford, Reeve, Shankland, Sherman, Whitney, Mr. Speaker—47.

Absent or not voting:

Bauman, Bliss, Boettger, Bruce, Crozier, Daniels, Downey, Enger, Griffin, Griggs, Hansen, Hazen, Heaton, Koontz, Lenocker, McCullough, Milton, Peterson, Ring, Rohwer, Rone, Scholz, Workman—23.

Amendment lost.

On the amendment proposed by the Sifting committee, roll call was demanded by Stipe of Page and Jacobs of Calhoun.

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

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bernbrock, Brady, Burt, Buxton, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, LeRoy, Manning, McHose, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Sidey, White, Whitney—52.

The nays were:

Bingham, Black, Blackford, Bradley, Brown, Cannon, Carson, Clark, Cronbaugh, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Halstead, Hamilton, Heaton, Jamison, Kane, Kelso, Lounsberry, Miller, Mitchell, Odendahl, Power, Saltzmann, Scott, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb—35.

Absent or not voting:

Barry, Bauman, Bliss, Boettger, Brockway, Bruce, Chapman, Crozier, Enger, Griggs, Hansen, Hazen, Hunt, Koontz, Lenoeker, Lund, McCullough, Milton, Rohwer, Workman, Mr. Speaker—21.

Amendment adopted.

Mr. Huntley moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Brady, Brockway, Brown, Burt, Buxton, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Erickson, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith,

Munro, Peterson, Pickford, Power, Reeve, Ring, Scholz, Shankland, Sherman, Sidey, Webb, White, Whitney, Mr. Speaker—62.

The nays were:

Bauman, Bradley, Clark, Cronbaugh, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Hazen, Jamison, Kane, Kelso, McCullough, Miller, Mitchell, Odendahl, Saltzmann, Scott, Steelsmith, Stokes, Stutt, Thompson, Townsend—24.

Absent or not voting:

Bartle, Black, Blackford, Bliss, Boettger, Bruce, Cannon, Crozier, Enger, Fraley, Griggs, Halstead, Hamilton, Hansen, Lenocker, Milton, Newcomb, Rohwer, Rone, Stipe, Trumbauer, Workman—22.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Larrabee of Fayette called up Senate File No. 142 and yielded the floor to Dixon of Sac.

On motion of Mr. Dixon Senate File No. 142, a bill for an act to repeal chapter one hundred thirty-seven (137) of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor relating to the support of industrial schools, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Dixon moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Brady, Brown, Burt, Cannon, Carson, Chapman, Cole, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Halstead, Hamilton, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jones, Kelso, Kingland,

Larrabee, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Mitchell, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney—67.

The nays were:

None.

Absent or not voting:

Barry, Bernbrock, Bliss, Boettger, Bradley, Brockway, Bruce, Buxton, Clark, Craig, Cronbaugh, Crozier, Eggleston, Enger, Fraley, Griggs, Grout, Hadley, Halgrims, Hansen, Helming, Jacobs, Jamison, Jensen, Kane, Klay, Koontz, Kulp, Lenoeker, Lund, McCullough, Miller, Milton, Munro, Newcomb, Rohwer, Scholz, Scott, White, Workman, Mr. Speaker—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ring of Linn proposed the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

Resolved, That the use of the House chamber be granted to the old soldier employees of the Thirty-fifth General Assembly for a campfire on April 12, 1913.

Motion prevailed and the resolution was adopted.

Larrabee of Fayette called up Senate File No. 196 and yielded the floor to Hamilton of Lee.

On motion of Mr. Hamilton, Senate File No. 196, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-seven-a-eighty-five (2727-a-85) of the supplement to the code, 1907, and to enact a substitute therefor relating to the support of the state sanatorium for the treatment of tuberculosis, with report of committee recommending passage, was taken up and considered.

Mr. Hamilton proposed the following amendment:

Amend by striking out the catch words and figures "twenty-seven hundred twenty-seven-a-eighty-five (2727-a-85)."

Amendment adopted.

Mr. Hamilton moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Black, Blackford, Bradley, Brady, Burt, Buxton, Cannon, Carson, Craig, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Klay, LeRoy, Lounsberry, McCullough, McHose, McVicker, Meredith, Mitchell, Odendahl, Peterson, Power, Reeve, Ring, Rone, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney—68.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bernbrock, Bingham, Bliss, Boettger, Brockway, Brown, Bruce, Chapman, Clark, Cole, Crozier, Downey, Enger, Fraley, Griggs, Grout, Halgrims, Hansen, Huntley, Jacobs, Jones, Koontz, Kulp, Larrabee, Lenocker, Lund, Manning, Miller, Milton, Munro, Newcomb, Pickford, Rohwer, Saltzmann, Scholz, Sidey, Workman, Mr. Speaker—40.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILLS.

By Sifting committee, House File No. 681.

A BILL for an Act to Enable Benefitted Property to Aid in the Construction of Trolley or Electric Railroads or the Electrification of Steam Railroads, Being Additional to Chapter Five (5) of Title Ten (X) of the Code, 1897, as Amended.

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

Section 1. Taxes not exceeding five per cent of the assessed value of the real property of any district or territory contiguous to any projected trolley or electric railroad, or to any steam railroad which it is proposed to electrify, may be levied to aid in the construction of such projected trolley or electric railroad, or in the electrification of such steam railroad within the state, as hereinafter provided.

Sec. 2. When it is proposed to construct any trolley or electric railroad, or to electrify any steam railroad, and a petition, definitely describing any district or territory contiguous to the line of such railroad or proposed railroad, signed by a majority of the resident freehold taxpayers of such district or territory, asking that the question of aiding in the construction or electrification of such railroad or proposed railroad, within such district or territory, be submitted to the voters thereof, is presented to the board of supervisors of the county in which such district or territory is situated, it shall be the duty of such board of supervisors immediately to give notice of a special election, by publication in some newspaper published in such district or territory, if any there be, and if not, then some newspaper published in the county, and also by posting copies of said notices in five public places in such district or territory at least ten days before such election, which shall state the time and place of holding the same, the name of the company and the line of the road proposed to be aided, the rate per cent of the tax to be levied; whether one-half thereof shall be collected the first year and one-half the following year, or whether the whole is to be collected in one year, the amount of work required to be done, and when and where the same shall be done, to what point said railroad shall be fully completed, and any other conditions which shall be performed before such tax or any part thereof shall become due, and in no case shall such tax become due until such railroad is fully completed according to the conditions in said notice. The board of supervisors shall cause to be prepared the form of the proposition to be submitted, and the proposition shall be printed and placed upon the ballots, and the board of supervisors shall appoint the judges and clerks of election, and the election shall be conducted in the same manner as provided with respect to like or similar propositions in the chapter on elections, and the judges of election shall canvass the vote and make return to the county auditor, and if a majority of the votes polled be for the adoption of the proposition, then the county auditor shall forthwith certify to the result thereof, rate per cent of the tax voted, the year or years during which the same is to be collected, the name of

the company to which voted, and the time, terms, and conditions upon which the same, when collected, is to be paid under the conditions and stipulations in said notice, together with an exact copy of the notice under which the election was held, which the county auditor shall at once cause to be recorded in the office of the recorder of deeds. The expenses thereof and of publishing the notices, and all the expenses of the election, shall be paid by the railway company to which it is proposed to vote the tax. When such certificate has been made and recorded, the board of supervisors of the county shall, at the time of levying the ordinary tax next following, levy such taxes as are voted under the provisions hereof, as shown by said certificate, and cause the same to be placed on the tax lists of the proper township, town or city, indicating in their order thereupon, when and in what proportion the same are to be collected, and upon what conditions same are to be paid to the railway company, a certified copy of which shall accompany the tax list. The taxes shall be collected at the time, or times, specified in the order and in the same manner and subject to the same laws after they are collectible as other taxes, or as may be stated in the petition and notice for the election, except as otherwise provided; provided, however, that such tax shall only be levied upon the real property within such district or territory. The stipulations and conditions in the notice, prescribed in this section, must conform to those set forth in the petition asking for the election, and the aggregate amount of taxes voted in any such district or territory shall not exceed five per cent of the assessed value of the real property therein.

Sec. 3. The provisions of sections 2087, 2090, and 2091 of the Supplement to the Code, 1907, are hereby made applicable to all taxes levied under the provisions of this act.

Sec. 4. The real property upon which such tax shall have been levied shall not be subject to any other railroad aid tax for a period of ten years after such levy.

Sec. 5. 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 Des Moines Capital, newspapers published at Des Moines, Iowa.

Read first and second time and referred to Sifting committee.

By Sifting committee, House File No. 682.

A BILL for an Act to Amend Section Thirty-one Hundred Thirty-eight (3138) of the Supplement to the Code, 1907, as Amended by Chapter One Hundred Ninety-five (195) of the Acts of the Thirty-third General Assembly, Relating to the Care of Property Belonging to Guests of Hotels and Inns and to the Lien of Hotel and Innkeepers Thereon.

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

Section 1. That section thirty-one hundred thirty-eight (3138) of the Supplement to the Code, 1907, as amended by chapter one hundred ninety-five (195) of the acts of the Thirty-third General Assembly be and the same is hereby amended by adding thereto the following:

"The innkeeper or hotel keeper shall retain such baggage and other property upon which he has a lien for a period of ninety (90) days, at the expiration of which time if such lien is not satisfied, he may sell such baggage and other property at public auction after giving ten (10) days' notice of the time and place of sale in a newspaper of general circulation in the county where the inn or hotel is situated, and also by mailing a copy of such notice addressed to said guest or boarder at the place of residence registered by him in the register of such inn or hotel.

After satisfying the lien and any costs that may accrue, any residue remaining shall, on demand within six (6) months, be paid to such guest or boarder, and if not so demanded within six (6) months from date of such sale, such residue shall be deposited by such innkeeper or hotelkeeper with the treasurer of the county in which the inn or hotel is situated, together with a statement of the innkeeper's claim and the costs of enforcing same, a copy of the published notice, and the amounts received for the goods sold at said sale; said residue shall by said county treasurer be credited to the general revenue fund of said county, subject to a right of said guest or boarder, or his representative, to reclaim at any time within three (3) years of the date of deposit with the said treasurer.

Read first and second time and referred to Sifting committee.

By committee on Pharmacy, House File No. 683.

A BILL for an Act to Amend the Law as it Appears in Chapter One Hundred Twenty-six (126) acts of the Thirty-fourth General Assembly, Relating to the Sale of Cocaine and Certain Other Drugs, and Providing Hereafter for the Unlawful Sale Thereof; and to Repeal the Law as it Appears in Section Twenty-five Hundred Ninety-six-b (2596-b) of the Supplement to the Code, 1907, Relating to the Penalty for the Unlawful Sale of Such Drugs.

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

Section 1. That the law as it appears in chapter one hundred twenty-six (126) acts of the Thirty-fourth General Assembly, be and the same is hereby amended by adding thereto the following:

"Sec. 3. Any one found guilty of violating the provisions of the preceding section, for the first offense, shall pay a fine of not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200.00) and costs of prosecution and stand committed to the county jail until such fine and costs are paid. For the second offense, he shall pay upon conviction

thereof a fine of not less than two hundred dollars (\$200.00) nor more than five hundred dollars (\$500.00) and costs of prosecution, or be imprisoned in the county jail not to exceed one (1) year. For the third and each subsequent offense, he shall be punished by imprisonment in the penitentiary for a term of not less than one (1) nor more than three (3) years."

Sec. 2. That the law as it appears in section twenty-five hundred ninety-six-b (2596-b) of the Supplement to the Code, 1907, and all acts or parts of acts in so far as they are in conflict herewith are hereby repealed.

Read first and second time and referred to Sifting committee.

CONSIDERATION OF BILLS.

On motion of Mitchell of Wapello, Substitute for Senate File No. 267, a bill for an act to amend section two thousand seventy-seven-a (2077-a) supplement to the code, 1907, relating to the posting of bulletins at railway stations, with report of committee recommending passage as amended by the committee on Railroads and Transportation, was taken up, and considered.

The Sifting committee proposed the following substitute amendment:

A BILL for an Act to Amend Section Two Thousand Seventy-seven-a (2077-a) Supplement to the Code, 1907, as Amended by Chapter One Hundred Twenty-five (125) of the Acts of the Thirty-third General Assembly, Relating to the Posting of Bulletins at Railway Stations.

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

Section 1. That section two thousand seventy-seven-a (2077a) Supplement to the Code, 1907, as amended by chapter one hundred twenty-five (125) of the acts of the Thirty-third General Assembly be and the same is hereby amended by adding the following thereto:

"And as all stations where a telegraph or telephone operator is maintained, such bulletin shall indicate whether said trains are late or on time, and if late, the approximate number of minutes late. If the train is less than ten (10) minutes late, the same shall be considered on time for the purpose of this act.

Sec. 2. Any agent, telephone or telegraph operator of such railroad corporation who shall violate the provisions of this act shall be deemed guilty of a misdemeanor, and, upon conviction, shall be punished by a fine of not less than five dollars (\$5.00) nor more than fifty dollars (\$50.00).

Substitute amendment adopted.

Mr. Mitchell moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Black, Blackford, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Daniels, Dawson, Dixon, Dunlap, Eggleston, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Hamilton, Hazen, Helming, Hunt, Hutchins, Jamison, Jensen, Kingland, Klay, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Miller, Mitchell, Odendahl, Power, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Steel-smith, Stipe, Stutt, Thompson, Townsend, Trumbauer, Webb, White—59.

The nays were:

Halstead, Jacobson—2.

Absent or not voting:

Atkinson, Barry, Bauman, Bernbrock, Bingham, Bliss, Boettger, Bradley, Burt, Cole, Crozier, Downey, Doze, Elliott, Elwood, Enger, Erickson, Fraley, Griggs, Grout, Halgrims, Hansen, Heaton, Huff, Huntley, Jacobs, Jones, Kane, Kelso, Koontz, Kulp, Larrabee, Lenoeker, Lund, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Rohwer, Saltzmann, Scott, Stokes, Whitney, Workman, Mr. Speaker—47.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On request of Anderson of Greene, leave of absence was granted Erickson of Lyon until Thursday.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred Senate File No. 477, a bill for an act to appropriate money for the pur-

pose of defraying the expenses incurred in the election contests in the nineteenth (19th) senatorial district of Iowa and in the forty-sixth (46th) senatorial district of Iowa and to pay sundry persons for services, mileage and other expenses incurred in connection with said election contests, 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 amended as follows:

That the words and figures "one thousand eighty-five and eighty-one one-hundredth dollars (\$1,085.81)" be stricken from the second and third lines of section one and that there be substituted in lieu thereof the words and figures, "nine hundred eighty-five and eighty-one one-hundredths dollars (\$985.81)".

That the word "four" preceding the word "hundred" in lines two and seven of section two be stricken out and the word "three" be substituted therefor; that the figures "\$482.84" in the third and eighth lines be stricken out and the figures "\$382.84" be substituted therefor; that the figures "\$272.94" in the tenth line of section two be stricken out and the figures \$172.94" be substituted therefor and that the twelfth line of section two be stricken out; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Hunt of Harrison, Substitute for Senate File No. 136, a bill for an act to provide for the destruction of noxious weeds and other weeds upon lands, highways and other places; prescribing penalties for the violation thereof; assessing the costs and expenses of the destruction of the same to the lands and owners thereof; and providing funds with which to destroy the same, and repealing all of chapter ninety-six (96) of the acts of the Thirty-third General Assembly, relating to weeds upon lands and highways, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

The Sifting committee proposed the following amendment:

That section ten read as follows:

"In the event the lease contains a provision that the tenant shall cut and destroy the weeds on the leased premises and in the highway in front of said leased premises, and the landlord is forced, because of the failure of the tenant to do so, to pay the expense of having said weeds cut and

destroyed, or to cause the same to be cut and destroyed, the said landlord shall have a lien for such expense upon all crops grown upon the leased premises and upon any other personal property of the tenant which has been used or kept thereon during the terms of said lease, and said lien shall continue for a period of one (1) year after said expense has been incurred, but in no event shall said lien continue for more than six months after the expiration of the term of said lease."

That section ten of the original bill be numbered section eleven, and section eleven be numbered section twelve.

Amendment lost.

Speaker Cunningham in the chair.

Mr. Hunt moved that the rules be suspended, 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 ayes were:

Atkinson, Bernbrock, Bingham, Blackford, Brady, Brockway, Bruce, Cannon, Cole, Craig, Dawson, Dixon, Elliott, Greene of Grundy, Griffin, Grout, Halgrims, Halstead, Hunt, Hutchins, Jacobs, Jensen, Jones, Kingland, Klay, Koontz, Kulp, Lund, Manning, McHose, Munro, Newcomb, Pickford, Power, Scholz, Sherman, Sidey, Thompson, White, Whitney—40.

The nays were:

Anderson of Montgomery, Bartle, Bauman, Bradley, Brown, Buxton, Carson, Clark, Cronbaugh, Daniels, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Heaton, Huff, Jacobson, LeRoy, Lounsberry, McCullough, McVicker, Meredith, Odendahl, Peterson, Reeve, Ring, Rone, Saltzmann, Scott, Steelsmith, Stokes, Stutt, Trumbauer, Webb—35.

Absent or not voting:

Anderson of Greene, Barry, Black, Bliss, Boettger, Burt, Chapman, Crozier, Elwood, Enger, Erickson, Fraley, Griggs, Hadley, Hamilton, Hansen, Hazen, Helming, Huntley, Jamison, Kane, Kelso, Larrabee, Lenoeker, Miller, Milton, Mitchell, Rohwer, Shankland, Stipe, Townsend, Workman, Mr. Speaker—33.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On motion of Pickford of Cerro Gordo, Substitute for Senate File No. 331, a bill for an act to repeal section twenty-seven hundred ninety-two (2792) of the code, relating to the restoration of territory to the school district from which it has been taken and enact the following in lieu thereof, was taken up, and considered.

Mr. Pickford moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Dawson, Dixon, Doze, Dunlap, Elliott, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kingland, Koontz, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Sherman, Sidey, Trumbauer, Webb, White, Mr. Speaker—60.

The nays were:

Brown, Clark, Cronbaugh, Halstead, Scott, Downey, Stipe—7.

Absent or not voting:

Bartle, Bliss, Boettger, Chapman, Cole, Craig, Crozier, Daniels, Eggleston, Elwood, Enger, Erickson, Fraley, Griggs, Hamilton, Hansen Helming, Jacobs, Jamison, Kane, Kelso, Klay, Kulp, Larabee, Lenocker, Meredith, Miller, Milton, Mitchell, Rohwer, Rone, Saltzmann, Scholz, Shankland, Steelsmith, Stokes, Stutt, Thompson, Townsend, Whitney, Workman—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

House File No. 440, a bill for an act to amend the law as it appears in section three thousand four hundred and forty-seven (3447) of the Code, and to fix the time within which certain actions for the recovery of real estate may be brought.

Also:

House File No. 498, a bill for an act authorizing and directing the governor and secretary of the state to execute a quit claim deed conveying to J. B. Keeler all of the right, title and interest of the state of Iowa in or to lots four (4), five (5) and six (6) of section thirteen (13), township ninety-nine (99), north, range twenty-three (23), west of the fifth P. M.

Also:

House File No. 513, a bill for an act to prohibit the importation of diseased bees.

Also:

House File No. 175, a bill for an act to amend section 2732 of chapter 12, title XIII of the Supplement to the Code, 1907, and section 2772 of the Code, regulating the conduct of pupils of the public schools and forbidding the use of tobacco by such pupils.

Also:

House File No. 226, a bill for an act to amend section sixteen hundred and sixty (1660) of the Supplement to the Code, 1907, to aid county agricultural societies.

Also:

House File No. 303, a bill for an act to require all persons, partnerships, companies or corporations owning or operating a railway in this state, to equip the cab of all locomotive engines with frost glass in front of the seat of the engineer and fireman of said engine, and providing a penalty for the violation thereof.

Also:

House File No. 418, a bill for an act to repeal section ten (10) of chapter twenty-six (26) acts of the Thirty-third (33rd) General Assembly, and to enact a substitute therefor, relating to the maintenance of county hospitals.

Also:

House File No. 119, a bill for an act to amend section four hundred and thirty (430) of the Supplement to the Code, 1907, as amended by chapter twenty-five (25) of the laws of the Thirty-fourth General Assembly relative to the dependent soldiers' and sailors' tax.

Also:

House File No. 220, a bill for an act to amend the law as it appears in section three (3), chapter one hundred seventy-four (174), laws of the Thirty-fourth (34th) General Assembly, relating to the misbranding of foods.

Also:

House File No. 313, a bill for an act to legalize certain warrants of the city of Iowa City, Iowa.

Also:

House File No. 391, a bill for an act to amend the law as it appears in section two hundred and twenty-seven (227) of the Supplement to the Code, 1907, relative to judicial districts and the number of judges therein and to provide for three judges in the tenth district.

Also:

House File No. 652, a bill for an act to legalize the act of the electors of the city of Osceola, Iowa, in voting for the issuance of bonds in aid of improvement and extension of the city water works.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 70, a bill for an act to establish a department of public instruction, and to amend section ten hundred and sixty-five (1065) of the Supplement to the Code, 1907, and to repeal chapter one (1) of title thirteen (13) of the Code, and to repeal chapter one (1) of title thirteen (13) of the Supplement to the Code, 1907, as amended, relative to the office of superintendent of public instruction, and to enact a substitute therefor.

Also:

Senate File No. 418, a bill for an act to require the equipment and maintenance of sanitary closets at railway stations in this state, providing for the regulation and inspection thereof and fixing a penalty for violation of this act.

Also:

Senate File No. 351, a bill for an act to promote horticulture by the creation of new and better adapted varieties through scientific cross-breeding and selection, and to make an appropriation therefor.

Also:

Senate File No. 309, a bill for an act to provide the method of constructing and operating gypsum mines, for escape shafts and for the ventilation of such mines, to provide for the inspection of the same by the state mine inspector, to require operators to report fatal accidents and to provide penalties for violation of this act.

Also:

Senate File No. 349, a bill for an act to amend the law as it appears in section eight hundred twenty-five (825) of the Code, relating to street improvements and sewers.

Also:

Substitute for Senate File No. 57, a bill for an act to confer power upon the railroad commission of the state of Iowa to grant a franchise to any individual or corporation organized in Iowa, under the general incorporation laws of the state, engaged in the manufacture, sale or distribution for sale of electric current, to construct transmission lines and obtain the necessary interests in real estate therefor, and the manner of making compensation to said owner of said lands for said rights.

W. W. ANDERSON,

Chairman House Committee.

JOHN H. TAYLOR,

Chairman Senate Committee.

Report adopted.

INTRODUCTION OF BILLS.

By Sifting committee, House File No. 684.

A BILL for an Act to Amend Section Four Hundred Ninety-one (491) of the Code, Relative to Deputy and Clerk Hire in the Office of Treasurer of Counties Containing a Population of Less than Ten Thousand.

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

Chapter 1. That section four hundred ninety-one (491) of the Code be and the same is hereby amended by inserting after the word "thousand" in the sixteenth (16th) line thereof the words "except in cases where such county is doing a drainage business in excess of fifty thousand dollars per annum."

Read first and second time and referred to Sifting committee.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 539 passed the House.

S. A. POWER.

I second the motion.

H. C. RING,

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 539 passed to its third reading.

S. A. POWER,

I second the motion.

H. C. RING,

MR. SPEAKER—I move to reconsider the vote by which the amendment to Senate File No. 539, changing the word "nine" to "eight" in the last line, was lost.

S. A. POWER.

I second the motion.

J. D. PETERSON.

MR. SPEAKER—I move to reconsider the vote by which the amendment to Senate File No. 539, changing the word "nine" to "seven" in the last line, was lost.

S. A. POWER.

I second the motion.

J. D. PETERSON.

The speaker announced that as speaker of the House, he had signed in the presence of the House, House Files Nos. 119, 220, 313, 391 and 652.

CONSIDERATION OF BILLS.

On motion of Huntley of Lucas, Senate File No. 417, a bill for an act providing for the election of United States senators by the vote of the people, with report of committee recommending passage, was taken up, and considered.

The Sifting committee proposed the following substitute amendment:

A BILL for an Act Providing for the Election of United States Senators by the Vote of the People.

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

Section 1. The names of the candidates of the different parties for United States senator shall, at the primary election and the general election in the year preceding the expiration of the term of office of United States Senator, or in case of a vacancy in said office, be placed on the official ballot in the proper place, and there shall be nominated and elected a United States Senator or Senators, as the case may be, in the manner now provided by law for the nomination and election of state officers, and all provisions of the law pertaining to the nomination and election of state officers, congressmen and presidential electors shall apply to the nomination and election of United States Senators in so far as the same may be applicable, the same as though the words "United States Senator" were specifically written therein.

Substitute amendment adopted.

Mr. Huntley moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Greene of Grundy, Greene of Clinton, Grout, Hadley, Halstead, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kingland, Larabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Reeve, Ring, Rone, Saltzmann, Scholz, Sherman, Sidey, Steelsmith, Stokes, Townsend, Trumbauer, Webb, White, Whitney, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Barry, Black, Bliss, Boettger, Craig, Cronbaugh, Crozier, Dixon, Enger, Erickson, Fraley, Griffin, Griggs, Halgrims, Hamilton,

Hansen, Jacobs, Jamison, Kane, Kelso, Klay, Koontz, Kulp, Lenoeker, McCullough, Milton, Power, Rohwer, Scott, Shankland, Stipe, Stutt, Thompson, Workman—34.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Hadley of Webster, the House adjourned until Thursday, April 10th, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 10, 1913.

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

Prayer was offered by Rev. John B. Walker of Rock Rapids, Iowa.

Journal of Wednesday, April 9th, corrected and approved.

On request of Erickson of Lyon, leave of absence was granted to Barry of Linn until Friday.

On request of Ring of Linn, leave of absence was granted Brady of Dallas until Friday.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Sidey of Adair presented remonstrance of citizens of Adair county against the creation of a tax commission.

Referred to Sifting committee.

Trumbauer of Keokuk presented remonstrance of citizens of Keokuk against the creation of a tax commission.

Referred to Sifting committee.

Hadley of Webster presented resolution of Local Union No. 392 of United Mine Workers of America requesting the Thirty-fifth General Assembly to enact a law requiring the state institutions to buy Iowa coal.

Referred to Sifting committee.

Eggleston of Clark presented remonstrance of citizens of Clark county against the creation of a tax commission.

Referred to Sifting committee.

Brown of Mahaska presented remonstrance of citizens of Mahaska county against the creation of a tax commission.

Referred to Sifting committee.

LeRoy of Delaware presented remonstrance of citizens of Delaware county against the creation of a tax commission.

Referred to Sifting committee.

Heaton of Union presented remonstrance of citizens of Union county against creation of tax commission.

Referred to Sifting committee.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 136 failed to pass the House.

CHAS. A. TRUMBAUER.

I second the motion.

D. C. STEELSMITH.

Burt of Taylor called up the report of the Conference committee on House File No. 157 and moved its adoption.

To Senate and House of Representatives of the Thirty-fifth General Assembly.

GENTLEMEN—Your conference committee to whom was referred substitute amendment to House File No. 157 beg leave to report that they have had the same under consideration and recommend that said bill be amended as follows:

“By striking out all above the enacting clause and substituting in lieu thereof the following:

A BILL for an Act to Repeal Section Twenty-five Hundred and Eighty-Nine-A (2589-a) Supplement to the Code, 1907, as Amended by Section Two (2) of Chapter One hundred and Twenty-three (123), Laws of the Thirty-fourth General Assembly and Enact a Substitute Therefor; to Amend Section Twenty-five Hundred and Eighty-seven (2587) of the Code as Amended by Chapter One Hundred and Twenty-three (123), Acts of the Thirty-fourth General Assembly.

By striking out all below the enacting clause and substitute therefor the following:

Section 1. That section twenty-five hundred and eighty-nine-a (2589-a) Supplement to the Code, 1907, as amended by section two (2) of chapter one hundred and twenty-three (123), laws of the Thirty-fourth General Assembly, be repealed and the following enacted in lieu thereof:

"To enable persons to engage in, and conduct business as registered pharmacists within the meaning of section twenty-five hundred and eighty-eight (2588) of the Code, the commission shall hold not more than six (6) examinations each year, one (1) of which may be held at Iowa City, one (1) of which may be held at the place of the annual meeting of the Iowa Pharmaceutical Association, and the others at Des Moines. Not more than three (3) days previous to the holding of each examination, the commission shall meet at its office in Des Moines and prepare lists of questions for such examination. When the examination is completed the commission shall remain in session until all of the papers have been graded and passed upon and the record of the grades turned over to the secretary of the commission. Following an examination held at Iowa City, or at the place of the annual meeting of the Iowa Pharmaceutical Association, the commission shall repair to its office in Des Moines and complete the work of the examination as above provided."

Sec. 2. That section twenty-five hundred and eighty-seven (2587) of the Code as amended by chapter one hundred and twenty-three (123), acts of the Thirty-fourth General Assembly be amended by striking out the word "five" as it occurs in the fifth line of said section and enacting in lieu thereof the word "six".

And recommend that said substitute to House File No. 157 as so amended for passage.

Respectfully submitted,

M. L. BURT,
GERRIT KLAY,
WALTER NEWCOMB,
AL. A. LENOCKER,
JOHN G. LEGAL,
ELI. C. PERKINS,
J. J. MATTES,
L. E. CRIST,

Motion prevailed and the report was adopted.

On the question, "Shall the substitute amendment as amended by the Conference committee be adopted?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bingham, Black, Blackford, Bliss, Boettger, Brockway, Bruce, Burt, Cannon, Carson, Chapman, Cole, Dawson, Elliott, Elwood, Erickson, Greene of Grundy, Griffin, Griggs, Heaton, Hunt, Huntley, Hutchins, Jamison, Kelso, Koontz, Lenocker, LeRoy, Manning, McHose, McVicker, Meredith, Mitchell, Munro, Piekford, Ring, Shankland, Sherman, Sidey, Steelsmith, Stutt, Townsend, Workman, Mr. Speaker—46,

The nays were:

Atkinson, Bartle, Bauman, Bradley, Brown, Cronbaugh, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Halgrims, Halstead, Hazen, Jensen, Kingland, Kulp, Power, Reeve, Rone, Scott, Stokes, Thompson, Webb, Whitney—27.

Absent or not voting:

Barry, Bernbrock, Brady, Buxton, Clark, Craig, Dixon, Enger, Fraley, Grout, Hadley, Hamilton, Hansen, Helming, Huff, Jacobs, Jacobson, Jones, Kane, Klay, Larrabee, Lounsberry, Lund, McCullough, Miller, Milton, Newcomb, Odendahl, Peterson, Rohwer, Saltzmann, Scholz, Stipe, Trumbauer, White—35.

So the House refused to adopt the substitute amendment as amended.

CONSIDERATION OF BILLS.

SPECIAL ORDER NO. 42.

Time having arrived for Special Order No. 42, House File No. 674, Brockway of Louisa moved that consideration be deferred until 1:00 o'clock P. M. today.

Kulp of Palo Alto moved to amend by fixing the time Friday, April 11th, at 1:00 o'clock P. M.

Amendment adopted.

Motion as amended prevailed, and House File No. 674 was made a Special Order for Friday, April 11th, at 1:00 o'clock P. M.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 136 passed to its third reading.

CHAS. A. TRUMBAUER.

I second the motion.

D. C. STEELSMITH.

I move to reconsider the vote by which the amendment to Senate File No. 136, proposed by the Sifting committee was lost.

CHAS. A. TRUMBAUER.

I second the motion.

D. C. STEELSMITH.

CONSIDERATION OF BILLS.

On motion of Chapman of Guthrie, House File No. 514, a bill for an act to amend the law as it appears in section three (3), chapter one hundred forty-six (146), of the acts of the Thirty-fourth General Assembly, relating to the payment of tuition of pupils residing in school corporations which do not offer instruction equivalent to four-year high schools of Iowa, was taken up, and considered.

The Sifting committee proposed the following substitute amendment:

A BILL for an Act to Amend the Law as it Appears in Chapter One Hundred Forty-six (146) of the Acts of the Thirty-fourth General Assembly, Relating to the Payment of Tuition of Pupils Attending High Schools Located in Other Districts.

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

Section 1. That chapter one hundred forty-six (146) of the acts of the Thirty-fourth General Assembly be and the same is hereby amended by adding the following as an additional section thereto:

"In any county in the state where a county high school is established and maintained, no high school other than such county high school shall receive, at the expense of the district where said pupil resides, high school pupils residing outside of the district in which such receiving high school is located, except in cases where such high school pupil while attending such high school resides at his own home, going to and from his home to such school, and in such cases the high school receiving such pupils may be located in the same or adjoining county, and may collect from the home district of such outside pupils tuition for same not to exceed two dollars (\$2.00) per month, nor shall such tuition in the aggregate exceed the additional cost to the district so receiving such person."

Substitute amendment adopted.

Mr. Chapman moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Blackford, Bliss, Bruce, Buxton, Cannon, Chap-

man, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hazen, Heaton, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kelso, Kingland, Le Roy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Ring, Saltzmann, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—66.

The nays were :

Brown, Cronbaugh, Steelsmith—3.

Absent or not voting :

Barry, Bauman, Bernbrock, Black, Boettger, Bradley, Brady, Brockway, Burt, Carson, Clark, Cole, Craig, Dixon, Enger, Fraley, Grout, Halgrims, Hamilton, Hansen, Helming, Huff, Huntley, Jamison, Kane, Klay, Koontz, Kulp, Larrabee, Lenocker, Milton, Newcomb, Reeve, Rohwer, Rone, Scholz, Stipe, Townsend, White—39.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

The Sifting committee proposed the following substitute for House File No. 663, and asked that it be printed in the Journal :

A BILL for an Act to Permit Cities and Towns to Own and Operate Theaters, and to Provide for the Levying and Collection of a Special Tax for the Purchase, Construction, Equipment and Maintenance of Same.

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

Section. 1. That cities and towns and cities acting under special charter and commission plan of government shall have power to acquire and provide for the formation and maintenance of a municipal theater for the use of all the inhabitants, under proper regulations, and may purchase land and erect buildings, or may hire buildings or rooms, suitable for that purpose, and equip the same with the appurtenances and fixtures necessary for the conducting of a theater, and provide for the compensation of the necessary employes; may receive, hold or dispose of any and all gifts, donations, devises and bequests that may be made to them for the purpose of establishing, increasing or improving any such theater; and may apply all proceeds, profits, interests and rents acquired there-

from in any such manner as will best promote the prosperity and utility of such theater; but no money can be appropriated for such purposes until the electors of such city or town shall, at a general or city election, have voted for the establishment of such theater. No such question shall be submitted at any such election unless a petition requesting the submission of such question be first signed by twenty-five per cent of the qualified electors residing in such city or town voting at the last preceding general or city election and filed with the mayor thereof; and when such petition is filed not more than six months nor less than three months prior to the next regular city election the question shall be submitted at such regular city election. The clerk of such city or town, before the submission of such question, shall compare said petition with the poll books of the last general or city election in order to ascertain if the petitions are sufficient.

Sec. 2. In any city or town in which a municipal theater has been established there shall be a board of trustees consisting of five members, to be appointed by the mayor, by and with the approval of the council. Of the trustees first appointed, one shall hold office for one year, one for two years, one for three years, one for four years, and one for five years from the first day of July following their appointment; and at their first meeting, they shall cast lots for the respective terms, reporting the result of such lot to the council.

Annually thereafter, before the first of July, the mayor shall appoint, by and with the approval of the council, one trustee to succeed the trustee retiring on the following first of July, who shall hold office for a term of five years from such first of July, and until his successor is appointed and qualified. The mayor may remove any or all of said trustees for cause, and any vacancies occurring in the board shall be filled by appointment by the mayor as herein provided, such appointment to fill out the unexpired term for which the appointment is made. Bona fide citizens and residents of the city or town, male or female, over the age of twenty-one years, are eligible to appointment. The removal of any trustee permanently from the city shall render his office as trustee vacant. Members of said board shall receive no compensation for their services.

Sec. 3. Said board of theater trustees shall have and exercise the following powers: To meet and organize by the election of one of their number as president of the board, and by the election of a secretary and such other officers as the board may deem necessary; to have charge, control and supervision of the municipal theater, its appurtenances and fixtures, and rooms connecting the same, directing and controlling all the affairs of such theater; to employ such employes as may be necessary for the proper management of such theater and fix their compensation; and to make contracts with or employ theatrical companies or individuals for the giving of such performances as may meet with their approval; provided, however, that nothing herein shall be construed as permitting said trustees to give exhibitions, enter-

tainments or amusements of any character which are now or may hereafter be prohibited by law. Said trustees shall have power to charge rentals and to fix an admission fee for all exhibitions, performances or amusements, but nothing herein shall be construed as prohibiting said trustees from granting the use of such theater for gatherings of a public nature and to which no fee of admission is charged.

Sec. 4. All moneys received from taxation, admission fees, rentals, gifts or bequests and set apart for the construction or maintenance of such a theater shall be deposited in the treasury of such city or town to the credit of the theater fund, and shall be kept by the treasurer separate and apart from all other moneys, and paid out upon the order of the board of trustees, signed by its president and secretary; and the said trustees shall make an annual report to the mayor and council of all moneys received from whatsoever source, all property acquired, improvements made, all funds or property disposed of, and for what purpose.

Sec. 5. For the purpose of paying for the purchase price of such theater grounds and for the construction of such theater building, and equipping the same, such cities or towns shall have the power to levy upon all the property within the corporate limits of such cities and towns subject to taxation for said purposes in addition to all other taxes now provided by law, a special tax not exceeding in any one year two (2) mills on the dollar for a period not exceeding ten years.

Sec. 6. Any city or town desiring to purchase ground or to construct a building for theater purposes may issue bonds in anticipation of the special tax authorized in the preceding section. Such bonds shall be known as theater bonds and shall be issued and sold in accordance with the provisions of chapter twelve (12) of title five (V) of the Code of Iowa, and acts amendatory thereto. In issuing such bonds, the city council may cause portions of said bonds to become due at different, definite periods, but none of such bonds so issued shall be due and payable in less than three nor more than ten years from date of issue.

CONSIDERATION OF BILLS.

On motion of White of Benton, Senate File No. 384, a bill for an act to amend the law as it appears in sections four hundred ninety (490) of the supplement to the code, 1907, and four hundred ninety-one (491) of the code, 1897, relating to the compensation of county treasurers, and their deputies, was taken up, and considered.

Ring of Linn proposed the following amendment:

Amend by striking out the words "twenty-five" in the last line of section 1, and inserting in lieu thereof the words, "twenty-eight."

Amendment lost.

Mr. White moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bingham, Black, Blackford, Boettger, Bradley, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Cronbaugh, Daniels, Downey, Doze, Dunlap, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Halstead, Hazen, Hunt, Huntley, Hutchins, Jacobs, Jensen, Kulp, LeRoy, Lund, Miller, Mitchell, Munro, Pickford, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—56.

The nays were:

Bartle, Eggleston, Hadley, Jacobson, Jones, Kingland, McHose, McVicker, Odendahl, Rone, Mr. Speaker—11.

Absent or not voting:

Barry, Bernbrock, Bliss, Brady, Brockway, Burt, Clark, Cole, Craig, Crozier, Dawson, Dixon, Elliott, Enger, Greene of Grundy, Griggs, Grout, Halgrims, Hamilton, Hansen, Heaton, Helming, Huff, Jamison, Kane, Kelso, Klay, Koontz, Larrabee, Lenoeker, Lounsberry, Manning, McCullough, Meredith, Milton, Newcomb, Peterson, Power, Ring, Rohwer, Scholz—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Whitney of Woodbury, Senate File No. 443, a bill for an act to amend the law as it appears in section nineteen hundred eighty-nine-a-twenty-one (1989-a-21) of the supplement to the code, 1907, relating to the repair of levees, drains, ditches and water courses, was taken up, and considered.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Black, Blackford, Boettger, Bruce, Carson, Cole, Cronbaugh, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Elwood, Greene of Clinton, Griffin, Hadley, Helming, Kelso, Kingland, Lenoeker, LeRoy, Lund, Manning, McCullough, Meredith, Miller, Mitchell, Munro, Odendahl, Pickford, Rone, Scott, Sidey, Stokes, Stutt, Thompson, Webb, White, Whitney, Workman—41.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Bliss, Bradley, Brown, Buxton, Cannon, Enger, Erickson, Halstead, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Lounsberry, McHose, McVicker, Power, Reeve, Ring, Shankland, Sherman, Stipe, Townsend, Mr. Speaker—30.

Absent or not voting:

Barry, Bauman, Bernbrock, Brady, Brockway, Burt, Chapman, Clark, Craig, Dawson, Dixon, Elliott, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Hamilton, Hansen, Hazen, Heaton, Huff, Jacobs, Jamison, Kane, Klay, Kqontz, Kulp, Larrabee, Milton, Newcomb, Peterson, Rohwer, Saltzmann, Scholz, Steelsmith, Trumbauer—37.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On motion of Shankland of Polk, House File No. 199, a bill for an act to provide for municipal courts for certain cities and the adoption thereof by special election; providing for jurisdiction thereof, mode and manner of procedure therein; providing for the election of the judges of such municipal courts and defining their powers and duties; providing for the manner of preparing and who shall constitute the jury list, manner of drawing jury panels and jurors; also defining certain duties of other officials and providing penalties for the violation thereof, was taken up and considered.

The Sifting committee proposed the following amendments:

Strike out the word "twenty" in line three of section one of the original bill and insert in lieu thereof the word "ten."

Strike out all of line one of section two of the original bill, also all of line two up to and including the word "defined" and substitute in lieu thereof the following:

Upon the petition of not less than 15 per cent of the qualified electors as shown by the poll list in the last municipal or state election of any such city or municipal court district.

Strike out the words "special or" between "a" in line four and "general" in line five of section two of the original bill.

Amend section five by inserting after the word "abolished" in line eight thereof the following:

Provided, however, that no such office shall be abolished under the provisions of this act prior to January 1, 1915.

Strike out all of lines one, two, three, four and the word "act" in line five of section six of the original bill and insert in lieu thereof the following:

There shall be one municipal judge for every city of thirty thousand and not less than ten thousand inhabitants, as shown by the last preceding state or national census; also there shall be one additional judge for each additional thirty thousand or major fraction thereof over thirty thousand inhabitants.

Amend section eighteen by inserting between the words "all" and "jurisdiction" in line nine of the original bill, the word "criminal."

Strike out all of section twenty-one and substitute therefor the following:

All pleadings in class "A" cases shall be in writing and in substantially the same form as in the district court and the petition must be filed with the clerk of the municipal court not less than five days before the day set in the original notice for the appearance of the defendant. The time for filing all subsequent pleadings shall be the same as in the district court unless a different time is prescribed by the judge or judges of the municipal court in the rules thereof. The pleadings in class "B" cases shall be the same as is now or may hereafter be provided for the trial of civil cases in justice of the peace courts.

Amend section thirty-three by striking out the words "Election Boards" in line one, and substituting therefor the following:

The board of registration of such municipality, or in the event there is no such boards, then the "election boards herein."

Strike out all of section forty-seven and insert in lieu thereof the following:

Section 47. The annual salary of each municipal judge shall be as follows: In cities having a population of not less than ten thousand, or more than twenty thousand, one thousand five hundred (\$1,500.00) dollars; in cities having a population of not less than twenty thousand or more than thirty thousand, two thousand (\$2,000.00) dollars; in cities having a population of more than thirty thousand, two thousand five hundred (\$2,500.00) dollars.

The annual salary of the clerk and bailiff shall be as follows: In cities having a population of not less than ten thousand or more than twenty thousand, one thousand (\$1,000.00) dollars; in cities having a population of not less than twenty thousand or more than thirty thousand inhabitants, one thousand one hundred (\$1,100.00) dollars; in cities having a population of not less than thirty thousand or more than sixty thousand inhabitants, one thousand two hundred (\$1,200.00) dollars; in cities having a population of over sixty thousand inhabitants, one thousand five hundred (\$1,500.00) dollars.

The deputy clerk and deputy bailiff shall receive such compensation as the city council may allow. The salary of municipal judges, clerks and all deputies shall be paid monthly, on the first Monday in each month. For the first month such salary shall be paid out of the city treasury, and the second month such salary shall be paid out of the county treasury, in which said municipal court is located. Each month thereafter such payments shall alternate from the county to the city treasury, etc.

Amend section fifty-one by striking out all of line five commencing with and including the word "upon" and all of line six up to and including the word "city," and inserting in lieu thereof the following:

Upon the petition of not less than fifteen per cent of qualified electors of such city as shown by the poll list at the last municipal and state election of such city being filed with the city clerk.

Amendments adopted.

Power of Jefferson in the chair.

Stipe of Page proposed the following amendment:

Amend by striking out all of line five of section 2, following the word "election"; also all of line six.

Amendment adopted.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bernbrock, Bingham, Black, Blackford, Bliss, Brockway, Bruce, Burt, Buxton, Carson, Cole, Dixon, Downey, Doze, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Halstead, Hazen, Heaton, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Koontz, Kulp, Lenoeker, Manning, McCullough, McHose, McVicker, Meredith, Mitchell, Newcomb, Peterson, Pickford, Power, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson—56.

The nays were:

Bartle, Boettger, Bradley, Brown, Cannon, Cronbaugh, Crozier, Daniels, Dawson, Dunlap, Eggleston, Griggs, Kingland, LeRoy, Lund, Odendahl, Reeve, Ring, Scott, Townsend, Trombauer, Webb, Whitney, Workman—24.

Absent or not voting:

Atkinson, Barry, Bauman, Brady, Chapman, Clark, Craig, Greene of Grundy, Grout, Hadley, Halgrims, Hamilton, Hansen, Helming, Huntley, Klay, Larrabee, Lounsbury, Miller, Milton, Munro, Rohwer, Rone, Saltzmann, Scholz, Steelsmith, White, Mr. Speaker—28.

So the bill having received a constitutional majority was declared to have passed the House.

Mr. Shankland proposed to amend the title by striking out the words "special election" and inserting in lieu thereof the words "submission to the electors of a general election."

Amendment adopted.

Title as amended agreed to.

On motion of Hunt of Harrison, House File No. 521, a bill for an act to legalize conveyances by counties, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Hunt moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bingham, Black, Blackford, Bliss, Bradley, Brockway, Brown, Bruce, Burt, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Euger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Hunt, Huntley, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman—72.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bauman, Bernbrock, Boettger, Brady, Buxton, Clark, Daniels, Doze, Elliott, Greene of Grundy, Griggs, Halgrims, Hamilton, Hansen, Heaton, Helming, Huff, Hutchins, Jacobs, Kelso, Klay, Koontz, Kulp, Larrabee, Milton, Munro, Newcomb, Rohwer, Saltzmann, Scholz, Stipe, Stokes, Whitney, Mr. Speaker—36.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Brockway of Louisa, Senate File No. 531, a bill for an act to provide for the registration of highway routes, together with the names, color combinations and designs used in marking the same; prohibiting the duplication thereof, and providing penalties for the violation of this act, was taken up, and considered.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Black, Blackford, Bliss, Bradley, Brockway, Brown, Burt, Buxton, Cannon, Chapman, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Elwood, Enger, Erickson, Fraley, Griffin, Grout, Hazen, Heaton, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Lenoeker, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Miller, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scott, Sherman, Sidey, Steelsmith, Stipe, Stutt, Thompson, Townsend, Webb, Whitney, Workman—64.

The nays were:

Downey, Dunlap, Eggleston, Greene of Clinton, Hadley, Halstead, Stokes—7.

Absent or not voting:

Barry, Bauman, Bernbrock, Boettger, Brady, Bruce, Carson, Clark, Crozier, Doze, Elliott, Greene of Grundy, Griggs, Halgrims, Hamilton, Hansen, Helming, Huff, Jacobs, Jensen, Klay, Koontz, Kulp, Larrabee, LeRoy, Lund, Milton, Mitchell, Munro, Newcomb, Odendahl, Rohwer, Scholz, Shankland, Trumbauer, White, Mr. Speaker—37.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILLS.

By Sifting committee, House File No. 685.

A BILL for an Act to Amend the Law Relating to Fire Escapes as the Same Appears in Section Forty-nine Hundred Ninety-nine-a-seven (4999-a7) Supplement to the Code, 1907.

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

Section 1. That the law as it appears in section forty-nine hundred ninety-nine-a-seven (4999-a7) Supplement to the Code, 1907, be and the same is hereby amended by inserting after the word "rooms" in line four (4) of said section the following ", including boarding houses in which sleeping rooms are kept for rent or hire,".

Read first and second time and referred to Sifting committee.

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. 425, a bill for an act to amend section 4600-a, Supplement to the Code, 1907, as amended by chapter 208, acts of the Thirty-third General Assembly, relative to fees of justices of the peace and constables and the time of payment.

JOS. E. MEYER,
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. 18, a bill for an act to repeal section 3181, Supplement to the Code, 1907, relative to divorce, annulling marriages, and alimony.

JOS. E. MEYER,
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. 191, a bill for an act authorizing the commission of pharmacy of the state of Iowa to pay L. Rasmussen the sum of \$100.00 paid by him for a license as an itinerant vendor of drugs.

JOS. E. MEYER,
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. 234, a bill for an act to regulate the business of loaning money or credit by persons, firms and corporations other than national banks, licensed bankers, trust companies, etc.

JOS. E. MEYER,
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. 228, a bill for an act to authorize heads of state institutions under the board of control to deposit in bank money in their hands belonging to inmates and to provide for the use of the income from such deposits.

JOS. E. MEYER,
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. 255, a bill for an act to amend section 2773 of the Code relating to legal holidays in common schools.

JOS. E. MEYER,
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. 334, a bill for an act to provide for the planting, care and protection of ornamental and shade trees on all residence streets, etc.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns the following bill as requested by the House:

Senate File No. 539, a bill for an act to amend section 2448-9, Supplement to the Code, 1907, regulating the hours of the day during which liquor may be sold in saloons.

JOS. E. MEYER,
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. 537, a bill for an act to amend chapter 227, acts of the Thirty-third General Assembly, amendatory of section 5289 of the Code, relating to the sufficiency of indictments and the waiver of objections thereto.

JOS. E. MEYER,
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. 529, a bill for an act to amend section 4606, chapter 1, title 23, of the Code, and the amendments thereto in relation to husband and wife as witnesses.

JOS. E. MEYER,
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. 549, a bill for an act appropriating a certain sum of money to A. S. Perryman, the said amount being the unearned license fee paid by said A. S. Perryman.

JOS. E. MEYER,
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. 87, a bill for an act to amend section 4603 of the Code providing for the cross-examination of the adverse party to the record of any civil action or proceeding, or a person for whose benefit action or proceeding is prosecuted or defended, or the directors, officers, superintendent, or managing agents of any corporation which is a party to the record, etc.

JOS. E. MEYER,
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 amend section 4661 of the Code, relating to witness fees.

JOS. E. MEYER,
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. 54, a bill for an act providing for the sanitation of bakeries, canneries, packing houses, slaughter houses, dairies, creameries, cheese factories, confectioneries, restaurants, hotels, groceries, meat markets, and all other food producing establishments, etc.

JOS. E. MEYER,
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. 323, a bill for an act to repeal section 5028-a Supplement to the Code, 1907, and enact a substitute therefor relative to the desecration, mutilation or improper use of the flag of the United States.

JOS. E. MEYER,
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. 606, a bill for an act to amend section 894, Supplement to the Code, 1907, relative to the levy of taxes in cities under the commission form of government.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 466, a bill for an act to authorize the board of supervisors of each county to make provision for segregation, care and support of any indigent person afflicted with pulmonary tuberculosis in advanced stages.

JOS. E. MEYER,
Secretary.

On motion of Ring of Linn, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 565 failed to pass the House.

PETER HADLEY.

I second the motion.

M. F. THOMPSON.

The Speaker announced that as Speaker of the House, he had signed in the presence of the House, Senate File Nos. 309, 349, 57, 70, 418 and 351.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against House File No. 262 and Senate File No. 131.

Referred to Sifting committee.

Crozier of Marion presented the following communication and asked that it be printed in the Journal:

To the Hon. E. H. Cunningham, Speaker of the House of Representatives of the Thirty-fifth General Assembly, and Members of said Body:

We, the surviving comrades of our friend and co-employee, Daniel L. Castle, beg leave to testify our appreciation of the action of the House of Representatives in recognizing the life and services of our departed comrade, in the manner in which they acted. We shall cherish the recollection of the action of the House during the remaining days of our existence, and trust that the favor of divine providence may rest upon the members of this body during their lifetime.

W. A. DUCKWORTH,
A. J. RHODES,
J. W. HALL,
G. W. ARMSTRONG,
J. H. FUNK,
J. F. OFFILL,
M. V. CARPENTER,
A. CARTER,
L. L. COUSE,
J. H. HENSAL,
J. B. CARMEN,
F. R. THURBER,
G. W. TRUDE,
H. JOHNSON,

A. C. HENDERSON,
JNO. W. COX,
H. V. GRIFFIN,
W. C. PUGH,
GEO. D. THOMAS,
JOHN TROUTNER,
O. C. RIDDLE,
A. F. LOOMIS,
A. J. PATRICK,
A. H. MOTT,
J. A. WARRINGTON,
H. ARMSTRONG,
A. M. MAY,

REPORTS OF COMMITTEES.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 230, a bill for an act to appropriate money toward the expense of paving east Washington street in the city of Mount Pleasant, Iowa; 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 amended by the following substitute amendment:

A BILL for an Act to appropriate Money to Aid in Paving East Washington Street in the City of Mount Pleasant, Iowa.

Whereas, the city of Mount Pleasant is requiring to be paved the street known as East Washington street, which leads from the public square of the city eastward in front of a part of the grounds of the Mount Pleasant State Hospital, and

Whereas, said street is much used for heavy traffic of the hospital, particularly so much of the street as is in front of and adjacent to the grounds of the hospital, and

Whereas, the state should bear its just proportion of the cost; 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 the sum of three thousand dollars, or as much thereof as may be necessary, for the purpose of curbing, guttering and paving East Washington street, Mount Pleasant, Iowa. The money hereby appropriated shall be used to curb, gutter and pave said street in front of the grounds of said institution and the street intersection adjoining.

Sec. 2. The money hereby appropriated shall be expended under the direction of the board of control of state institutions and be drawn from the state treasury on vouchers and abstracts approved by said board.

Sec. 3. The above appropriation nor no part thereof shall be available until the city of Mount Pleasant paves that part of said street extending from the state hospital grounds to a point in said street where the paving is already laid; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 534, a bill for an act to repeal section two of chapter one hundred thirteen (113) laws of the Thirty-fourth General Assembly and section twenty-five hundred and twenty-two (2522) Supplement to the Code, 1907, and enact substitutes therefor, providing for the appointment of dairy, etc., 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 amended as follows:

By striking out the words and figures "three thousand dollars (\$3,000.00)" in lines twenty-five and twenty-six of section two and inserting in lieu thereof the words and figures "twenty-seven hundred dollars (\$2,700.00)", and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 72, a bill for an act to repeal sections two (2), four (4), and nine (9), of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth General Assembly and to enact substitutes therefor and amend section eight (8) of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth (34th) General Assembly relating to the training of teachers for rural schools and making appropriation therefor; 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Elwood of Howard, House File No. 682, a bill for an act to amend section thirty-one hundred thirty-eight (3138) of the supplement to the code, 1907, as amended by chapter one hundred ninety-five (195) of the acts of the Thirty-third General Assembly, relating to the care of property belonging to guests of hotels and inns and to the lien of hotel and inkeepers thereon, was taken up and considered.

Mr. Elwood moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brockway, Brown, Burt, Cannon, Carson, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, McCullough, McHose, McVicker, Meredith, Munro, Pickford, Power, Reeve, Ring, Rone, Saltzmann,

Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Workman, Mr. Speaker—82.

The nays were:

Crozier—1.

Absent or not voting:

Barry, Bernbrock, Brady, Bruce, Buxton, Chapman, Clark, Greene of Grundy, Huff, Huntley, Klay, Larrabee, Lund, Manning, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Rohwer, Scholz, Scott, Trumbauer, Whitney—25.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILLS.

By committee on Appropriations, House File No. 686:

A BILL for an Act Appropriating the Sum of Forty-five Dollars (\$45.00) to Indemnify Allen Jones for Personal Injuries Sustained by Him While Employed as a Laborer on the Gymnasium Building of the Iowa State College at Ames, Iowa.

Whereas, On the 27th day of April, 1912, Allen Jones, while going from one part of the building to another, after material, and while walking on some plank over an excavation, did fall some twenty feet and was seriously injured and said injuries seem to be permanent. Said fall was caused by one of the planks slipping. Now, therefore

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

Sec. 1. That there is hereby appropriated out of any funds in the state treasury, and not otherwise appropriated, the sum of forty-five dollars (\$45.00) to indemnify Allen Jones in full for the damages sustained by him on account of the injuries received as aforesaid.

Read first and second time and passed on file.

On request of Kulp of Palo Alto, leave of absence was granted Greene of Grundy until Friday.

CONSIDERATION OF BILLS.

On motion of Kulp of Palo Alto, House File No. 681, a bill for an act to enable benefited property to aid in the construction of

trolley or electric railroads or the electrification of steam railroads, being additional to chapter five (5) of title ten (X) of the code, 1897, as amended, was taken up and considered.

Griffin of Woodbury in the chair.

Carson of Davis proposed the following amendment to the title:

Amend by striking out the figures "1897" after the word "code."

Amendment adopted.

Mr. Kulp moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Brockway, Buxton, Carson, Cole, Crozier, Dixon, Elliott, Erickson, Fraley, Griffin, Griggs, Hadley, Halgrims, Heaton, Huff, Jacobson, Jones, Kelso, Kingland, Koontz, Larrabee, Manning, McHose, Meredith, Miller, Newcomb, Pickford, Ring, Rone, Scholz, Shankland, Sidey, White—42.

The nays were:

Atkinson, Brady, Brown, Burt, Cannon, Chapman, Clark, Craig, Cronbaugh, Daniels, Downey, Doze, Dunlap, Elwood, Greene of Clinton, Halstead, Hansen, Hazen, Hunt, Jacobs, Kane, Kulp, Lenocker, LeRoy, McVicker, Mitchell, Munro, Odendahl, Reeve, Scott, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, Whitney, Workman—38.

Absent or not voting:

Barry, Bernbrock, Bradley, Bruce, Dawson, Eggleston, Enger, Greene of Grundy, Grout, Hamilton, Helming, Huntley, Hutchins, Jamison, Jensen, Klay, Lounsberry, Lund, McCullough, Milton, Peterson, Power, Rohwer, Saltzmann, Sherman, Stipe, Trumbauer, Mr. Speaker—28.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On request of Larrabee of Fayette, House File No. 544 was withdrawn from the further consideration of the House.

On request of Larrabee of Fayette, House File No. 315 was withdrawn from the further consideration of the House.

On request of Larrabee of Fayette, House File No. 272 was withdrawn from the further consideration of the House.

CONSIDERATION OF BILLS.

On motion of Bernbrock of Blackhawk, Senate File No. 327, a bill for an act to amend section two thousand seventy-seven (2077) of the supplement to the code, 1907, relative to passenger rates and providing passenger transportation charges to towns and cities within this state, at which fairs or expositions are or may hereafter be held, was taken up and considered.

Jacobs of Calhoun proposed the following amendment:

Amend by striking out the words "twenty-five" in line 19 of section 1 and inserting in lieu thereof the words "one hundred."

Atkinson of Butler moved the previous question on the amendment.

Carson of Davis seconded the motion.

Motion prevailed.

Roll call was demanded by Jacobs of Calhoun and Dixon of Sac.

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

The ayes were:

Anderson of Montgomery, Bartle, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Buxton, Carson, Cole, Craig, Cronbaugh, Crozier, Dixon, Elliott, Erickson, Fraley, Griggs, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Kulp, LeRoy, Lund, McHose, McVicker, Meredith, Mitchell, Munro, Odendahl, Ring, Rone, Scott, Sidey, Steelsmith, Stipe, Stutt, Thompson, Webb, Workman—51.

The nays were :

Anderson of Greene, Atkinson, Bernbrock, Black, Brown, Burt, Cannon, Chapman, Clark, Daniels, Dawson, Downey, Dunlap, Eggleston, Elwood, Greene of Clinton, Griffin, Hadley, Halstead, Hazen, Kane, Kelso, Lounsberry, McCullough, Miller, Peterson, Pickford, Reeve, Stokes, Townsend, White, Whitney—32.

Absent or not voting :

Barry, Bauman, Bruce, Doze, Enger, Greene of Grundy, Grout, Halgrims, Hamilton, Jamison, Klay, Koontz, Larrabee, Lenocker, Manning, Milton, Newcomb, Power, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Trumbauer, Mr. Speaker—25.

Amendment adopted.

Mr. Bernbrock moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bernbrock, Black, Blackford, Bliss, Boettger, Brady, Brockway, Brown, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Erickson, Fraley, Greene of Clinton, Griffin, Hadley, Halgrims, Hansen, Heaton, Huff, Hunt, Huntley, Jacobs, Jensen, Jones, Kane, Kingland, Koontz, Lenocker, LeRoy, Lounsberry, Manning, McHose, Meredith, Munro, Peterson, Pickford, Reeve, Ring, Rone, Saltzmann, Shankland, Sherman, Sidey, Stipe, Trumbauer, Webb, White, Mr. Speaker—63.

The nays were :

Bingham, Bradley, Cannon, Cronbaugh, Briggs, Halstead, Hazen, Hutchins, Kulp, Lund, McVicker, Miller, Mitchell, Newcomb, Scott, Steelsmith, Stokes, Stutt, Thompson, Townsend, Whitney, Workman—22.

Absent or not voting :

Barry, Bauman, Clark, Crozier, Downey, Doze, Elwood, Enger, Greene of Grundy, Grout, Hamilton, Helming, Jacobson, Jamison, Kelso, Klay, Larrabee, McCullough, Milton, Odendahl, Power, Rohwer, Scholz—23.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Trumbauer of Keokuk, House File No. 463, a bill for an act to amend section seventeen hundred forty-four (1744) of the code, relating to the losses of live stock by lightning, was taken up, and considered.

Speaker Cunningham in the chair.

Mr. Trumbauer proposed the following amendment:

Amend by striking out the word "five" in the sixth line, and substituting in lieu thereof the word "ten."

Amendment lost.

Doze of Wayne proposed the following amendment:

Amend by striking out the word "proof" and inserting in lieu thereof the word "notice."

Anderson of Montgomery proposed the following amendment:

Amend by striking out the enacting clause.

Amendment adopted and the enacting clause was stricken out.

On motion of Trumbauer of Keokuk, House File No. 476, a bill for an act to amend section one (1) of chapter forty-three (43), of the Thirty-fourth General Assembly, relating to street improvements in towns, and to the levy of special taxes therefor, with report of committee recommending passage, was taken up, and considered.

Carson of Davis proposed the following amendment:

Amend by inserting the word "acts" in the title and also in section 1, just preceding the words "of the Thirty-fourth General Assembly."

Amendment adopted.

Mr. Trumbauer moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Hadley, Halgrims, Halstead, Hamilton, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Lenoeker, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Shankland, Sidey, Steelsmith, Stipe, Stokes, Stutt, Townsend, Trumbauer, Webb, Workman, Mr. Speaker—72.

The nays were:

Cronbaugh—1.

Absent or not voting:

Barry, Bartle, Bernbrock, Boettger, Bruce, Clark, Crozier, Daniels, Dawson, Dixon, Enger, Greene of Grundy, Griffin, Griggs, Grout, Hansen, Huff, Jacobs, Jones, Klay, Koontz, Kulp, Larrabee, Manning, McCullough, Milton, Newcomb, Odendahl, Rohwer, Scholz, Scott, Sherman, Thompson, White, Whitney—35.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Shankland of Polk presented the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

Whereas, John A. Kasson, an honored member of the House in the Twelfth and Thirteenth General Assemblies, died in the city of Washington, D. C. on May 10th, 1910.

Therefore, be it resolved that a committee of three be appointed to present suitable resolutions commemorating his life and service to the state and nation.

Motion prevailed and the resolution was adopted.

The speaker named as such committee, Shankland of Polk, Carson of Davis and Thompson of Decatur.

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 herewith returns the following bill as requested by the House:

House File No. 230, a bill for an act to establish the industrial school at Eldora and the department at Mitchellville as two separate and distinct institutions, etc.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 426, a bill for an act to repeal section 313 of the Code, and to enact a substitute therefor, relating to the admission to the practice of law in this state of attorneys having been duly admitted to practice in other states.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 162, a bill for an act providing for the paroling of patients in the state hospital for inebriates, and certain female patients from state hospitals for the insane, and for the return of patients who violate their paroles, etc.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 334, a bill for an act providing for the assessment of the cost of main sewers to the property within the territory drained and defining adjacent property relative thereto, etc.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 206, a bill for an act to amend section 1, chapter 104, acts Thirty-third General Assembly, describing the form of index of articles of incorporation and making it the duty of the recorder to so index said articles.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 140, a bill for an act to repeal section 5685-a, Supplement to the Code, 1907, and to enact a substitute therefor, in regard to collection of money from visitors and its use.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 250, a bill for an act to repeal sections 2, 6, 7, 8, 11, 15, 16 and 22, chapter 72, acts Thirty-fourth General Assembly, and to enact substitutes therefor, relating to the registration and regulation of motor vehicles.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 214, a bill for an act authorizing the executive council to incur expenses and make expenditures to procure data, make investigations and provide things not otherwise provided to enable said executive council to perform the duties imposed by law, and making an appropriation therefor.

Jos. E. MEYER,
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. 266, a bill for an act to amend sections 26 and 43, chapter 131, acts Thirty-third General Assembly, known as "The Military Code of Iowa."

Jos. E. MEYER,
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. 265, a bill for an act to repeal section 21 and to amend section 24, chapter 131, acts Thirty-third General Assembly, known as "The Military Code of Iowa."

Jos. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On motion of Brady of Dallas, House File No. 535, a bill for an act to prevent fraud in the manufacture and sale of commercial fertilizers, providing for licensing of such products and making provision for enforcement, with report of committee recommending passage, was taken up, and considered.

Mr. Brady moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Carson, Chapman, Cole, Craig, Daniels, Dawson, Doze, Elwood, Erickson, Fraley, Griffin, Hadley, Helming, Hunt, Huntley, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Munro, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Steelsmith, Webb, Workman, Mr. Speaker—55.

The nays were:

Atkinson, Brown, Cannon, Clark, Crozier, Downey, Dunlap, Greene of Clinton, Halstead, Hansen, Hazen, Mitchell, Odendahl, Sidey, Stokes, Stutt, Thompson, Townsend—18.

Absent or not voting:

Barry, Bernbrock, Boettger, Bradley, Buxton, Cronbaugh, Dixon, Eggleston, Elliott, Enger, Greene of Grundy, Griggs, Grout, Halgrims, Hamilton, Heaton, Huff, Hutchins, Jacobs, Kane, Klay, Koontz, Kulp, Larrabee, McCullough, Meredith, Miller, Milton, Newcomb, Peterson, Rohwer, Stipe, Trumbauer, White, Whitney—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Kingland of Winnebago, House File No. 578, a bill for an act to amend section three thousand seven hundred four (3704) of the code, relating to the arguments of attorneys in cases on trial in the district court, was taken up, and considered.

The Sifting committee proposed the following amendment:

Amend by striking out section two (2), publication clause, of said bill.

Amendment adopted.

Mr. Kingland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Blackford, Bliss, Brady, Bruce, Burt, Buxton, Carson, Chapman, Craig, Crozier, Daniels, Downey, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Hadley, Hansen, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jensen, Kane, Kingland, Kulp, Larrabee, LeRoy, Manning, McCullough, McHose, McVicker, Meredith, Miller, Munro, Odendahl, Peterson, Power, Reeve, Ring, Saltzmann, Sherman, Steelsmith, Stipe, Thompson, Webb, Mr. Speaker—58.

The nays were:

Bradley, Brown, Cannon, Cronbaugh, Halstead, Jamison, Lenoeker, Lounsberry, Lund, Mitchell, Scott, Sidey, Stokes, Stutt, Townsend, Workman—16.

Absent or not voting:

Barry, Bauman, Bernbrock, Black, Boettger, Brockway, Clark, Cole, Dawson, Dixon, Doze, Enger, Greene of Grundy, Griffin, Griggs, Grout, Halgrims, Hamilton, Huff, Jacobs, Jones, Kelso, Klay, Koontz, Milton, Newcomb, Pickford, Rohwer, Rone, Scholz, Shankland, Trumbauer, White, Whitney—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ring of Linn offered the following amendment to House File No. 364, and asked that it be printed in the Journal:

Amend by striking out all after the enacting clause and inserting the following in lieu thereof:

Section 1. That it shall be unlawful for any person, firm or corporation to sell, furnish or give away any cocaine, alpha or beta eucaine, opium, morphine, heroin, chloral hydrate or any salt or compound of any of the foregoing substances or any preparation or compound containing any of the foregoing substances, or their salts or compounds, except upon the original written order or prescription of a lawfully authorized practitioner of medicine, dentistry or veterinary medicine, which order or prescription shall be dated and shall contain the name of the person for whom prescribed, or if ordered by a practitioner of veterinary medicine shall state the kind of animal for which ordered, and shall be signed by the person giving the prescription or order. Such written order or prescription shall be permanently retained on file by the person, firm or corporation who shall compound or dispense the articles ordered or prescribed, and it shall not be again compounded or dispensed, except upon the written order of the original prescriber for each and every subsequent compounding or dispensing. No copy or duplicate of such written order or prescription shall be made or delivered to any person, but the original shall at all times be open to inspection by the prescriber and properly authorized officers of the law.

Provided, however, that the above provisions shall not apply to preparations containing not more than two grains of opium, or not more than one-fourth grain of morphine, or not more than one-fourth grain of heroin, or not more than one-eighth grain of cocaine, or not more than one-eighth grain of alpha or beta eucaine, or not more than ten grains of chloral hydrate, in one fluid ounce, or if a solid preparation, in one avoirdupois ounce. Provided also that the above provisions shall not apply to preparations containing opium and recommended and sold in good faith for diarrhoea and cholera, each bottle or package of which is accompanied by specific directions for use, and a caution against habitual use, nor to powder of ipecac and opium commonly known as Dover's Powder, nor to liniments or ointments when plainly labeled "for external use only." And provided further that the above provision shall not apply to sales at wholesale by jobbers, wholesalers and manufacturers to retail druggists or qualified physicians, or to each other, nor to sales at retail by retail druggists to regular practitioners of medicine, dentistry, or veterinary medicine, nor to sales made to manufacturers of proprietary or pharmaceutical preparations for use in the manufacture of such preparations, nor to sales to hospitals, colleges, scientific or public institutions.

Sec. 2. It shall be unlawful for any practitioner of medicine, dentistry or veterinary medicine to furnish to or to prescribe for the use of any habitual user of the same any cocaine, heroin, alpha or beta eucaine, opium, morphine, chloral hydrate, or any salt or compound of any of the foregoing substances or any preparations containing any of the foregoing substances or their salts or compounds. And it shall also be unlawful for any practitioner of dentistry to prescribe any of the foregoing substances for any person not under his treatment in the regular practice of his profession, or for any practitioner of veterinary medicine to prescribe any of the foregoing substances for the use of any human being.

Provided, however, that the provisions of this section shall not be construed to prevent any lawfully authorized practitioner of medicine from furnishing or prescribing in good faith for the use of any habitual user of narcotic drugs who is under his professional care such substances as he may deem necessary for their treatment, when such prescriptions are not given or substances furnished for the purpose of evading the provisions of this act.

Sec. 3. Any person who shall violate any of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction for the first offense shall be fined not less than \$25.00 nor more than \$50.00, and upon conviction for a second offense shall be fined not less than \$50.00 nor more than \$100.00; and upon conviction for a subsequent offense shall be fined not less than \$100.00 nor more than \$200.00, and shall be imprisoned in the county jail for not more than six months, and if a licensed pharmacist, physician, dentist or veterinary surgeon, his license shall be revoked. It shall be the duty under this act of all judges of the district courts in this state, at every regular term thereof, to charge all regularly impaneled grand juries to diligently inquire into and investigate all cases of indictable violations of the provisions of this act and to make a true presentment of all persons guilty of such violations. It shall be the duty of the board of pharmacy to cause the prosecution of all other persons violating the provisions of this act. Provided, however, that no prosecution shall be brought for the sale of any patent or proprietary medicine containing any of the drugs or preparations hereinbefore mentioned until the board of pharmacy shall certify that such medicine contains any of the said drugs or preparations in excess of the maximum percentages hereinbefore mentioned.

Sec. 4. In any proceedings under the provisions of this act the charge may be brought against any or all of the members of a partnership, or against the directors or executive officers of a corporation, or against the agent of any person, partnership or corporation.

Sec. 5. All laws and parts of laws in conflict with this act are hereby repealed.

CONSIDERATION OF BILLS.

On motion of Mitchell of Wapello, House File No. 559, a bill for an act to repeal section twenty-five hundred and ninety-three (2593) supplement to the code, 1907, as amended by chapter one hundred and sixty (160), acts of the Thirty-third General Assembly, as amended by chapter one hundred and sixty-two (162) acts of the Thirty-third General Assembly, and enact a substitute therefor, relating to the practice of pharmacy, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Mitchell proposed the following amendment:

Amend by adding thereto the following:

Sec. 2. Nothing herein contained shall be construed to repeal the provisions of section one (1), chapter one hundred sixty (160) acts of the Thirty-third General Assembly.

Amendment adopted.

Mr. Mitchell moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bingham, Blackford, Brady, Bruce, Burt, Cannon, Carson, Cole, Craig, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Erickson, Halstead, Hazen, Hutchins, Jamison, Jensen, Jones, Kane, Kelso, Lenocker, McVicker, Miller, Mitchell, Pickford, Reeve, Ring, Rone, Saltzmann, Scott, Shankland, Sherman, Stokes, Trumbauer, Webb, Workman—42.

The nays were:

Anderson of Montgomery, Bartle, Black, Bliss, Brown, Chapman, Clark, Cronbaugh, Heaton, Hunt, Jacobson, Kingland, Lounsberry, Odendahl, Peterson, Steelsmith, Thompson, White, Mr. Speaker—19.

Absent or not voting:

Barry, Bauman, Bernbrock, Boettger, Bradley, Brockway, Buxton, Dawson, Dixon, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Hamilton, Hansen, Helming, Huff, Huntley, Jacobs, Klay, Koontz, Kulp, Larrabee, LeRoy, Lund, Manning, McCullough, McHose, Meredith, Milton, Munro, Newcomb, Power, Rohwer, Scholz, Sidey, Stipe, Stutt, Townsend, Whitney—47.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On motion of Atkinson of Butler, House File No. 675, a bill for an act to amend the law relating to the levy of taxes for the support of cemeteries as the same appears in chapter thirty-eight (38) of the acts of the Thirty-third General Assembly, amendatory of sections five hundred eighty-six (586) and eight hundred ninety-four (894) supplement to the code, 1907, was taken up and considered.

Mr. Atkinson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Bliss, Bradley, Brady, Brown, Burt, Buxton, Cannon, Carson, Clark, Craig, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kingland, Larrabee, Lenoeker, LeRoy, Lounsbury, Manning, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Saltzmann, Scott, Shankland, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Workman, Mr. Speaker—65.

The nays were:

None.

Absent or not voting:

Barry, Bauman, Bernbrock, Black, Blackford, Boettger, Brockway, Bruce, Chapman, Cole, Cronbaugh, Dawson, Elliott, Enger, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Jacobs, Jamison, Kelso, Klay, Koontz, Kulp, Lund, McCullough, McHose, MeVicker, Meredith, Miller, Milton, Newcomb, Odendahl, Ring, Rohwer, Rone, Scholz, Sherman, Sidey, Stipe, White, Whitney—43.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Kingland of Winnebago, House File No. 617, a bill for an act to amend section three thousand forty-one (3041) of the code, relating to usury and changing penalty therefor, was taken up and considered.

Mr. Kingland proposed the following amendment:

Amend by striking out the word "third" in the fourth line and inserting in lieu thereof the word "fourth."

Amendment adopted.

Jensen of Pocahontas moved that further consideration be deferred.

Motion prevailed.

INTRODUCTION OF BILLS.

By committee on Schools and Text Books, House File No. 687.

A BILL for an Act to Repeal Sections Twenty-eight Hundred Twenty-three-j (2823-j), Twenty-eight Hundred Twenty-three-k (2823-k), Twenty-eight Hundred Twenty-three-l (2823-l), and Twenty-eight Hundred Twenty-three-m (2823-m), Supplement to the Code, 1907, and Enact a Substitute Therefor.

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

Section 1. That sections twenty-eight hundred and twenty-three-j (2823-j), twenty-eight hundred and twenty-three-k (2823-k), twenty-eight hundred and twenty-three-l (2823-l), and twenty-eight hundred twenty-three-m (2823-m), Supplement to the Code, 1907, be and the same is hereby repealed and the following enacted in lieu thereof.

Sec. 2. The superintendent of public instruction shall every four years, if deemed necessary, cause to be printed, bound and distributed all school laws in force up to that time, the number to be determined by the executive council.

Each county superintendent shall be furnished a sufficient number of copies to supply the school officers of the state and such others as may request them.

Read first and second time and referred to Sifting committee.

By committee on Schools and Text Books, House File No. 688.

A BILL for an Act to Amend Sections Seventy (70) and Seventy-one (71) Supplement to the Code, 1907, Pertaining to Printing and Distributing the Iowa Official Register.

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

Section 1. That section seventy (70) Supplement to the Code, 1907, be and the same is hereby amended by striking out the word "forty" in line three (3), and inserting the word "fifty" in lieu thereof.

Sec. 2. That section seventy-one (71) Supplement to the Code, 1907, be and the same is hereby amended by striking out the word "library" in line four (4), and inserting the word "room" in lieu thereof.

Read first and second time and referred to Sifting committee.

By committee on Schools and Text Books, House File No. 689.

A BILL for an Act Making Appropriation for the Purchase of Twenty-five Thousand (25,000) Railroad Commissioners' Official Maps to be Distributed by the Railroad Commissioners and the Department of Public Instruction.

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

Section 1. The railroad commissioners are hereby instructed to procure twenty-five thousand (25,000) copies of the railroad commissioners' official maps of Iowa, twenty-two thousand (22,000) of said maps to be printed on heavy paper, mounted and with tape sides, and three thousand (3,000) of said maps to be folded and inclosed in suitable envelopes; twelve thousand (12,000) of the mounted maps to be distributed under the direction of the department of public instruction to the public schools of the state, and the balance of said maps to be distributed by the board of railroad commissioners.

Sec. 2. There is hereby appropriated, out of any moneys in the state treasury not otherwise appropriated, the sum of five thousand dollars (\$5,000) or so much thereof as shall be necessary for the purpose herein stated.

Sec. 3. 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 Daily Capital, newspapers published at Des Moines, Iowa.

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

CONSIDERATION OF BILLS.

On motion of Shankland of Polk, House File No. 668, a bill for an act to amend division one (1), section seventeen hundred nine (1709), supplement to the code, 1907, as amended by chapter eighteen (18), acts of the Thirty-fourth (34th) General As-

sensibly, relating to kinds of insurance that may be written, was taken up, and considered.

The Sifting committee proposed the following amendment:

By striking out the word "five" which appears in the fourth line of section one, and inserting in lieu thereof the word "fire."

Amendment adopted.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bingham, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Cole, Craig, Daniels, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Lenoeker, LeRoy, Manning, McHose, McVicker, Mitchell, Munro, Peterson, Pickford, Reeve, Ring, Rone, Scott, Shankland, Sidey, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman, Mr. Speaker—65.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bauman, Bernbrock, Black, Blackford, Bliss, Boettger, Burt, Chapman, Clark, Cronbaugh, Crozier, Dawson, Doze, Enger, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Huff, Jacobs, Klay, Koontz, Kulp, Larrabee, Lounsberry, Lund, McCullough, Meredith, Miller, Milton, Newcomb, Odendahl, Power, Rohwer, Saltzmann, Scholz, Sherman, Steelsmith, Stipe, Whitney—43.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 669, a bill for an act to provide for the levy of a special tax upon the assessed valuation of the taxable property of the state for a period of ten years for purchase of real estate for the extension and for the improvement of the state capitol grounds; to define the limits of said extension; to authorize the purchase by executive council of all grounds within said limits; to adopt a plan for the location of buildings, monuments, etc., on said extended ground, and to provide for the sale of certain real estate known as "governor square."

Also:

House File No. 658, a bill for an act to legalize the platting of an addition to the town of Kensett, Iowa, executed by Mrs. Margaret Lukason, deceased, dated March 21, 1898, and filed for record in the office of the recorder of Worth county, Iowa, April 9, 1898.

Also:

House File No. 5, a bill for an act providing for the non-partisan nomination and election of judges of the supreme, district and superior courts of Iowa.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 669, a bill for an act to provide for the levy of a special tax upon the assessed valuation of the taxable property of the state for a period of ten years for purchase of real estate for the extension and for the improvement of the state capitol grounds; to define the limits of said extension; to authorize the purchase by executive council of all grounds within said limits; to adopt a plan for the location of buildings, monuments, etc., on said extended ground, and to provide for the sale of certain real estate known as "governor square."

Also:

House File No. 658, a bill for an act to legalize the platting of an addition to the town of Kensett, Iowa, executed by Mrs. Margaret Lukason, deceased, dated March 21, 1898, and filed for record in the office of the recorder of Worth county, Iowa, April 9, 1898.

Also:

House File No. 5, a bill for an act providing for the non-partisan nomination and election of judges of the supreme, district and superior courts of Iowa.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Power of Jefferson, House File No. 610, a bill for an act to repeal sections two thousand one hundred an fifty-seven-l (2157-l), two thousand one hundred and fifty-seven-m (2157-m), two thousand one hundred and fifty-seven-n (2157-n), of the supplement to the code, 1907, 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, and enact a substitute therefor, with report of committee recommending passage, was taken up, and considered.

Brady of Dallas proposed the following amendment:

Amend by striking out all after the word "Iowa" in the ninth line, up to and including the words "June 30th" in the eleventh line of section 1.

Dixon of Sac moved as a substitute to strike out the words and figures "eight hundred (800)" in the eleventh line of section 1, and insert in lieu thereof the words and figures "twelve hundred (1200)."

Substitute amendment adopted.

Whitney of Woodbury proposed the following amendment:

Amend by striking out the last sentence of section 3.

Amendment adopted.

Power of Jefferson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bernbrock, Blackford, Bliss, Brady, Brockway, Brown, Burt, Buxton, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Downey, Elwood, Erickson, Griffin, Hadley, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Jacobson, Jensen, Jones, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Manning, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Shankland, Townsend, Webb, Whitney, Mr. Speaker—55.

The nays were:

Black, Bradley, Cannon, Cronbaugh, Dunlap, Elliott, Greene of Clinton, Halstead, Hazen, Hutchins, Jamison, Kane, McHose, Mitchell, Saltzmann, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, White, Workman—23.

Absent or not voting:

Barry, Bauman, Bingham, Boettger, Bruce, Clark, Crozier, Doze, Eggleston, Enger, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Hamilton, Hutchins, Kelso, Klay, Koontz, Lund, McCullough, Miller, Milton, Odendahl, Rohwer, Scholz, Sherman, Stipe, Trumbauer—30.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The speaker announced that as speaker of the House, he had signed in the presence of the House, House Files Nos. 669, 658 and 5.

Mitchell of Wapello offered the following substitute amendment to House File No. 505, and asked that it be printed in the Journal:

MR. SPEAKER—I move the adoption of the following as a substitute amendment for section one (1) of House File No. 505:

Section 1. That section two thousand five hundred forty (2540) of the Supplement to the Code, 1907, as amended by chapter one hundred fifty-three (153) acts of the Thirty-third General Assembly be and the same is hereby amended as follows:

By striking out the words "fifteenth day of November" in the third and thirteenth lines of said section and inserting in lieu thereof the words "first day of December" and by inserting after the word "fishway" in the twenty-fifth line of said section the words "or dam."

On motion of Jensen of Pocahontas, the House adjourned until 7:30 o'clock P. M.

EVENING SESSION.

House reconvened, Speaker Cunningham 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 Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 389, a bill for an act authorizing the appointment of a board of arbitration and conciliation for settlement of disputes between employers and employees, providing the powers, etc., of such board and setting forth the manner in which the investigation of disputes shall be made, etc.

Jos. E. MEYER,
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. 436, a bill for an act to grant additional powers to cities organized under the commission form of government, and amending section 1 of chapter 67, laws of the Thirty-third General Assembly.

Jos. E. MEYER,
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. 502, a bill for an act to amend the law relating to primary elections as the same appears in sections 1087-a1, 1087-a10, 1087-a25, 1087-a22, 1087-a27 and 1087-a30, Supplement to the Code, 1907, as amended by chapter 69 acts of the Thirty-third General Assembly.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 389, a bill for an act authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employees, providing the powers, duties and compensation of such board and setting forth the manner in which the investigation of disputes shall be made and the publication and recording of the decision and finding of said board and making appropriation therefor.

Read first and second time and referred to Sifting committee.

Senate File No. 436, a bill for an act granting additional powers to cities organized under the commission plan of government, and amending section one (1) of chapter sixty-seven (67), laws of the Thirty-third General Assembly.

Read first and second time and referred to Sifting committee.

Senate File No. 502, a bill for an act to amend the law relating to primary elections as the same appears in section ten hundred eighty-seven-a-1 (1087-a-1), ten hundred eighty-seven-a-ten (1087-a-10), ten hundred eighty-seven-a-twenty-five (1087-a-25), ten hundred eighty-seven-a-twenty-six (1087--a-26), ten hundred eighty-seven-a-twenty-seven (1087-a-27) and ten hundred eighty-seven-a-thirty (1087-a-30), supplement to the code, 1907, as amended by chapter sixty-nine (69), acts of the Thirty-third General Assembly, and chapter fifty-nine (59) of the acts of the Thirty-fifth General Assembly.

Read first and second time and referred to Sifting committee.

Mr. Speaker granted leave of absence to Klay of Sioux indefinitely.

CONSIDERATION OF BILLS.

On motion of Downey of Crawford, House File No. 615, a bill for an act to amend the law as it appears in section seventeen hundred fifty-nine-h (1759-h) of the supplement to the code, 1907; and to provide additional requirements, supplemental and amendatory to title nine (9), chapter five (5), all relating to mutual hail insurance companies doing business in Iowa, was taken up and considered.

The Sifting committee proposed the following amendment:

That the words "has been" be stricken out of the tenth line of section one and the words "shall be" inserted in lieu thereof.

Amendment adopted.

Elwood of Howard in the chair.

Mr. Downey moved that the rules be suspended, 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 ayes were:

Bartle, Bauman, Black, Blackford, Brockway, Buxton, Carson, Cole, Downey, Doze, Eggleston, Elwood, Enger, Hadley, Halstead, Hansen, Helming, Huff, Hutchins, Jamison, Kane, Kingland, Koontz, Lounsberry, McCullough, MeVicker, Miller, Munro, Newcomb, Peterson, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney—39.

The nays were:

Atkinson, Cannon, Craig, Daniels, Dunlap, Elliott, Fraley, Greene of Clinton, Griffin, Hazen, Hunt, Huntley, Jacobson, Jensen, Jones, Kulp, Lenocker, Meredith, Rone, Sherman, Townsend—21.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Chapman, Clark, Cronbaugh, Crozier, Dawson,

Dixon, Erickson, Greene of Grundy, Griggs, Grout, Halgrims, Hamilton, Heaton, Jacobs, Kelso, Klay, Larrabee, LeRoy, Manning, McHose, Milton, Mitchell, Odendahl, Pickford, Power, Reeve, Ring, Rohwer, Saltzmann, Scholz, Shankland, Stipe, Trumbauer, Workman, Mr. Speaker—48.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On motion of McVicker of Wright Senate File No. 486, a bill for an act to legalize the passage, adoption and publication of the ordinances of the incorporated town of Rowan, Wright county, Iowa, was taken up and considered.

Mr. McVicker moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Brockway, Cannon, Carson, Craig, Daniels, Doze, Dunlap, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Koontz, Kulp, Larrabee, Lenocker, Lounsbury, McCullough, McHose, McVicker, Meredith, Miller, Peterson, Pickford, Power, Reeve, Ring, Rone, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney—66.

The nays were:

Downey—1.

Absent or not voting:

Anderson of Greene, Barry, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Chapman, Clark, Cole, Cronbaugh, Crozier, Dawson, Dixon, Eggleston, Erickson, Griggs, Grout, Halgrims, Hamilton, Heaton, Jacobs, Kelso, Klay, LeRoy, Lund, Manning, Milton, Mitchell, Munro, Newcomb, Odendahl, Rohwer, Saltzmann, Scholz, Scott, Trumbauer, Workman, Mr. Speaker—41.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Miller of Bremer presented the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

Whereas, Hon. John Homrighaus and Hon. James A. Skillen, former members of the general assembly from Bremer county, have recently passed away, therefore be it

Resolved, That a committee of three be appointed by the Speaker to prepare and present suitable resolutions commemorating their life, character and public service.

Motion prevailed and the resolution was adopted.

The Speaker named as such committee Miller of Bremer, Atkinson of Butler and Koontz of Johnson.

Downey of Crawford moved that the House adjourn.

Motion lost.

Shankland of Polk moved that the members of the Sifting committee be authorized to take charge of any bills called up where the author or person in charge of said bill is not present.

Motion prevailed.

Hansen of Shelby presented the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

Whereas, It is the sense of this association that a higher standard and greater efficiency in the schools of Iowa would be secured under a plan of the teachers' annuities; therefore be it

Resolved, That the teachers' annuity bill now pending in the legislature have the endorsement of this association and be recommended for passage.

Resolution lost.

Power of Jefferson, from the committee appointed to draft suitable resolutions commemorating the life, character and public service of the Hon. Lewis Fordyce, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

Griffin of Woodbury, from the committee appointed to draft suitable resolutions commemorating the life, character and public service of Hon. Fritz A. Sawyer, presented the resolution prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

Atkinson of Butler, from the committee appointed to draft suitable resolutions commemorating the life, character and public service of Hon. Alvin Manley Whaley, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

Shankland of Polk, from the committee appointed to draft suitable resolutions commemorating the life, character and public service of the Hon. John A. Kasson, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were adopted by rising vote.

Miller of Bremer, from the committee appointed to draft suitable resolutions commemorating the life, character and public service of Hon. John Homrighaus, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

Miller of Bremer, from the committee appointed to draft suitable resolutions commemorating the life, character and public service of the Hon. John A. Skillen, presented the resolution prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 681 failed to pass the House.

D. E. KULP.

I second the motion.

W. I. ATKINSON.

MR. SPEAKER—I move to reconsider the vote by which House File No. 681 passed to its third reading.

D. E. KULP.

I second the motion.

W. I. ATKINSON.

CONSIDERATION OF BILLS.

On motion of Shankland of Polk, Senate File No. 99, a bill for an act amending section seven hundred ninety-two (792) of the code, relating to street improvements, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bauman, Bingham, Black, Blackford, Cannon, Carson, Cole, Craig, Daniels, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Hadley, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenoeker, Lounsberry, McCullough, McHose, McVicker, Meredith, Mitchell, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney—64.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bartle, Bernbrock, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Chapman, Clark, Cronbaugh, Crozier, Dawson, Dixon, Downey, Doze, Erickson, Greene of Grundy, Griggs, Grout, Halgrims, Halstead, Hamilton, Heaton, Klay, LeRoy, Lund, Manning, Miller, Milton, Odendahl, Power, Rohwer, Saltzmann, Scholz, Stipe, Trumbauer, Workman, Mr. Speaker—44.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Jacobs of Calhoun, Substitute for Senate File No. 79, a bill for an act to amend section 2823-a and section 2823-i, supplement to the code, relative to the attendance of children of a certain age in public schools, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Jacobs moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bauman, Bingham, Blackford, Bliss, Brockway, Cannon, Carson, Craig, Daniels, Doze, Dunlap, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Griffin, Hadley, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lounsberry, McCullough, McHose, McVicker, Meredith, Mitchell, Munro, Peterson, Pickford, Reeve, Ring, Rone, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Webb, Whitney—57.

The nays were:

Downey, Greene of Clinton, Miller, Odendahl, White—5.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Black, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Chapman, Clark, Cole, Cronbaugh, Crozier, Dawson, Dixon, Eggleston, Erickson, Griggs, Grout, Halgrims, Halstead, Hamilton, Heaton, Jamison, Klay, Koontz, Lenocker, LeRoy, Lund, Manning, Milton, Newcomb, Power, Rohwer, Saltzmann, Scholz, Scott, Townsend, Trumbauer, Workman, Mr. Speaker—46.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Shankland of Polk, Senate File No. 354, a bill for an act to amend the law as it appears in section thirty-five hundred thirty-four (3534) of the code, relating to service of original notice by publication, with report of committee recommending passage, was taken up, and considered.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bauman, Bingham, Blackford, Bliss, Carson, Craig, Daniels, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Lenocker, Lounsberry, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Peterson, Pickford, Reeve, Ring, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney—60.

The nays were:

McCullough—1.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Black, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Chapman, Clark, Cole, Cronbaugh, Crozier, Dawson, Dixon, Downey, Erickson, Fraley, Griggs, Grout, Halgrims, Halstead, Hamilton, Heaton, Klay, Kulp, Larrabee, LeRoy, Lund, Manning, Milton, Newcomb, Odendahl, Power, Rohwer, Saltzmann, Scholz, Trumbauer, Workman, Mr. Speaker—47.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Jones of Dickinson moved that the House adjourn.

Motion lost.

On motion of Meredith of Jasper, Senate File No. 64, a bill for an act to amend section 3340 of the code, relative to the examination of the owner of claims against estates, was taken up, and considered.

Mr. Meredith moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bauman, Bingham, Blackford, Brockway, Carson, Cole, Craig, Daniels, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Lenocker, Lounsberry, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Peterson, Pickford, Ring, Shankland, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, White, Whitney—57.

The nays were:

Jamison, Scott—2.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Black, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Chapman, Clark, Cronbaugh, Crozier, Dawson, Dixon, Downey, Erickson, Griggs, Grout, Halgrims, Halstead, Hamilton, Hazen, Heaton, Klay, Larrabee, LeRoy, Lund, Manning, Milton, Newcomb, Odendahl, Power, Reeve, Rohwer, Rone, Saltzman, Scholz, Sherman, Stutt, Trumbauer, Workman, Mr. Speaker—49.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Fraley of Polk, Senate File No. 465, a bill for an act to legalize the special election held in the city of Valley Junction, Iowa, on the 14th day of March, 1913, wherein there was submitted to the voters of said city the question of purchas-

ing or erecting and establishing a water works and electric light and power plant, and also the question of the issuance of bonds in a sum not to exceed \$65,000.00 for water works and electric light and power plant purposes, and to validate and legalize the proceedings of the city council had in relation to said special election preliminary to the holding thereof, and to legalize the ballots used at said special election; the acts of the election boards in the conduct of said election and in making the returns thereof; the action of the city council in canvassing the returns of said election and declaring the result thereof and to legalize the bonds to be issued in pursuance thereof, was taken up, and considered.

Mr. Fraley moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bauman, Bingham, Blackford, Bliss, Brockway, Cannon, Carson, Cole, Craig, Daniels, Downey, Doze, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Lenocker, Lounsberry, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Scott, Shankland, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Mr. Speaker—65.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Black, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Chapman, Clark, Cronbaugh, Crozier, Dawson, Dixon, Dunlap, Erickson, Griggs, Grout, Halgrims, Halstead, Hamilton, Heaton, Jacobson, Klay, Larrabee, LeRoy, Lund, Manning, Milton, Newcomb, Power, Rohwer, Rone, Saltzmann, Scholz, Sherman, Trumbauer, Workman—43.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of McCullough of Dubuque, the House adjourned until Friday, April 11th, at 9 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 11, 1913.

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

Prayer was offered by Rev. F. M. Brumfield of Des Moines, Iowa.

Journal of Thursday, April 10th, corrected and approved.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

That the Speaker Pro Tem of the House and the President Pro Tem of the Senate appoint a committee of five members, for the purpose of providing the Speaker of the House and President of the Senate each with one chair and one gavel, and the President Pro Tem appointed as such committee on part of the Senate, Senators Sullivan and Clarkson.

JOS. E. MEYER,
Secretary.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Daniels of Appanoose presented remonstrance of citizens of Appanoose county against creation of permanent tax commission.

Referred to Sifting committee.

Enger of Winneshiek presented remonstrance of citizens of Winneshiek county against creation of permanent tax commission.

Referred to Sifting committee.

Black of Muscatine presented remonstrance of citizens of Muscatine county against creation of permanent tax commission.

Referred to Sifting committee.

Hunt of Harrison presented remonstrance of citizens of Harrison county against creation of permanent tax commission.

Referred to Sifting committee.

Sidey of Adair presented remonstrance of citizens of Adair county against creation of permanent tax commission.

Referred to Sifting committee.

Jones of Dickinson presented remonstrance of citizens of Dickinson county against creation of permanent tax commission.

Referred to Sifting committee.

Meredith of Jasper presented remonstrance of citizens of Jasper county against creation of permanent tax commission.

Referred to Sifting committee.

Kulp of Palo Alto presented remonstrance of citizens of Palo Alto county against creation of permanent tax commission.

Referred to Sifting committee.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against the creation of permanent tax commission.

Referred to Sifting committee.

Helming of Allamakee presented remonstrance of citizens of Allamakee county against the creation of permanent tax commission.

Referred to Sifting committee.

Speaker Pro Tempore Brady named as the committee to purchase chair and gavel for the speaker of the House, Sherman of Poweshiek, Jensen of Pocahontas and Boettger of Scott.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which conference report on substitute amendment to House File No. 157 failed to pass the House.

U. G. WHITNEY.

I second the motion.

W. P. JENSEN.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 474, a bill for an act to amend the law as it appears in an act passed by the Thirty-fifth (35th) General Assembly and approved on the 20th day of March, A. D. 1913, and entitled "A bill for an act additional to chapter five (5) title ten (10) of the Code to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same."

Also:

Senate File No. 275, a bill for an act to establish the industrial school at Eldora and the department at Mitchellville as two separate and distinct institutions, to provide official designation for the, and to repeal acts in conflict with this act.

Also:

Senate File No. 206, a bill for an act to amend section one (1), chapter one hundred four (104), acts of the Thirty-third (33d) General Assembly, as amended by chapter seventy-three (73) of the acts of the Thirty-fourth (34th) General Assembly, describing the form of index of articles of incorporation, and making it the duty of the recorder to so index said articles.

Also:

Substitute for Senate File No. 249, a bill for an act amending section nineteen (19) and section thirty (30) chapter seventy-two (72) of the acts of the Thirty-fourth General Assembly, providing additional rules and regulations for the operation of motor vehicles upon public highways within the state of Iowa.

Also :

Substitute for Senate File No. 393, a bill for an act to amend section two (2) of chapter one hundred and ninety (190), laws of the Thirty-third General Assembly, relative to the library commission and traveling library.

Also :

Senate File No. 162, a bill for an act providing for the paroling of patients in the state hospital for inebriates and certain female patients who violate their paroles, and repealing the law as it appears in section twenty-three hundred ten-a-nineteen (2310-a19) of the Supplement to the Code, 1907.

Also :

Senate File No. 426, a bill for an act to repeal section three hundred thirteen (313) of the Code, and to enact a substitute therefor, relating to the admission to the practice of law in his state of attorneys having been duly admitted to practice in other states.

Also :

Senate File No. 140, a bill for an act to repeal the law as it appears in section fifty-six hundred eighty-five-a (5685-a) of the Supplement to the Code, 1907, and to enact a substitute therefor in regard to collection of money from visitors and its use.

Also :

Senate File No. 334, a bill for an act providing for the assessment of the cost of main sewers to the property within the territory drained and defining adjacent property relative thereto, and amending section eight hundred forty-d (840-d) of the Supplement to the Code, 1907, relating to the construction of main sewers and paying the cost thereof.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

House File No. 669, a bill for an act to provide for the levy of a special tax upon the assessed valuation of the taxable property of the state for

a period of ten years for the purchase of real estate for the extension and for the improvement of the state capitol grounds; to define the limits of said extension; to authorize the purchase by the executive council of all grounds within said limits; to adopt a plan for the location of buildings, monuments, etc., on said extended ground, and to provide for the sale of certain real estate known as "governor square."

Also:

House File No. 658, a bill for an act to legalize the platting of an addition to the town of Kensett, Iowa, executed by Mrs. Marget Lukason, deceased, dated March 21, 1898, and filed for record in the office of the recorder of Worth county, Iowa, April 9, 1898.

Also:

House File No. 5, a bill for an act providing for the non-partisan nomination and election of judges of the supreme, district and superior courts of Iowa.

W. W. ANDERSON,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Miller of Bremer, House File No. 663, a bill for an act to permit cities and towns to own and operate theaters, and to provide for the levying and collection of a special tax for the purchase, construction, equipment and maintenance of same, was taken up, considered, and the substitute amendment proposed by the Sifting committee on April 10th, was adopted.

Mr. Miller moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bauman, Bernbrock, Bingham, Black, Bliss, Boettger, Brady, Brockway, Bruce, Cannon, Cole, Crozier, Dixon, Doze, Dunlap, Eggleston, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Halgrims, Halstead, Hamilton, Hansen, Hazen, Huff, Hunt, Hutchins, Jacobs, Jamison, Koontz, Kulp, Lenocker, LeRoy, Lund, McCullough, Miller, Mitch-

ell, Newcomb, Pickford, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman—59.

The nays were:

Anderson of Montgomery, Bartle, Brown, Burt, Buxton, Carson, Chapman, Craig, Cronbaugh, Daniels, Elliott, Enger, Griffin, Hadley, Heaton, Huntley, Jacobson, Jensen, Kingland, McHose, McVicker, Meredith, Munro, Peterson Stipe, Whitney—26.

Absent or not voting:

Atkinson, Blackford, Bradley, Clark, Dawson, Downey, Fraley, Griggs, Grout, Helming, Jones, Kane, Kelso, Klay, Larrabee, Lounsberry, Manning, Milton, Odendahl, Power, Rohwer, Webb, Mr. Speaker—23.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Mitchell of Wapello, House File No. 505, a bill for an act to amend section two thousand five hundred forty (2540), supplement to the code, 1907, and chapter one hundred fifty-three (153), acts of the Thirty-third General Assembly, relating to season during which fish may be taken, was taken up, considered, and the substitute amendment proposed by the Sifting committee on April 10th was adopted.

Mr. Mitchell moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Erickson, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Jones, Kingland, Lenoeker, LeRoy,

Lund, McCullough, McHose, MeVicker, Meredith, Miller, Mitchell, Pickford, Power, Reeve, Ring, Rone, Scott, Shankland, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman—72.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bernbrock, Brockway, Cronbaugh, Dawson, Downey, Elwood, Enger, Fraley, Greene of Grundy, Grout, Halgrims, Helming, Jacobs, Jacobson, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lounsberry, Manning, Milton, Munro, Newcomb, Odendahl, Peterson, Rohwer, Saltzmann, Scholz, Sherman, Stipe, White, Mr. Speaker—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Dixon of Sac, House File No. 619, a bill for an act to amend section five (5), chapter sixty-nine (69), of the acts of the Thirty-third General Assembly, relating to the publication of the primary ballot, was taken up, and considered.

The Sifting committee proposed the following amendment:

Amend House File No. 619 by striking out of line eleven (11) of the original bill the words, "facsimile of," and insert the following, "certified copy of the names of all persons and the offices for which they are candidates, who are entitled to a place on."

And that it be further amended by striking out of line twelve (12) the words, "as it will appear in any one precinct of the county."

Amendment adopted.

Mr. Dixon moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Black, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Daniels,

Dixon, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hamilton, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jones, Klay, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Pickford, Power, Reeve, Ring, Shankland, Sherman, Sidey, Stipe, Trumbauer, Webb, White, Whitney, Workman—63.

The nays were:

Cannon, Clark, Cronbaugh, Downey, Dunlap, Hansen, Kingland, Odendahl, Scott, Steelsmith, Stokes, Stutt, Thompson, Townsend—14.

Absent or not voting:

Atkinson, Barry, Bernbrock, Blackford, Boettger, Crozier, Dawson, Doze, Eliwood, Greene of Grundy, Grout, Halgrims, Hazen, Jacobs, Jamison, Jensen, Kane, Kelso, Koontz, Kulp, Larrabee, Lenocker, McCullough, Milton, Newcomb, Peterson, Rohwer, Rone, Saltzmann, Scholz, Mr. Speaker—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORTS OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred Senate File No. 507, a bill for an act to establish a laboratory for the manufacture and distribution of hog cholera serum, toxines, vaccines, and biological products at the Iowa state college of agriculture and mechanic arts, under the supervision of the president of said college, and to make, etc., 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 amended as follows:

Amend section 2 by striking out, following the word "Iowa" in the second line the words, "for use in his herd only."

Amend section 6 by inserting, following the period at the end of line eight, "and such permit shall specify the time and place, and when and where the said virus may be used." And also by striking out of the seventeenth and eighteenth line of section 6 the words "veterinary appointees of said commission, or third."

Amend section 9 by inserting the word "wilfully" following the word "corporation" and before the word "using" in the second line.

Strike out section 11, and insert the following:

Section 11. There is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of twenty-five thousand dollars (\$25,000.00) or as much thereof as may be necessary to carry out the provisions of this act. The above amount or so much thereof as may be necessary to carry out the provisions of said act shall be paid by warrants drawn by the auditor of state upon the state treasurer upon the order of the board of education; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations, to whom was referred Senate File No. 76, a bill for an act to amend section twenty-six hundred eight (2608) of the Supplement to the Code, 1907, and establish a minimum monthly allowance for the support of the soldiers' home, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up Senate File No. 72 and yielded the floor to Jensen of Pocahontas.

On motion of Mr. Jensen, Senate File No. 72, a bill for an act to repeal sections two (2), four (4), and nine (9), of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, and amend section eight (8) of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth (34th) General Assembly, relating to the training of teachers for rural schools and making appropriation therefor, with report of committee recommending passage, was taken up, and considered.

Mr. Jensen moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bartle, Bernbrock, Bingham, Black, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Dunlap, Elliott, Enger, Erickson, Fraley, Greene of Clinton, Griggs, Hadley, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kingland, Koontz, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Townsend, Trumbauer, Webb, White, Whitney, Workman—77.

The nays were:

Brown, Cronbaugh, Downey, Doze, Eggleston, Halstead, Jamison, Kulp, Odendahl, Scott, Stutt, Thompson—12.

Absent or not voting:

Anderson of Greene, Atkinson, Bauman, Blackford, Clark, Crozier, Elwood, Greene of Grundy, Griffin, Grout, Halgrims, Kelso, Klay, Milton, Munro, Rohwer, Saltzmann, Stipe, Mr. Speaker—19.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Larrabee of Fayette, Senate File No. 477, a bill for an act to appropriate money for the purpose of defraying the expenses incurred in the election contests in the nineteenth (19th) senatorial district of Iowa, and in the forty-sixth (46th) senatorial districts of Iowa, and to pay sundry persons for services, mileage and other expenses incurred in connection with said election contests, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Larrabee moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Bliss, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Larrabee, Lounsberry, Lund, Manning, McVicker, Meredith, Mitchell, Munro, Odendahl, Peterson, Ring, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, White, Workman—72.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Barry, Bernbrock, Blackford, Boettger, Brockway, Clark, Craig, Cronbaugh, Dawson, Elliott, Elwood, Griggs, Grout, Halgrims, Kane, Klay, Koontz, Kulp, Lenocker, LeRoy, McCullough, McHose, Miller, Milton, Newcomb, Pickford Power, Reeve, Rohwer, Saltzmann, Scholz, Stipe, Trumbauer, Whitney, Mr. Speaker—36.

So the bill having received a two-thirds majority of the members of the House was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up Senate File No. 230, and yielded the floor to Dixon of Sac.

On motion of Mr. Dixon, Senate File No. 230, a bill for an act to appropriate money toward the expense of paving East Washington street in the city of Mount Pleasant, Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Dixon moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Cannon, Carson, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kelso, Kingland, Klay, Larrabee, Lounsberry, Lund, Manning, McCullough, McVicker, Meredith, Odendahl, Peterson, Power, Reeve, Ring, Shankland, Sherman, Sidey, Stokes, Townsend, Webb, White, Workman—67.

The nays were:

Jamison, Kulp, Miller, Scott, Steelsmith, Stutt, Thompson—7.

Absent or not voting:

Anderson of Montgomery, Barry, Bernbrock, Black, Blackford, Bliss, Burt, Buxton, Chapman, Cronbaugh, Elwood, Fraley, Griggs, Grout, Halgrims, Huff, Kane, Koontz, Lenocker, LeRoy, McHose, Milton, Mitchell, Munro, Newcomb, Pickford, Rohwer, Rone, Saltzmann, Scholz, Stipe, Trumbauer, Whitney, Mr. Speaker—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up Senate File No. 76, and yielded the floor to Lounsberry of Marshall.

On motion of Mr. Lounsberry, Senate File No. 76, a bill for an act to amend section twenty-six hundred eight (2608) of the supplement to the code, 1907, and establish a minimum monthly allowance for the support of the soldiers' home, was taken up, and considered.

Mr. Larrabee proposed the following amendment:

Amend by striking out the publication clause.

Amendment adopted.

Mr. Lounsberry moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Bradley, Brady, Brockway, Bruce, Burt, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Klay, LeRoy, Lounsberry, Lund, Manning, McCullough, McVicker, Meredith, Miller, Mitchell, Peterson, Pickford, Reeve, Ring, Rone, Scott, Shankland, Sherman, Sidey, Stokes, Thompson, Townsend, Webb, White, Whitney, Workman—74.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Barry, Bernbrock, Black, Blackford, Bliss, Boettger, Brown, Buxton, Clark, Elwood, Fraley, Grout, Halgrims, Huff, Jamison, Koontz, Kulp, Larrabee, Lenoeker, McIlrose, Milton, Munro, Newcomb, Odendahl, Power, Rohwer, Saltzman, Scholz, Steelsmith, Stipe, Stutt, Trumbauer, Mr. Speaker—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 295, a bill for an act to amend section 9, chapter 153, acts Thirty-third General Assembly, relating to protection of fish and game, and to amend chapter 116, acts Thirty-fourth General Assembly, relating to compensation of fish and game warden.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Jones of Dickinson called up Senate File No. 295, and moved that the House recede from its amendments.

Roll call was demanded by Jones of Dickinson and LeRoy of Delaware.

On the question, "Shall the House recede?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bernbrock, Black, Boettger, Brady, Bruce, Buxton, Daniels, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Griffin, Griggs, Halstead, Hamilton, Hazen, Helming, Huff, Hutchins, Jamison, Jones, Kane, Kelso, Kingland, Klay, Koontz, LeRoy, Manning, McDullough, Meredith, Miller, Mitchell, Newcomb, Scholz, Shankland, Sherman, Trumbauer, Webb, Whitney, Workman—44.

The nays were:

Bauman, Bliss, Bradley, Brown, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Dawson, Downey, Doze, Dunlap, Eggleston, Enger, Greene of Clinton, Hadley, Halgrims, Hansen, Heaton, Hunt, Huntley, Jacobs, Jacobson, Jensen, Larrabee, Lenoeker, Lounsberry, Lund, McHose, McVicker, Munro, Odendahl, Peterson, Power, Reeve, Rone, Scott, Stipe, Stutt, Townsend, White—46.

Absent or not voting :

Barry, Bartle, Bingham, Blackford, Brockway, Dixon, Grout, Kulp, Milton, Pickford, Ring, Rohwer, Saltzmann, Sidey, Steel-smith, Stokes, Thompson, Mr. Speaker—18.

So the House refused to recede from its amendments.

CONSIDERATION OF BILLS.

On motion of Klay of Sioux, House File No. 574, a bill for an act to repeal section five hundred forty-nine (549) of the code, relating to the publication of notices and to enact the following in lieu thereof, with report of committee recommending passage, was taken up, and considered.

The Sifting committee proposed the following amendment :

That section two be amended by adding thereto the following :
"Such notices, however, must be printed in the english language."

Amendment adopted.

Klay of Sioux proposed the following amendment :

Amend by striking out the word and figure "section 2" in second paragraph.

Amendment adopted.

Mr. Klay proposed the following amendment to the title :

Amend by inserting after the word "code" the words "and to enact a substitute therefor," and to strike out the last words "and to enact the following in lieu thereof."

Amendment adopted.

Mr. Klay moved that the rules be suspended, 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 ayes were :

Anderson of Greene, Bartle, Bliss, Boettger, Bradley, Brady, Brockway, Buxton, Cannon, Carson, Chapman, Cole, Crozier,

Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Hamilton, Hansen, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jensen, Kane, Kingland, Klay, Koontz, Lenocker, LeRoy, Lounsberry, McHose, Miller, Munro, Oden-dahl, Pickford, Power, Reeve, Ring, Rone, Shankland, Townsend, Trumbauer, Webb, White, Whitney—59.

The nays were:

Clark, Doze, Halstead, Meredith, Scott, Steelsmith, Stokes, Stutt, Thompson, Workman—10.

Absent or not voting:

Anderson of Montgomery, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Brown, Bruce, Burt, Craig, Cronbaugh, Elwood, Greene of Grundy, Grout, Halgrims, Huff, Jacobs, Jamison, Jones, Kelso, Kulp, Larrabee, Lund, Manning, McCullough, McVicker, Milton, Mitchell, Newcomb, Peterson, Rohwer, Saltzmann, Scholz, Sherman, Sidey, Stipe, Mr. Speaker—39.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Clark of Monroe, House File No. 627, a bill for an act to require railroads to stop passenger trains at stations maintained by them when signaled so to do, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Clark moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Bliss, Boettger, Bradley, Brady, Burt, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Erick-

son, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hazen, Helming, Hunt, Huntley, Hutchins, Jacobson, Jones, Kingland, Klay, Kulp, LeRoy, Lund, Manning, McHose, Munro, Odendahl, Peterson, Reeve, Ring, Rone, Shankland, Steelsmith, Stipe, Stokes, Townsend, Webb, White, Whitney—59.

The nays were:

Heaton, Kane, McVicker, Workman—4.

Absent or not voting:

Barry, Bauman, Bernbrock, Black, Blackford, Brockway, Brown, Bruce, Buxton, Cannon, Cole, Elwood, Fraley, Griggs, Grout, Halgrims, Hamilton, Hansen, Huff, Jacobs, Jamison, Jensen, Kelso, Koontz, Larrabee, Lenocker, Lounsberry, McCullough, Meredith, Miller, Milton, Mitchell, Newcomb, Pickford, Power, Rohwer, Saltzmann, Scholz, Scott, Sherman, Sidey, Stutt, Thompson, Trumbauer, Mr. Speaker—45.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Lund of Hamilton, House File No. 622, a bill for an act to regulate the levy and collection of special assessments in cities and towns and cities acting under special charter and cities under commission plan of government (amendatory to chapter seven (7), title five (5) of the code), with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Lund moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Bliss, Boettger, Brady, Burt, Buxton, Cannon, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Hansen, Hazen, Heaton,

Helming, Huntley, Hutchins, Jamison, Jones, Kingland, Kulp, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Munro, Reeve, Ring, Sherman, Steelsmith, Stipe, Townsend, Trumbauer, Webb, White, Workman—61.

The nays were:

Bradley, Carson, Hadley, Halstead, Hunt, Odendahl, Scott, Shankland, Stokes, Stutt, Whitney—11.

Absent or not voting:

Barry, Bernbrock, Blackford, Brockway, Brown, Bruce, Cronbaugh, Dixon, Elwood, Fraley, Griffin, Griggs, Grout, Halgrims, Hamilton, Huff, Jacobs, Jacobson, Jensen, Kane, Kelso, Klay, Koontz, Larrabee, Milton, Newcomb, Peterson, Pickford, Power, Rohwer, Rone, Saltzmann, Scholz, Sidey, Thompson, Mr. Speaker—36.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Hutchins of Kossuth, House File No. 223, a bill for an act to amend section sixteen hundred fifty-seven-n (1657-n), supplement to the code, 1907, relative to the compensation of the secretary of the department of agriculture, was taken up and considered.

The Sifting committee proposed the following amendment:

That section one be amended by striking out all that part of section one beginning with the words, "The secretary" down to and including the words "the state fair," and inserting in lieu thereof the following, "The secretary shall receive as salary such compensation as may be fixed and allowed by the state board of agriculture from the funds derived from the state fair, but said salary shall not be increased more than four hundred (\$400.00) dollars in any one year, and in no event to be more than thirty-five hundred (\$3,500.00) dollars."

Amendment adopted.

Mr. Hutchins moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Dunlap, Elliott, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Hadley, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jones, Koontz, Kulp, Lenocker, LeRoy, McHosé, McVicker, Meredith, Miller, Newcomb, Odendahl, Ring, Scholz, Shankland, Sherman, Stipe, Stokes, Townsend, Webb, Whitney—57.

The nays were:

Bradley, Brown, Burt, Clark, Cronbaugh, Downey, Doze, Griffin, Halstead, Mitchell, Munro, Reeve, Rone, Scott, Sidey, Steel-smith, Stutt, Thompson, Trumbauer, White, Workman—21.

Absent or not voting:

Bartle, Black, Crozier, Eggleston, Elwood, Enger, Griggs, Grout, Halgrims, Hamilton, Hansen, Huntley, Jacobs, Jensen, Kane, Kelso, Kingland, Klay, Larrabee, Lounsberry, Lund, Manning, McCullough, Milton, Peterson, Pickford, Power, Rohwer, Saltzmann, Mr. Speaker—30.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

House File No. 166, a bill for an act to provide additional qualifications for office (additional to chapter 6, title 6, of the Code, relating to qualifications for officers.)

JOS. E. MEYER,
Secretary.

Atkinson of Butler moved that Senate File No. 236 be made a special order following the disposition of special order No. 42, House File No. 674.

Motion prevailed.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 610 passed the House.

I second the motion.

W. N. TOWNSEND.

ALBERT HANSEN.

I move to reconsider the vote by which House File No. 610 passed to its third reading.

I second the motion.

ALBERT HANSEN.

W. N. TOWNSEND.

On motion of Odendahl of Carroll the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker pro tempore in the chair.

On request of Brady of Dallas, leave of absence was granted LeRoy of Delaware until Tuesday.

On request of Brady of Dallas, leave of absence was granted Power of Jefferson until Monday.

On request of Dawson of Cherokee leave of absence was granted Burt of Taylor until Tuesday.

CONSIDERATION OF BILLS.

SPECIAL ORDER NO. 42.

Time having arrived for Special Order No. 42, on motion of Brockway of Louisa, House File No. 674, a bill for an act providing for the establishment of permanent road districts and the improvement of the roads therein, prescribing the methods for making said improvements, providing for the assessment and collection of a portion of the expense by special assessments, and for the levying of a tax and the issuing of bonds to aid in the financing of said project (additional to chapter One (1) of Title Eight (VIII) of the Code, relating to establishment, alteration and vacation of roads), with the substitute amendment proposed by Mr. Brockway on April 8th, together with amendment proposed by Kulp of Palo Alto on April 7th, was taken up and considered.

Mr. Brockway moved the adoption of the substitute amendment.

Motion prevailed and the substitute amendment was adopted.

Kulp of Palo Alto moved the adoption of the amendment proposed by him for House File No. 674 and that same apply to the substitute bill.

Bruce of Floyd moved as a substitute amendment that section 1 be amended by striking out all after the word "graveling" in the fourth line and preceding the word "and" in the sixth line.

Munro of Washington moved the previous question on the substitute amendment and all amendments.

Helming of Allamakee seconded the motion.

Motion prevailed and the previous question was ordered.

Brockway of Louisa moved to reconsider the vote by which the previous question was ordered.

Stipe of Page seconded the motion.

Motion to reconsider was lost.

Jones of Dickinson moved that the House adjourn until 7:30 o'clock P. M.

Motion lost.

Kingland of Winnebago moved that the rules be suspended and that the House adjourn until Saturday, April 12th, at 9 o'clock A. M.

Motion lost.

Substitute amendment proposed by Bruce of Floyd, lost.

Amendment proposed by Kulp of Palo Alto, lost.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bernbrock, Bingham, Black, Bliss, Boettger, Brady, Bruce, Cannon, Carson, Cole, Dixon, Elliott, El-

wood, Erickson, Fraley, Griffin, Griggs, Hutchins, Jacobs, Jamison, Klay, Larrabee, Manning, McHose, Pickford, Ring, Sidey, Steel-smith, Whitney—31.

The nays were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Blackford, Bradley, Brockway, Brown, Buxton, Chapman, Clark, Craig, Cron-baugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggle-ston, Greene of Grundy, Greene of Clinton, Hadley, Halstead, Han-sen, Hazen, Heaton, Helming, Hunt, Huntley, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Lounsberry, Lund, McCul-lough, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Oden-dahl, Peterson, Reeve, Rone, Saltzmann, Scott, Sherman, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Workman—61.

Absent or not voting:

Burt, Enger, Grout, Halgrims, Hamilton, Huff, Koontz, Len-ocker, LeRoy, Newcomb, Power, Rohwer, Scholz, Shankland, Trum-bauer, Mr. Speaker—16.

So the bill having failed to receive a constitutional majority was declared to have been lost.

EXPLANATION OF VOTE.

MR. SPEAKER: I desire to explain my vote on House File No. 674, which has just failed to pass the House because of the lack of a constitutional majority. I am in favor of the general spirit of the bill, except that it places the entire discretion in the hands of the board of supervisors as to whether or not such a district shall be permitted to be organized. In some of the counties of the state the people are now ready for the per-manent road work contemplated by this bill, and it would be unfair to the people of those counties to enact a law which would permit a board of supervisors to stand in the way if the prevailing sentiment of the county was in favor of such permanent road districts. On the other hand, there are many counties in the state that are not now ready for such permanent road work, and it would be unfair to the people of those counties if the board of supervisors should be empowered with authority to arbitrarily proceed to levy the tax as provided in this bill, and to force upon them the burden of paying the roads. Hence, I prepared and offered on the floor of the House the following amendment to the bill:

“MR. SPEAKER: I move to amend House File No. 674 as follows:

First by adding to section one (1) thereof the following, as a substitute for the amendment offered by Kulp of Palo Alto: '(b). Also amend sec-tion one (1) thereof by adding thereto the following: Provided, how-

ever, that before the said board shall proceed with the establishment of such permanent road districts, authority therefor shall have been submitted to a vote of the people in the following manner: Whenever the board of supervisors of any county shall be presented with a petition, signed by two hundred resident tax payers of such county, as shown by the last preceding tax list, asking that an annual tax, not exceeding three mills on the dollar, of the assessed valuation of the taxable property in the county, including all taxable property in cities and incorporated towns, be levied and collected to be used only for making such permanent improvement of highways as in this bill provided, such board of supervisors shall submit the question to the qualified electors of the county at the next general election to be held in the county, or at a special election called for that purpose; first, giving ninety days notice thereof in one or more newspapers published in the county, if any be published therein, and by posting such notice, written or printed, in each township of the county, which notice shall include the text of the petition and state a period of time in which said tax shall be levied, not exceeding twenty years; which said election shall be held at the usual places in the county for the election of county officers and the vote to be canvassed in the same manner as that for county officers. Should a majority of all the votes cast on such question be in favor of the levy of such tax, the board of supervisors shall proceed as hereinafter provided.

(c) The board of supervisors of such county shall submit, to the qualified electors thereof, the question whether there shall be levied upon the assessed property of such county, a tax of not exceeding three mills on the dollar to be used only for making permanent improvements of highways as in this bill provided, and for maintaining the same, or for either or all of such purposes. The ballot to be used at any election, at which the permanent road question is submitted, shall be printed with a statement substantially as follows:

- YES For a.....mill tax to provide for the establish-
- NO ment of permanent road improvement districts.

If a majority of the votes cast, at such election for the purposes so submitted, shall be in favor of such tax, the board of supervisors shall be authorized to levy a tax not exceeding the amount so authorized, which shall be collected in the same manner as other taxes are collected and credited to the 'Permanent Road Improvement District Fund,' and shall be paid out as other road taxes and for no other purposes whatever."

Second. That section ten (10) of said bill be amended by adding thereto the following: "And that the word 'two' in line three of section twelve (12) of chapter ninety-five (95), acts of the Thirty-third General Assembly, be stricken out, and that the words 'not more than three' be inserted in lieu thereof."

This amendment I moved as a substitute for the amendment offered by Kulp of Palo Alto, but was arbitrarily and erroneously ruled out of order

and thus out of the record, by Speaker Pro Tem Brady and the members of the House were thus prevented from having the opportunity to vote on it. I incorporate my amendment into the explanation of my vote. Had this amendment been adopted by the House, myself and a number of other members, who are now on record as opposing the bill, would have voted for it.

WM. F. STIPE.

Ring of Linn presented the following concurrent resolution:

CONCURRENT RESOLUTION.

Whereas, The remaining work of this general assembly can and ought to be completed by April 17th, therefore be it

Resolved by the House, the Senate concurring, that the Thirty-fifth General Assembly do adjourn sine die on Thursday, April 17, 1913, at 12:00 o'clock noon.

H. C. RING.
 H. C. LOUNSBERRY.
 CHRIS ERICKSON.
 D. R. MUNRO.
 OTTO A. HELMING.
 E. J. HEATON.
 I. D. McVICKER.
 M. A. MANNING.
 T. F. GRIFFIN.
 W. P. DAWSON.
 C. W. HUNTLEY.
 C. W. HUNT.
 W. T. DANIELS.
 GRANT CHAPMAN.

C. B. EGGLESTON.
 T. A. KINGLAND.
 O. G. REEVE.
 A. J. COLE.
 L. M. ENGER.
 WM. BUXTON, JR.
 CLAUS L. ANDERSON.
 O. H. JACOBSON.
 PETER HADLEY.
 FRED W. JONES.
 W. H. WEBB.
 J. W. BLACKFORD.
 A. BARTLE.
 T. C. RONE.

Laid over under Rule 34.

Speaker Pro Tempore Brady announced that as Speaker pro tempore of the House, he had signed in the presence of the House, Senate Files Nos. 474, 275, 206, 426, 140, 334, 249, 393 and 162.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 674 failed to pass the House.

I second the motion.

J. M. BROCKWAY.

JOS. KELSO, JR.

MR. SPEAKER—I move to reconsider the vote by which House File No. 674 passed to its third reading.

J. M. BROCKWAY.

I second the motion.

JOS. KELSO, JR.

Atkinson of Butler moved that Special Order No. 43, Senate File No. 236, be deferred and made a Special Order for Monday, April 14th, at 10:00 o'clock A. M.

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 passed the following House joint resolution in which the concurrence of the Senate was asked:

House Joint Resolution No. 4, joint resolution proposing an amendment to the constitution of the state of Iowa, authorizing the general assembly to provide for the exclusive taxation of classes of property for state revenue purposes.

JOS. E. MEYER,
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. 68, a bill for an act creating a commission and to erect a state office building, procuring necessary grounds adjacent to the capitol for the same, and for an appropriation therefor.

JOS. E. MEYER,
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. 368, a bill for an act to require the registration of charitable organizations soliciting public aid, and providing a penalty for the violation thereof.

JOS. E. MEYER,
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. 537, a bill for an act to legalize certain warrants of the town of Milford, Iowa.

JOS. E. MEYER,
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. 510, a bill for an act to amend section 1532, Supplement to the Code, 1907, as amended by acts of the Thirty-third General Assembly, relative to the establishment of road districts for state lands and providing for the payment of the cost of maintaining roads therein and the collection of road poll tax within such districts.

JOS. E. MEYER,
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. 475, a bill for an act to repeal section 816 of the Code and enact a substitute therefor, relating to the lien of assessments for city improvement and sewer.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 68, a bill for an act creating a commission and to erect a state office building, procuring necessary grounds adjacent to the capitol for the same, and for an appropriation therefor.

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

Senate File No. 368, a bill for an act to require the registration of charitable organizations soliciting public aid and providing penalty for the violations thereof.

Read first and second time and referred to Sifting committee.

Senate File No. 537, a bill for an act to legalize certain warrants of the town of Milford, Iowa.

Read first and second time and referred to Sifting committee.

Senate File No. 510, a bill for an act to amend the law as it appears in section one thousand five hundred thirty-two (1532), supplement to the code, 1907, as amended by the acts of the Thirty-third General Assembly, relative to the establishment of road districts for state lands and providing for the payment of the cost of maintaining roads therein and the collection of road poll tax within such district.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 475, a bill for an act to repeal section eight hundred sixteen (816) of the code, and to enact a substitute therefor, and to amend section eight hundred twenty-six (826) of the code, relating to the lien of assessments for city improvements and sewers.

Read first and second time and referred to Sifting committee.

Erickson of Lyon moved that the House adjourn until 7:30 o'clock P. M.

Kingland moved as a substitute that the rules be suspended and the House adjourn until Saturday, April 12th, at 9:00 o'clock A. M.

Motion prevailed and the House adjourned until 9 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 12, 1913.

House met pursuant to adjournment, Speaker Pro Tempore Brady in the chair.

Prayer was offered by Rev. C. A. Field of Keosauqua, Iowa.

Journal of Friday, April 11th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Whitney of Woodbury presented remonstrance of citizens of Woodbury county against the creation of a tax commission.

Referred to Sifting Committee.

Bauman of Van Buren presented petition of citizens of Van Buren county asking that the present school book law remain as it is.

Referred to Sifting Committee.

Trumbauer of Keokuk presented remonstrance of citizens of Keokuk county against the creation of a tax commission.

Referred to Sifting Committee.

Kingland of Winnebago moved to recall House File No. 498 from the governor.

Motion prevailed.

On request of Mitchell of Wapello leave of absence was granted Lenoeker of Pottawattamie until Monday.

On request of Black of Muscatine, leave of absence was granted Fraley of Polk until Monday.

On request of Ring of Linn, leave of absence was granted Munro of Washington until Monday.

On request of Kingland of Winnebago, leave of absence was granted Atkinson of Butler until Monday.

On request of Helming of Allamakee, leave of absence was granted Manning of Story until Monday.

CONSIDERATION OF BILLS.

On motion of Griffin of Woodbury, House File No. 443, a bill for an act amending section twenty-one hundred twenty-six (2126) of the code, granting to common carriers the right to meet short line competition, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Griffin proposed the following amendment to section one:

Amend by inserting the word "acts" following the figures "95" in the third line.

Amendment adopted.

Ring of Linn in the chair.

Speaker pro tempore in the chair.

The Sifting Committee proposed the following amendment:

That section 1 be amended by inserting between the words "shortest" and "line" in the tenth line of section 1 the word "continuous"; and that between the word "line" and the word "between" in said tenth line the words "of railway" be inserted.

Kingland of Winnebago moved the previous question on the amendment and the main question.

Hadley of Webster seconded the motion.

Motion prevailed.

Amendment adopted.

Mr. Griffin moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kane, Kingland, Kulp, Lounsberry, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Odendahl, Peterson, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steel-smith, Stipe, Stokes, Stutt, Townsend, Trumbauer, Webb, White, Whitney, Workman—85.

The nays were:

Larrabee—1.

Absent or not voting:

Atkinson, Burt, Chapman, Fraley, Grout, Halgrims, Hamilton, Huntley, Jones, Kelso, Klay, Koontz, Lenoeker, LeRoy, Lund, Manning, Newcomb, Pickford, Rohwer, Scott, Thompson, Mr. Speaker—22.

So the bill having received a constitutional majority was declared to have passed the House.

Mr. Griffin proposed the following amendment to the title:

Amend by adding thereto the following: "as amended by chapter ninety-five (95) acts of the Thirty-fourth (34th) General Assembly relating to railroad rates between competing points."

Amendment adopted, and title as amended agreed to.

On motion of Meredith of Jasper, Senate File No. 40, a bill for an act relating to the loaning and depositing of public funds by city treasurers, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Meredith moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Brady, Brockway, Brown, Buxton, Cannon, Carson, Cole, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hamilton, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Kulp, Lenocker, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Shankland, Sherman, Steelsmith, Stipe, Stokes, Townsend, Trumbauer, Webb, White, Whitney, Workman—76.

The nays were:

Bradley, Cronbaugh—2.

Absent or not voting:

Atkinson, Black, Bruce, Burt, Chapman, Clark, Craig, Elwood, Fraley, Grout, Halgrims, Hazel, Huntley, Kelso, Klay, Koontz, Larrabee, LeRoy, Manning, McCullough, Miller, Newcomb, Oden-dahl, Rohwer, Scholz, Scott, Sidey, Stutt, Thompson, Mr. Speaker—30.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Boettger of Scott, Senate File No. 398, a bill for an act amending section nine hundred twenty-two (922) of the supplement to the code, 1907, relating to plats by auditor, providing that no such plats shall be made for real estate situated in cities acting under special charter, with report of committee recommending passage, was taken up and considered.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Buxton, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffip, Griggs, Hamilton, Hansen, Heaton, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kingland, McCullough, McHose, Meredith, Milton, Mitchell, Oden-dahl, Peterson, Pickford, Reeve, Ring, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb—62.

The nays were:

Halstead—1.

Absent or not voting:

Atkinson, Bartle, Bliss, Brockway, Burt, Cannon, Carson, Chapman, Clark, Cronbaugh, Downey, Elwood, Fraley, Grout, Hadley, Halgrims, Hazen, Helming, Huntley, Jensen, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McVicker, Miller, Munro, Newcomb, Power, Rohwer, Rone, Saltzmann, Scott, Sidey, White, Whitney, Workman, Mr. Speaker—45.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MOTIONS TO RECONSIDER.

Dixon of Sac called up motion to reconsider the vote by which House File No. 618 failed to pass the House.

Motion prevailed.

Mr. Dixon called up motion to reconsider the vote by which House File No. 618 passed to its third reading.

Motion prevailed.

Mr. Dixon then proposed the following substitute amendment:

A BILL for an Act to Amend the Law as it Appears in Section Eighteen Hundred Seventy-five (1875), Chapter One Hundred Fifteen (115) of the Laws of the Thirty-third (33rd) eneral Assembly, Relative to the Appointment and the Number of Bank Examiners.

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

Section 1. That the law as it appears in section eighteen hundred seventy-five (1875), chapter one hundred fifteen (115) of the laws of the Thirty-third General Assembly, be amended by striking out the word "six" in the first line of said section, and substitute in lieu thereof the word "eight."

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 Des Moines, Iowa.

Erickson of Lyon proposed the following amendment to the substitute amendment:

Amend by adding to section 1 the following: "Provided that all examiners appointed under the provisions of this act shall have at least five years' experience in a bank."

Amendment adopted.

Substitute amendment as amended, adopted.

Dixon of Sac moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Cole, Daniels, Dixon, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hamilton, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jones, Kane, Kulp, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Stipe, Townsend, Webb, White, Whitney—57.

The nays were:

Bauman, Bradley, Brown, Chapman, Clark, Cronbaugh, Crozier, Doze, Hansen, Jamison, Kingland, McCullough, Mitchell, Odendahl, Scott, Sidey, Stutt, Thompson, Trumbauer, Workman—20.

Absent or not voting:

Anderson of Montgomery, Atkinson, Black, Boettger, Burt, Craig, Dawson, Downey, Eggleston, Fraley, Grout, Halgrims, Hazen, Huntley, Jensen, Kelso, Klay, Koontz, Larrabee, Lenoeker, LeRoy, Manning, Miller, Munro, Newcomb, Power, Rohwer, Saltzmann, Steelsmith, Stokes, Mr. Speaker—31.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Kulp of Palo Alto, Senate File No. 170, a bill for an act relating to the practice of dentistry, and to repeal sections twenty-six hundred-i (2600-i) and twenty-six hundred-j (2600-j) of the supplement to the code, 1907, was taken up and considered.

The Sifting Committee proposed the following amendment:

That the period at the end of section three be replaced by a comma (,) and the following inserted after said comma: "but nothing in this act shall be construed to prevent a person not a licensed dentist from doing laboratory work."

Amendment adopted.

Elliott of Monona moved the previous question.

Bliss of Ringgold seconded the motion.

Motion prevailed.

Mr. Kulp moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Buxton, Cannon, Carson, Cole, Craig, Daniels, Dawson,

Dixon, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Griffin, Hadley, Hamilton, Hansen, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Kulp, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Mitchell, Peterson, Pickford, Power, Reeve, Ring, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—67.

The nays were:

Cronbaugh, Doze, Greene of Clinton, Halstead, Miller—5.

Absent or not voting:

Atkinson, Black, Boettger, Brown, Bruce, Burt, Chapman, Clark, Crozier, Downey, Dunlap, Eggleston, Fraley, Griggs, Grout, Halgrims, Hazen, Heaton, Huntley, Kelso, Klay, Koontz, Larrabee, Lenocker, LeRoy, Manning, Milton, Munro, Newcomb, Oden Dahl, Rohwer, Rone, Saltzmann, Scott, Stipe, Mr. Speaker—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The Speaker Pro Tempore announced as conference committee on the part of the House on Senate File No. 295, Representatives Halgrims of Humboldt, Atkinson of Butler, Jones of Dickinson and McCullough of Dubuque.

Huff of Hardin moved that House File No. 357 be referred to the committee on Appropriations.

Motion prevailed and the bill 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 passed the following bill in which the concurrence of the Senate was asked:

House File No. 464, a bill for an act to extend the benefits of free public libraries, and to repeal sections 729-a, 592-a and 741-n, Supplement to the Code, 1907, relating thereto, and to enact substitutes therefor, and to amend sections 422, 2749 and 2823-n, Supplement to the Code, 1907, by granting school corporations and boards of county supervisors.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 259, a bill for an act to repeal section 2308-a, Supplement to the Code, 1907, and to enact a substitute therefor, relating to the payment of costs and expenses of non-resident insane patients.

Jos. E. MEYER,
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. 306, a bill for an act to amend sections 732 and 894, Supplement to the Code, 1907, relative to the levying of taxes for public libraries.

Jos. E. MEYER,
Secretary.

Also:

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

Senate File No. 267, a bill for an act to amend section 2077-a, Supplement to the Code, 1907, as amended by chapter 125, acts Thirty-third General Assembly, relating to the posting of bulletins at railway stations.

Jos. E. MEYER,
Secretary.

Also:

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

Senate File No. 230, a bill for an act to appropriate money toward the expense of paving East Washington street in the city of Mt. Pleasant, Iowa.

Jos. E. MEYER,
Secretary.

Also:

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

Senate File No. 79, a bill for an act to amend sections 2832-a, 2823-i, Supplement to the Code, 1907, relative to the attendance of children of a certain age in public schools.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 76, a bill for an act to amend section 2608, Supplement to the Code, 1907, and establish a minimum monthly allowance for the support of soldiers' home.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 142, a bill for an act to repeal chapter 137, acts Thirty-fourth General Assembly, and to enact a substitute therefor, relating to the support of the industrial schools.

JOS. E. MEYER,
Secretary.

The following communication was received from the Governor:

STATE OF IOWA.

EXECUTIVE DEPARTMENT.

Des Moines, April 12, 1913.

HON. E. H. CUNNINGHAM, *Speaker,*
House Chamber.

DEAR SIR—In compliance with your request I beg to return herewith House File No. 498, entitled "An act authorizing and directing the gov-

ernor and secretary of state to execute a quit claim deed conveying to J. B. Keeler all the right, title and interest of the state of Iowa to certain lands.

Very truly yours,

G. W. CLARKE,
Governor.

On request of Hansen of Shelby, leave of absence was granted Steelsmith of Osceola until Monday.

On request of McVicker of Wright, leave of absence was granted Heaton of Union until Tuesday.

On request of Bradley of Wapello, leave of absence was granted Brown of Mahaska until Monday.

On request of Larrabee of Fayette, leave of absence was granted Huntley of Lucas, Halgrims of Humboldt, and Chapman of Guthrie until Monday.

On request of Bruce of Floyd, leave of absence was granted Grout of Blackhawk until Monday.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 214, a bill for an act authorizing the executive council of Iowa to incur expenses and make expenditures to procure data, make investigations and provided things not otherwise provided to enable said executive council to perform the duties imposed by law, and making appropriation therefor.

Also:

Senate File No. 466, a bill for an act to authorize the board of supervisors of each county in this state to make provision for the segregation, care and support of indigent persons afflicted with pulmonary tuberculosis in advanced stages.

Also:

Senate File No. 250, a bill for an act to repeal sections two (2), six (6), seven (7), eight (8), eleven (11), fifteen (15), sixteen (16), and

twenty-two (22), of chapter seventy-two (72) of the acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, relating to the registration and regulation of motor vehicles.

Also:

Senate File No. 531, a bill for an act to provide for the registration of highway routes, together with the names, color combinations and designs used in marking the same; prohibiting the duplications thereof; and providing penalties for the violation of this act.

Also:

Senate File No. 64, a bill for an act to amend section 3340 of the Code, relative to the examination of the owner of claims against estates.

Also:

Senate File No. 354, a bill for an act to amend the law as it appears in section thirty-five hundred thirty-four (3534) of the Code, relating to service of original notice by publication.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Craig of Madison presented the following report and moved its adoption:

MR. SPEAKER—Your committee appointed to fix the amount of mileage due each member, beg leave to submit the following supplementary report:

O. G. Reeve, mileage 186; amount due, \$9.30.

W. F. CRAIG,
WM. J. GREENE.
FRED W. JONES.

We recommend that such mileage be duly certified.

W. F. CRAIG,
Chairman.

Motion prevailed and the report was adopted.

INTRODUCTION OF BILLS.

By Sifting committee, House File No. 690.

A BILL for an Act to Regulate and Supervise the Sale of Patent and Proprietary Medicines, to provide for the enforcement of the Provisions of this Act and to fix the Penalties for Violations thereof.

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

Section 1. That it shall be unlawful for any manufacturer, importer, jobber or retailer, or for any agent or representative thereof, either directly or indirectly, to sell, or cause to be sold, offer for sale, take orders for, or arrange for the sale of, in any manner whatsoever, within this state, except as hereinafter provided, any patent or proprietary medicine, or any mixture of any drugs and medicines which are recommended for the cure, treatment or mitigation of disease, injury or deformity of man, of any kind or character, without a permit from the proprietary medicine commission hereinafter created. But nothing in this act shall be so construed as to make the provisions thereof apply to such drugs and preparations as are specified and recognized by the United States Pharmacopoeia or National Formulary and which are sold under the name by which they are recognized, or to prohibit the filling of prescriptions furnished by practicing physicians, dentists or veterinarians, the originals of which prescriptions are retained by the pharmacists compounding or filling the same, or so as to change or modify the provisions of any law relating to the practice of pharmacy, medicine, dentistry or veterinary medicine, or so as to prohibit the sale of any preparation manufactured by a registered pharmacist and sold or offered for sale in any place of business controlled by him, or so as to prohibit the dispensing of medicines by licensed physicians.

Sec. 2. Before any such permit is granted, it will be necessary that the applicant file with the secretary of the commission an application therefore, describing therein the particular drug, medicine or combination thereof which applicant desires to sell within this state, and setting forth in detail a correct statement of the quantity or proportion of any alcohol, opium, morphine, acetanilid, codeine, heroin, or compound or derivative of any such drugs, contained therein. Said application shall be accompanied by a sufficient quantity of such drug, medicine, or combination thereof, that the same may be analyzed. Copies of circulars, labels and other printed matter by which such articles are to be accompanied or advertised shall also be furnished the commission. All of the above shall be furnished without expense to the commission. Said application shall also be accompanied by an annual inspection fee of twenty-five dollars (\$25) for each preparation; provided, however, that any person, firm or corporation selling their preparations through itinerant vendors, shall be credited upon said account with the amount paid annually by their vendors under the provisions of section 2594 of the code.

Sec. 3. When the applicant has fully complied with the provisions of the preceding section, the commission shall analyze or test, or cause to be analyzed or tested, the preparation accompanying said application, and shall investigate the character and responsibility of the applicant, and shall examine the labels and other printed matter accompanying said application; and said commission may then grant to said applicant a permit to sell said preparation within this state for a period of one year from date; provided, however, that said drug, medicine or combination thereof does not contain poisonous drugs in sufficient quantities to be dangerous to life or health, and that it does not contain alcohol in greater proportion than is necessary to preserve or hold in solution the essential ingredients of such preparation, and that it cannot be used as an alcoholic beverage, or for the purpose of satisfying a drug habit, and that it is not dangerous to life or health when used as directed, and that it is not intended for any unlawful or immoral purposes, and that the circulars or other printed matter by which said preparation is accompanied does not contain such false or misleading statements as will result in gross fraud upon the public.

Sec. 4. The permit granted the applicant shall specify the name under which the preparation is authorized to be sold, the name of the person, firm or corporation to whom the permit is granted, the date when such permit will expire, and shall be signed by the commission by the secretary. Each permit shall have plainly written or printed upon the face thereof the following: "The granting of this permit shall be in no way construed as a recommendation of the merits of the preparation named herein," and any person, firm or corporation who shall refer to such permit in any advertisement or printed matter of any kind shall also print in said advertisement or printed matter, with equal prominence, the statement: "The commission in no wise recommends the merits of the preparation herein referred to." No permit shall be granted for a longer period than one year. The secretary of the commission shall keep a complete record of the permits granted, to whom granted, the date of issue, the date of expiration thereof, the number of the permit, and the name of the preparation authorized to be sold.

Sec. 5. That from and after the taking effect of this act any person, firm or corporation who shall, either as principal or as agent, sell or cause to be sold, offer for sale, take orders for, or negotiate for the sale within this state of any drug or medicine, or any combination or mixture thereof, except as herein exempted, before a permit has been granted by the commission as hereinbefore provided, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than fifty dollars (\$50) nor more than three hundred dollars (\$300) for the first offense, and upon conviction of the second and each subsequent offense, shall be fined not less than three hundred dollars (\$300) nor more than five hundred dollars (\$500); provided, however, that all drugs, medicines, or combinations or mixtures thereof, purchased or received by any importer, jobber or retailer of this state prior to September 1, 1913, shall be exempt from the provisions of this act until September 1,

1914, but the burden of proof that such drugs, medicines, or combinations or mixtures thereof were so purchased or received shall rest upon said importers, jobbers or retailers respectively.

Sec. 6. The secretary of the commission shall collect and receive all inspection fees required under the provisions of this act, and shall account therefor to the treasurer of the state on the first of each month. An accurate account of such moneys received by him shall be kept in a book kept for that purpose.

Sec. 7. For the purpose of carrying out the provisions of this act there is hereby created the proprietary medicine commission, referred to throughout this act as the commission, which commission shall be made up of the secretary of the commission of pharmacy, the secretary of the state board of health, and the dairy and food commissioner of the state, the secretary of state and food and dairy chemist. The secretary of the state board of health shall act as chairman of said commission and the secretary of the commission of pharmacy shall act as secretary of said commission, and shall serve without additional compensation. Should it prove necessary, the executive council may employ such help and contract such other expenses as may be needed in carrying out the provisions of this act, and shall fix the salary of such help; and said executive council is hereby empowered to set aside out of any inspection fees collected under the provisions of this act and paid into the state treasury, an amount sufficient to meet the necessary expenses of such commission. Any chemical analysis or test being necessary by this commission shall, upon its request, be performed by the chemist provided for in section 4999-a-17 of chapter 10-a of the Supplement to the Code, 1907. It shall be the express duty of the commission to enforce each and all of the provisions of this act, and in prosecutions brought against persons violating any of the same, it shall assist the law enforcement offices charged with the duty of prosecuting law violators.

Sec. 8. All acts or parts of acts in so far as they are in conflict with this act are hereby repealed.

Read first and second time and referred to Sifting committee.

REPORTS OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 629, a bill for an act to make an appropriation for the payment of the salary of the secretary of the state board of health, 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.

W. LARRABEE, JR.,
Chairman.

Report adopted, and House File No. 629 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 229, a bill for an act to appropriate money for the purpose of entertaining the Iowa veterans who enlisted in Iowa and served in Iowa organizations and in the navy from Iowa during the civil war at a home coming during the state G. A. R. encampment at Des Moines, Iowa, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report 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. 3, a bill for an act relating to employers' liability for personal injury sustained by employees in line of duty, fixing compensation therefor, securing the payment thereof, providing for the appointment of a commissioner and defining his duties.

JOS. E. MEYER,
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. 424, a bill for an act to regulate the levy and collection of special assessments in cities and towns and cities under special charter and cities under commission plan of government.

JOS. E. MEYER,
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. 427, a bill for an act to amend section 751 of the Code, relating to streets and public grounds.

JOS. E. MEYER,
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. 522, a bill for an act to establish an insurance department, providing for an insurance commissioner, defining his duties, fixing his compensation and determining his term of office.

JOS. E. MEYER,
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. 524, a bill for an act to amend section 2403 of the Code, relative to the sale of intoxicating liquors.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 3, a bill for an act relating to employers' liability for personal injury sustained by employees in line of duty, fixing compensation therefor, securing the payment thereof, providing for the appointment of a commissioner and defining his duties.

Read first and second time and referred to Sifting committee.

Senate File No. 427, a bill for an act to amend section seven hundred fifty-one (751) of the code, relating to streets and public grounds.

Read first and second time and referred to Sifting committee.

Senate File No. 522, a bill for an act to establish an insurance department, providing for an insurance commissioner, defining his duties, fixing his compensation and determining his term of office.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 424, a bill for an act to regulate the levy and collection of special assessments in cities and towns and cities acting under special charter and cities under commission plan of government (amendatory to chapter seven (7), title five (V) of the code.)

Read first and second time and referred to Sifting committee.

Senate File No. 524, a bill for an act to amend section twenty-four hundred three (2403) of the code, relative to the sale of intoxicating liquors.

Read first and second time and referred to Sifting committee.

CONSIDERATION OF BILLS.

On motion of Kingland of Winnebago, House File No. 617, a bill for an act to amend section three thousand forty-one (3041) of the code, relating to usury and changing the penalty therefor, was taken up, and considered.

Mr. Kingland proposed the following amendment:

Amend by adding thereto the following: "And any amount paid or received under such usurious contracts shall be forfeited to the state and be recovered by action brought in the name of the state by the county attorney of the county where the party receiving money or property under such contract resides and the proceeds recovered shall be paid into the school fund."

Amendment adopted.

Mr. Kingland moved that the rules be suspended, 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?"

There were fifty-three votes cast, and the roll call showing that there was not a quorum present, the roll call was expunged from the record.

Power of Jefferson moved that the House adjourn until 1:00 o'clock P. M.

Bernbrock of Black Hawk moved to amend, by fixing the time at 9:00 o'clock A. M., Monday.

Amendment lost.

Motion to adjourn until 1:00 o'clock P. M., prevailed.

AFTERNOON SESSION.

House reconvened, Speaker Pro Tempore in the chair.

The roll was called to ascertain the presence of a quorum.

Those present were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger, Brady, Brockway, Buxton, Cannon, Carson, Cole, Daniels, Doze, Dunlap, Eggleston, Elliott, Enger, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hazen, Huff, Hunt, Jacobs, Jacobson, Jamison, Jensen, Jones, Koontz, Larrabee, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Odendahl, Pickford, Reeve, Ring, Rone, Saltzmann, Scott, Shankland, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—60.

Those absent were:

Atkinson, Barry, Bernbrock, Black, Bradley, Brown, Bruce, Burt, Chapman, Clark, Craig, Cronbaugh, Crozier, Dawson, Dixon, Downey, Elwood, Erickson, Fraley, Griggs, Grout, Halgrims, Hansen, Heaton, Helming, Huntley, Hutchins, Kane, Kelso, Kingland, Klay, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, Manning, Meredith, Munro, Peterson, Power, Rohwer, Scholz, Sherman, Sidey, Steelsmith, Stipe, Mr. Speaker—48.

On request of Brady of Dallas, leave of absence was granted Clark of Monroe until Monday.

On request of Griffin of Woodbury, leave of absence was granted Meredith of Jasper until Monday.

On request of Jamison of Des Moines, leave of absence was granted Bauman of Van Buren until Monday.

On request of McCullough of Dubuque, leave of absence was granted Griggs of Scott until Monday.

On request of Workman of Mills, leave of absence was granted Kelso of Jackson until Monday.

On request of McCullough of Dubuque, leave of absence was granted Kane of Dubuque until Monday.

On request of Huff of Hardin, leave of absence was granted Scholz of Clayton until Monday.

On request of Whitney of Woodbury, leave of absence was granted Kulp of Palo Alto until Monday.

On request of Whitney of Woodbury, leave of absence was granted Kingland of Winnebago until Monday.

On request of H. C. Ring, W. P. Jensen, Arthur Pickford, Walter Newcomb, U. G. Whitney, J. M. Brockway, J. A. Bliss, Claus L. Anderson, J. B. McHose, O. H. Jacobson and L. L. Bingham, a call of the House was ordered.

The roll was then called for the information of the sergeant-at-arms.

Those present were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hazen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Koontz, Larrabee, Lounsberry, Lund, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Odendahl, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scott, Shankland, Sherman, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—75.

Those absent were:

Black, Erickson, Hansen, Peterson, Sidey, Stipe—6.

Those excused were:

Atkinson, Bauman, Burt, Brown, Chapman, Clark, Fraley, Griggs, Grout, Halgrims, Heaton, Helming, Huntley, Kane, Kelso, Kingland, Klay, Kulp, LeRoy, Lenoeker, Manning, Meredith, Munro, Rohwer, Scholz, Steelsmith, Mr. Speaker—27.

Jacobs of Calhoun moved that the proceedings under the call of the House be now terminated.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Bingham of Emmet, House File No. 684, a bill for an act to amend section four hundred ninety-one (491) of the code, relative to deputy and clerk hire in the office of treasurer of counties containing a population of less than ten thousand, was taken up, and considered.

Mr. Bingham moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Cole, Craig, Cronbaugh, Crozier, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Hamilton, Hazen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Larrabee, Lounsberry, Lund, McCullough, McVicker, Miller, Milton, Mitchell, Odendahl, Pickford, Power, Reeve, Ring, Saltzmann, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—66.

The nays were :

Clark, Halstead, Rone, Scott—4.

Absent or not voting :

Atkinson, Bauman, Black, Boettger, Brown, Burt, Chapman, Daniels, Downey, Doze, Erickson, Fraley, Griggs, Grout, Halgrims, Hansen, Heaton, Helming, Huntley, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Lenocker, LeRoy, Manning, McHose, Meredith, Munro, Newcomb, Peterson, Rohwer, Scholz, Steel-smith, Stipe, Mr. Speaker—38.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Whitney of Woodbury, Senate File No. 467, a bill for an act to prohibit the removal or destruction of articles or things placed in public highways for the purpose of guarding or inclosing unsafe places therein and providing penalties for a violation thereof, was taken up, and considered.

Mr. Whitney moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Blackford, Bliss, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Clark, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hazen, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kingland, Koontz, Larrabee, Lounsberry, Lund, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Shankland, Sidey, Stokes, Stutt, Townsend, Trumbauer, Webb, Whitney, Workman—68.

The nays were :

None.

Absent or not voting :

Atkinson, Bauman, Bingham, Black, Boëttger, Bradley, Brown, Burt, Chapman, Cole, Craig, Cronbaugh, Downey, Erickson, Fraley, Griggs, Grout, Halgrims, Hansen, Heaton, Huntley, Kane, Kelso, Klay, Kulp, Lenoeker, LeRoy, Manning, McCullough, Meredith, Munro, Rohwer, Scholz, Scott, Sherman, Steelsmith, Stipe, Thompson, White, Mr. Speaker—40.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Bernbrock of Black Hawk, Senate File No. 540, a bill for an act to legalize a special election of the city of Cedar Falls, Iowa, held March 10, 1913, for the acquiring of a municipal electric and power plant, and voting bonds therefor, and the resolutions and acts of the city council relating to such electric light and power plant, was taken up, and considered.

Mr. Bernbrock moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Bartle, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Buxton, Cannon, Carson, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hazen, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kingland, Koontz, Larrabee, Lounsberry, Lund, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Trumbauer, Whitney, Workman—67.

The nays were :

Cronbaugh—1.

Absent or not voting:

Atkinson, Barry, Bauman, Black, Boettger, Brockway, Brown, Bruce, Burt, Chapman, Clark, Cole, Craig, Downey, Erickson, Fraley, Griggs, Grout, Halgrims, Hansen, Heaton, Huff, Huntley, Jones, Kane, Kelso, Klay, Kulp, Lenocker, LeRoy, Manning, Meredith, Munro, Rohwer, Scholz, Scott, Steelsmith, Stipe, Webb, White, Mr. Speaker—40.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Shankland of Polk, Senate File No. 435, a bill for an act authorizing the issue of flood protection bonds by cities of the first class and cities acting under the commission plan of government, was taken up and considered.

The Sifting committee proposed the following amendment:

That the following be stricken out of section one, "seventy-five thousand (75,000)" and that there be inserted in lieu thereof the following, "twenty-five thousand (25,000)."

That there be inserted between the word "and" and "Des Moines" in the third line of section three the word "the."

Amendment adopted.

Mr. Shankland proposed the following amendment:

Amend by striking out the word "daily" in the publication clause.

Amendment adopted.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Craig, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene

of Clinton, Griffin, Hadley, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kingland, Larrabee, Lounsberry, Lund, McHose, McVicker, Miller, Milton, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, Whitney, Workman—69.

The nays were:

None.

Absent or not voting:

Atkinson, Bauman, Black, Boettger, Brown, Bruce, Burt, Chapman, Clark, Cole, Cronbaugh, Dawson, Downey, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Heaton, Huntley, Jensen, Kane, Kelso, Klay, Koontz, Kulp, Lenoeker, LeRoy, Manning, McCullough, Meredith, Mitchell, Munro, Newcomb, Rohwer, Scholz, Steelsmith, Trumbauer, White, Mr. Speaker—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Shankland of Polk, Senate File No. 436, a bill for an act granting additional powers to cities organized under the commission plan of government, and amending section one (1) of chapter sixty-seven (67), laws of the Thirty-third General Assembly, was taken up and considered.

Mr. Shankland proposed the following amendment:

Amend by striking out the word "daily" in section 2.

Amendment adopted.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Carson, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott,

Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hazen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kingland, Larrabee, Lounsberry, McHose, Milton, Mitchell, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Trumbauer, Webb, White, Whitney, Workman—62.

The nays were:

None.

Absent or not voting:

Atkinson, Bauman, Black, Boettger, Brown, Bruce, Burt, Buxton, Cannon, Chapman, Clark, Cole, Craig, Cronbaugh, Dawson, Downey, Fraley, Griggs, Grout, Halgrims, Hansen, Heaton, Helming, Huntley, Jensen, Kane, Kelso, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lund, Manning, McCullough, McVicker, Meredith, Miller, Munro, Newcomb, Rohwer, Scholz, Steelsmith, Thompson, Townsend, Mr. Speaker—46.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The Speaker Pro Tempore announced that as Speaker Pro Tempore of the House, he had signed in the presence of the House, Senate Files Nos. 531, 64, 354, 214, 466 and 250.

Kingland of Winnebago moved that the House proceed with the roll call on House File No. 617.

Power of Jefferson moved that House File No. 617 be laid on the table.

Roll call was demanded by Kingland of Winnebago and Hadley of Webster.

On the question, "Shall House File No. 617 be laid on the table?"

The ayes were:

Anderson of Greene, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Craig, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene

of Grundy, Griffin, Hazen, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Larrabee, McHose, McVicker, Power, Ring, Saltzmann, Shankland, Sidey, Stokes, Stutt, Townsend, Trumbauer, White, Whitney, Workman—44.

The nays were:

Anderson of Montgomery, Barry, Bernbrock, Bradley, Clark, Cole, Cronbaugh, Dawson, Greene of Clinton, Hadley, Halstead, Hamilton, Hansen, Huff, Kingland, Lounsberry, Lund, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Reeve, Rone, Scott, Thompson, Webb—28.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Boettger, Brown, Burt, Chapman, Downey, Enger, Fraley, Griggs, Grout, Halgrims, Heaton, Helming, Huntley, Jensen, Kane, Kelso, Klay, Koontz, Kulp, Lenocker, LeRoy, Manning, McCullough, Meredith, Munro, Pickford, Rohwer, Scholz, Sherman, Steelsmith, Stipe, Mr. Speaker—36.

Motion prevailed and House File No. 617 was laid on the table.

Power of Jefferson presented the following resolution:

Whereas, Much time is sometimes consumed by useless efforts to reconsider votes, and because of the value of time at this time in the present session, therefore be it

Resolved, That Rule 22 be amended by adding thereto the following: "A motion to reconsider any vote by which a bill has passed or failed to pass the House shall require a constitutional majority to be sustained.

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 amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 312, a bill to confer certain powers on cities organized under chapter 48, acts of the Thirty-second General Assembly, as the

same appears in chapter 14-c, title V, Supplement to the Code, 1907, and on cities having a population of 5,000 or more organized under chapter 2, title V, of the Code, etc.

JOS. E. MEYER,
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. 20, a bill for an act to grant power to cities now or hereafter having a population of 25,000 and organized under chapter 14-c, title V, Supplement to the Code, 1907, to assume exclusive charge, custody and control of all trees and shrubbery and the planting and maintenance thereof on the public streets, etc.

JOS. E. MEYER,
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. 291, a bill for an act to amend section 5040-a, Supplement to the Code, 1907, relating to the proper observance of decoration day.

JOS. E. MEYER,
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:

House Concurrent Resolution authorizing the custodian to sell to any member of the Thirty-fifth General Assembly the chair occupied by him.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 477, a bill for an act to appropriate money for the purpose of defraying expenses incurred in the election contests in the 19th and 46th senatorial district of Iowa, etc.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 327, a bill for an act to amend section 2077, Supplement to the Code, 1907, relative to passenger rates and providing passenger transportation charges to towns and cities within this state, at which fairs or expositions are or may hereafter be held.

JOS. E. MEYER,
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. 417, a bill for an act amending chapter 157, acts of the Thirty-fourth General Assembly, relative to legalizing certain conveyances by foreign administrators and executors, regulating the proof of title to real property, etc.

JOS. E. MEYER,
Secretary.

Also:

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. 170, a bill for an act relating to the practice of dentistry and to repeal section 2600-i and 2600-j, Supplement to the Code, 1907.

JOS. E. MEYER,
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. 657, a bill for an act to legalize decrees obtained prior to January 1, 1911, where the proof of publication of an original notice was made by the editor of the newspaper in which the original notice was published.

JOS. E. MEYER,
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. 517, a bill for an act to authorize the governor to direct the attorney general to appear in certain cases for and on behalf of counties, cities, towns, etc.

JOS. E. MEYER,
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. 519, a bill for an act to amend section 181 of the Code, relating to joint committee on Retrenchment and Reform.

JOS. E. MEYER,
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. 173, a bill for an act to amend the law authorizing sale of intoxicating liquors, by permit holders, etc.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 448, a bill for an act for the relief of the grantees of Elias Myrick and for the purpose of having a patent issued in the name of Elias Myrick for a certain tract of land.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 40, a bill for an act relating to the loaning and depositing public funds by city treasurers.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 233, a bill for an act to provide for the election of delegates and alternate delegates to national conventions of political parties; for the election of party national committeemen; and for a preferential vote on president and vice-president of the United States, etc.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 417, a bill for an act providing for the election of United States Senators by a vote of the people.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in House amendments to the following bill in which the concurrence of the Senate was asked:

Substitute for Senate File No. 118, a bill for an act to confer additional powers upon trust companies and to prescribe the conditions under which they may transact business.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

On request of Koontz of Johnson, unanimous consent having been given, House File No. 312, a bill for an act to confer certain powers on cities organized under the commission form of government and on cities having a population of five thousand (5000) or more organized under chapter two (2) of title five (V) of the code, and cities organized under special charter, relating to the organization, equipment and operations of fire departments and providing for the levy and collection of a special tax for the use and benefit of such fire departments and granting power to anticipate said tax and to issue fire fund certificates or bonds, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend section one of substitute for House File No. 312 by striking out all that part after the word "same" in line 8 to and including the word "mills" in line 11 thereof.

Mr. Koontz moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Buxton, Carson, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hazen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kingland, Koontz, Larrabee, Lounsberry, Lund, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman—73.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bauman, Boettger, Brown, Burt, Cannon, Chapman, Clark, Cole, Downey, Fraley, Griggs, Grout, Halgrims, Hansen, Heaton, Helming, Huntley, Kane, Kelso, Klay, Kulp, Lenoeker, LeRoy, Manning, McCullough, Meredith, Munro, Rohwer, Scholz, Steelsmith, Stipe, Trumbauer, Mr. Speaker—35.

So the House concurred in Senate amendments.

On request of Griffin of Woodbury, unanimous consent having been given, House File No. 20, a bill for an act to grant power to cities now or hereafter having a population of twenty thousand or over and organized under chapter fourteen-c (14-c) of title five (V) of the supplement to the code, 1907, and amendments thereto, to assume exclusive charge, custody and control of all trees and shrubbery and the planting and maintenance thereof on the public streets and to provide for the payment of the costs thereof, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

First by striking out the word "exclusive" in the fifth (5th) line of the original bill.

Second by striking out the word "twenty" in the second line of the original bill and inserting in lieu thereof the words "twenty-five."

Third, amending the title by striking out the word "exclusive" in the fifth line of the original bill.

Fourth, by striking out the word "twenty" in the second line of the title of the original bill and inserting in lieu thereof the words "twenty-five."

Mr. Griffin moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Black, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Clinton, Greene of Grundy, Griffin, Hadley, Halstead, Hansen, Hazen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kingland, Koontz, Larrabee, Lounsberry, Lund, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Saltzmann, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Webb, White, Workman—72.

The nays were:

None.

Absent or not voting:

Atkinson, Bauman, Bingham, Boettger, Brown, Burt, Chapman, Clark, Cole, Downey, Erickson, Fraley, Griggs, Grout, Halgrims, Hamilton, Heaton, Helming, Huntley, Kane, Kelso, Klay, Kulp, Lenocker, LeRoy, Manning, Meredith, Munro, Rohwer, Rone, Scholz, Steelsmith, Stipe, Trumbauer, Whitney, Mr. Speaker—36.

So the House concurred in Senate amendments.

Jacobs of Calhoun called up substitute for Senate File No. 118 and moved that the House insist on its amendments.

Motion prevailed.

The Speaker Pro Tempore appointed as a conference committee on the part of the House, Jacobs of Calhoun, Klay of Sioux, Buxton of Warren and Erickson of Lyon.

On request of Stipe of Page, unanimous consent having been given, House File No. 291, a bill for an act to repeal section five thousand and forty-a (5040-a) of the supplement to the code, 1907, and to enact a substitute therefor, relating to the prohibition of ball games and other sports on Decoration day, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Re-number section 3 as section 2.

Mr. Stipe moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Blackford, Bliss, Bradley, Brady, Bruce, Buxton, Carson, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Enger, Griffin, Hadley, Halstead, Hamilton, Hansen, Hazen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kingland, Larrabee, Lund, McCullough, McVicker, Milton, Mitchell, Newcomb, Peterson, Pickford, Reeve, Ring, Saltzmann, Sherman, Stipe, Stokes, Stutt, Thompson, Webb, White, Whitney, Workman—60.

The nays were:

Greene of Clinton—1.

Absent or not voting:

Atkinson, Bauman, Bingham, Black, Boettger, Brockway, Brown, Burt, Cannon, Chapman, Clark, Downey, Doze, Elwood, Erickson, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Heaton, Helming, Kane, Kelso, Klay, Koontz, Kulp, Lenocker, LeRoy, Lounsbury, Manning, McHose, Meredith, Miller, Munro, Odendahl, Power, Rohwer, Rone, Scholz, Scott, Shankland, Sidey, Steelsmith, Townsend, Trumbauer, Mr. Speaker—47.

So the House concurred in Senate amendments.

Whitney of Woodbury moved to reconsider the vote by which the House concurred in Senate amendments to House File No. 312.

Motion prevailed.

Mr. Whitney moved to amend the Senate amendments to House File No. 312, by adding the following: "also strike out the words "or maintaining" in line 12 of section 1."

Motion prevailed and amendment was adopted.

Mr. Whitney moved that the House concur in the Senate amendments to House File No. 312, as amended by the House.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hansen, Hazen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kingland, Koontz, Larrabee, Lounsberry, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Townsend, Trumbauer, Webb, White, Whitney, Workman—75.

The nays were:

None.

Absent or not voting:

Atkinson, Bauman, Bliss, Brown, Burt, Chapman, Clark, Dawson, Downey, Erickson, Fraley, Griggs, Grout, Halgrims, Heaton, Helming, Huntley, Kane, Kelso, Klay, Kulp, Lenocker, LeRoy, Lund, Manning, Meredith, Munro, Rohwer, Scholz, Steelsmith, Stipe, Thompson, Mr. Speaker—33.

So the House concurred in Senate amendments.

Larrabee of Fayette called up Senate File No. 477, and moved that the House insist upon its amendments.

Motion prevailed.

Ring of Linn called up Senate File No. 327 and moved that the House insist upon its amendments.

Griffin of Woodbury moved as a substitute that the House recede from its amendments to Senate File No. 327.

Roll call was demanded by McHose of Boone and Anderson of Montgomery.

On the question, "Shall the House recede?"

The ayes were:

Anderson of Greene, Bernbrock, Bruce, Cannon, Cole, Dawson, Dunlap, Eggleston, Elliott, Enger, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Hazen, Jamison Pickford, Reeve, Rone, Stutt, Townsend, Workman—22.

The nays were:

Anderson of Montgomery, Bartle, Bingham, Black, Blackford, Bradley, Brady, Carson, Clark, Craig, Cronbaugh, Daniels, Dixon, Elwood, Erickson, Halstead, Hansen, Huff, Hunt, Hutchins, Jacobs, Jensen, Jones, Koontz, Larrabee, McHose, McVicker, Milton, Mitchell, Odendahl, Peterson, Power, Ring, Scott, Shankland, Stipe, Stokes, Webb, White—38.

Absent or not voting:

Atkinson, Barry, Bauman, Bliss, Boettger, Brockway, Brown, Burt, Buxton, Chapman, Crozier, Downey, Doze, Fraley, Griggs, Grout, Halgrims, Hamilton, Heaton, Helming, Huntley, Jacobson, Kane, Kelso, Kingland, Klay, Kulp, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, Meredith, Miller, Munro, Newcomb, Rohwer, Saltzmann, Scholz, Sherman, Sidey, Steelsmith, Thompson, Trumbauer, Whitney, Mr. Speaker—48.

So the House refused to recede, and insists on its amendments.

On request of Elwood of Howard, unanimous consent having been given, House File No. 417, a bill for an act amending chapter one hundred fifty-seven (157) of the acts of the Thirty-fourth General Assembly, relative to legalizing certain conveyances by foreign administrators and executors; regulating the proof of titles to real property and legalizing certain instruments and proceedings as against defects arising prior to 1900, and as to defects prior to 1895; legalizing certain proceedings and instruments when of record ten (10) years and regulating proof of

title as affected by such defects; legalizing certain instruments executed by executors, administrators, trustees guardians, referees and commissioners prior to 1903; declaring certain bonds and contracts for deeds void; giving certain assignments the same force and effect as a deed of conveyance; providing that persons in possession or pending litigation shall not be affected by the provisions of the act and giving claimants one (1) year in which to commence actions and barring their rights thereafter, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Amend section two (2) by inserting the figures "1900" in lieu of the figures "1895"; also the same change in section four (4), line two (2); also the same change in line two of section six; in section 8 change the figures "1903" to "1900."

Amend the title by striking out the figures "1903" in line ten thereof and inserting in lieu thereof the figures "1910"; also strike out the words "and as to defects prior to 1895 in lines 6 and 7.

Also strike out the word "not" in the 6th line of section 4; also strike out the word "not" in the fifth line of section 11.

Mr. Elwood moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Cannon, Carson, Cronbaugh, Daniels, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hansen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Koontz, Lounsberry, McHose, McVicker, Milton, Mitchell, Pickford, Power, Reeve, Ring, Rone, Scott, Shankland, Townsend, Webb, Whitney, Workman—55.

The nays were:

None.

Absent or not voting :

Atkinson, Bauman, Brown, Burt, Buxton, Chapman, Clark, Cole, Craig, Crozier, Dawson, Dixon; Downey, Eggleston, Fraley, Greene of Grundy, Griffin, Griggs, Grout, Halgrims, Hazen, Heaton, Helming, Huntley, Jamison, Kane, Kelso, Klay, Kulp, Larrabee, Lenocker, LeRoy, Lund, Manning, McCullough, Meredith, Miller, Munro, Newcomb, Odendahl, Peterson, Rohwer, Saltzmann, Scholz, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Trumbauer, White, Mr. Speaker—53.

So the House concurred in Senate amendments.

On request of White, unanimous consent having been given, House File No. 519, a bill for an act to amend section one hundred eighty-one (181) of the code relating to joint committee on retrenchment and reform, with senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by substituting the following therefor:

A BILL for an Act to Amend Section One Hundred Eighty-one (181) of the Code, Relating to Joint Committee on Retrenchment and Reform.

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

Section 1. That section one hundred eighty-one (181) of the Code be amended by adding after the comma following the word "respectively" in the third line of said section the following, "and two (2) members of the minority party from the Senate and two (2) members of the minority party from the House."

Sec. 2. That said section one hundred eighty-one (181) of the Code be amended by adding thereto the following: "The minority members hereinbefore provided for shall be appointed by the President of the Senate and the Speaker of the House, respectively, and if there be more than one (1) minority party represented in either the House or Senate, consisting of five or more members, one (1) member shall be appointed from each of said minority parties, and if there be more than two (2) such minority parties, the appointment shall be from the two (2) minority parties having the greatest representation."

Sec. 3. That said section one hundred eighty-one (181) of the Code is hereby amended by adding thereto additional to the amendment in section two (2) hereof, the following: "The authority granted by law to the joint committee on Retrenchment and Reform shall continue after adjournment of the legislature and until the succeeding legislature shall re-

convene and organize, with the same force and effect as is now granted by law to such committee during the period the legislature is in session. Said committee shall organize by the election of one (1) of its members as chairman and another of its members as secretary and may meet at such times and places as may be ordered by resolution or upon call of the chairman and three (3) other members of said committee, and the actual expenses of attendance at meetings other than those held during the time the legislature is in session shall be presented and audited by the executive council and paid from any funds in the state treasury not otherwise appropriated, and said committee shall make a record of its meetings and transactions, which record shall be kept in the office of the secretary of state and shall be open to public inspection."

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.

Mr. White moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Bingham, Black, Bliss, Bradley, Brady, Bruce, Cannon, Carson, Clark, Cronbaugh, Crozier, Daniels, Dawson, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Clinton, Griffin, Halstead, Hamilton, Hansen, Hazen, Huff, Hunt, Hutchins, Jamison, Jensen, Jones, Kingland, Koontz, Larrabee, McCullough, McVicker, Milton, Mitchell, Newcomb, Pickford, Ring, Saltzmann, Scott, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—57.

The nays were:

Hadley—1.

Absent or not voting:

Atkinson, Bauman, Blackford, Boettger, Brockway, Brown, Burt, Buxton, Chapman, Cole, Craig, Dixon, Doze, Erickson, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Heaton, Helming, Huntley, Jacobs, Jacobson, Kane, Kelso, Klay, Kulp, Lenoeker,

LeRoy, Lounsberry, Lund, Manning, McHose, Meredith, Miller, Munro, Odendahl, Peterson, Power, Reeve, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Mr. Speaker—50.

So the House concurred in Senate amendments.

The Speaker Pro Tempore appointed as conference committee on the part of the House on Senate File No. 477, Representatives Larrabee of Fayette, Halgrims of Humboldt, Barry of Linn and Bauman of Van Buren.

On request of Anderson of Montgomery, leave of absence was granted Buxton of Warren until Monday.

Ring of Linn moved that the amendments proposed by him to House File No. 364, and printed in the Journal on April 10th, be made to apply to Senate File No. 382 instead of House File No. 364.

Motion prevailed.

The Speaker Pro Tempore announced as conference committee on the part of the House on Senate File No. 327, Representatives Jacobs of Calhoun, Shankland of Polk, Anderson of Greene and White of Benton.

On motion of Larrabee of Fayette, the House adjourned until Monday, April 14th, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 14, 1913

House met pursuant to adjournment, Speaker Pro Tempore Brady in the chair.

Prayer was offered by Representative Bartle of Mitchell county.

Journal of Saturday, April 12th, corrected and approved.

Miller of Bremer moved that House File No. 690 be referred to the committee on Judiciary.

Ring of Linn moved that the bill be indefinitely postponed, which motion was declared out of order.

Bruce of Floyd moved as a substitute that the bill be referred to the committee on Pharmacy.

House File No. 690 still being in the hands of the Sifting committee, the motions to refer were declared out of order.

Brockway of Louisa moved that House File No. 690 be recalled from the Sifting committee.

Motion lost.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Dixon of Sac presented remonstrance of citizens of Sac county against creation of permanent tax commission.

Referred to Sifting committee.

Elwood of Howard presented remonstrance of citizens of Howard county against creation of permanent tax commission.

Referred to Sifting committee.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against creation of permanent tax commission.

Referred to Sifting committee.

Craig of Madison presented remonstrance of citizens of Madison county against creation of permanent tax commission.

Referred to Sifting committee.

Kulp of Palo Alto presented remonstrance of citizens of Palo Alto county against creation of permanent tax commission.

Referred to Sifting committee.

Jamison of Des Moines presented remonstrance of citizens of Des Moines county against creation of permanent tax commission.

Referred to Sifting committee.

Clark of Monroe presented remonstrance of citizens of Monroe county against creation of permanent tax commission.

Referred to Sifting committee.

Meredith of Jasper presented remonstrance of citizens of Jasper county against the creation of a tax commission.

Referred to Sifting committee.

Thompson of Decatur presented remonstrance of citizens of Decatur county against the creation of a tax commission.

Referred to Sifting committee.

Daniels of Appanoose presented petition of United Mine Workers favoring the passage of "Workmen's Compensation Bill."

Referred to Sifting committee.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 54, a bill for an act providing for the sanitation of bakeries, canneries, packing houses, slaughter-houses, dairies, creameries, cheese factories, confectioners, restaurants, hotels, groceries, meat markets, and all other food-producing establishments, manufactories, or other places where food is prepared, manufactured, packed, stored, sold or distributed, and vehicles in which food is placed for transportation; providing for the licensing of persons, firms, or corporations operating or conducting bakeries, candy factories, ice cream factories, canning factories, slaughter-houses, meat markets or places where fresh meats are sold at retail; fixing such license fee and the duration of such license and the rights thereunder; defining food, regulating the wholesomeness of food manufactured, prepared, packed, stored, sold, distributed or transported; defining the duties of the state food and dairy commissioner in relation thereto; providing penalties for the violation thereof, and repealing acts in conflict therewith.

Also:

House File No. 266, a bill for an act to amend sections twenty-six (26) and forty-three (43) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly, relating to armory rent and making an appropriation therefor.

Also:

House File No. 265, a bill for an act to repeal section twenty-one (21) and to amend section twenty-four (24) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly, relating to the powers and duties of the sheriff, and providing for the payment of the officers and men of the national guard.

Also:

House File No. 115, a bill for an act creating cities, including cities under commission form of government, incorporated towns, and civil townships wholly outside of any city or incorporated town, trustees for funds bequeathed or donated for the permanent maintenance of property within cemeteries; and to amend the law as it appears in section two hundred fifty-four-a-twelve (254-a-12) of the Supplement to the Code, 1907, relating to the appointment of trustees by the district court to manage, control and invest cemetery funds; and to amend the law as it appears in section seven hundred forty (740) of the Supplement to the Code, 1907, and as amended by chapter forty-seven (47) of the acts of the Thirty-third General Assembly, relating to the maintenance of benevolence, including hospitals.

Also:

House File No. 323, a bill for an act to repeal section five thousand twenty-eight-a (5028-a) of the Supplement to the Code, 1907, and to

enact a substitute therefor, relative to the prevention and punishment of the desecration, mutilation or improper use of the flag of the United States or America and the flag of the state of Iowa.

Also:

House File No. 110, a bill for an act to provide for the nomination of district judges in judicial districts composed wholly of one county and having a population of 75,000 or more at the primary election.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 54, a bill for an act providing for the sanitation of bakeries, canneries, packing houses, slaughter-houses, dairies, creameries, cheese factories, confectioners, restaurants, hotels, groceries, meat markets, and all other food-producing establishments, manufactories, or other places where food is prepared, manufactured, packed, stored, sold or distributed, and vehicles in which food is placed for transportation; providing for the licensing of persons, firms, or corporations operating or conducting bakeries, candy factories, ice cream factories, canning factories, slaughter-houses, meat markets or places where fresh meats are sold at retail; fixing such license fee and the duration of such license and the rights thereunder; defining food, regulating the wholesomeness of food manufactured, prepared, packed, stored, sold, distributed or transported; defining the duties of the state food and dairy commissioner in relation thereto; providing penalties for the violation thereof, and repealing acts in conflict therewith.

Also:

House File No. 266, a bill for an act to amend sections twenty-six (26) and forty-three (43) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly, relating to armory rent and making an appropriation therefor.

Also:

House File No. 265, a bill for an act to repeal section twenty-one (21) and to amend section twenty-four (24) of chapter one hundred thirty-

one (131) of the acts of the Thirty-third General Assembly, relating to the powers and duties of the sheriff, and providing for the payment of the officers and men of the national guard.

Also:

House File No. 115, a bill for an act creating cities, including cities under commission form of government, incorporated towns, and civil townships wholly outside of any city or incorporated town, trustees for funds bequeathed or donated for the permanent maintenance of property within cemeteries; and to amend the law as it appears in section two hundred fifty-four-a-twelve (254-a-12) of the Supplement to the Code, 1907, relating to the appointment of trustees by the district court to manage, control and invest cemetery funds; and to amend the law as it appears in section seven hundred forty (740) of the Supplement to the Code, 1907, and as amended by chapter forty-seven (47) of the acts of the Thirty-third General Assembly, relating to the maintenance of benevolence, including hospitals.

Also:

House File No. 323, a bill for an act to repeal section five thousand twenty-eight-a (5028-a) of the Supplement to the Code, 1907, and to enact a substitute therefor, relative to the prevention and punishment of the desecration, mutilation or improper use of the flag of the United States or America and the flag of the state of Iowa.

Also:

House File No. 110, a bill for an act to provide for the nomination of district judges in judicial districts composed wholly of one county and having a population of 75,000 or more at the primary election.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Crozier of Marion presented the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

Whereas, the Hon. Benjamin F. Keables, an honored member of the Thirteenth and Fourteenth General Assemblies departed this life at Pella, Marion County, Iowa, May 8, 1911, therefore be it

Resolved that a committee of three be appointed by the Speaker to prepare and present suitable resolutions commemorating his life, character and publish service.

Motion prevailed and the resolution was adopted.

The Speaker Pro Tempore named as such committee, Crozier of Marion, Bauman of Van Buren and Brown of Mahaska.

INTRODUCTION OF BILLS.

By Sifting committee, House File No. 691.

A BILL for an Act Providing That On and After July 1, 1913, all Annual Appropriations Made to the State University, the Iowa State College of Agriculture and Mechanic Arts, the Iowa State Teachers College and the College for the Blind Shall be Paid in Monthly Installments.

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

Section 1. All appropriations made payable annually to the state university, the Iowa state college of agriculture and mechanic arts, the Iowa state teachers college and the college for the blind, shall on and after July 1st, 1913, be paid in twelve equal monthly installments on the last day of each month on order of the Iowa state board of education.

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

Read first and second time and referred to Sifting committee.

By Sifting committee, House File No. 692.

A BILL for an Act to Amend the Law Relating to the Construction of Street Improvements, Sewers, Etc., as the Same Appears in Section Eight Hundred Twelve (812) of the Code.

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

Section 1. That the law as it appears in section eight hundred twelve (812) of the Code be and the same is hereby amended by adding thereto at the end thereof the following: "Provided, however, that any city or town constructing such improvements shall have the right to reject any and all bids and all propositions to contract and to cause the improvements to be made by purchasing the necessary materials and employing the necessary labor required to construct said improvement, but in any such case where the cost of the improvement is to be assessed

against the property benefited thereby the assessment against any property shall not exceed its proportionate share of the lowest responsible bid made for the construction of the entire improvement."

Read first and second time and referred to Sifting committee.

Power of Jefferson called up resolution relative to amending Rule 22, and moved its adoption.

McHose of Boone moved that the resolution be referred to the committee on Rules.

CONSIDERATION OF BILLS.

SPECIAL ORDER NO. 43.

Time having arrived for Special Order No. 43, on motion of Atkinson of Butler, Senate File No. 236, a bill for an act making appropriations to the State Historical Society of Iowa, with report of committee recommending indefinite postponement, and minority report recommending passage, was taken up and considered.

Atkinson of Butler moved that the minority report be substituted for the report of the majority.

Bruce of Floyd moved the previous question.

Craig of Madison seconded the motion.

Motion prevailed.

Roll call was demanded by Atkinson of Butler and Anderson of Montgomery.

On the question, "Shall the minority report be substituted for the report of the majority?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bernbrock, Black, Boettger, Bradley, Brockway, Bruce, Carson, Clark, Craig, Cronbaugh, Crozier, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Hazen, Huff, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay,

Koontz, Lounsberry, Lund, McCullough, McHose, McVicker, Meredith, Miller, Mitchell, Ring, Saltzmann, Scholz, Sherman, Sidey, Steelsmith, Stipe, Stutt, Townsend, Trumbauer, White, Workman—61.

The nays were:

Bartle, Blackford, Bliss, Brady, Cannon, Daniels, Dawson, Erickson, Halstead, Hansen, Hunt, Larrabee, LeRoy, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Scott, Thompson, Webb—23.

Absent or not voting:

Barry, Bingham, Brown, Burt, Buxton, Chapman, Cole, Downey, Fraley, Halgrims, Hamilton, Heaton, Helming, Huntley, Jacobson, Kulp, Lenocker, Manning, Milton, Newcomb, Rone, Shankland, Whitney, Mr. Speaker—24.

So the minority report was substituted for the report of the majority.

Mr. Atkinson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Black, Boettger, Bradley, Brady, Brockway, Bruce, Clark, Cole, Craig, Cronbaugh, Crozier, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Hazen, Huff, Hutchins, Jacobs, Jamison, Jensen, Jones, Kelso, Kingland, Klay, Koontz, Kulp, Lenocker, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Ring, Saltzmann, Scholz, Sherman, Sidey, Steelsmith, Stipe, Stutt, Trumbauer, White, Workman—65.

The nays were:

Blackford, Bliss, Cannon, Dawson, Halstead, Hansen, Hunt, Larrabee, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Rone, Scott, Stokes, Thompson, Webb—19.

Absent or not voting:

Bingham, Brown, Burt, Buxton, Carson, Chapman, Daniels, Dixon, Downey, Eggleston, Fraley, Hamilton, Heaton, Helming, Huntley, Jacobson, Kane, LeRoy, Miller, Rohwer, Shankland, Townsend, Whitney, Mr. Speaker--24.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Miller of Bremer moved to reconsider the vote by which Senate File No. 236 passed the House and that the motion to reconsider be laid on the table.

Motion prevailed.

On request of Atkinson of Butler, House File No. 459 was withdrawn from the further consideration of the House.

On request of Peterson of Cass, leave of absence was granted Jacobson of Audubon until Tuesday.

House resumed consideration of motion to adopt resolution relative to amending Rule 22, with amendment offered by McHose of Boone, to refer said resolution to committee on Rules.

Amendment adopted.

Motion as amended prevailed.

Power of Jefferson moved that debate on amendments and all other questions be limited to five minutes.

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 passed the following bill in which the concurrence of the House is asked:

Substitute for Senate File No. 186, a bill for an act to repeal section 479, Supplement to the Code, 1907, and to enact a substitute therefor, relating to the compensation of county auditors.

JOS. E. MEYER,
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. 410, a bill for an act to promote the purposes and work of the Iowa state conference of charities and correction.

JOS. E. MEYER,
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. 381, a bill for an act to repeal section 5 of chapter 94, acts of the Thirty-fourth General Assembly, and to enact a substitute therefor, relating to duty of commerce counsel.

JOS. E. MEYER,
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. 547, a bill for an act amending the law as it appears in section 2900-a23, Supplement to the Code, 1907, authorizing executive council to lease lands belonging to the state of Iowa.

JOS. E. MEYER,
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. 513, a bill for an act to amend the law as it appears in section 2578-b, Supplement to the Code, 1907, relating to trial upon appeal to district court from decision of state board of medical examiners, etc.

JOS. E. MEYER,
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. 516, a bill for an act to legalize a certain election, held January 13, 1913, in town of Miles, Jackson county, Iowa.

JOS. E. MEYER,
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. 548, a bill for an act to legalize the issuance of \$18,000.00 sewer outlet and disposal or purifying plant bonds of the city of Valley Junction, issued on the third day of February, 1913, etc.

JOS. E. MEYER,
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. 399, a bill for an act to amend section 1501 of title 8, chapter 1, of the Code, relating to exemption of petitioners from payment of damage for establishment of public highway, etc.

JOS. E. MEYER,
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. 520, a bill for an act to legalize the ordinances and resolutions passed and adopted by acts of town council of town of Buffalo, Scott county, Iowa, etc.

JOS. E. MEYER,
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. 523, a bill for an act to increase the salary of the chief executive officer of the institution for the feeble-minded children at Glenwood, Iowa, amendatory to section 2727-c, Supplement to the Code, 1907.

JOS. E. MEYER,
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. 536, a bill for an act to amend the law as it appears in section 33, chapter 72, acts of the Thirty-fourth General Assembly, providing for expenditure of registration fees of motor vehicles.

JOS. E. MEYER,
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. 160, a bill for an act to repeal sections 193 and 194 of the Code, and enact a substitute therefor, providing for an increase in the number of judges in the supreme court and providing for a division of said court into sections, and to amend section 1066, Supplement to the Code, 1907, in reference to the selection of the chief justice of said court.

JOS. E. MEYER,
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. 249, a bill for an act making an appropriation to reimburse certain employes of the Iowa School for the Deaf, for loss of wearing apparel by fire at said school, on the 23rd day of April, 1911.

JOS. E. MEYER,
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. 131, a bill for an act to amend section 724, Supplement to the Code, 1907, relating to the powers of cities and towns.

JOS. E. MEYER,
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. 47, a bill for an act to authorize the incorporation in each county in the state associations for the advancement and improvement of agriculture, etc.

JOS. E. MEYER,
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. 212, a bill for an act to amend section 720, Supplement to the Code, 1907, as amended by chapter 44, acts of the Thirty-third General Assembly, and chapter 34, acts of the Thirty-fourth General Assembly, and to authorize cities and towns to enter into contracts to purchase heat, gas and electric current and to sell the same.

JOS. E. MEYER,
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. 12, a bill for an act to amend section 2634-f, Supplement to the Code, 1907, relating to the acceptance of graduation from institutions of higher learning as evidence that a teacher possesses the scholarship and professional fitness for a state certificate.

JOS. E. MEYER,
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. 646, a bill for an act granting to cities of all classes and towns power to license and regulate plumbers; to determine the qualifications, etc.

JOS. E. MEYER,
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. 90, a bill for an act to repeal sections 1 and 5, chapter 61, acts of the Thirty-third General Assembly, as amended by chapter 50, acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, relating to the pensioning of disabled and retired firemen.

JOS. E. MEYER,
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. 484, a bill for an act to amend section 2116, Supplement to the Code, 1907, and to define what is reasonable passenger service on certain lines of railroads.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the President of the Senate appointed as members of the conference committee on the following bill:

Senate File No. 295, a bill for an act to amend section 9, chapter 153, acts Thirty-third General Assembly, relating to protection of fish and game and to amend the law as it appears in chapter 116, acts Thirty-fourth General Assembly, relating to compensation of fish and game warden, Francis of Dickinson, Hilsinger of Jackson, Fellows of Allamakee and Sheean of Scott.

JOS. E. MEYER,
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. 380, a bill for an act to fix and declare the liability of persons, firms or private corporations, entering into contracts with the state, or with any county, city, town, etc.

JOS. E. MEYER,
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. 554, a bill for an act to amend section 669, Supplement to the Code, 1907, relating to the compensation of councilmen when acting as members of board of review.

JOS. E. MEYER,
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. 259, a bill for an act to create the office of state examiners for counties and fixing their compensation, providing for a system of public accounting and supervision of county officers; establishing a uniform system of accounts, etc.

JOS. E. MEYER,
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 repeal the law as it appears in section 2564, Supplement to the Code, 1907, and to enact a substitute, relative to the state board of health.

JOS. E. MEYER,
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. 673, a bill for an act to prohibit public officers or deputies from divulging any part of the contents of sealed bids and to fix and declare the liquidated damages inuring in favor of municipal corporations, etc.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Substitute for Senate File No. 410, a bill for an act to promote the purposes and work of the Iowa state conference of charities and correction.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 381, a bill for an act to repeal section five (5), of chapter ninety-four (94), of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to the duty of commerce counsel.

Read first and second time and referred to Sifting committee.

Substitute for Senate File No. 186, a bill for an act to repeal section four hundred seventy-nine (479), supplement to the code, 1907, and to enact a substitute therefor relating to the compensation of county auditors.

Read first and second time and referred to Sifting committee.

Senate File No. 547, a bill for an act amending the law as it appears in section twenty-nine hundred-a-twenty-three (2900-a-23) of the supplement to the code, 1907, authorizing the executive council to lease lands belonging to the state of Iowa.

Read first and second time and referred to Sifting committee.

Senate File No. 513, a bill for an act to amend the law as it appears in section two thousand five hundred seventy-eight-b

(2578-b) of the supplement to the code, 1907, relating to trial upon appeal to the district court from decisions of the state board of medical examiners revoking physicians' licenses.

Read first and second time and referred to Sifting committee.

Senate File No. 516, a bill for an act to legalize a certain election held January 13, 1913 in town of Miles, Jackson county, Iowa.

Read first and second time and referred to Sifting committee.

Senate File No. 548, a bill for an act to legalize the issuance of \$18,000.00 sewer outlet and disposal or purifying plant bonds of the city of Valley Junction, issued on the 3d day of February A. D. 1913, and secured by special taxes levied and pledged to the payment of said bonds and interest.

Read first and second time and referred to Sifting committee.

Senate File No. 399, a bill for an act to amend section fifteen hundred one (1501) of title eight, chapter one, of the code, relating to the exemption of petitioners from the payment of damages for the establishment of a public highway, upon a section line, re-location or vacation thereof.

Read first and second time and referred to Sifting committee.

Senate File No. 520, a bill for an act to legalize the ordinances, resolutions and amendments to ordinances and resolutions passed and adopted by and the acts of the town council of the town of Buffalo, Scott county, Iowa, since the passage of an act relating to the organization of cities and towns, and known as chapter twenty-six (26) of the acts of the Thirty-second (32) General Assembly of the state of Iowa.

Read first and second time and referred to Sifting committee.

Senate File No. 523, a bill for an act to increase the salary of the chief executive officer of the institution for feeble-minded children at Glenwood, Iowa, amendatory of the law as it appears in section twenty-seven hundred twenty-seven-c (2727-c) of the supplement to the code, 1907.

Read first and second time and referred to Sifting committee

Senate File No. 536, a bill for an act to amend the law as it appears in section thirty-three (33), chapter seventy-two (72), acts of the Thirty-fourth General Assembly, providing for the expenditure of registration fees of motor vehicles.

Read first and second time and referred to Sifting committee.

On request of Klay of Sioux, unanimous consent having been given, House File No. 160, a bill for an act to repeal sections one hundred ninety-three (193) and one hundred ninety-four (194) of the code and to enact a substitute therefor providing for an increase in the number of judges in the supreme court of Iowa and providing for a division of said court into sections, and to amend section ten hundred sixty-six (1066) of the supplement to the code, 1907, in reference to the selection of the chief justice of said court, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

That the following be substituted for section four of the bill.

Sec. 4. Section ten hundred sixty-six (1066 of the Supplement to the Code, 1907, is hereby amended by striking out the words "and the judge whose term of office shall soonest expire shall be chief justice and when it occurs that two judges shall be equally entitled, they shall each hold the place of chief justice for one year and the one who is senior in age shall hold for the first of the two years to which they are equally entitled," and insert in lieu thereof the following:

"Of the judges whose terms of office first expire, the senior in time of service shall be chief justice for one year, and, if there be but two of them, the junior for one year, and so on in rotation. If two or more are equal in time of service, then the right to the position and the order in which they serve shall be determined by seniority in age. And at the last term in each year, the supreme court shall determine and enter of record, who, under these rules, shall be chief justice for the year next ensuing."

Also: by striking out the word "approval" in the second line of section 2 and inserting in lieu thereof the words "taking effect". Also by striking out the letter "s" in the word "appointees" in line 10 and by striking out the word "separately" in line 10 of said section 2, and by striking out the word "any" in line 12 and inserting in lieu thereof the word "such". Also that section 2 be amended by inserting between the word "qualified" and the period in line 15 "which successor shall, at the general election in the year 1914 and each six years thereafter, be elected for the full term of six years." And by striking out all of the remainder of said section 2.

Mr. Klay moved that the House concur in the Senate amendments:

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Blackford, Bliss, Boettger, Brady, Bruce, Cannon, Cole, Craig, Crozier, Daniels, Dawson, Doze, Elliott, Elwood, Enger, Erickson, Greene of Grandy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Huntley, Hutchins, Jacobs, Jones, Klay, Koontz, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McVicker, Meredith, Milton, Mitchell, Newcomb, Odendahl, Peterson, Power, Ring, Rone, Saltzmann, Scholz, Scott, Sidey, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White—66.

The nays were:

Munro, Reeve—2.

Absent or not voting:

Atkinson, Bingham, Black, Bradley, Brockway, Brown, Burt, Buxton, Carson, Chapman, Clark, Cronbaugh, Dixon, Downey, Dunlap, Eggleston, Fraley, Griggs, Hamilton, Heaton, Hunt, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, Kulp, McCullough, McHose, Miller, Pickford, Rohwer, Shankland, Sherman, Steelsmith, Stutt, Whitney, Workman, Mr. Speaker—40.

So the House concurred in Senate amendments.

On request of Hazen of Pottawattamie, unanimous consent having been given, House File No. 249, a bill for an act making an appropriation to reimburse certain employes of the Iowa school for the deaf for loss of wearing apparel by fire at said school on the 2d day of April, 1911, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

SENATE SUBSTITUTE FOR HOUSE FILE NO. 249.

A BILL for an Act Making an Appropriation to Reimburse Certain Employes of the Iowa School for the Deaf for Loss of Wearing Apparel by Fire at Said School on the 23rd Day of April, 1911.

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 two hundred thirty-five and eighty one-hundredths dollars (\$235.80) to reimburse certain employes of the Iowa school for the deaf for personal losses sustained by them by reason of a fire at said school on the 23d day of April, 1911, said amount to be paid to the following persons in the sums hereinafter set out, to-wit:

Anna Schneider	\$127.90
Emma Schneider	107.90

Sec. 2. Said payments are to be in full for all claims against the state for such losses.

Mr. Hazen moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Black, Bliss, Boettger, Bradley, Brady, Bruce, Cannon, Carson, Clark, Cole, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kelso, Koontz, Lenocker, LeRoy, Lounsbury, Manning, McCullough, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Sidey, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman—78.

The nays were:

None.

Absent or not voting:

Bingham, Blackford, Brockway, Brown, Burt, Buxton, Chapman, Craig, Crozier, Erickson, Fraley, Hamilton, Heaton, Hunt, Jacobson, Kane, Kingland, Klay, Kulp, Larrabee, Lund, McVicker, Power, Rohwer, Shankland, Sherman, Steelsmith, Stipe, White, Mr. Speaker—30.

So the House concurred in Senate amendments.

On request of Dixon of Sac unanimous consent having been given, House File No. 259, a bill for an act creating the office of state examiners for counties, fixing their compensation, duties, terms of office and method of appointment, providing for a system of public accounting and supervision of county officers, establishing a uniform system of accounts, reports and audits for counties, and providing penalties for violations of this act, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Strike out of the second page of section one (1) in line seven (7) the words and figures "\$20,000.00 annually" and insert in lieu thereof the words and figures "five thousand dollars (\$5,000.00)".

Mr. Dixon moved that the House concur in the Senate amendments:

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Bliss, Bradley, Brockway, Bruce, Cannon, Carson, Cole, Cronbaugh, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Helming, Huff, Huntley, Hutchins, Jacobs, Jensen, Jones, Kelso, Kingland, Klay, Koontz, Kulp, LeRoy, Lounsberry, Manning, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rone, Saltzmann, Scholz, Sidey, Steel-smith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman—74.

The nays were:

Jamison—1.

Absent or not voting:

Black, Blackford, Boettger, Brady, Brown, Burt, Buxton, Chapman, Clark, Craig, Crozier, Fraley, Hamilton, Hazen, Heaton,

Hunt, Jacobson, Kane, Larrabee, Lenoeker, Lund, McCullough, McVicker, Odendahl, Power, Rohwer, Scott, Shankland, Sherman, Stipe, Webb, Whitney, Mr. Speaker—33.

So the House concurred in Senate amendments.

On request of Cole of Hancock unanimous consent having been given, House File No. 143, a bill for an act to repeal the law as it appears in section twenty-five hundred sixty-four (2564) of the supplement to the code, 1907, and to enact a substitute therefor relative to the state board of health, with report of committee recommending amendments and passage, was taken up, considered, and the report of the committee adopted, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Insert in line twenty-two (22) of section one (1) between the words "be" and "required" the words "needed or," and also insert in line twenty-five (25) of section one (1), between the words "exceed" and "twenty-five" the words and figures "eight dollars (\$8.00) per day nor".

Also strike out in line twenty (20) on page three (3), all in section one (1) the words and figures "twelve hundred (1200) dollars" and insert in lieu thereof the words and figures "nine hundred dollars (\$900.00)." Also amend section two (2) by inserting in the second (2d) line thereof, between the words "made" and "for", near the middle of the line, the words "The State Board of Health."

Mr. Cole moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbroek, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brockway, Bruce, Cannon, Carson, Cole, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenoeker, LeRoy, Manning, McCullough, Mc-

Hose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzman, Scholz, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—85.

The nays were:

None.

Absent or not voting:

Brady, Brown, Burt, Buxton, Chapman, Clark, Craig, Downey, Erickson, Fraley, Hamilton, Heaton, Jacobson, Lounsberry, Lund, MeVickers, Rohwer, Scott, Shankland, Sherman, Stipe, Stutt, Mr. Speaker—23.

So the House concurred in Senate amendments.

On request of Brockway of Louisa, unanimous consent having been given, House File No. 673, a bill for an act to prohibit public officers or deputies from divulging any part of the contents of sealed bids and to fix and declare the liquidated damages inuring in favor of municipal corporations by reason of the violation of such prohibition, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by inserting between the words "the" and municipal" in the tenth (10th) line of section one (1) the words "state, county, city, town school district or other".

Mr. Brockway moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Cannon, Carson, Clark, Cronbaugh, Crozier, Daniels, Dixon, Downey, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kingland,

Koontz, Lenocker, Manning, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rone, Saltzmann, Scholz, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman—73.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Black, Brown, Burt, Buxton, Chapman, Cole, Craig, Dawson, Doze, Elwood, Fraley, Griggs, Hamilton, Heaton, Helming, Jacobson, Kelso, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, McCullough, McVicker, Miller, Ring, Rohwer, Scott, Shankland, Stipe, Webb, Whitney, Mr. Speaker—35.

So the House concurred in Senate amendments.

Speaker Pro Tempore Brady announced that as speaker pro tempore of the House, he had signed in the presence of the House, House Files Nos. 54, 110, 115, 265, 266 and 323.

REPORTS OF COMMITTEES.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 68, a bill for an act creating a commission and to erect a state office building, procuring necessary grounds adjacent to the capitol for the same, and for an appropriation thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with recommendation that the same be indefinitely postponed.

W. LARRABEE, JR.,
Chairman.

Report adopted and House File No. 68 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 289, a bill for an act to amend the law as it appears in section twenty-four hundred seventy-two (2472) of the Supplement to the Code, 1907, and section twenty-four hundred seventy-four (2474) of the

Code, and to repeal section twenty-four hundred seventy-seven (2477) of the Supplement etc., 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 amended as follows:

By striking out the word and figure "four (4)" in line ten of section three and insert in lieu thereof the word and figure "three (3)"; further amend section three by striking out in the last line thereof the words and figures "forty-five hundred dollars (\$4500.00)" and insert in lieu thereof the words and figures "three thousand dollars (\$3000.00)" and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

Mr. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 200, a bill for an act to enable the state of Iowa to assist in the celebration of the fiftieth anniversary of the battle of Gettysburg, and to appropriate money therefor and provide for the disbursement thereof, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

Mr. SPEAKER—Your committee on Appropriations to whom was referred House File No. 201, a bill for an act establishing the state colony for epileptics and making an appropriation for the purchase of land and the erection of buildings for said colony; 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 amended as follows:

By striking out the first four lines of section two (2) and inserting the following in lieu thereof: "Whenever the state by a levy or otherwise shall have provided funds for the purchase of land and for the erection of buildings, for a state colony for epileptics, the land shall be" and by striking out section four (4), and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also :

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 295, a bill for an act to provide for the care and treatment of indigent children under the direction of the state board of control, and to make an appropriation therefor, 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 amended as follows:

By striking out in the second and third lines and also in the fifth line of section four (4) the words and figures "five thousand dollars (\$5,000)" and inserting in lieu thereof the words and figures "two thousand dollars (\$2,000)" and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Ring of Linn, Senate File No. 106, a bill for an act to amend section eighteen (18), of chapter one hundred seventy (170), of the acts of the Thirty-third General Assembly, relative to the powers and duties of the state board of education and the finance committee of said board of education, was taken up, and considered.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Carson, Clark, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Ellwood, Enger, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hazen, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Sherman, Sidey, Steelsmith, Thompson, Webb, White, Workman—63.

The nays were :

Miller, Scott, Townsend—3.

Absent or not voting :

Barry, Bernbrock, Brown, Burt, Buxton, Cannon, Chapman, Cole, Crozier, Doze, Elliott, Fraley, Greene of Grundy, Griggs, Halgrims, Hamilton, Hansen, Heaton, Helming, Huff, Jacobson, Jamison, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenoeker, LeRoy, Lounsbury, Newcomb, Rohwer, Scholz, Shankland, Stipe, Stokes, Stutt, Trumbauer, Whitney, Mr. Speaker—42.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Dawson of Cherokee, House File No. 688, a bill for an act to amend sections seventy (70) and seventy-one (71), supplement to the code, 1907, pertaining to printing and distributing the Iowa Official Register, was taken up, and considered.

Bingham of Emmet proposed the following amendment :

Amend section 1 by striking out the word "fifty" in line 3 and inserting in lieu thereof the word "thirty."

Also: Amend by striking out all of section 2 and inserting in lieu thereof the following :

"That section seventy-one (71), supplement to the code, 1907, be and the same is hereby amended by striking out the word "sixty" and inserting in lieu thereof the word "ten."

Power of Jefferson moved the previous question on the amendment and the main question.

LeRoy of Delaware seconded the motion.

Motion prevailed and the previous question was ordered.

Mr. Bingham asked unanimous consent that the amendment be divided.

Unanimous consent granted.

First amendment lost.

On the second amendment, roll call was demanded by Klay of Sioux and Barry of Linn.

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

The ayes were:

Black, Brockway, Cronbaugh, Hansen, Hunt, Jamison, Jensen, Kingland, Klay, Larrabee, Manning, McCullough, Mitchell, Pickford, Rone, Steelsmith, Trumbauer, Webb, White, Workman—20.

The nays were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Blackford, Bliss, Bradley, Brady, Bruce, Cannon, Carson, Clark, Craig, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hazen, Helming, Huff, Huntley, Hutchins, Jones, Kane, Koontz, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Munro, Odendahl, Peterson, Power, Reeve, Ring, Saltzmann, Scholz, Shankland, Sherman, Stokes, Thompson, Townsend—56.

Absent or not voting:

Atkinson, Barry, Bernbrock, Bingham, Boettger, Brown, Burt, Buxton, Chapman, Cole, Dixon, Elliott, Fraley, Griggs, Grout, Halgrims, Hamilton, Heaton, Jacobs, Jacobson, Kelso, Kulp, Lenocker, Miller, Newcomb, Rohwer, Scott, Sidey, Stipe, Stutt, Whitney, Mr. Speaker—32.

Amendment lost.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bauman, Bernbrock, Blackford, Bliss, Brady, Cannon, Carson, Clark, Daniels, Dawson, Downey, Doze, Dunlap, Enger, Hazen, Huff, Hunt, Huntley, Hutchins, Koontz, Lounsberry, Manning, McHose, Meredith, Milton, Munro, Newcomb, Peterson, Power, Ring, Scholz, Scott, Shankland, Sidey, Stokes, Townsend—38.

The nays were:

Anderson of Greene, Bartle, Bingham, Bradley, Brockway, Craig, Cronbaugh, Crozier, Erickson, Greene of Clinton, Grout, Hadley, Halgrims, Halstead, Hansen, Helming Jamison, Jones, Kelso, Kingland, Klay, Larrabee, LeRoy, McCullough, McVicker, Mitchell, Pickford, Reeve, Rone, Steelsmith, Thompson, Trumbauer, Webb, White, Workman—35.

Absent or not voting:

Atkinson, Black, Boettger, Brown, Bruce, Burt, Buxton, Chapman, Cole, Dixon, Eggleston, Elliott, Elwood, Fraley, Greene of Grundy, Griffin, Griggs, Hamilton, Heaton, Jacobs, Jacobson, Jensen, Kane, Kulp, Lenoeker, Lund, Miller, Odendahl, Rohwer, Saltzmann, Sherman, Stipe, Stutt, Whitney, Mr. Speaker—35.

So the bill having failed to receive a constitutional majority was declared to have been lost.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

House File No. 115, a bill for an act creating cities, including cities under commission form of government, incorporated towns, and civil townships wholly outside of any city or incorporated town, trustees for funds bequeathed or donated for the permanent maintenance of property within cemeteries; and to amend the law as it appears in section two hundred fifty-four-a-twelve (254-a-12) of the Supplement to the Code, 1907, relating to the appointment of trustees by the district court to manage, control and invest cemetery funds; and to amend the law as it appears in section seven hundred forty (740) of the Supplement to the Code, 1907, and as amended by chapter forty-seven (47) of the acts of the Thirty-third General Assembly, relating to the maintenance of benevolence, including hospitals.

Also:

House File No. 323, a bill for an act to repeal section five thousand twenty-eight-a (5028-a) of the Supplement to the Code, 1907, and to enact a substitute therefor, relative to the prevention and punishment of the desecration, mutilation or improper use of the flag of the United States or America and the flag of the state of Iowa.

Also:

House File No. 110, a bill for an act to provide for the nomination of district judges in judicial districts composed wholly of one county and having a population of 75,000 or more at the primary election.

Also:

House File No. 54, a bill for an act providing for the sanitation of bakeries, canneries, packing houses, slaughter-houses, dairies, creameries, cheese factories, confectioners, restaurants, hotels, groceries, meat markets, and all other food-producing establishments, manufactories, or other places where food is prepared, manufactured, packed, stored, sold or distributed, and vehicles in which food is placed for transportation; providing for the licensing of persons, firms, or corporations operating or conducting bakeries, candy factories, ice cream factories, canning factories, slaughter-houses, meat markets or places where fresh meats are sold at retail; fixing such license fee and the duration of such license and the rights thereunder; defining food, regulating the wholesomeness of food manufactured, prepared, packed, stored, sold, distributed or transported; defining the duties of the state food and dairy commissioner in relation thereto; providing penalties for the violation thereof, and repealing acts in conflict therewith.

Also:

House File No. 266, a bill for an act to amend sections twenty-six (26) and forty-three (43) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly, relating to armory rent and making an appropriation therefor.

Also:

House File No. 265, a bill for an act to repeal section twenty-one (21) and to amend section twenty-four (24) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly, relating to the powers and duties of the sheriff, and providing for the payment of the officers and men of the national guard.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 76, a bill for an act to amend section twenty-six hundred eight (2608) of the Supplement to the Code, 1907, and establish a minimum monthly allowance for the support of the soldiers' home.

Also:

Substitute for Senate File No. 267, a bill for an act to amend section two thousand seventy-seven-a (2077-a) Supplement to the Code, 1907, and establish a minimum monthly allowance for the support of the soldiers' home.

Also:

Senate File No. 72, a bill for an act to repeal sections two (2), four (4) and nine (9) of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, and amend section eight (8) of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth (34th) General Assembly, relating to the training of teachers for rural schools and making appropriation therefor.

Also:

Senate File No. 230, a bill for an act to appropriate money to aid in paving East Washington street in the city of Mount Pleasant, Iowa.

Also:

Senate File No. 259, a bill for an act to repeal section twenty-three hundred eight-a (2308-a) of the Supplement to the Code, 1907, and to enact a substitute therefor, relating to the payment of costs and expenses of non-resident insane patients.

Also:

Senate File No. 142, a bill for an act to repeal chapter one hundred thirty-seven (137) of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor, relating to the support of the industrial schools.

Also:

Substitute for Senate File No. 417, a bill for an act providing for the election of United States Senators by the vote of the people.

Also:

Senate File No. 486, a bill for an act to legalize the passage, adoption and publication of the ordinances of the incorporated town of Rowan, Wright county, Iowa.

Also :

Senate File No. 465, a bill for an act to legalize the special election held in the city of Valley Junction, Iowa, on the 14th day of March, 1913, wherein there was submitted to the voters of said city the question of purchasing or erecting and establishing a water works and electric light power plant, and also the question of the issuance of bonds in a sum not to exceed 65,000.00 for water works and electric light and power plant purposes, and to validate and legalize the proceedings of the city council had in relation to said special election preliminary to the holding thereof, and to legalize the ballots used at said special election; the acts of the election boards in the conduct of said election and in making the returns thereof; the action of the city council in canvassing the returns of said election and declaring the result thereof, and to legalize the bonds to be issued in pursuance thereof.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

On motion of McCullough of Dubuque, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Pro Tempore in the chair.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Dixon of Sac presented remonstrance of citizens of Sac county against the creation of a tax commission.

Referred to Sifting committee.

On request of McCullough of Dubuque, leave of absence was granted Griggs of Scott until Tuesday.

On request of McCullough of Dubuque, leave of absence was granted Boettger of Scott until Tuesday.

The following communication was received from the Speaker:

To the Members of the House of the Thirty-fifth General Assembly of Iowa:

As Speaker of the House, and acting under authority of an act to provide for the compilation of the laws of the Thirty-third, Thirty-fourth and Thirty-fifth General Assemblies, and the laws as they appear in the Supplement to the Code, 1907; to annotate same and the Code and rules of the supreme court, to and including May term, 1913, of the supreme court, and to publish the said compilation and annotations as a Supplement to the Code, 1913, and to provide for the appointing of a supervising committee, the election of an editor of such Supplement to the Code and to establish a salary for such editor, and making an appropriation therefor, and repealing section twenty-four (24) of chapter twenty (20) of the acts of the Twenty-sixth General Assembly, extra session, as same appears on page five (5) of the prefix to the Code, I hereby appoint Herbert Ring of Linn, T. F. Griffin of Woodbury and E. R. Mitchell of Wapello as members of said supervising committee on the part of the House.

EDWARD H. CUNNINGHAM,
Speaker.

Greene of Clinton, from the committee appointed to draft suitable resolutions commemorating the life, character and public service of the late Hon. Anton Hansman, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

Lund of Hamilton moved that the resolution relative to the issuing of passes to the Iowa state fair be recalled from the committee on retrenchment and reform.

Motion prevailed.

Mr. Lund moved that the resolution be adopted.

Ring of Linn moved to amend by striking out all after the first sentence.

Whitney of Woodbury proposed the following substitute amendment:

That the practice of issuing free passes to the Iowa state fair to the members of the legislature and to all public officials, not officially connected with the management of said fair, should be discontinued.

Eggleston of Clarke proposed the following amendment:

Amend said resolution by striking out the period at the end thereof and adding thereto the following: "Nor shall it apply to the necessary officers, judges, bonafide employees, exhibitors and their employees necessary to manage and operate said fair."

Bliss of Ringgold moved the previous question on the main question and all amendments.

Jones of Dickinson seconded the motion.

Miller of Bremer moved as a substitute that all amendments and the original resolution be laid on the table.

Roll call was demanded by Lund of Hamilton and Scott of Fremont.

On the question, "Shall the resolution with amendments be laid on the table?"

The ayes were:

Anderson of Greene, Atkinson, Bartle, Bernbrock, Black, Bliss, Bradley, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Daniels, Dawson, Downey, Dunlap, Elliott, Elwood, Enger, Erickson, Griffin, Grout, Halstead, Hazen, Huntley, Jacobson, Jamison, Jensen, Jones, Klay, Koontz, Larrabee, Manning, McCullough, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Odendahl, Power, Reeve, Rone, Saltzmann, Shankland, Sherman, Sidey, Stokes, Thompson, Townsend, Trumbauer, Webb—56.

The nays were:

Anderson of Montgomery, Barry, Bauman, Bingham, Blackford, Cole, Craig, Cronbaugh, Crozier, Doze, Greene of Clinton, Hadley, Hansen, Helming, Huff, Hunt, Hutchins, Kelso, Kingland, Kulp, Lounsberry, Lund, McHose, Peterson, Ring, Scholz, Scott, White, Whitney, Workman—30.

Absent or not voting:

Boettger, Brown, Burt, Dixon, Eggleston, Fraley, Greene of Grundy, Griggs, Halgrims, Hamilton, Heaton, Jacobs, Kane, Lenocker, LeRoy, Mitchell, Pickford, Rohwer, Steelsmith, Stipe, Stutt, Mr. Speaker—22.

So the motion to lay on the table prevailed.

Jamison moved that the House take up consideration of the resolution relative to final adjournment of the Thirty-fifth General Assembly.

Motion lost.

CONSIDERATION OF BILLS.

On motion of Ring of Linn, Senate File No. 200, a bill for an act to enable the state of Iowa to assist in the celebration of the fiftieth anniversary of the battle of Gettysburg, and to appropriate money therefor and provide for the distribution thereof, with report of committee recommending passage, was taken up and considered.

Mr. Ring proposed the following amendment:

Amend by striking out all after the enacting clause and substituting the following in lieu thereof:

Section 1. That out of the money of the state treasury not otherwise appropriated the sum of ten thousand dollars (\$10,000.00), or so much thereof as may be necessary, is hereby appropriated for the purpose of enabling the state of Iowa to assist in the celebration of the fiftieth anniversary of the battle of Gettysburg upon that battlefield; said fund to be expended as follows: For each honorably discharged surviving participant of said battle, union or confederate, now residing in the state of Iowa, the actual expenses of railroad fare to and from said battlefield for the celebration of the fiftieth anniversary of said battle from July first to July fourth, 1913, under the auspices of the national government and the state of Pennsylvania commission. In no case shall the cost exceed fifty dollars (\$50.00). For the governor of Iowa and his staff, for attendance at the said celebration, there shall be allowed the like expense of transportation for each person.

Sec. 2. That any citizen of Iowa who is a surviving veteran of the civil war on either side, but was not a participant in said battle, who was honorably discharged, and desires to pay his own transportation to and from such celebration, shall be included in such encampment with such subsistence as may be provided.

Sec. 3. That the present commander, John D. Brown, and the assistant adjutant general, George A. Newman, of the department of Iowa, grand army of the Republic, together with Guy E. Logan, the adjutant general of Iowa, are hereby appointed a commission to disburse said appropriation under such rules and regulations as they may prescribe as to discharge, identification and presence at this battle of each veteran, with such addi-

tional details as they may require to protect said appropriation and secure its payment to those only within the provisions of this act. Such fund shall be paid to this commission on or before June 1, 1913, upon their requisition on the state auditor therefor.

Sec. 4. That the said commission shall give public notice through the press of the state, so far as the same can be done without expense for publishing, and by distributing printed circulars concerning this appropriation and the rules adopted as to those claiming the benefit thereof. They shall secure reduced transportation so far as may be, and shall pay out said fund to those only for whose benefit it is created as found by the commission entitled thereto, but in no case in excess of the actual railroad fare to and from said battlefield of Gettysburg. The said commission shall issue to each person entitled thereto a certificate showing his right to be included in the encampment at Gettysburg as a surviving participant of the battle of Gettysburg. The said commission shall serve without compensation, but the incidental expenses incurred by them shall be paid from such appropriation.

Sec. 5. Within thirty days from July 4, 1913, the said commission shall cover into the state treasury any portion of funds hereby appropriated which may have come into their hands and remain unexpended; and within thirty days thereafter they shall render to the governor of Iowa, to be laid before the next general assembly, a full account of their doings; together with a detailed account of all expenditures by them; provided that there shall be no authority to expend or contract for expenditures in excess of the amount hereby appropriated.

Sec. 6. 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.

Larrabee of Fayette moved to amend the substitute amendment by striking out the words "and his staff" in the tenth line of section 1, following the word "Iowa."

Amendment adopted.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Black, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Clark, Craig Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutch-

ins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Klay, Koontz, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Power, Reeve, Ring, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman—81.

The nays were :

Bingham, Kingland, Rone—3.

Absent or not voting :

Anderson of Montgomery, Bartle, Boettger, Brown, Burt, Chapman, Cole, Dixon, Elwood, Fraley, Griffin, Griggs, Heaton, Jacobson, Kulp, Odendahl, Pickford, Rohwer, Saltzmann, Scott, Stipe, Stutt, White, Mr. Speaker—24.

So the bill having received a constitutional majority was declared to have passed the House 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 indefinitely postponed the following bill in which the concurrence of the Senate was asked :

House File No. 7, a bill for an act to invest the district courts with jurisdiction and authority to restrain violations of any law heretofore or hereafter enacted to protect the public against unlawful restraints, trusts, etc.

JOS. E. MEYER,
Secretary.

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has failed to pass the following House joint resolution in which the concurrence of the Senate was asked :

House Joint Resolution No. 1, joint resolution proposing to amend the constitution so as to provide for the taxing of incomes, privileges and occupations and providing that such taxes may be graduated and progressive and provide for reasonable exemptions.

JOS. E. MEYER,
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. 149, a bill for an act to amend section 1056-a-9, Supplement to the Code, 1907, relating to municipal accounting of cities and towns.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On motion of Brockway of Louisa, Senate File No. 382, a bill for an act to regulate the compounding, manufacture and sale of certain habit forming and other drugs and medicines and preparations containing same, was taken up and considered.

Ring of Linn moved the adoption of the substitute amendment proposed by him on April 10th.

Power of Jefferson moved to amend by striking out the enacting clause.

Jones of Dickinson moved the previous question on the amendment.

Atkinson of Butler seconded the motion.

Motion prevailed and the previous question was ordered.

Roll call was demanded by Brockway of Louisa and Shankland of Polk.

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

The ayes were:

Anderson of Greene, Atkinson, Bartle, Black, Blackford, Bradley, Buxton, Clark, Craig, Cronbaugh, Dunlap, Eggleston, Elwood, Greene of Clinton, Halstead, Hamilton, Hunt, Huntley, Hutchins, Jacobson, Kane, Kelso, Kingland, Koontz, Lenoeker, LeRoy, Lounsberry, Lund, McCullough, McHose, Miller, Milton, Mitchell, Munro, Odendahl, Peterson, Power, Rone, Scott, White, Whitney, Workman—42.

The nays were:

Anderson of Montgomery, Barry, Bingham, Bliss, Brady, Brockway, Bruce, Cannon, Carson, Cole, Daniels, Downey, Doze, Elliott, Enger, Erickson, Griffin, Hadley, Hansen, Huff, Jacobs, Jamison,

Jensen, Jones, Kulp, Manning, McVicker, Meredith, Newcomb, Reeve, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Trumbauer, Webb—39.

Absent or not voting:

Bauman, Bernbrock, Boettger, Brown, Burt, Chapman, Crozier, Dawson, Dixon, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Hazen, Heaton, Helming, Klay, Larrabee, Pickford, Ring, Rohwer, Saltzmann, Stipe, Stutt, Townsend, Mr. Speaker—27.

Motion prevailed and the enacting clause was stricken out.

Larrabee of Fayette called up Senate File No. 507 and yielded the floor to Huntley of Lucas.

On motion of Mr. Huntley, Senate File No. 507, a bill for an act to establish a laboratory for the manufacture and distribution of hog cholera serum, toxines, vaccines and biological products at the Iowa State College of Agriculture and Mechanic Arts, under the supervision of the president of said college, and to make an appropriation therefor; to abandon the laboratory for manufacturing of hog cholera serum now being operated by the state of Iowa; to regulate the sale and keeping for sale, or use or using of hog cholera serum and virus; to provide penalties for the violation of said regulations; and to repeal chapter one hundred fifty-one (151) of the acts of the Thirty-third General Assembly and chapter one hundred fourteen (114) of the acts of the Thirty-fourth General Assembly, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Kingland of Winnebago in the chair.

Bauman of Van Buren proposed the following substitute amendment:

A BILL for an Act Providing for the Continuance of the Hog Cholera Laboratory for the Manufacture or Purchase, Testing and Distribution of Hog Cholera Serum and Virus Under the Direction of the Animal Health Commission.

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

Section 1. The animal health commission is hereby authorized and directed to continue the present state laboratory for the manufacture or purchase and testing of hog cholera serum for distribution to persons within the state of Iowa at one and one-half cents per cubic centimeter. The animal health commission shall appoint the director of the laboratory at such salary as they may deem proper. Each package of serum shall be labeled showing the number of cubic centimeters contained therein and the cost per cubic centimeter, together with full and complete directions for its use. In case a surplus of serum is accumulated it may be disposed of outside the state of Iowa at not less than one and one half cents per cubic centimeter. The director is authorized to furnish serum and virulent blood or virus for the simultaneous method of treatment to persons whose competency and reliability are certified to by the animal health commission.

Sec. 2. The receipts from the sale of serum and salvage shall be used by the animal health commission to promote the work, and a separate official and itemized statement of all such receipts and expenditures shall be filed with the executive council, in lieu of turning such receipts into the state treasury as provided for in section 170-d of the Supplement to the Code of 1907.

Sec. 3. Immediately upon the passage of this act the state veterinary surgeon shall invoice and transfer to the animal health commission the state laboratory equipment for the manufacture of hog cholera serum, together with salvage fund on hand, same to be used for the manufacture or purchase of hog cholera serum.

Sec. 4. Any person, firm or corporation before selling, or offering for sale within the state, any hog cholera serum, shall first make application to the animal health commission for permission to sell the same in this state. Said application shall give the name of said person, firm or corporation, with its place or places of business. If the animal health commission is satisfied that said person, firm or corporation is fit, proper and reliable they shall issue to said person, firm or corporation a permit to sell such serum within the state for a period of one year, for which permit such person, firm or corporation, shall pay a license fee of twenty-five (\$25.00) which money shall be deposited and handled the same as moneys received for the sale of serum. At the time of issuing such permit, the animal health commission shall deliver to said applicant a statement showing the standard degree of potency of hog cholera serum as established by the government test and said permit may at any time be revoked and canceled by said commission when it becomes evident upon test or otherwise, that the terms on which such permit was issued are being violated. No hog cholera serum shall be sold or offered for sale which is below the standard test of potency established by the animal health commission.

Sec. 5. Any person, firm or corporation selling, offering or keeping for sale, any hog cholera serum or virus in the state of Iowa without securing said permit, or selling, offering or keeping for sale within the state of Iowa any hog cholera serum after said permit is canceled, or selling, offering or keeping for sale any hog cholera serum which is below the standard degree of potency as established and declared by the animal health commission or violating any other provision of this act, shall be fined in a sum not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00) for each offense.

Sec. 6. No person, firm or corporation shall distribute or sell any virulent blood or virus from hog cholera infected hogs in the state of Iowa, except to such parties as provided for in section one (1) of this act; a list of such persons to be furnished upon application to the animal health commission.

Sec. 7. The animal health commission or director of the laboratory are authorized to examine any laboratories operating within the state, to examine any serum in use at any place at any time, under the police and health regulations in force in this state, and shall have power to seize and destroy any serum or virus that said commission or director may find to be impotent or unfit for use.

Sec. 8. All acts or parts of acts in conflict with the provisions of this act are hereby amended to conform to the provisions hereof.

Sec. 9. 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 the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Brockway of Louisa moved that further consideration of Senate File No. 507 be deferred the amendments printed in the Journal, and that it be made a Special Order for Tuesday, April 15th, at 10:00 o'clock A. M.

Kane of Dubuque moved the previous question on the motion to defer.

Bliss of Ringgold seconded the motion.

Motion prevailed and the previous question was ordered.

Motion to defer lost.

McHose of Boone moved the previous question on the substitute amendment and the main question.

Griffin of Woodbury seconded the motion.

Motion prevailed.

Substitute amendment lost.

Mr. Huntley moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Chapman, Clark Cole, Cronbaugh, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Halgrims, Halstead, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—85.

The nays were:

Downey, Miller, Odendahl—3.

Absent or not voting:

Boettger, Brown, Burt, Craig, Crozier, Elwood, Fraley, Griggs, Hadley, Hamilton, Hazen, Heaton, Jamison, Klay, McCullough, Rohwer, Saltzmann, Stipe, Stutt, Mr. Speaker—20.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Brady of Dallas, from the committee on Rules, submitted the following report and moved its adoption:

MR. SPEAKER—Your committee on Rules to whom was referred the following resolution: "Resolved, that rule 22 be amended by adding thereto

the following: "A motion to reconsider any vote by which a bill has passed or failed to pass the House shall require a constitutional majority to be sustained"; beg leave to report that they have had the same under consideration, and recommend that the same be adopted.

HENRY BRADY,
Chairman.

Motion prevailed and the report was adopted.

Speaker Pro Tempore in the chair.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 104, a bill for an act to provide additional chairs in the college of homeopathic medicine of the state university of Iowa, additional to chapter 168 of the acts of the Sixteenth General Assembly, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report 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 Senate was asked:

House File No. 592, a bill for an act to repeal section 4913-a, Supplement to the Code, 1907, and to enact a substitute in regard to bringing into certain state institutions and other places where inmates may lawfully be, drugs or liquor or weapons, explosives or other article for use in making or attempting an escape.

JOS. E. MEYER,
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. 490, a bill for an act to regulate the passing of automobiles or other vehicles by another traveling in the same direction.

JOS. E. MEYER,
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. 30, a bill for an act to amend section 2727-c Supplement to the Code, 1907, relating to the salary of the chief executive officer of the Iowa soldiers' orphans' home at Davenport, Iowa.

JOS. E. MEYER,
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. 466, a bill for an act to repeal section 4897-a, Supplement to the Code, 1907, and to enact a substitute relating to escape from the penitentiary and reformatory, including violation of parole.

JOS. E. MEYER,
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. 633, a bill for an act to amend section 24, chapter 68, acts of the 34th General Assembly to the payment of collateral inheritance tax.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up House File No. 104 and yielded the floor to Greene of Grundy.

On motion of Mr. Greene, House File No. 104, a bill for an act to provide additional chairs in the college of homeopathic medicine of the State University of Iowa, additional to chapter 168 of the acts of the Sixteenth General Assembly, with report of committee recommending passage, was taken up and considered.

LeRoy of Delaware moved the previous question.

Ring of Linn seconded the motion.

Motion prevailed and the previous question was ordered.

Mr. Green moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bernbrock, Black, Blackford, Bliss, Bradley, Brockway, Bruce, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Downey, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Koontz, Kulp, LeRoy, Lounsberry, Lund, Manning, McCullough, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Whitney—80.

The nays were:

None.

Absent or not voting:

Atkinson, Bauman, Bingham, Boettger, Brady, Brown, Burt, Buxton, Crozier, Dawson, Dixon, Doze, Elwood, Fraley, Griggs,

Heaton, Kane, Klay, Larrabee, Lenoeker, McHose, Newcomb, Oden-dahl, Rohwer, Stipe, Webb, Workman, Mr. Speaker—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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:

House File No. 464, a bill for an act to repeal sections seven hundred twenty-nine-a (729-a), five hundred ninety-two-a (592-a) and seven forty-one-n (741-n), Supplement to the Code, 1907, and to enact substitutes therefor; to amend sections four hundred twenty-two (422), Supplement to the Code, 1907; and section twenty-eight hundred six (2806) of the Code; all relating to the benefits of free public libraries and to confer additional powers upon boards of library trustees, township trustees, boards of county supervisors, boards of school directors, and city and town councils, in relation thereto.

Also:

House File No. 306, a bill for an act to amend sections seven hundred thirty-two (732), and eight hundred ninety-four (894), of the Supplement to the Code, 1907, relative to the levying of taxes for public libraries.

Also:

House Joint Resolution No. 4, joint resolution proposing an amend-ment to the constitution of the state of Iowa, authorizing the General Assembly to provide for the exclusive taxation of classes of property for state revenue purposes.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson of Greene, from the joint committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your joint committee on Enrolled Bills respectfully re- port that they have examined, and find correctly enrolled.

House File No. 464, a bill for an act to repeal sections seven hundred twenty-nine-a (729-a), five hundred ninety-two-a (592-a) and seven forty-one-n (741-n), Supplement to the Code, 1907, and to enact substitutes therefor; to amend sections four hundred twenty-two (422), Supplement to the Code, 1907; and section twenty-eight hundred six (2806) of the Code; all relating to the benefits of free public libraries and to confer additional powers upon boards of library trustees, township trustees, boards of county supervisors, boards of school directors, and city and town councils, in relation thereto.

Also:

House File No. 306, a bill for an act to amend sections seven hundred thirty-two (732), and eight hundred ninety-four (894), of the Supplement to the Code, 1907, relative to the levying of taxes for public libraries.

Also:

House Joint Resolution No. 4, joint resolution proposing an amendment to the constitution of the state of Iowa, authorizing the General Assembly to provide for the exclusive taxation of classes of property for state revenue purposes.

Also:

Substitute for Senate File No. 40, a bill for an act relating to the loaning and depositing of public funds by city treasurers.

Also:

Senate File No. 384, a bill for an act to amend the law as it appears in sections four hundred ninety (490) of the Supplement to the Code, 1907, and four hundred ninety-one (491) of the Code, 1897, relating to the compensation of county treasurers and their deputies.

Also:

Substitute for Senate File No. 79, a bill for an act to amend the law as it appears in sections twenty-eight hundred twenty-three-a (2823-a) and twenty-eight hundred twenty-three-i (2823-i) Supplement to the Code, 1907, as amended by chapter one hundred eighty-six (186) and chapter one hundred eighty-seven (187) of the acts of the Thirty-third General Assembly, relative to the attendance of children of a certain age in public scholls.

Also:

Senate File No. 448, a bill for an act for the relief of the grantees of Elias Myrick, and for the purpose of having a patent issued in the name of Elias Myrick for a certain tract of land.

Also:

Senate File No. 233, a bill for an act to provide for the election of delegates and alternate delegates to national conventions of political parties, for the election of party national committeemen, and delegates to county conventions, and for a preferential vote on president and vice-president of the United States (additional to chapter two-a, title six, Supplement to the Code, 1907,) relating to primary elections, and for submitting to the voters of the several parties the question: "Shall the vote of the state at large or the vote of the congressional district control?"

Also:

Senate File No. 170, a bill for an act relating to the practice of dentistry, and to repeal sections twenty-six hundred-i, (2600-i) and twenty-six hundred-j (2600-j) of the Supplement to the Code, 1907.

Also:

Senate File No. 436, a bill for an act granting additional powers to cities organized under the commission plan of government, and amending section one (1) of chapter sixty-seven (67) laws of the Thirty-third General Assembly.

Also:

Senate File No. 398, a bill for an act amending section nine hundred twenty-two (922) of the Supplement to the Code, 1907, relating to plats by auditor, providing that no such plats shall be made for real estate situated in cities acting under special charter.

Also:

Senate File No. 540, a bill for an act to legalize a special election of the city of Cedar Falls, Iowa, held March 10th, 1913, for the acquiring of a municipal electric light and power plant, and voting bonds therefor, and the resolutions and acts of the city council relating to such electric light and power plant.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

The following communication was received at the desk:

The Greater Des Moines Committee,
Des Moines, Iowa, April 14th, 1913.

Mr. Speaker and Members of the House of Representatives.

GENTLEMEN—You are invited to be present at a dinner given by the Greater Des Moines Committee in honor of the Senators and Representatives of the Thirty-fifth General Assembly, at the Savery Hotel, Tuesday evening, April 15th, at 7 o'clock P. P.

Yours truly,

RALPH BOLTEN,
Director.

The Speaker Pro Tempore announced that as Speaker Pro Tempore of the House, he had signed in the presence of the House, Senate Files Nos. 417, 486, 465, 230, 259, 142, 76, 267 and 72.

On motion of Munro of Washington, the House adjourned until 7:30 o'clock P. M.

EVENING SESSION.

House reconvened, Speaker Pro Tempore Brady 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 has appointed as conference committee on the part of the Senate on:

Senate File No. 327, a bill for an act to amend section 2077, Supplement to the Code, 1907, relative to passenger rates and providing passenger transportation charges to towns at which fairs are or may be held, Senators Boe of Winnebago, DeWolf of Blackhawk, Farr of Woodbury, Sullivan of Polk.

Jos. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the President of the Senate has appointed as conference committee on the part of the Senate on:

Senate File No. 477, a bill for an act to appropriate money for the purpose of defraying expenses incurred in the election contests in the 19th and 46th senatorial districts of Iowa, etc., Senators Mattes of Sac, Kimball of Pottawattamie, Shrup of Dubuque and Webber of Wapello.

Jos. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the President of the Senate has appointed as conference committee on the part of the Senate on:

Senate File No. 118, a bill for an act to confer additional powers upon trust companies and to prescribe the conditions under which they may transact business, Senators Cowles of Des Moines, Hilsinger of Jackson, Malmberg of Jackson and Webber of Wapello.

Jos. E. MEYER,
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. 545, a bill for an act to repeal sub-division 2, section 303, Supplement to the Code, 1907, as amended by chapter 79 laws of the Thirty-third General Assembly and enacting a substitute relating to levies by the board of supervisors for ordinary county revenue.

Jos. E. MEYER,
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. 529, a bill for an act to enable Mrs. C. C. Platner and Mrs. Geo Wilson to share in the policeman's pension fund of the city of Council Bluffs, Iowa

Jos. E. MEYER,
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. 544, a bill for an act to amend chapter 126, acts of the Thirty-fourth General Assembly, relating to the sale of cocaine and certain other drugs; and to repeal section 2596-b, Supplement to the Code, 1907, relating to the penalty for the unlawful sale of such drugs.

JOS. E. MEYER,
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. 406, a bill for an act to repeal section 3138, Supplement to the Code, 1907, and chapter 195, laws of the Thirty-third General Assembly and to enact a substitute, relating to the care of property belonging to guests of hotels, etc.

JOS. E. MEYER,
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. 530, a bill for an act to amend the law relating to the selection of school text books, as it appears in section 2831, 2832, Supplement to the Code, 1907, and section 2834 of the Code.

JOS. E. MEYER,
Secretary.

Steelsmith of Osceola, from the committee appointed to draft suitable resolutions commemorating the life, character and public service of Hon. Mahlon Harvey, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

SENATE MESSAGES CONSIDERED.

Senate File No. 545, a bill for an act to repeal sub-division two (2) of section thirteen hundred three (1303), supplement to the code, 1907, as amended by chapter seventy-nine (79), of the laws of the Thirty-third General Assembly, and enacting a substitute therefor relating to levies by the board of supervisors for ordinary county revenues.

Read first and second time and referred to Sifting committee.

Senate File No. 529, a bill for an act enabling Mrs. C. C. Platner and Mrs. George Wilson to share in the policemen's pension fund of the city of Council Bluffs, Iowa.

Read first and second time and referred to Sifting committee.

Senate File No. 544, a bill for an act to amend the law as it appears in chapter one hundred twenty-six (126), acts of the Thirty-fourth General Assembly, relating to the sale of cocaine and other certain drugs; and to repeal the law as it appears in section twenty-five hundred ninety-six-b (2596-b), of the supplement to the code, 1907, relating to the penalty for the unlawful sale of such drugs.

Read first and second time and referred to Sifting committee.

Senate File No. 406, a bill for an act to repeal section three thousand one hundred and thirty-eight of the supplement to the code, 1907, and chapter one hundred and ninety-five (195) of the laws of the Thirty-third General Assembly, and to enact as a substitute therefor the following relating to the care of property belonging to guests of hotels and inns and liability for the loss thereof and to the lien of hotel and inn-keepers thereon, and for providing a method for enforcing such lien.

Read first and second time and referred to Sifting committee.

Senate File No. 530, a bill for an act to amend the law relating to the selection of school text books, as it appears in sections twenty-eight hundred thirty-one (2831), twenty-eight hundred thirty-two (2832), supplement to the code, 1907, and twenty-eight hundred thirty-four (2834), of the code.

Read first and second time and referred to Sifting committee.

Fraley of Polk presented the following resolution, asked unanimous consent for immediate consideration and moved its adoption :

Whereas, the Hon. Isaac Brandt, of Polk County, Iowa, an honored member of this House during the Fifteenth session of the General Assembly passed away at his home in Des Moines, September 12th, 1909.

Resolved, that a committee of three be appointed by the Speaker to prepare and present suitable resolutions commemorating his life character and services to the state.

Motion prevailed and the resolution was adopted.

The speaker named as such committee Fraley of Polk, Lund of Hamilton and Hamilton of Lee.

Power of Jefferson presented the following resolution, asked unanimous consent for immediate consideration and moved its adoption :

Whereas the Hon. H. B. Mitchell, late of Fairfield, Iowa, and a former member of this House in the Fourth and Twenty-first General Assemblies, died during the past year, therefore be it

Resolved, that a committee of three be appointed by the Speaker to prepare and present suitable resolutions commemorating his life and character.

Motion prevailed and the resolution was adopted.

The speaker named as such committee Power of Jefferson, Ring of Linn and Hazen of Pottawattamie.

Hansen of Shelby presented the following concurrent resolution and moved its adoption :

CONCURRENT RESOLUTION.

Whereas, John Koolbeck of Harlan, Iowa, an honorable discharged Union soldier of the civil war, a member of company F., 4th cavalry, is entitled to volumes 3 and 4 of the roster of Iowa soldiers, sailors and marines, in accordance with chapter 202 of the acts of the Thirty-fourth General Assembly, and

Whereas the said volumes have been sent to the said John Koolbeck in accordance with law, and

Whereas the said volumes have since been lost or stolen, therefore

Be it resolved by the House of Representatives, the Senate concurring.

That the adjutant general be authorized and directed to send duplicate copies of volumes 3 and 4 of the roster of Iowa soldiers to John Koolbeck.

Motion prevailed and the resolution was adopted.

Fraley of Polk, from the committee appointed to draft suitable resolutions commemorating the life, character and public service of Hon. Isaac Brandt, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate refused to concur in House amendments to the following bill in which the concurrence of the Senate was asked:

Substitute for Senate File No. 6, a bill for an act to amend section 1, chapter 106, acts of the Thirty-fourth General Assembly relating to the appointment of mine inspector.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Daniels of Appanoose called up substitute for Senate File No. 6 and moved that the House recede from its amendments.

Motion prevailed.

Jacobs of Calhoun presented the following report and asked that it be printed in the Journal:

REPORT OF CONFERENCE COMMITTEE ON SUBSTITUTE FOR SENATE FILE NO. 118 BY DEWOLF.

To the Senate and House of Representatives of the Thirty-fifth General Assembly:

Your Conference committee to which was referred substitute for Senate File No. 118, by DeWolf, "A bill for an act to confer additional powers

upon trust companies, state and savings banks and to prescribe the conditions under which they may transact business", beg leave to report that they have had the same under consideration and recommend that the Senate concur in all of the amendments adopted by the House, except the amendment to section eight of the bill and further recommend the following substitute for section eight of the bill as amended:

"Section 8. Trust companies, state or saving banks, may contract indebtedness or liability for the following purposes: for necessary expenses in managing and transacting their business, for deposits, and to pay depositors, provided, that in pursuance of 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. But nothing herein contained shall limit the issuance, by trust companies, of debentures or bonds the actual payment of which shall be secured by an actual transfer of real estate securities."

JOHN W. JACOBS,
CHRIS. EBICKSON,
WM. BUXTON, JR.,
GERRITT KLAY,
House Committee.

LAMONTE COWLES,
J. F. WEBBER,
ED. P. MALMBERG,
G. E. HILSINGER,
Senate Committee.

CONSIDERATION OF BILLS.

On motion of Jones of Dickinson, Senate File No. 537, a bill for an act to legalize certain warrants of the town of Milford, Iowa, was taken up, and considered.

Mr. Jones moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hamilton, Hansen, Hazen, Huff, Hunt, Hutch-

ins, Jacobson, Jamison, Jones, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Stipe, Stokes, Stutt, Thompson, Webb, Whitney—69.

The nays were:

None.

Absent or not voting:

Atkinson, Black, Boettger, Bradley, Brockway, Brown, Clark, Cole, Cronbaugh, Elliott, Elwood, Griggs, Halgrims, Heaton, Helming, Huntley, Jacobs, Jensen, Kane, Kelso, Kingland, Klay, Koontz, Lenocker, McCullough, Miller, Mitchell, Rohwer, Saltzmann, Scott, Shankland, Sherman, Sidey, Steelsmith, Townsend, Trumbauer, White, Workman, Mr. Speaker—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Kelso of Jackson, Senate File No. 516, a bill for an act to legalize a certain election held January 13, 1913, in town of Miles, Jackson county, Iowa, was taken up, and considered.

Mr. Kelso moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jones, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Scholz, Scott, Steelsmith, Stokes, Thompson, Webb, White—72.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Black, Boettger, Bradley, Brown, Clark, Cole, Cronbaugh, Elwood, Griggs, Heaton, Huntley, Jacobs, Jensen, Kane, Kelso, Kingland, Koontz, Lenoecker, McCullough, Miller, Odendahl, Reeve, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Stipe, Stutt, Townsend, Trumbauer, Whitney, Workman, Mr. Speaker—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Hutchins of Kossuth, Senate File No. 294, a bill for an act to repeal section three thousand three hundred eight (3308) of the code, and to enact a substitute therefor, relating to release and discharge of liens by foreign administrators, executors and guardians, was taken up, and considered.

Mr. Hutchins moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jones, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHese, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Scholz, Scott, Steelsmith, Stokes, Thompson, Webb, White—72.

The nays were:

None.

I

Absent or not voting :

Atkinson, Barry, Black, Boettger, Bradley, Brown, Clark, Cole, Cronbaugh, Elwood, Griggs, Heaton, Huntley, Jacobs, Jensen, Kane, Kelso, Kingland, Koontz, Lenoeker, McCullough, Miller, Odendahl, Reeve, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Stipe, Stutt, Townsend, Trumbauer, Whitney, Workman, Mr. Speaker—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Ring of Linn, Senate File No. 265, a bill for an act providing for the deposit by state and savings banks in the treasury of the United States, of securities to secure postal savings deposits made in such banks under the provisions of the postal savings bank act, with report of committee recommending passage, was taken up, and considered.

Mr. Ring moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Craig, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Huff, Hunt, Hutchins, Jacobson, Jamison, Jones, Kulp, Larrabee, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Scott, Sherman, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney—70.

The nays were :

None.

Absent or not voting:

Atkinson, Black, Bliss, Boettger, Bradley, Brown, Chapman, Clark, Cole, Cronbaugh, Downey, Doze, Elwood, Griggs, Heaton, Helming, Huntley, Jacobs, Jensen, Kane, Kelso, Kingland, Klay, Koontz, Lenoeker, Lund, McCullough, Miller, Odendahl, Rohwer, Saltzmann, Shankland, Sidey, Stipe, Townsend, Trumbauer, Workman, Mr. Speaker—38.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Dawson of Cherokee, House File No. 687, a bill for an act to repeal sections twenty-eight hundred twenty-three-j (2723-j), twenty-eight hundred twenty-three-k (2823-k), twenty-eight hundred twenty-three-l (2823-l) and twenty-eight hundred twenty-three-m (2823-m), supplement to the code, 1907, and enact a substitute therefor, was taken up, and considered.

Mr. Dawson proposed the following amendment:

Amend by striking out the word "section" and the numeral "2" at the beginning of the second paragraph of the bill and by inserting quotation marks (") before the word "The" at the beginning of the second paragraph and also after the word "them" at the end of paragraph three of the bill.

Amendment adopted.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Hansen, Hazen, Huff, Hunt, Hutchins, Jones, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Shankland, Steel-smith, Stokes, Stutt, Webb, White—57.

The nays were:

Downey, Halgrims, Halstead, Jacobson, Kulp, Larrabee, Mitchell—7.

Absent or not voting:

Atkinson, Barry, Bingham, Black, Boettger, Bradley, Brown, Chapman, Clark, Cronbaugh, Dixon, Elwood, Fraley, Griggs, Hamilton, Heaton, Helming, Huntley, Jacobs, Jamison, Jensen, Kane, Kelso, Kingland, Klay, Koontz, Lenoeker, Lund, McCullough, Miller, Odendahl, Power, Rohwer, Saltzmann, Scott, Sherman, Sidey, Stipe, Thompson, Townsend, Trumbauer, Whitney, Workman, Mr. Speaker—44.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up House File No. 295 and yielded the floor to Helming of Allamakee.

On motion of Mr. Helming, House File No. 295, a bill for an act to provide for the care and treatment of indigent children under the direction of the state board of control, and to make an appropriation therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Larrabee of Fayette proposed the following amendment:

Amend by striking out the publication clause.

Amendment adopted.

Mr. Helming moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott,

Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jones, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Steelsmith, Stutt, Thompson, Webb, White, Whitney—74.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Black, Boettger, Bradley, Brown, Buxton, Clark, Cronbaugh, Doze, Elwood, Fraley, Griggs, Grout, Heaton, Huntley, Jacobs, Jensen, Kane, Kelso, Kingland, Koontz, Lenoeker, McCullough, Miller, Saltzmann, Sherman, Sidey, Stipe, Stokes, Townsend, Trumbauer, Workman, Mr. Speaker—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up House File No. 201 and yielded the floor to Hansen of Shelby.

On motion of Mr. Hansen, House File 201, a bill for an act establishing the state colony for epileptics and making an appropriation for the purchase of land and the erection of buildings for said colony, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Hansen moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Cole, Crozier, Daniels, Dixon,

Downey, Dunlap, Eggleston, Elliott, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jones, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Shankland, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney—69.

The nays were:

Halstead, Scott—2.

Absent or not voting:

Atkinson, Barry, Bartle, Black, Boettger, Bradley, Brown, Chapman, Clark, Craig, Cronbaugh, Dawson, Doze, Elwood, Enger, Griggs, Heaton, Huntley, Jacobs, Jensen, Kane, Kelso, Kingland, Koontz, Lenoeker, Lund, McCullough, Miller, Oden-dahl, Rohwer, Saltzmann, Sherman, Stipe, Townsend, Trumbauer, Workman, Mr. Speaker—37.

So the bill having received a constitutional majority was declared to have passed the House.

Mr. Hansen proposed the following amendment to the title:

Amend by striking out the words "an appropriation" and inserting in lieu thereof the word "provision."

Amendment adopted and title as amended agreed to.

Larrabee of Fayette called up Senate File No. 289 and yielded the floor to Shankland of Polk.

On motion of Mr. Shankland, Senate File No. 289, a bill for an act to amend the law as it appears in section twenty-four hundred seventy-two (2472) of the supplement to the code, 1907, and section twenty-four hundred seventy-four (2474) of the code, and to repeal section twenty-four hundred seventy-seven (2477) of the supplement to the code, 1907, and chapter one hundred forty-four (144) of the acts of the Thirty-third (33) General Assembly amendatory to section twenty-four hundred seventy-seven (2477) of the supplement to the code, 1907, and to enact a substitute therefor, all relating to the bureau of labor statistics

and providing for reports of accidents by employers and prescribing a penalty for the violation thereof, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Whitney of Woodbury in the chair.

Mr. Shankland moved that the rules be suspended, the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Power of Jefferson moved to reconsider the vote by which Senate File No. 289 passed to its third reading.

Motion lost.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hamilton, Helming, Huff, Hunt, Hutchins, Jamison, Jones, Klay, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Shankland, Sidey, Steelsmith, Stokes, White, Whitney—58.

The nays were:

Bartle, Hadley, Halgrims, Halstead, Jacobson, LeRoy, Oden-dahl, Rone, Stutt, Thompson, Webb—11.

Absent or not voting:

Atkinson, Barry, Black, Boettger, Bradley, Brady, Brown, Clark, Cronbaugh, Downey, Doze, Elwood, Griggs, Hansen, Hazen, Heaton, Huntley, Jacobs, Jensen, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenoeker, Lund, McCullough, Miller, Rohwer, Saltzmann, Scholz, Scott, Sherman, Stipe, Townsend, Trumbauer, Workman, Mr. Speaker—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Dawson of Cherokee, Senate File No. 510, a bill for an act to amend the law as it appears in section one thousand five hundred thirty-two (1532), supplement to the code, 1907, as amended by the acts of the Thirty-third General Assembly, relative to the establishment of road districts for state lands and providing for the payment of the cost of maintaining roads therein and the collection of road poll tax within such district, was taken up and considered.

The Sifting committee proposed the following substitute amendment:

A BILL for an Act to Amend the Law as it Appears in Chapter Ninety-three (93) of the Acts of the Thirty-third General Assembly, Relative to the Establishment of Road Districts for State Lands and Providing for the Payment of the Cost of Maintaining Roads Therein and the Collection of Road Poll Tax Within Such Districts.

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

Section 1. That section two of chapter ninety-three (93) of the acts of the Thirty-third General Assembly be amended by striking out the last paragraph therein and inserting in lieu thereof the following:

"That all roads and highways within and adjacent to lands belonging to the state, including those under the supervision of the state board of education, shall constitute a separate road district under the control and supervision of the supervisor appointed by the board of control of state institutions with all the powers, duties and responsibilities imposed upon road supervisors, who shall require all able-bodied males, other than inmates of state institutions, residing within such road district, to perform the labor required by the provisions of section one thousand five hundred fifty (1550) and section one thousand five hundred fifty-one (1551) of the Supplement to the Code, 1907, and section one thousand five hundred fifty-two (1552) of the Code, upon the roads of the district within the counties where such persons reside.

The supervisor shall make a report to the board of control under the provisions of section one thousand five hundred fifty-four (1554) of the Supplement to the Code, 1907, so far as applicable.

It it appears from such report that any person has failed to perform the two days labor required, or any part thereof, and that the supervisor has neglected to collect the amount of money required to be paid in case of such default, the board of control shall certify the name of such person and the amount due from such person to the county auditor of the county where such person resides, who shall enter the amount on the property tax list as against such person and the treasurer of the

county shall collect the same and when collected shall pay the amount so collected to the board of control of state institutions, who shall expend same upon the roads of the state district in the county where such money was collected.

All cost of maintaining, repairing, renewing and improving the roads within the road district containing state lands, except county bridges, after the expenditure of the road poll tax, either in money collected or in labor, shall be paid out of any general funds in the hands of the state treasurer, not otherwise appropriated, upon warrants drawn by the state auditor after certificate of amount due shall have been filed in his office by the board of control.

Substitute amendment adopted.

Mr. Dawson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Cannon, Carson, Chapman, Cole, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Halgrims, Halstead, Hamilton, Hansen, Hazen, Huff, Hunt, Hutchins, Jacobson, Jones, Klay, Kulp, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Munro, Peterson, Pickford, Power, Reeve, Ring, Rone, Shankland, Sidey, Steelsmith, Stokes, Stutt, Webb, White, Whitney—63.

The nays were:

Odendahl, Townsend—2.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bartle, Black, Boettger, Bradley, Brown, Buxton, Clark, Craig, Cronbaugh, Downey, Elwood, Griggs, Hadley, Heaton, Helming, Huntley, Jacobs, Jamison, Jensen, Kane, Kelso, Kingland, Koontz, Larrabee, Lenocker, Lund, McCullough, Miller, Mitchell, Newcomb, Rohwer, Saltzmann, Scholz, Scott, Sherman, Stipe, Townsend, Trumbauer, Workman, Mr. Speaker—43.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Doze of Wayne, Senate File No. 368, a bill for an act to require the registration of charitable organizations soliciting public aid and providing penalty for the violations thereof, was taken up and considered.

Mr. Doze moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Burt, Buxton, Cannon, Carson, Cole, Craig, Daniels, Dawson, Dixon, Doze, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Hadley, Halstead, Hamilton, Hansen, Hazen, Huff, Hunt, Hutchins, Jacobson, Jones, Kulp, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rone, Shankland, Stutt, Thompson, Webb, Whitney—58.

The nays were:

Dunlap, Greene of Clinton, Jamison, Sidey, Stokes—5.

Absent or not voting:

Atkinson, Barry, Bartle, Black, Boettger, Bradley, Brown, Bruce, Chapman, Clark, Cronbaugh, Crozier, Downey, Elwood, Griggs, Grout, Halgrims, Heaton, Helming, Huntley, Jacobs, Jensen, Jones, Kelso, Kingland, Klay, Koontz, Larrabee, Lenoeker, Lund, McCullough, Miller, Odendahl, Power, Rohwer, Saltzmann, Scholz, Scott, Sherman, Steelsmith, Stipe, Townsend, Trumbauer, White, Workman, Mr. Speaker—45.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Ring of Linn, the House adjourned until Tuesday, April 15th, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 15, 1913.

House met pursuant to adjournment, Speaker Pro Tempore Brady in the chair.

Prayer was offered by Rev. DeWitt White of Derby, Iowa.

Journal of Monday, April 14th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against House File No. 262 and Senate File No. 131.

Referred to Sifting committee.

Lenocker of Pottawattamie presented remonstrance of citizens of Pottawattamie county against the creating of a tax commission.

Jamison of Des Moines called up House Concurrent Resolution relative to date of final adjournment, and moved its adoption.

Jensen of Pocahontas moved to amend by striking out the words "Thursday, April 17th," and inserting in lieu thereof the words "Saturday, April 19th."

Kingland of Winnebago moved the previous question.

Jamison of Des Moines seconded the motion.

Motion prevailed.

Amendment lost.

On the adoption of the Resolution, roll call was demanded by Jamison of Des Moines and Eggleston of Clarke.

On the question, "Shall the Concurrent Resolution be adopted?"

The ayes were:

Bartle, Bauman, Bernbrock, Black, Blackford, Bradley, Brown, Burt, Cannon, Clark, Cole, Cronbaugh, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Erickson, Greene of Clinton, Griggs, Halstead, Hamilton, Hansen, Hazen, Helming, Hutchins, Jamison, Koontz, Lenocker, LeRoy, Lounsberry, Miller, Milton, Mitchell, Munro, Odendahl, Pickford, Ring, Rone, Saltzmann, Scholz, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Workman—53.

The nays were:

Anderson of Montgomery, Anderson of Greene, Barry, Bingham, Bliss, Brady, Brockway, Bruce, Buxton, Carson, Chapman, Craig, Crozier, Elliott, Enger, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Heaton, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, Kingland, Klay, Kulp, Larrabee, Lund, McHose, McVicker, Meredith, Newcomb, Peterson, Power, Reeve, Sherman, Whitney—42.

Absent or not voting:

Atkinson, Boettger, Dixon, Elwood, Halgrims, Kane, Kelso, Manning, McCullough, Rohwer, Shankland, Stipe, Mr. Speaker—13.

So the Resolution was adopted.

The Speaker Pro Tempore announced that as Speaker Pro Tempore of the House, he had signed in the presence of the House, Senate Files Nos. 40, 384, 79, 448, 233, 170, 436, 398 and 540.

Klay of Sioux 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 the Senate was asked:

Senate has failed to pass the following bill in which the concurrence of

House File No. 438, a bill for an act to amend section 2792 of the Code relating to the restoration of territory to the school district from which it has been taken.

JOS. E. MEYER,
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. 377, a bill for an act to prohibit dances in public high and graded schools.

JOS. E. MEYER,
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. 488, a bill for an act to amend section 1093, Supplement to the Code, 1907, relating to election boards.

JOS. E. MEYER,
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 to provide for the improvement of the water and harbor fronts of incorporated or chartered cities and towns situated on navigable waterways, etc.

JOS. E. MEYER,
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. 491, a bill for an act making special provision for the enforcement of sanitary conditions by the state board of health upon complaint made by five or more citizens.

JOS. E. MEYER,
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. 298, a bill for an act relating to elevators and warehouses on railroad land and prescribing methods and conditions of procuring and holding sites therefor, and liability for loss or destruction thereof.

JOS. E. MEYER,
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. 40, a bill for an act making it unlawful for candidates for an office to promise support or influence in behalf of another for any position, and providing a penalty therefor.

JOS. E. MEYER,
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. 45, a bill for an act providing that all common carriers operating trains within the state of Iowa and conveying live stock shall provide sleeping berths or bunks for persons in charge of live stock.

JOS. E. MEYER,
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. 460, a bill for an act to create the county of Larrabee and provide for the government thereof.

JOS. E. MEYER,
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. 23, a bill for an act to provide for the appointment of clerk of the supreme court, and reporter of the supreme court to fix the term of office of such officials.

JOS. E. MEYER,
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. 595, a bill for an act to repeal section 3093 of the Code, and to enact a substitute, relating to sub-contractors mechanics' liens and the liability if the owner of a building to the principal contractor.

JOS. E. MEYER,
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. 666, a bill for an act to amend section 2661 of the Code, relating to the duties of secretaries of school boards.

JOS. E. MEYER,
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. 613, a bill for an act to amend section 4852, Supplement to the Code, 1907, relating to larceny of property.

JOS. E. MEYER,
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. 124, a bill for an act to indemnify H. C. Jackson for personal injury sustained by him while employed as head farmer at the state hospital at Mt. Pleasant, Iowa.

JOS. E. MEYER,
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. 591, a bill for an act to specify qualification for county attorneys, additional to chapter 9, title 3, of the Code.

JOS. E. MEYER,
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. 224, a bill for an act to amend section 1989-a41, Supplement to the Code, 1907, relative to the compensation to be paid appraisers of damages and commissioners of drainage districts.

JOS. E. MEYER,
Secretary.

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the conference committee report, adopted and concurred in the amendments as recommended by said conference committee and passed substitute for Senate File No. 118, a bill for an act to confer additional powers upon trust companies, state and savings banks and prescribe the conditions under which they may transact business.

JOS. E. MEYER,
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. 158, a bill for an act to repeal section 3705 of the Code and to enact a substitute relative to the instruction of the district court.

Jos. E. MEYER,
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. 474, a bill for an act to amend section 694-a, Supplement to the Code, 1907, relating to membership fees in league of municipalities.

Jos. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and concurred in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 87, a bill for an act to amend the law relating to revocation of physicians' certificates and defining unprofessional conduct.

Jos. E. MEYER,
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. 458, a bill for an act to promote patriotism and to provide for the display of the flag of the United States upon public buildings, etc.

Jos. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 488, a bill for an act to amend the law as it appears in section ten hundred ninety-three (1093), supplement to the code, 1907, relating to election boards.

Read first and second time and referred to Sifting committee.

Senate File No. 360, a bill for an act to provide for the improvement of the water and harbor fronts of incorporated or chartered cities and towns situated on navigable waterways within or bordering on the state of Iowa; for the acquirement, construction, maintenance and operation of public docks, and for the acquirement by condemnation or otherwise of lands or rights or interests therein for same; to create a department to be administered by a board to carry on such work and to regulate and control the construction, maintenance and operation of belt railways, wharves, docks, slips, quay walls, piers, basins other water-front lands or rights or interests therein, in said cities and towns; to authorize the issuance and sale of bonds and to levy a tax for carrying out the above purposes.

Read first and second time and referred to Sifting committee.

Senate File No. 491, a bill for an act making special provision for the enforcement of sanitary conditions by the state board of health upon complaint made by five (5) or more citizens.

Read first and second time and referred to Sifting committee.

On request of Kulp of Palo Alto, unanimous consent having been given, House File No. 298, a bill for an act relating to elevators and warehouses on railroad land, and prescribing methods and conditions of procuring and holding sites therefor, and liability for loss or destruction thereof, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Strike from the bill as adopted by the House, all of section 1 and substitute in lieu thereof the following as section 1.

Section 1. That whenever a disagreement arises between the owner of an elevator or grain warehouse, coal shed, ice house, buying station, flour mill, or any other building used for receiving storing or manufacturing any article of commerce transported or to be transported,

situated on a railroad right of way, or in land owned or controlled by a railroad company, and such railroad company, as to the terms and conditions on which the same is to be continued thereon, or removed therefrom, or whenever application is made by any person, firm or corporation for the right to a site for such elevator or grain warehouse, coal shed, ice house, buying station, flour mill, or any other building used for receiving, storing, manufacturing any article of commerce transported or to be transported, and such railway company and said applicant cannot agree as to whether said elevator or grain warehouse shall be so placed on said right of way or on property owned or controlled by the railroad company, or as to the character of the buildings to be erected and placed thereon, or the place where the same is to be so erected and maintained or as to the terms and conditions under which the same may be so placed or operated, then, and in every such event, on written application to the board of railroad commissioners by such railroad company, person, firm or corporation the said board of railroad commissioners shall have authority and it is hereby made their duty, as speedily as possible after the filing of such application, to hear and determine such controversy, and make such order in reference thereto as shall be just and right between the parties under all the facts in the case, which order shall be enforced as other orders of said commission.

Also:

Amend the title by inserting after the word "warehouses" the following words, "coal sheds, ice houses, buying stations, flour mills and other buildings."

Mr. Kulp moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Greene, Atkinson, Black, Blackford, Bliss, Boettger, Bradley, Brockway, Bruce, Buxton, Cannon, Carson, Craig, Cronbaugh, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Halstead, Hansen, Heaton, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Peterson, Pickford, Power, Reeve, Ring, Saltzmann, Shankland, Sidey, Stokes, Stutt, Webb, White, Workman—61.

The nays were:

None.

Absent or not voting :

Anderson of Montgomery, Barry, Bartle, Bauman, Bernbrock, Bingham, Brady, Brown, Burt, Chapman, Clark, Cole, Crozier, Daniels, Dawson, Dixon, Downey, Erickson, Greene of Grundy, Griggs, Grout, Hadley, Halgrims, Hamilton, Hazen, Helming, Huff, Jacobs, Kelso, Koontz, Lenoeker, McCullough, Miller, Newcomb, Odendahl, Rohwer, Rone, Scholz, Scott, Sherman, Steelsmith, Stipe, Thompson, Townsend, Trumbauer, Whitney, Mr. Speaker—47.

So the House concurred in Senate amendments.

On request of Elwood of Howard, unanimous consent having been given, House File No. 40, a bill for an act making it unlawful for any candidate for any office to promise support or influence in behalf of another for any position, place or office in consideration of any other person supporting him, and providing a penalty therefor, with Senate amendments, was taken up and the amendments read and considered.

SENATE SUBSTITUTE FOR HOUSE FILE NO. 40.

A BILL for an Act Making it Unlawful for Any Candidate for Any Office to Promise Support or Influence in Behalf of Another for any Position, Place or Office in Consideration of any other Person Supporting him, and Providing a Penalty Therefor.

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

Section 1. It shall be unlawful for any candidate for any office to be voted for at any primary, municipal or general election, prior to his nomination or election, to promise either directly or indirectly, to support or use his influence in behalf of any person or persons for any position, place, or office, or to promise directly or indirectly to name or appoint any person or persons to any place, position or office in consideration of any person or persons supporting him or using his, her or their influence in securing his or her nomination, election or appointment.

Sec. 2. It shall be unlawful for any person to solicit from any candidate for any office to be voted for at any primary, municipal or general election, or any candidate for appointment to any public office, prior to his nomination, election or appointment, to promise directly, or indirectly, to support or use his or her influence in behalf of any person or persons for any position, place or office, or to promise either directly or indirectly to name or appoint any person or persons to any place, position or office in consideration of any person or persons supporting him or her, or using his, her or their influence in securing his or her nomination, election or appointment.

Sec. 3. Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and punished as provided in section eleven hundred thirty-seven-a-six (1137-a-6) Supplement to the Code, 1907.

Mr. Elwood moved that the House concur in Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Hamilton, Hansen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Klay, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Milton, Mitchell, Munro, Peterson, Ring, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Webb, Workman—69.

The nays were:

None.

Absent or not voting:

Barry, Bernbrock, Bingham, Black, Bliss, Burt, Crozier, Daniels, Dawson, Dixon, Downey, Griggs, Halgrims, Halstead, Hazen, Huff, Jacobson, Kelso, Kingland, Koontz, Kulp, Larrabee, Lenocker, McCullough, Meredith, Miller, Newcomb, Odendahl, Pickford, Power, Reeve, Rohwer, Scholz, Steelsmith, Stipe, Trumbauer, White, Whitney, Mr. Speaker—39.

So the House concurred in Senate amendments.

Jacobs of Calhoun called up conference committee report on Senate File No. 118, relating to conferring additional powers upon trust companies, state and savings banks, and moved the adoption of the conference committee report.

Motion prevailed and the report was adopted.

On the question, "Shall the amendments proposed by the conference committee to Senate File No. 118 be adopted?"

The ayes were:

Anderson of Montgomery, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brockway, Bruce, Buxton, Cannon, Carson, Cole, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Halgrims, Hamilton, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Lenoeker, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Pickford, Reeve, Ring, Rone, Saltzmann, Scholz, Shankland, Sidey, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney—70.

The nays were:

Bauman, Bradley, Brown, Burt, Clark, Cronbaugh, Crozier, Daniels, Downey, Halstead, Workman—11.

Absent or not voting:

Anderson of Greene, Bartle, Brady, Chapman, Craig, Dawson, Dixon, Doze, Greene of Grundy, Hadley, Hazen, Heaton, Kulp, Larrabee, Lounsberry, Miller, Mitchell, Odendahl, Peterson, Power, Rohwer, Scott, Sherman, Steelsmith, Stipe, Trumbauer, Mr. Speaker—27.

So the amendments proposed by the conference committee were adopted.

On request of Larrabee of Webster, unanimous consent having been given, House File No. 158, a bill for an act to repeal section three thousand seven hundred and five (3705) of the code, and to enact a substitute in lieu thereof relative to the instructions of the District court, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by inserting after the word "jury" in the seventh line of section three (3) of the bill the following:

"And must point out the grounds thereof specifically and with reasonable exactness; but upon a showing in a motion for a new trial that an

error in such instructions was not discovered by the party claiming the error at the time of trial, such objections or exceptions may be made in the same manner in which motion for a new trial and no other objection or exception to the instructions shall be considered by the supreme court on appeal, except those made as above provided."

Mr. Larrabee moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Daniels, Downey, Doze, Dunlap, Elliott, Elwood, Enger, Greene of Clinton, Grout, Halgrims, Hamilton, Hansen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kane, Kingland, Klay, Koontz, Kulp, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Milton, Newcomb, Pickford, Power, Reeve, Ring, Rone, Scholz, Scott, Sidey, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman—72.

The nays were:

None.

Absent or not voting:

Brady, Brockway, Brown, Bruce, Clark, Crozier, Dawson, Dixon, Eggleston, Erickson, Fraley, Greene of Grundy, Griffin, Griggs, Hadley, Halstead, Hazen, Hunt, Jones, Kelso, Larrabee, Lenoeker, Lund, Miller, Mitchell, Munro, Odendahl, Peterson, Rohwer, Saltzmann, Shankland, Sherman, Steelsmith, Stipe, Trumbauer, Mr. Speaker—36.

So the House concurred in Senate amendments.

On request of Whitney of Woodbury, Unanimous consent having been given, House File No. 474, a bill for an act to amend section six hundred and ninety-four-a (694-a) of the supplement to the code, 1907, relating to membership fees and dues in league of Iowa municipalities, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Strike out all after the enacting clause and substitute the following:

Section 1. Cities and towns, including cities under special charter and under the commission plan of government may by resolution appropriate money out of the general fund and pay dues in the league of Iowa municipalities not to exceed annually the following amounts: municipalities less than two thousand, ten dollars (\$10.00); from two thousand to five thousand, twenty dollars (\$20.00); from five thousand to ten thousand, thirty dollars (\$30.00); from ten thousand to thirty thousand, forty dollars (\$40.00); from thirty thousand to fifty thousand, fifty dollars (\$50.00); all over fifty thousand, sixty dollars, (\$60.00); and in addition may pay the actual expenses of not more than two delegates to the meetings of said league.

Sec. 2. At the annual meeting of the league in 1913, the chief clerk of the state municipal accounting department shall meet with the league and formulate a system of accounting and reports to be adopted by the league and thereafter the league shall keep and make such accounts and reports as shall be required by said department, and the same shall be annually checked by the municipal accounting department and published in the volume of municipal accounts.

Sec. 3. That section six hundred and ninety-four-a (694-a) Supplement to the Code, 1907, be and the same is hereby repealed.

Mr. Whitney moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Buxton, Cannon, Cole, Cronbaugh, Crozier, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Halgrims, Halstead, Hansen, Heaton, Huff, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Koontz, Lenoeker, LeRoy, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Pickford, Power, Ring, Rone, Scholz, Scott, Shankland, Sidey, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman—64.

The nays were:

Barry—1.

Absent or not voting :

Bartle, Boettger, Brady, Brockway, Brown, Bruce, Burt, Carson, Chapman, Clark, Craig, Daniels, Dawson, Dixon, Downey, Eggleston, Griggs, Hadley, Hamilton, Hazen, Helming, Hunt, Huntley, Jacobs, Kelso, Kulp, Larrabee, Lounsberry, Lund, Manning, McCullough, Miller, Munro, Odendahl, Peterson, Reeve, Rohwer, Saltzmann, Sherman, Steelsmith, Stipe, Trumbauer, Mr. Speaker—43.

So the House concurred in Senate amendments.

On request of Miller of Bremer, unanimous consent having been given, Senate File No. 87, a bill for an act amending the law as it appears in section 2578 of the supplement to the code, 1907, relating to revocation of physicians' certificates and defining unprofessional conduct, with Senate amendments to House amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

That paragraph ten (10) of section one (1) of the bill be stricken out and renumbered paragraph 11 and 12.

Mr. Miller moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Bliss, Bradley, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Doze, Dunlap, Eggleston, Elliott, Elwood, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Halgrims, Halstead, Heaton, Helming, Huff, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Lounsberry, Lund, Manning, McVicker, Meredith, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Reeve, Ring, Scholz, Scott, Shankland, Sidey, Steelsmith, Stipe, Stokes, Webb, White, Whitney, Workman—73.

The nays were:

None.

Absent or not voting:

Bartle, Blackford, Boettger, Brady, Chapman, Daniels, Dawson, Dixon, Downey, Enger, Erickson, Griggs, Grout, Hadley, Hamilton, Hansen, Hazen, Hunt, Jacobs, Larrabee, Lenocker, LeRoy, McCullough, McHose, Munro, Power, Rohwer, Rone, Saltzmann, Sherman, Stutt, Thompson, Townsend, Trumbauer, Mr. Speaker—35.

So the House concurred in Senate amendments.

On request of Lounsberry of Marshall, unanimous consent having been given, House File No. 458, a bill for an act to promote patriotism and to provide for the display of the flag of the United States of America upon public buildings of the state and within certain public buildings of the state, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend the second section by striking out the word "shall" and substituting the word "may" in the third line thereof.

Mr. Lounsberry moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Blackford, Bliss, Bradley, Brady, Brown, Buxton, Carson, Clark, Cole, Daniels, Downey, Dunlap, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hamilton, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, Lounsberry, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Reeve, Ring, Rone, Saltzmann, Scholz, Shankland, Sidey, Stokes, Thompson, Webb, White, Whitney, Workman—65.

The nays were:

None.

Absent or not voting:

Bernbrock, Bingham, Black, Boettger, Brockway, Bruce, Burt, Cannon, Chapman, Craig, Cronbaugh, Crozier, Dawson, Dixon, Doze, Eggleston, Enger, Greene of Grundy, Griggs, Halgrims, Hansen, Hazen, Huff, Jacobs, Jones, Kane, Kelso, LeRoy, Lund, Manning, McCullough, Miller, Munro, Power, Rohwer, Scott, Sherman, Steelsmith, Stipe, Stutt, Townsend, Trumbauer, Mr. Speaker—43.

So the House concurred in Senate amendments.

REPORTS OF COMMITTEES.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 170, a bill for an act to encourage the dairy and beef cattle growing industries of the state of Iowa and to aid in providing instruction in practical and scientific methods and making an appropriation therefor, 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 amended as follows:

By striking out in the fourth and fifth lines of section 10 the words and figures "Seventeen Thousand Five Hundred Dollars (\$17,500.00)" and inserting in lieu thereof the words and figures "Fifteen Thousand Dollars (\$15,000.00)"; by striking out in the eighth line of section 10 and also in the fourteenth line thereof the words and figures "Ten Thousand Dollars (\$10,000.00)" and inserting in lieu thereof the words and figures "Seven Thousand Five Hundred Dollars (\$7,500.00)" and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 689, a bill for an act making appropriation for the purchase of twenty-five thousand (25,000) railroad commissioners' official

maps to be distributed by the railroad commissioners and the department of public instruction, 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.

W. LARRABEE, JR.,
Chairman.

Report adopted and House File No. 689 was indefinitely postponed.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 329, a bill for an act to encourage corn and small grain growing in the state of Iowa and to aid in conducting an exposition and convention of the grain growers of the state and to make an appropriation therefor, 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 he same be amended as follows:

By striking out the words and figures "five thousand dollars (\$5,000.00)" in the fourth and fifth lines of section six (6) and insert in lieu thereof the words and figures "two thousand dollars (\$2,000.00)", and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

By Sifting committee, House File 693:

A BILL for an Act to Confirm the Title of Jacob Arnold to the South Half of the South West Quarter of Section No. 20, Township No. 85, North, Range No. 30, West 5th., P. M., Greene County, Iowa, and Authorizing the Issuance of a Patent Therefor.

Whereas, the south half of the southwest quarter of section No. 20, township No. 85, north, range No. 30, west 5th., P. M., in Greene County, Iowa, was granted by the United States to the Cedar Rapids & Missouri river railroad company by act of congress dated June 2nd., 1864 and duly approved to said grantee; and

Whereas, one Jacob Arnold, of Greene county, Iowa, has duly acquired title to said land through said Cedar Rapids & Missouri river railroad company and its grantees as shown by the records of Greene county, Iowa by the United States on the 2nd day of July, 1862, under the grant

conveyances executed by said Cedar Rapids & Missouri river railroad company and its grantees for more than twenty-five years last past, claiming in good faith to be the absolute owner thereof and has made valuable improvements and paid taxes thereon during all of said time; and

Whereas, it also appears that said land was granted to the state of Iowa by the United States on the 2nd day of July, 1862, under the grant for the state agricultural college and approved on May 27th, 1863, and

Whereas, the state of Iowa has never asserted its title to said land and does not now claim to hold title thereto, but said grant appears as a cloud upon the title thereof, now therefore for the purpose of perfecting the title to said land in said Jacob Arnold.

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

Section 1. Title confirmed-patent. That the title to the south half of the south west quarter of section No. 20, township No. 85, north, range No. 30, west 5th., P. M., Iowa, be and the same is hereby confirmed in said Jacob Arnold, his heirs and assigns forever, and the governor and secretary of state are hereby authorized to issue, without expense to the state of Iowa, a patent wherein the state of Iowa shall quit claim all right, title and interest in said land to Jacob Arnold, his heirs and assigns.

Sec. 2. In effect. 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 Jefferson Bee, newspapers published in Des Moines, Iowa, and Jefferson, Iowa, respectively, said publication to be without expense to the state of Iowa.

Read first and second time and referred to Sifting committee.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up House File No. 329 and yielded the floor to Hazen of Pottawattamie.

On motion of Mr. Hazen, House File No. 329, a bill for an act to encourage corn and small grain growing in the state of Iowa and to aid in conducting an exposition and convention of the grain growers of the state and to make an appropriation therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Speaker Pro Tempore in the chair.

Mr. Hazen moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Bruce, Cannon, Carson, Chapman, Clark, Craig, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hamilton, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kelso, Klay, Lenocker, LeRoy, Lund, Manning, McCullough, McHose, Meredith, Miller, Mitchell, Munro, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Townsend, Trumbauer, Webb, White, Whitney, Workman—69.

The nays were:

Atkinson, Brown, Burt, Buxton, Cronbaugh, Downey, Halstead, Hazen, Kingland, McVicker, Scott, Thompson—12.

Absent or not voting:

Barry, Black, Boettger, Brady, Brockway, Cole, Dawson, Fraley, Grout, Hadley, Halgrims, Hansen, Helming, Jacobs, Jamison, Kane, Koontz, Kulp, Larrabee, Lounsberry, Milton, Newcomb, Odendahl, Power, Rohwer, Saltzmann, Mr. Speaker—27.

So the bill having failed to receive a two-thirds majority was declared to have been lost.

Larrabee of Fayette called up House File No. 170 and yielded the floor to Huntley of Lucas.

On motion of Mr. Huntley, House File No. 170, a bill for an act to encourage the dairy and beef cattle growing industries of the state of Iowa and to aid in providing instruction in practical and scientific methods and making an appropriation therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

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

Chapman of Guthrie asked unanimous consent to propose an amendment to strike out the publication clause.

Consent was granted and the amendment was adopted.

On the question, "Shall the bill pass?"

The ayes were: .

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Black, Blackford, Bliss, Brady, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dawson, Doze, Dunlap, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsbury, Lund, McHose, McVicker, Meredith, Miller, Milton, Mitihell, Munro, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Webb, White, Whitney, Workman—74.

The nays were:

Bingham, Brown, Burt, Clark, Cronbaugh, Downey, Halstead, McCullough, Odendahl, Scott, Stutt, Thompson—12.

Absent or not voting:

Bauman, Boettger, Bradley, Brockway, Crozier, Dixon, Eggleston, Elliott, Griggs, Halgrims, Hamilton, Helming, Jacobs, Jensen, Manning, Newcomb, Power, Rohwer, Saltzmann, Townsend, Trumbauer, Mr. Speaker—22.

So the bill having received a two-thirds majority was declared to have passed the House and the title was agreed to.

The Speaker Pro Tempore announced that as Speaker Pro Tempore of the House, he had signed in the presence of the House, House Joint Resolution No. 4 and House Files Nos. 464 and 306.

The Speaker Pro Tempore granted indefinite leave of absence to Rohwer of Ida.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up Senate File No. 229 and yielded the floor to Ring of Linn.

On motion of Mr. Ring, Senate File No. 229, a bill for an act to appropriate money for the purpose of entertaining the Iowa veterans who enlisted in Iowa and served in Iowa organizations and in the navy from Iowa during the civil war at a home coming during the state G. A. R. encampment at Des Moines, Iowa, with report of committee recommending passage, was taken up and considered.

Mr. Ring proposed the following amendment:

Amend by striking out the words and figures "fifteen hundred (\$1500)" wherever same appear in the bill and inserting in lieu thereof the words and figures "three thousand (\$3000.)"

Amendment adopted.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jones, Kane, Kingland, Klay, Koontz, Larrabee, LeRoy, Lounsbury, McCullough, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Reeve, Ring, Saltzmann, Scholz, Scott, Shankland, Sidey, Steelsmith, Stipe, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—82.

The nays were:

None.

Absent or not voting :

Bauman, Bingham, Brown, Buxton, Dixon, Eggleston, Greene of Grundy, Griggs, Hamilton, Jacobs, Jamison, Jensen, Kelso, Kulp, Lenocker, Lund, Manning, McHose, Pickford, Power, Rohwer, Rone, Sherman, Stokes, Stutt, Mr. Speaker—26.

So the bill having received a two-thirds majority was declared to have passed the House and the title was agreed to.

REPORTS OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report :

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 616, a bill for an act to amend the laws pertaining to the misbranding and adulteration of food products and providing appropriation for expense of dairy and food department, 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 amended by the following substitute amendment:

A BILL for an Act to Amend the Laws Pertaining to the Misbranding and Adulteration of Food Products and Providing Appropriation for Expense of Dairy and Food Department.

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

Section 1. That the law as it appears in section 4999-a31, Supplement to the Code, 1907, be and the same is hereby amended by striking out the word "vinegar" from line one (1) of the sub-section relating to the standards for vinegar where it appears immediately following the heading "cider, apple vinegar" and preceding the word "cider vinegar."

Sec. 2. That paragraph six (6) of section four (4) of chapter one hundred and seventy-four (174) laws of the Thirty-fourth General Assembly be and the same is hereby amended as follows: Insert immediately following the word "contains" in the second line, "salicylic acid or its salts, boric acid or its salts." Also add to section four, as paragraph tenth, "meats if they contain any boron compound or sulphurous acid or its salts." Also add to section four as paragraph eleventh, "If any product is sold for the purpose of preserving or coloring foods, which would render the foods adulterated by reason of the presence of said preservative or color, if such foods were offered for sale."

Sec. 3. That section five of chapter one hundred seventy-four, laws of the Thirty-fourth General Assembly be and the same is hereby repealed

and the following enacted in lieu thereof: "For the purpose of enabling the commissioner to enforce the provisions of the various laws, the enforcement of which is vested with the state dairy and food commissioner, for the making of such analysis for other state departments as may be authorized by the executive council, for necessary traveling and miscellaneous expenses of assistants and experts and for all other expenses herein provided, the sum of twenty-seven thousand dollars (\$27,000.00) annually, or so much thereof as may be necessary is hereby appropriated from the treasury not otherwise appropriated"; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 327, a bill for an act making an appropriation to enable the state railroad commission to investigate and prepare cases affecting Iowa interstate rates and services, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 326, a bill for an act making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission, 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 do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up House File No. 326 and yielded the floor to Brockway of Louisa.

On motion of Mr. Brockway, House File No. 326, a bill for an act making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission, with report of committee recommending passage, was taken up, and considered.

Mr. Larrabee proposed the following amendment:

Amend by striking out the publication clause.

Amendment adopted.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kingland, Klay, Koontz, Kulp, LeRoy, Lounsberry, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Reeve, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Stipe, Trumbauer, Webb, Whitney, Workman—72.

The nays were:

Bradley, Brown, Clark, Cronbaugh, Halstead, Hansen, McCullough, Stutt, Townsend—9.

Absent or not voting:

Bauman, Cannon, Crozier, Downey, Doze, Eggleston, Griggs, Grout, Jacobs, Jamison, Kane, Kelso, Larrabee, Lenoeker, Lund, Manning, Miller, Odendahl, Power, Ring, Rohwer, Sidey, Steel-smith, Stokes, Thompson, White, Mr. Speaker—27.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up House File No. 327 and yielded the floor to Brockway of Louisa.

On motion of Mr. Brockway, House File No. 327, a bill for an act making an appropriation to enable the state railroad commission to investigate and prepare cases affecting Iowa interstate rates and services, with report of committee recommending passage, was taken up, and considered.

Mr. Larrabee proposed the following amendment:

Amend by striking out the publication clause.

Amendment adopted.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hamilton, Hazen, Hunt, Huntley, Hutchins, Jacobs, Jensen, Jones, Kane, Kelso, Klay, Kulp, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Munro, Peterson, Pickford, Power, Reeve, Ring, Shankland, Sherman, Sidey, Stipe, Trumbauer, Webb, White, Whitney, Workman—62.

The nays were:

Bradley, Brown, Clark, Cronbaugh, Hadley, Halgrims, Halstead, Hansen, Jacobson, McCullough, Mitchell, Scott, Stutt, Thompson—14.

Absent or not voting:

Atkinson, Barry, Bartle, Black, Boettger, Cannon, Crozier, Downey, Doze, Eggleston, Fraley, Griggs, Heaton, Helming, Huff,

Jamison, Kingland, Koontz, Larrabee, Lenocker, Manning, Miller, Newcomb, Odendahl, Rohwer, Rone, Saltzmann, Scholz, Steel-smith, Stokes, Townsend, Mr. Speaker—32.

So the bill having received a constitutional majority was declared to have passed the House.

Larrabee of Fayette proposed the following amendment to the title:

Amend by striking out the word "interstate" and inserting in lieu thereof the word "intrastate."

Amendment adopted and title as amended 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 House is asked:

Senate File No. 395, a bill for an act to prohibit by penalty the transportation by common carriers, or the offering for transportation any dangerous explosive marked as other than an explosive, or unless marked with the true name of the explosive.

JOS. E. MEYER,
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. 506, a bill for an act permitting the payment of special assessments for drainage purposes by warrants drawn upon the drainage funds.

JOS. E. MEYER,
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. 93, a bill for an act to repeal chapter 146, acts Thirty-fourth General Assembly, relating to high school tuition and to enact a substitute therefor.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith requests the return of the following bill:

House File No. 380, a bill for an act to fix and declare the liability of persons, firms or private corporations, entering into contracts with the state, and to provide for immunity to witnesses in proceedings to establish such liability, etc.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 395, a bill for an act to prohibit by penalty the transportation by common carrier or the offering for transportation to a common carrier any dangerous explosive marked as other than an explosive, or unless marked with the true name of the explosive.

Read first and second time and referred to Sifting committee.

On request of Lenoeker of Pottawattamie, unanimous consent having been given, House File No. 506, a bill for an act to amend section one thousand nine hundred ninety-nine-a-thirteen (1999-a-13) of the supplement to the code, 1907, as amended by chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly, relating to the use of drainage warrants in the payment of drainage assessments, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by adding thereto the following as section 2:

Section 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 Capital, newspapers published at Des Moines, Iowa.

Mr. Lenocker moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Black, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Cole, Cronbaugh, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hazen, Huff, Hutchins, Jacobson, Jamison, Jensen, Kane, Koontz, Lenocker, LeRoy, Lounsberry, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Rone, Saltzmann, Scholz, Scott, Sherman, Steelsmith, Thompson, Trumbauer, Webb, White, Whitney, Workman—67.

The nays were:

None.

Absent or not voting:

Bingham, Blackford, Boettger, Burt, Chapman, Clark, Craig, Crozier, Downey, Doze, Dunlap, Eggleston, Fraley, Griggs, Grout, Halgrims, Hansen, Heaton, Helming, Hunt, Huntley, Jacobs, Jones, Kelso, Kingland, Klay, Kulp, Larrabee, Lund, Manning, Miller, Odendahl, Ring, Rohwer, Shankland, Sidey, Stipe, Stokes, Stutt, Townsend, Mr. Speaker—41.

So the House concurred in Senate amendments.

On request of Enger of Winneshiek, unanimous consent having been given, House File No. 93, a bill for an act to repeal chapter one hundred forty-six (146) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor, relating to high school tuition, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by striking out the paragraph beginning in line four (4) of section one (1) and inserting in lieu thereof the following:

"Any person of school age who is a resident of a school corporation which does not offer a four year high school course and who has completed the course as approved by the department of public instruction such corporation shall be permitted to attend any public high school or county high school in the state approved in like manner, that will receive him."

Also:

Amend by striking out the first sentence of the second paragraph of section 1 being lines 1, 2, 3, 4, 5, 6, and ending with the word "therefore" in the 7th line of said paragraph and insert the following:

"Any person applying for admission to any high school under the provisions of this act shall present the officials of said high school the affidavit of his or her father, mother or guardian that such applicant is of school age and a resident of a school district of this state, specifying the district."

Mr. Enger moved that the House concur in Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kane, Kelso, Koontz, Lenocker, LeRoy, Lounsbury, McHose, Meredith, Milton, Mitchell, Munro, Peterson, Pickford, Reeve, Ring, Rone, Saltzmann, Scholz, Shankland, Sidey, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—73.

The nays were:

Brown—1.

Absent or not voting:

Anderson of Greene, Barry, Bliss, Bradley, Bruce, Cronbaugh, Dawson, Eggleston, Fraley, Griggs, Halgrims, Hamilton, Helming, Jacobs, Jamison, Kingland, Klay, Kulp, Larrabee, Lund, Manning,

McCullough, McVicker, Miller, Newcomb, Odendahl, Power, Rohwer, Scott, Sherman, Steelsmith, Stipe, Stutt, Mr. Speaker—34.

So the House concurred in Senate amendments.

INTRODUCTION OF BILLS.

By Sifting committee, House File No. 694:

A BILL for an Act to Legalize the Incorporation of the Town of Lattners, Dubuque County, Iowa.

Whereas, the town of Lattners, Dubuque county, Iowa, was incorporated under the laws of Iowa, as appears by order entered by the district court of Iowa in and for said county on the 27th day of April, 1912, and the proceedings of which incorporation were filed in the office of the secretary of state on December 5th, 1912; and

Whereas, doubt has arisen as to whether or not all of the twenty-five persons petitioning for said incorporation were qualified electors of the territory proposed to be embraced in such town, it being alleged and claimed that only twenty-four of said petitioners were qualified electors; and

Whereas, all other proceedings connected with the incorporation of said town were regular and in all respects legal; now, therefore,

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

Section 1. That all acts and proceedings connected with the incorporation of the said town of Lattners, Dubuque county, Iowa, including the petition asking for the incorporation of the said town, as provided in section five hundred ninety-nine (599) of the Code, be and the same are hereby lgalized and in all respects made legal and binding the same as if all provisions of law had been strictly complied with in each and all of the proceedings had in connection with the incorporation of said town.

Read first and second time and referred to Sifting committee.

SENATE MESSAGE CONSIDERED.

Whitney of Woodbury moved that the House concur in the request of the Senate for the return of House File No. 380.

Motion prevailed.

On motion of Heaton of Union, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Pro Tempore in the chair.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 20, a bill for an act to grant power to cities now or hereafter having a population of twenty-five thousand or over and organized under chapter fourteen-c (14-c), of title five (5), of the Supplement to the Code, 1907, and amendments thereto, to assume charge, custody and control of all trees and shrubbery and the planting and maintenance thereof on the public streets and to provide for the payment of the costs thereof.

Also:

House File No. 517, a bill for an act to authorize the governor to direct the attorney general to appear in certain cases, for and on behalf of the counties, cities, towns, and other municipalities and officers and contractors thereof and to employ legal assistance in such cases and providing for payment therefor.

Also:

House File No. 519, a bill for an act to amend section one hundred eighty-one (181) of the Code, relating to joint committee on retrenchment and reform.

Also:

House File No. 417, a bill for an act amending chapter one hundred fifty-seven (157) of the acts of the Thirty-fourth General Assembly relative to legalizing certain conveyances by foreign administrators and executors; regulating the proof of titles to real property and legalizing certain instruments and proceedings as against defects arising prior to 1900; legalizing certain proceedings and instruments when of record ten (10) years and regulating proof of title as affected by such defects; legalizing certain instruments executed by executors, administrators, trustees, guardians, referees and commissioners prior to 1910; declaring certain bonds and contracts for deeds void; giving certain assignments the same force and effect as a deed of conveyance; providing that pending litigation shall not be affected by the provisions of this act and giving claimants one (1) year in which to commence actions and barring their rights thereafter.

Also :

House File No. 657, a bill for an act to legalize decrees obtained prior to January 1, 1911, where the proof of the publication of an original notice was made by the editor of the newspaper in which the original notice was published.

Also :

House File No. 291, a bill for an act to amend section five thousand and forty-a (5040-a) of the Supplement to the Code, 1907, relating to the proper observance of Decoration Day.

Also :

House File No. 633, a bill for an act to amend section twenty-four (24) chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly, relating to the payment of collateral inheritance tax.

Also :

House File No. 131, a bill for an act to amend the law as it appears in section seven hundred twenty-four (724), Supplement to the Code, 1907, and in section eight hundred ninety-four (894), Supplement to the Code, 1907, relating to the powers of cities and towns.

Also :

House File No. 490, a bill for an act to regulate the passing of automobiles or other vehicles by another traveling in the same direction.

Also :

House File No. 646, a bill for an act granting to cities of all classes and towns power to license and regulate plumbers; to determine the qualifications and provide for the examination thereof; to prescribe rules and regulations for the installation of plumbing and the inspection thereof and to provide for the removal of plumbing installed in violation of the manner prescribed and to impose penalties for a violation of ordinances enacted under this act and to amend section seven hundred (700) of the Supplement to the Code, 1907.

Also :

House File No. 160, a bill for an act to repeal sections one hundred ninetythree (193) and one hundred ninety-four (194) of the Code and to enact a substitute therefor providing for an increase in the number of judges in the supreme court of Iowa and providing for a division of said court into sections, and to amend section ten hundred sixty (1060) of the Supplement to the Code, 1907, in reference to the selection of the chief justice of said court.

Also:

House File No. 484, a bill for an act to amend section two thousand one hundred and sixteen (2116) of the Supplement to the Code, 1907, as amended by chapter one hundred twenty-eight (128) acts of the Thirty-third General Assembly, and to define what is reasonable passenger service on certain lines of railroads.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 20, a bill for an act to grant power to cities now or hereafter having a population of twenty-five thousand or over and organized under chapter fourteen-c (14-c), of title five (5), of the Supplement to the Code, 1907, and amendments thereto, to assume charge, custody and control of all trees and shrubbery and the planting and maintenance thereof on the public streets and to provide for the payment of the cost thereof.

Also:

House File No. 517, a bill for an act to authorize the governor to direct the attorney general to appear in certain cases, for and on behalf of the counties, cities, towns, and other municipalities and officers and contractors thereof and to employ legal assistance in such cases and providing for payment therefor.

Also:

House File No. 519, a bill for an act to amend section one hundred eighty-one (181) of the Code, relating to joint committee on retrenchment and reform.

Also:

House File No. 646, a bill for an act granting to cities of all classes and towns power to license and regulate plumbers; to determine the qualifications and provide for the examination thereof; to prescribe rules and regulations for the installation of plumbing and the inspection thereof

and to provide for the removal of plumbing installed in violation of the manner prescribed and to impose penalties for a violation of ordinances enacted under this act and to amend section seven hundred (700) of the Supplement to the Code, 1907.

Also:

House File No. 160, a bill for an act to repeal sections one hundred ninetythree (193) and one hundred ninety-four (194) of the Code and to enact a substitute therefor providing for an increase in the number of judges in the supreme court of Iowa and providing for a division of said court into sections, and to amend section ten hundred sixty (1060) of the Supplement to the Code, 1907, in reference to the selection of the chief justice of said court.

Also:

House File No. 484, a bill for an act to amend section two thousand one hundred and sixteen (2116) of the Supplement to the Code, 1907, as amended by chapter one hundred twenty-eight (128) acts of the Thirty-third General Assembly, and to define what is reasonable passenger service on certain lines of railroads.

Also:

Substitute for Senate File No. 236, a bill for an act making appropriations to the state historical society of Iowa.

Also:

Senate File No. 106, a bill for an act to amend section eighteen (18) of chapter one hundred and seventy (170) of the acts of the Thirty-third General Assembly, relative to the powers and duties of the state board of education and the finance committee of said board of education.

Also:

Senate File No. 467, a bill for an act to prohibit the removal or destruction of articles or things placed in public highways for the purpose of guarding or inclosing unsafe places therein and providing penalties for a violation thereof.

Also:

House File No. 417, a bill for an act amending chapter one hundred fifty-seven (157) of the acts of the Thirty-fourth General Assembly relative to legalizing certain conveyances by foreign administrators and executors; regulating the proof of titles to real property and legalizing certain instruments and proceedings as against defects arising prior to 1900; legalizing certain proceedings and instruments when of record ten (10) years and regulating proof of title as affected by such defects; legal-

izing certain instruments executed by executors, administrators, trustees, guardians, referees and commissioners prior to 1910; declaring certain bonds and contracts for deeds void; giving certain assignments the same force and effect as a deed of conveyance; providing that pending litigation shall not be affected by the provisions of this act and giving claimants one (1) year in which to commence actions and barring their rights thereafter.

Also:

House File No. 657, a bill for an act to legalize decrees obtained prior to January 1, 1911, where the proof of the publication of an original notice was made by the editor of the newspaper in which the original notice was published.

Also:

House File No. 291, a bill for an act to amend section five thousand and forty-a (5040-a) of the Supplement to the Code, 1907, relating to the proper observance of Decoration Day.

Also:

House File No. 633, a bill for an act to amend section twenty-four (24) chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly, relating to the payment of collateral inheritance tax.

Also:

House File No. 131, a bill for an act to amend the law as it appears in section seven hundred twenty-four (724), Supplement to the Code, 1907, and in section eight hundred ninety-four (894), Supplement to the Code, 1907, relating to the powers of cities and towns.

Also:

House File No. 490, a bill for an act to regulate the passing of automobiles or other vehicles by another traveling in the same direction.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report 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 Concurrent Resolution in which the concurrence of the House is asked:

Concurrent Resolution relative to a bill in congress proposing examination of interstate streams.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and concurred in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 435, a bill for an act authorizing the issue of flood protection bonds by cities of the first class, and cities acting under the commission plan of government.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

LeRoy of Delaware called up Senate concurrent resolution relative to memorializing congress in regard to examination of interstate streams and moved its adoption.

SENATE CONCURRENT RESOLUTION.

Whereas, the congress of the United States, now assembled, is about to pass a law for the express purpose of examining all of the interstate streams, relative to their pollution and contamination, by having poured into them sewage and other sources of filth, thereby endangering the lives of the people in the states bordering on said interstate streams, and

Whereas, the secretary of the Iowa state board of health has been in communication with the national authorities, relative to an examination of the streams of Iowa, relative to their pollution and contamination and has received encouragement that the national government is willing to co-operate with the state authorities relative to making an examination of all the streams of Iowa relative to their pollution, and

Whereas, the United States Congress may pass a law authorizing a co-operation with the authorities of the several states, now therefore,

Be it resolved by the Senate, the House concurring, that the governor, secretary of state of state, auditor of state and treasurer of state, as an executive council of the state of Iowa, be and it is hereby authorized to take such steps as will aid the national authorities in making an examination of the streams of Iowa, relative to their pollution, and which is to be made under the direction of the national health authorities and the geological survey of the United States government, and

Be it further resolved, that the executive council herein named shall have power to delegate authority to the state board of health and its engineer, to act in conjunction with the national authorities, if the present plans now being considered by the congress of the United States should become a law.

Motion prevailed and the resolution was adopted.

On request of Shankland of Polk, unanimous consent having been given, Senate File No. 435, a bill for an act authorizing the issue of flood protection bonds by cities of the first class and cities acting under the commission plan of government, with Senate amendments to House amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend House amendment to Senate File No. 435 by striking out the words and figures twenty-five thousand (25000)" in the third line of said amendment and inserting in lieu thereof the words and figures "twenty-four thousand (24000)".

Mr. Shankland moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bauman, Bingham, Black, Bliss, Boettger, Brady, Burt, Buxton, Carson, Craig, Daniels, Dawson, Dixon, Doze, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jensen, Kingland, Klay, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Mere-

dith, Milton, Munro, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Shankland, Steelsmith, Stokes, Stutt, Thompson, Trumbauer, Webb, White, Whitney, Workman—64.

The nays were :

None.

Absent or not voting :

Atkinson, Barry, Bernbrock, Blackford, Bradley, Brockway, Brown, Bruce, Cannon, Chapman, Clark, Cole, Cronbaugh, Crozier, Downey, Dunlap, Fraley, Halgrims, Hamilton, Hazen, Huntley, Jacobs, Jamison, Jones, Kane, Kelso, Koontz, Kulp, Larrabee, Lenoeker, McCullough, Miller, Mitchell, Newcomb, Odendahl, Peterson, Rohwer, Scholz, Scott, Sherman, Sidey, Stipe, Townsend, Mr. Speaker—44.

So the House concurred in Senate amendments.

Ring of Linn moved that when the House adjourn today, the rules be suspended and the House adjourn until Wednesday, April 16th at 9:00 o'clock A. M.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Hansen of Shelby, Senate File No. 357, a bill for an act to amend chapter sixty-two (62) of the acts of the Thirty-fourth (34th) General Assembly by striking out the last four (4) lines of section one (1) of said chapter and enacting a substitute therefor relating to the exemption from taxation of property of an honorably discharged union soldier or sailor of the Mexican war or war in the rebellion or of the widow of such soldier or sailor, was taken up, and considered.

Mr. Hansen proposed the following amendment :

Amend by inserting in the 7th line of the bill, after the word "designated" the words "and home."

Amendment adopted.

Mr. Hansen moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bauman, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Clark, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jensen, Kane, Kingland, Klay, Lenocker, LeRoy, Lounsberry, McCullough, McHose, McVicker, Meredith, Milton, Munro, Peterson, Reeve, Ring, Rone, Shankland, Sherman, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—71.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bartle, Bernbrock, Brockway, Chapman, Cole, Cronbaugh, Elwood, Enger, Fraley, Griggs, Hadley, Halgrims, Hamilton, Huntley, Jacobs, Jones, Kelso, Koontz, Kulp, Larrabee, Lund, Manning, Miller, Mitchell, Newcomb, Oden Dahl, Pickford, Power, Rohwer, Saltzmann, Scholz, Scott, Sidey, Stipe, Mr. Speaker—37.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The speaker pro tempore announced that as speaker pro tempore of the House, he had signed in the presence of the House, House Files Nos. 484, 633, 131, 490, 646, 160, 417, 657, 519, 291, 20 and 517.

CONSIDERATION OF BILLS.

On motion of Jensen of Pocahontas, Substitute for Senate File No. 517, a bill for an act repealing section 2024-i, supplement to the code, 1907, and enacting a substitute therefor providing for condemnation of land where gravel or other suitable material for road improvement can be had, and roads leading thereto,

requiring boards of supervisors to condemn said lands, making said material accessible for general use for road improvement and providing punishment for use of said material for other than road purposes, was taken up, and considered.

The Sifting committee proposed the following amendment:

That the abbreviation and figure "sec. 2" which appears in the fourth line of section 1, be stricken out, and that section 3 be numbered section 2; section 4 be numbered section 3; section 5 be numbered section 4, and section 6 be numbered section 5.

Amendment adopted.

Helming of Allamakee moved the previous question.

Jacobson of Audubon seconded the motion.

Motion prevailed.

Mr. Jensen moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Craig, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kingland, Koontz, Kulp, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Stipe, Webb, Whitney—63.

The nays were:

Boettger, Bradley, Brown, Cannon, Clark, Cronbaugh, Crozier, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Halstead, Hamilton, Hansen, Kane, McCullough, Mitchell, Odendahl, Scott, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman—28.

Absent or not voting:

Bauman, Buxton, Carson, Chapman, Cole, Daniels, Fraley, Griggs, Hazen, Helming, Jacobs, Kelso, Klay, Larrabee, Power, Rohwer, Mr. Speaker—17.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE 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. 340, a bill for an act to amend sections 1072, 2742 and 1272, Supplement to the Code, 1907, relating to the office of county superintendent, to provide for election, qualifications, duties and compensation of said county superintendents of schools.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

On request of Barry of Linn, unanimous consent having been given, House File No. 340, a bill for an act to amend the law as it appears in sections ten hundred seventy-two (1072), twenty-seven hundred forty-two (2742) and twelve hundred seventy-two (1272), supplement to the code, 1907, relating to the office of county superintendent of schools; to repeal section twenty-seven hundred thirty-four-b (2734-b), supplement to the code, 1907, relating to the office of county superintendent of schools and to provide for the election, qualifications, duties and compensation of a county superintendent of schools, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Amend by substituting the word "congressional", for "civil" wherever it appears in the bill.

Also:

Amend the bill by striking out the last four paragraphs of section two (2) and insert the following in lieu thereof:

"He shall receive a salary of fifteen hundred dollars a year, the expenses of necessary office stationery and postage, and those incurred in attendance upon meetings called by the superintendent of public instruction; claims therefor to be made by verified statements filed with the county auditor, who shall draw his warrant upon the county treasurer therefor; and the board of supervisors may allow him such further sum by way of compensation as may be just and proper."

Also:

Amend section 3 of the bill by inserting after the figures "1918" in the 10th line of said section, the following, "provided that any county superintendent of schools now serving shall be deemed eligible to re-appointment under this act."

Mr. Barry moved that the House concur in Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Clark, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Huff, Hunt, Hutchins, Jamison, Jensen, Koontz, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Sherman, Sidey, Stipe, Stokes, Stutt, Townsend, Webb, Whitney, Workman—70.

The nays were:

Cronbaugh, Downey, Hansen, Heaton, Thompson—5.

Absent or not voting:

Blackford, Carson, Chapman, Cole, Crozier, Doze, Dunlap, Eggleston, Halgrims, Halstead, Hamilton, Hazen, Helming, Huntley, Jacobs, Jacobson, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larabee, Lenoeker, Miller, Odendahl, Rohwer, Scott, Shankland, Steelsmith, Trumbauer, White, Mr. Speaker—33.

So the House concurred in Senate amendment.

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 amendments to the following bill in which the concurrence of the Senate was asked:

House File No. 312, a bill for an act to confer certain powers of cities organized under chapter 48, acts of the Thirty-second General Assembly as the same appears in chapter 14-c, title 5, Supplement to the Code, 1907, and on cities having a population of 5000 or more, etc.

JOS. E. MEYER,
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. 5, proposing to amend the constitution so as to provide for the initiative and referendum within the state.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate recedes from its substitute amendment and has amended and passed the following House Joint Resolution in which the concurrence of the Senate was asked:

House Joint Resolution No. 10, resolution amending Senate Joint Resolution No. 1 of the Thirty-fifth General Assembly relating to the compensation of additional employees of the Thirty-fifth General Assembly.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith requests the return of the following bill:

House File No. 334, a bill for an act to provide for the planting, care and protection of ornamental and shade trees on all residence streets of cities of the first class, and special charter cities, and to provide penalties for violation.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

On request of Lund of Hamilton, unanimous consent having been given, House Joint Resolution No. 10, Joint Resolution amending Senate Joint Resolution No. 1 of the Thirty-fifty (35) General Assembly relating to the compensation of additional employees of the Thirty-fifth General Assembly, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend House Joint Resolution No. 10 by adding thereto the following:

Sec. 3. That section two (2) of said Senate Joint Resolution be and the same is hereby amended by striking the the last four words of said section, to-wit: "seventy dollars per month" and inserting in lieu thereof the words, "three dollars per day from and after February 1, 1913."

Sec. 4. That section eleven (11) of said Senate Joint Resolution be and the same is hereby amended by striking out the words "seventy dollars per month" and inserting in lieu thereof the words "three dollars per day from and after February 1, 1913."

Sec. 5. That section twelve (12) of said Senate Joint Resolution be and the same is hereby amended by striking from said section the words "sixty dollars per month" wherever the same appears in said section and inserting in lieu thereof the words "three dollars per day from and after February 1, 1913."

Mr. Lund moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Buxton, Cannon, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Hamilton, Hansen, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Koontz, Kulp, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney Workman—86.

The nays were:

Halstead—1.

Absent or not voting:

Black, Bruce, Burt, Carson, Chapman, Eggleston, Elliott, Hazen, Heaton, Huntley, Jacobs, Kelso, Klay, Larrabee, Lenocker, Lounsberry, McCullough, Miller, Odendahl, Rohwer, Mr. Speaker—21.

So the House concurred in Senate amendments.

Bernbrock of Blackhawk moved that the House concur in the request of the Senate for the return of House File No. 334.

Motion prevailed.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, Senate File No. 508, a bill for an act to amend section eight hundred thirty-six (836) of the code, 1897, in reference to re-assessment or local improvements, was taken up and considered.

The Sifting committee proposed the following amendment:

That "1897" be stricken out of the second and thirteenth line of section one, also from the title.

Amendment adopted.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Cole, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Grout, Hadley, Halstead, Hazen, Heaton, Helming, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, LeRoy, Lund, McCullough, McHose, McVicker,

Meredith, Miller, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Rone, Scholz, Shankland, Sherman, Steel-smith, Stokes, Thompson, Trumbauer, White, Whitney, Workman—69.

The nays were:

Downey—1.

Absent or not voting:

Anderson of Montgomery, Barry, Bartle, Bradley, Burt, Carson, Chapman, Clark, Craig, Cronbaugh, Enger, Griffin, Griggs, Halgrims, Hamilton, Hansen, Huff, Hunt, Huntley, Kelso, Klay, Koontz, Kulp, Larrabee, Lenocker, Lounsberry, Manning, Newcomb, Ring, Rohwer, Saltzmann, Scott, Sidey, Stipe, Stutt, Townsend, Webb, Mr. Speaker—38.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of McHose of Boone, House File No. 330, a bill for an act to amend section eleven hundred six (1106) of the supplement to the code, 1907, relating to the form of ballots at election, was taken up and considered.

Mr. McHose proposed the following amendment:

Amend by striking out the word "fourteenth" in the 4th line of section 1 and inserting in lieu thereof the word "thirteen" and strike out the word "twenty-ninth" in the last line and insert in lieu thereof the word "twenty-eighth."

Amendment adopted.

Jacobs of Calhoun moved that House File No. 330 be re-referred to the Sifting committee.

Hunt of Harrison moved the previous question on the motion to re-refer.

Lund of Hamilton seconded the motion.

Motion prevailed.

Roll call was demanded by Jacobs of Calhoun and Shankland of Polk.

On the question, "Shall House File No. 330 be re-referred to the Sifting committee?"

The ayes were:

Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Burt, Buxton, Carson, Chapman, Craig, Dawson, Elwood, Erickson, Griffin, Hunt, Jacobs, Jacobson, Jensen, Jones, Klay, LeRoy, Lund, Meredith, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Shankland, Sherman, Stipe, Webb, Whitney—39.

The nays were:

Anderson of Montgomery, Anderson of Greene, Black, Boettger, Bradley, Brown, Cannon, Clark, Cronbaugh, Crozier, Downey, Dunlap, Enger, Greene of Clinton, Griggs, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hutchins, Jamison, Kelso, Kingland, Koontz, Kulp, Lenoeker, Lounsberry, Manning, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Munro, Rone, Saltzmann, Scholz, Scott, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman—52.

Absent or not voting:

Bruce, Cole, Daniels, Dixon, Doze, Eggleston, Elliott, Fraley, Greene of Grundy, Grout, Halgrims, Huntley, Kane, Larrabee, Odendahl, Rohwer, Mr. Speaker—17.

Motion to reconsider lost.

Power of Jefferson proposed the following amendment:

Amend by striking out all after the enacting clause and substituting therefor the following:

Section 1. That section eleven hundred six (1106) of Supplement to the Code, 1907, be and the same is hereby amended by adding thereto the following: "Provided that the writing of a name in a blank space on any ballot, if properly done, shall not be sufficient grounds for the discarding of such ballot even though the name so written may be printed elsewhere on the same ballot."

Kane of Dubuque moved the previous question on the amendment and the main question.

Miller of Bremer seconded the motion.

Motion prevailed.

On the amendment, roll call was demanded by Power of Jefferson and Whitney of Woodbury.

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

The ayes were:

Barry, Bartle, Bingham, Blackford, Bliss, Brady, Brockway, Chapman, Dawson, Elwood, Fraley, Greene of Grundy, Griffin, Helming, Hunt, Huntley, Hutchins, Jensen, Jones, Klay, Kulp, LeRoy, Manning, Meredith, Munro, Newcomb, Peterson, Power, Reeve, Ring, Rone, Sherman, Webb—33.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bernbrock, Black, Boettger, Bradley, Brown, Burt, Buxton, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Erickson, Griggs, Greene of Clinton, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Huff, Jacobs, Jamison, Kelso, Kingland, Koontz, Lenocker, Lounsberry, Lund, McCullough, McHose, Miller, Milton, Mitchell, Pickford, Saltzmann, Scholz, Scott, Shankland, Sidey, Steel-smith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Whitney, Workman—64.

Absent or not voting:

Bruce, Enger, Grout, Halgrims, Jacobson, Kane, Larrabee, McVicker, Odendahl, Rohwer, Mr. Speaker—11.

Amendment lost.

Mr. McHose moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bernbrock, Bingham, Burt, Cole, Dawson, Dixon, Elwood, Enger, Fraley, Greene of Grundy, Hadley, Helming, Huff, Huntley, Jacobson, Kingland, Klay, Kulp, Lounsberry, McHose, McVicker, Munro, Sherman, Webb—26.

The nays were:

Atkinson, Barry, Bartle, Bauman, Black, Blackford, Boettger, Bradley, Brady, Brockway, Brown, Cannon, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Elliott, Erickson, Greene of Clinton, Griffin, Griggs, Halstead, Hamilton, Hansen, Hazen, Heaton, Hunt, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Koontz, Lenoeker, LeRoy, Lund, Manning, McCullough, Meredith, Miller, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Whitney, Workman—73.

Absent or not voting:

Bliss, Bruce, Buxton, Grout, Halgrims, Larrabee, Odendahl, Rohwer, Mr. Speaker—9.

So the bill having failed to receive a constitutional majority was declared to have been lost.

Halgrims of Humboldt, from the conference committee on Senate File No. 295, presented the following report and asked that it be printed in the Journal:

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

GENTLEMEN—Your conference committee on Senate File No. 295 beg leave to report that they have had the same under consideration and recommend:

1. That the word "four" as same appears in the fifth (5th) line of the original bill between the words "assistant" and "word" be stricken out and the word "three" substituted therefor.

2. That the House amendment striking out the words and figures twenty-four hundred (\$2400.00) dollars" from section 2 and substituting

therefor the words and figures, "eighteen hundred (1,800.00) dollars" be amended by substituting therefor the words and figures "two thousand and two hundred (\$2200.00) dollars".

3. That said bill as amended by the House and by this report will, if this report be adopted, read as follows:

"Section 1. That the law as it appears in section 9, chapter 153, acts of the Thirty-third General Assembly, be and the same is hereby amended by inserting immediately after the word "appoint" found in line four of said section, the words "three assistant fish and game wardens who shall receive a salary of twelve hundred (\$1200.00) dollars per year and".

Sec. 2. That the law as it appears in chapter 116, acts of the Thirty-fourth General Assembly be and the same is hereby amended by striking from lines 8 and 9 of section 1 the following words and figures "sixteen hundred (\$1600.00) dollars" and inserting in lieu thereof the following words and figures, "twenty-two hundred (\$2200.00) dollars."

Your conference committee recommends the passage of said bill as amended by this report.

L. E. FRANCIS,
G. E. HILSINGER,
W. D. SHEEAN,
A. M. FELLOWS,
On the part of the Senate.

COL. HALGRIMS,
FRED W. JONES,
W. I. ATKINSON,
M. T. McCULLOUGH,
On the part of the House.

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. 288, a bill for an act to make an appropriation for the payment of the expenses of printing briefs, etc., and the expenses of Clifford Thorne, while in attendance at the final hearing in the case before the inter-state commerce commission.

JOS. E. MEYER,
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. 546, a bill for an act to enable benefitted property to aid in the construction of trolley or electric railroad or the electrification of steam railroads, etc.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 99, a bill for an act to amend section 792 of the Code, relating to street improvements.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 161, a bill for an act in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, etc.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Senate File No. 546, a bill for an act to enable benefitted property to aid in the construction of trolley or electric railroads or the electrification of steam railroads, being additional to chapter five (5), of title ten (10) of the code, 1907, as amended.

Read first and second time and on motion of Kulp of Palo Alto, was placed on file.

CONSIDERATION OF BILLS.

On motion of Huff of Hardin, House File No. 685, a bill for an act to amend the law relating to fire escapes as the same appears in section forty-nine hundred ninety-nine-a-seven (4999-a-7), supplement to the code, 1907, was taken up, and considered.

Mr. Huff moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Burt, Buxton, Cannon, Carson, Chapman, Clark, Daniels, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griggs, Hadley, Halstead, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kingland, Klay, Koontz, LeRoy, Lund, Manning, McHose, Meredith, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Reeve, Ring, Rone, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Webb, Workman—69.

The nays were:

None.

Absent or not voting:

Boettger, Brockway, Brown, Bruce, Cole, Craig, Cronbaugh, Crozier, Dawson, Dixon, Greene of Grundy, Griffin, Grout, Halgrims, Hamilton, Hansen, Huntley, Kane, Kelso, Kulp, Larrabee, Lenocker, Lounsberry, McCullough, McVicker, Miller, Newcomb, Power, Rohwer, Saltzmann, Scholz, Scott, Steelsmith, Stipe, Townsend, Trumbauer, White, Whitney, Mr. Speaker—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

House File No. 464, a bill for an act to repeal sections seven hundred twenty-nine-a (729-a), five hundred ninety-two-a (592-a) and seven hundred forty-one-n (741-n), Supplement to the Code, 1907, and to enact substitutes therefor; to amend sections four hundred twenty-two (422), Supplement to the Code, 1907; and section twenty-eight hundred six (2806) of the Code; all relating to the benefits of free public libraries and to confer additional powers upon boards of library trustees, township trustees, boards of county supervisors, boards of school directors, and city and town councils, in relation thereto.

Also:

House File No. 306, a bill for an act to amend sections seven hundred thirty-two (732), and eight hundred ninety-four (894), of the Supplement to the Code, 1907, relative to the levying of taxes for public libraries.

Also:

House Joint Resolution No. 4, joint resolution proposing an amendment to the constitution of the State of Iowa, authorizing the general assembly to provide for the exclusive taxation of classes of property for state revenue purposes.

Also:

House File No. 633, a bill for an act to amend section twenty-four (24) chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly, relating to the payment of collateral inheritance tax.

Also:

House File No. 131, a bill for an act to amend the law as it appears in section seven hundred twenty-four (724), Supplement to the Code, 1907, and in section eight hundred ninety-four (894), Supplement to the Code, 1907, relating to the powers of cities and towns.

Also:

House File No. 490, a bill for an act to regulate the passing of automobiles or other vehicles by another traveling in the same direction.

Also:

House File No. 646, a bill for an act granting to cities of all classes and towns power to license and regulate plumbers; to determine the

qualifications and provide for the examination thereof; to prescribe rules and regulations for the installation of plumbing and the inspection thereof and to provide for the removal of plumbing installed in violation of the manner prescribed and to impose penalties for a violation of ordinances enacted under this act and to amend section seven hundred (700) of the Supplement to the Code, 1907.

Also:

House File No. 160, a bill for an act to repeal sections one hundred ninetythree (193) and one hundred ninety-four (194) of the Code and to enact a substitute therefor providing for an increase in the number of judges in the supreme court of Iowa and providing for a division of said court into sections, and to amend section ten hundred sixty (1060) of the Supplement to the Code, 1907, in reference to the selection of the chief justice of said court.

Also:

House File No. 484, a bill for an act to amend section two thousand one hundred and sixteen (2116) of the Supplement to the Code, 1907, as amended by chapter one hundred twenty-eight (128) acts of the Thirty-third General Assembly, and to define what is reasonable passenger service on certain lines of railroads.

Also:

House File No. 20, a bill for an act to grant power to cities now or hereafter having a population of twenty-five thousand or over and organized under chapter fourteen-c (14-c), of title five (5), of the Supplement to the Code, 1907, and amendments thereto, to assume charge, custody and control of all trees and shrubbery and the planting and maintenance thereof on the public streets and to provide for the payment of the cost thereof.

Also:

House File No. 517, a bill for an act to authorize the governor to direct the attorney general to appear in certain cases, for and on behalf of the counties, cities, towns, and other municipalities and officers and contractors thereof and to employ legal assistance in such cases and providing for payment therefor.

Also:

House File No. 519, a bill for an act to amend section one hundred eighty-one (181) of the Code, relating to joint committee on retrenchment and reform.

Also :

House File No. 417, a bill for an act amending chapter one hundred fifty-seven (157) of the acts of the Thirty-fourth General Assembly relative to legalizing certain conveyances by foreign administrators and executors; regulating the proof of titles to real property and legalizing certain instruments and proceedings as against defects arising prior to 1900; legalizing certain proceedings and instruments when of record ten (10) years and regulating proof of title as affected by such defects; legalizing certain instruments executed by executors, administrators, trustees, guardians, referees and commissioners prior to 1910; declaring certain bonds and contracts for deeds void; giving certain assignments the same force and effect as a deed of conveyance; providing that pending litigation shall not be affected by the provisions of this act and giving claimants one (1) year in which to commence actions and barring their rights thereafter.

Also :

House File No. 657, a bill for an act to legalize decrees obtained prior to January 1, 1911, where the proof of the publication of an original notice was made by the editor of the newspaper in which the original notice was published.

Also :

House File No. 291, a bill for an act to amend section five thousand and forty-a (5040-a) of the Supplement to the Code, 1907, relating to the proper observance of Decoration Day.

W. W. ANDERSON,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Huff of Hardin, House File No. 680, a bill for an act to repeal section ten hundred eighty-seven-a-four (1087-a-4) of the supplement to the code, 1907, as amended by chapter fifty-eight (58) of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor relative to the date of holding primary elections; and to amend section ten hundred eighty-seven-a-fourteen (1087-a-14) of the supplement to the code, 1907, relative to the form of the primary ballot, was taken up, and considered.

Mr. Huff moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Brady, Brown, Bruce, Cannon, Carson, Cole, Doze, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Hadley, Hazen, Helming, Huff, Jacobs, Jacobson, Kingland, Koontz, Kulp, LeRoy, Manning, McHose, McVicker, Meredith, Newcomb, Odendahl, Ring, Scholz, Sherman, Sidey, Thompson, Webb, White—43.

The nays were:

Anderson of Greene, Black, Blackford, Boettger, Bradley, Brockway, Burt, Buxton, Clark, Cronbaugh, Daniels, Dawson, Dixon, Downey, Dunlap, Griggs, Halstead, Heaton, Hunt, Hutchins, Jamison, Jensen, Lounsberry, McCullough, Miller, Milton, Mitchell, Peterson, Pickford, Power, Reeve, Steelsmith, Stokes, Stutt, Townsend, Whitney, Workman—37.

Absent or not voting:

Bliss, Chapman, Craig, Crozier, Eggleston, Greene of Grundy, Griffin, Grout, Halgrims, Hamilton, Hansen, Huntley, Jones, Kane, Kelso, Klay, Larrabee, Lenocker, Lund, Munro, Rohwer, Rone, Saltzmann, Scott, Shankland, Stipe, Trumbauer, Workman, Mr. Speaker—28.

So the bill having failed to receive a constitutional majority was declared to have been lost.

The speaker pro tempore announced that as speaker pro tempore of the House, he had signed in the presence of the House, Senate Files Nos. 236, 106 and 467.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Senate File No. 550, a bill for an act providing for the levy of special taxes upon the assessed valuation of the taxable property of the state for the erection and improvement of buildings for appurtenances, etc., of institutions under the state board of control.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Senate File No. 550, a bill for an act providing for the levy of special taxes upon the assessed valuation of the taxable property of the state for the erection and improvement of buildings, for appurtenances and connections for the Iowa soldiers' home, Iowa soldiers' orphans' home, school for the deaf, institution for feeble-minded children, state sanatorium for the treatment of tuberculosis, state industrial schools, state hospitals, penitentiary, reformatory, state colony for epileptics, Iowa industrial reformatory for females and district custodial farm, and for the purchase of land and to develop and maintain industries, and repealing acts and parts of acts in conflict with this act.

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

Power of Jefferson called up report of committee on rules relative to amending rule 22, and moved the adoption of the report.

Motion prevailed.

MOTIONS TO RECONSIDER.

Power of Jefferson called up the motion to reconsider the vote by which Senate File No. 539 passed the House, and asked unanimous consent that motion be withdrawn from the consideration of the House.

Unanimous consent was granted, and motion was withdrawn.

Mr. Power called up motion to reconsider the vote by which House File No. 610 passed the House.

Bliss of Ringgold moved the previous question.

Reeve of Franklin seconded the motion.

Motion prevailed.

On rising vote, only thirty-five members voting aye, the motion to reconsider, having failed to receive a constitutional majority was declared to have been lost.

CONSIDERATION OF BILLS.

On motion of Bernbrock of Black Hawk, House File No. 691, a bill for an act providing that on and after July 1, 1913, all annual appropriations made to the state university, the Iowa state college of agriculture and mechanic arts, the Iowa state teachers college and the college for the blind shall be paid in monthly installments, was taken up, and considered.

Mr. Bernbrock moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Burt, Buxton, Cannon, Carson, Chapman, Clark, Craig, Daniels, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Clinton, Grout, Hadley, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Manning, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Shankland, Sidey, Steelsmith, Stipe, Thompson, Townsend, Webb, White, Workman—71.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Bauman, Black, Brockway, Bruce, Cole, Cronbaugh, Crozier, Dawson, Dixon, Enger, Fraley, Greene of Grundy, Griffin, Griggs, Halgrims, Halstead, Hamilton, Hansen, Huntley, Jacobs, Jensen, Klay, Lenoeker, Lund, McCullough, McHose, Miller, Rohwer, Saltzmann, Scott, Sherman, Stokes, Stutt, Trumbauer, Whitney, Mr. Speaker—37.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Elwood of Howard, House File No. 692, a bill for an act to amend the law relating to the construction of street improvements, sewer, etc., as the same appears in section eight hundred twelve (812) of the code, was taken up, and considered.

McHose of Boone proposed the following amendment:

Amend by striking out the word "responsible" in the last line of section 1.

Elwood of Howard moved as a substitute to strike out the word "responsible" and insert the following word "bid" the words "accompanied by a certified check as is provided in section 813 of the code."

Atkinson of Butler moved the previous question on the substitute amendment.

McHose of Boone seconded the motion.

Motion prevailed.

Substitute amendment adopted.

Mr. Elwood moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Blackford, Bliss, Bradley, Brady, Brown, Burt, Cannon, Carson, Craig, Cronbaugh, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jensen, Jones, Kelso, Kingland, Klay, Koontz, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson,

Pickford, Power, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Thompson, Townsend, Webb, White, Workman—80.

The nays were :

None.

Absent or not voting :

Bingham, Black, Boettger, Brockway, Bruce, Buxton, Chapman, Clark, Cole, Dawson, Fraley, Griggs, Huntley, Jacobs, Jamison, Kane, Kulp, Larrabee, Lund, Rohwer, Saltzmann, Scott, Stipe, Stokes, Stutt, Trumbauer, Whitney, Mr. Speaker—28

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Crozier of Marion, Senate File No. 130, a bill for an act to amend section ten hundred seventy-six (1076), supplement to the code, 1907, relating to registration of voters, was taken up, and considered.

Mr. Crozier moved that the rules be suspended, 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 ayes were :

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Doze, Dunlap, Eggleston, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Hamilton, Hazen, Heaton, Huff, Hunt, Jacobs, Jacobson, Jamison, Jensen, Kane, Kelso, Kingland, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Power, Ring, Rone, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman—73.

The nays were :

Halstead—1.

Absent or not voting :

Atkinson, Boettger, Carson, Daniels, Dawson, Dixon, Downey, Elliott, Enger, Grout, Halgrims, Hansen, Helming, Huntley, Hutchins, Jones, Klay, Koontz, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, Odendahl, Pickford, Reeve, Rohwer, Saltzmann, Scholz, Stipe, Trumbauer, Mr. Speaker—34.

So the bill having received a constitutional majority was declared to have passed the House and its title was agreed to.

White of Benton moved that the House adjourn until Wednesday, April 16th, at 9:00 o'clock A. M.

Motion lost.

Whitney of Woodbury in the chair.

CONSIDERATION OF BILLS.

On motion of Halstead of Buchanan, Senate File No. 263, a bill for an act to empower private cemetery associations to condemn land for additions to their cemeteries, was taken up, and considered.

Mr. Halstead moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Helming, Hunt, Hutchins, Jacobs, Jensen, Jones, Kane, Kingland, LeRoy, Manning, McHose, Meredith, Miller, Milton, Mitchell, Munro, Peterson, Power, Reeve, Ring, Rone, Saltzmann, Scott, Shankland, Stokes, Stutt, Thompson, Townsend, Webb, Whitney, Workman—66.

The nays were:

None.

Absent or not voting :

Anderson of Montgomery, Barry, Bartle, Black, Boettger, Burt, Clark, Cronbaugh, Crozier, Dawson, Enger, Erickson, Fraley, Hamilton, Hansen, Heaton, Huff, Huntley, Jacobson, Jamison, Kelso, Klay, Kóontz, Kulp, Larrabee, Lenocker, Lounsberry, Lund, McCullough, McVicker, Newcomb, Odendahl, Pickford, Rohwer, Scholz, Sherman, Sidey, Steelsmith, Stipe, Trumbauer, White, Mr. Speaker—42.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Kulp of Palo Alto, Senate File No. 536, a bill for an act to amend the law as it appears in section thirty-three (33), chapter seventy-two (72), acts of Thirty-fourth General Assembly, providing for the expenditure of registration fees of motor vehicles, was taken up and considered.

Whitney proposed to amend by adding thereto the publication clause.

Amendment adopted.

The Sifting committee proposed the following amendments :

That there be inserted between the words "treasury" and "pursuant" in the fifth and sixth lines of section one the following, "on and after January 1, 1913."

That the words "maintenance fund" in the twelfth and thirteenth lines of section one be stricken out and "eight per cent" be inserted in lieu thereof.

That the words "as herein provided" in the thirteenth line of said section one be stricken out and the following inserted in lieu thereof, "as a maintenance fund for said state highway commission."

Amendment adopted.

Mr. Kulp moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hazen, Helming, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Kulp, Lenocker, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Saltzmann, Sherman, Stokes, Thompson, Townsend, White, Whitney, Workman—73.

The nays were:

Bauman, Brown, Downey—3.

Absent or not voting:

Boettger, Bradley, Clark, Dawson, Enger, Greene of Grundy, Halgrims, Hamilton, Hansen, Heaton, Huff, Huntley, Kelso, Klay, Koontz, Larrabee, Lund, McCullough, Miller, Mitchell, Rohwer, Rone, Scholz, Scott, Shankland, Sidey, Steelsmith, Stipe, Stutt, Trumbauer, Webb, Mr. Speaker—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Shankland of Polk offered the following amendment and asked that it be printed in the Journal:

AMENDMENTS OFFERED TO SENATE FILE NO. 3.

I move to strike out the word "with" preceding the word "the" in the eighteenth line of section twenty-four of the bill as it appears in the Senate Journal.

I move to amend section twenty-five (25) by striking from the fourth line thereof the words, "or any member thereof."

I move to amend section twenty-six (26) by striking from the third line thereof the word "it" and inserting in lieu thereof the word "him."

I move to amend section twenty-seven (27) by striking from the sixth line thereof the word "and" and inserting in lieu thereof the word "who."

I move to amend section thirty-seven (37) by striking from the third and fourth lines thereof the words "forty-eight hours, not counting Sundays and legal holidays," and inserting in lieu thereof the words, "fifteen days."

I move to amend section forty (40) by striking from the second line thereof the words, "a member of the"; also by striking out the capital "A" in the word "any" in the ninth line and inserting in lieu thereof the small letter "a," and inserting preceding the said word "Any" the word "If"; also by striking from the eleventh line thereof the words "and refusing" and inserting in lieu thereof the word "refuse"; also by striking out the word "become" at the end of the fifteenth line thereof and inserting in lieu thereof the word "be."

I move to amend section forty-one (41) by striking from the eighth line thereof the word "It" and inserting in lieu thereof the words "the finding."

I move to amend section forty-three (43) by striking from the sixth line thereof the word "to."

Shankland of Polk moved that Senate File No. 3 be made a Special Order for Wednesday, April 16th, at 10:00 o'clock A. M.

Motion prevailed.

Speaker Pro Tempore Brady announced that upon investigating he found that House File No. 329 was not such an appropriation measure as to require a two-thirds vote to pass the House, therefore he would change his ruling that the bill had been lost, and now declared that the bill, having received a constitutional majority, had passed the House. There being no objections offered, the title was agreed to.

On motion of Cronbaugh of Iowa, the House adjourned.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 16, 1913.

House met pursuant to adjournment, Speaker Pro Tempore in the chair. Prayer was offered by Rev. Wm. H. Neil of Albia, Iowa.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Thompson of Decatur presented remonstrance of citizens of Decatur County against change in school book laws.

Referred to Sifting committee.

Dawson of Cherokee presented remonstrance of citizens of Cherokee County against creation of permanent tax commission.

Referred to Sifting committee.

Dixon of Sac presented remonstrance of citizens of Sac County against requiring high license from rural salesmen of proprietary medicines.

Referred to Sifting committee.

Anderson of Greene presented petition of citizens of Greene County favoring passage of Senate File No. 630.

Referred to Sifting committee.

Webb of Clay presented remonstrance of citizens of Clay County against creation of permanent tax commission.

Referred to Sifting committee.

Bingham of Emmet presented remonstrance of citizens of Emmet County against creation of permanent tax commission.

Referred to Sifting committee.

Hutchins of Kossuth presented remonstrance of citizens of Kossuth County against the creation of a tax commission.

Referred to Sifting Committee.

Bauman of Van Buren presented remonstrance of citizens of Van Buren County against House File No. 262 and Senate File No. 131.

Referred to Sifting Committee.

Stipe of Page asked unanimous consent that Senate File No. 306, together with conference committee report be made a Special Order for 1:00 o'clock p. m.

Unanimous consent was granted.

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 concurrent resolution, in which the concurrence of the House is asked:

Senate Concurrent Resolution relative to governor, adjutant general and curator of historical collection being made a commission to report to the Thirty-six General Assembly upon the adoption of an official state flag.

JOS. E. MEYER,
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. 429, a bill for an act to amend section 2794-a, supplement to the code, 1907, as amended by chapter 143, acts Thirty-fourth General Assembly, relating to the organization of consolidated school districts.

JOS. E. MEYER,
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. 549, a bill for an act making appropriation for the purchase of 20,000 copies of the railroad commissioners official map to be distributed by members of the General Assembly, department of public instruction and railroad commissioners.

JOS. E. MEYER,
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 erection of a woman's and children's building on the Iowa fair and exposition grounds, and to make an appropriation therefor.

JOS. E. MEYER,
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. 552, a bill for an act to amend the law relating to the investment of the funds of life insurance companies and associations as the same appears in section 1806, supplement to the code, 1907.

JOS. E. MEYER,
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. 444, a bill for an act to amend section 726, of the code, relating to the issuance of bonds by cities and towns.

JOS. E. MEYER,
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. 551, a bill for an act to amend the law relating to the taking of private property for works of internal improvement as the same appears in section 2024-d supplement to the code, 1907.

JOS. E. MEYER,
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:

Senate Concurrent Resolution relative to final adjournment of the Thirty-fifth General Assembly on Thursday, April 17, 1913, at 12 o'clock noon.

JOS. E. MEYER,
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. 386, a bill for an act relative to the granting of loan or cash surrender values on insurance contracts, and to amend section 1739, 1824, of the code, sections 1333, 1333-d, 1806, 1806-l, supplement to the code, 1907.

JOS. E. MEYER,
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. 403, a bill for an act relative to payment of deposits in trust.

JOS. E. MEYER,
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. 639, a bill for an act to amend chapter 2-a, title 10, supplement to the code, 1907, relative to the disbursement of surplus drainage funds.

JOS. E. MEYER,
Secretary.

Also :

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

Senate File No. 507, a bill for an act to establish a laboratory for the manufacture and distribution of hog cholera serum, toxines, vaccines and biological products at the Iowa State College of Agriculture, Mechanics Arts, etc.

JOS. E. MEYER,
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. 302, a bill for an act to amend the law relating to the sale of concentrated feeding stuffs, as it appears in section 5077-a-8, supplement to the code, 1907.

JOS. E. MEYER,
Secretary.

Also :

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

Senate File No. 196, a bill for an act to repeal the law as it appears in section 2727-a-85, supplement to the code, 1907, and to enact a substitute relating to the support of the state sanatorium for the treatment of tuberculosis.

JOS. E. MEYER,
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. 451, a bill for an act to grant additional powers to the executive council.

JOS. E. MEYER,
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. 564, a bill for an act making provisions for the settlement of all liabilities of the state growing out of the sale of certain lands of the Des Moines river improvement grant as school lands.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and concurred in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 200, a bill for an act to enable the state to assist in the celebration of the 50th anniversary of the battle of Gettysburg, and to appropriate money therefor.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the conference committee report, and concurred in amendments recommended by said committee to Senate File No. 295, a bill for an act to amend section 9, chapter 153, acts of the Thirty-third General Assembly, relating to the protection of fish and game, and to amend chapter 116, acts of the Thirty-fourth General Assembly, relating to compensation of fish and game warden.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and concurred in House amendments to the following bill in which the concurrence of the Senate was asked:

Substitute for Senate File No. 161, a bill for an act in relation to the government and discipline of the state hospital for inebriates, providing a custodial department for habitual inebriates, etc.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Ring of Linn called up Concurrent Resolution relative to adopting a State flag, and moved its adoption.

CONCURRENT RESOLUTION.

Whereas, Our state has no flag known as the official flag of Iowa,

Resolved, by the Senate, the House concurring, that the governor, the adjutant general, and the curator of historical collections be and they are hereby created a commission to inquire into and report to the Thirty-sixth General Assembly upon the expediency of the adoption of an official state flag and upon the appropriateness of the design therefor if they approve of the same.

Motion prevailed and the Resolution was adopted.

Senate File No. 429, a bill for an act to amend the law as it appears in section two thousand seven hundred ninety-four-a (2794-a) of the supplement to the code, 1907, as amended by chapter one hundred forty-three (143) of the acts of the Thirty-fourth (34th) General Assembly relating to the organization of consolidated school districts.

Read first and second time and referred to Sifting committee.

Senate File No. 444, a bill for an act to amend the law as it appears in section seven hundred and twenty-six (726) of the code, relating to the issuance of bonds by cities and towns.

Read first and second time and referred to Sifting committee.

Senate File No. 386, a bill for an act relative to the granting of loan or cash surrender values on insurance contracts, and to

amend the law as it appears in section seventeen hundred thirty-nine (1739) of the code and section thirteen hundred thirty-three-d (1333-d) of the supplement to the code, 1907, relating to insurance.

Read first and second time and referred to Sifting committee.

Senate File No. 403, a bill for an act relative to payment of deposits in trust.

Read first and second time and referred to Sifting committee.

Senate File No. 551, a bill for an act to amend the law relating to the investment of the funds of life insurance companies and associations as the same appears in section eighteen hundred six (1806) supplement to the code, 1907.

Read first and second time and referred to Sifting committee.

Senate File No. 549, a bill for an act making appropriation for the purchase of twenty thousand (20,000) copies of the railroad commissioners' official maps to be distributed by the members of the General Assembly, the department of public instruction and railroad commissioners.

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

Senate File No. 212, a bill for an act to provide for the erection of a woman's and children's building on the Iowa State Fair and exposition grounds, and to make an appropriation therefor.

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

Senate File No. 451, a bill for an act granting additional powers to the Executive Council.

Read first and second time and referred to Sifting committee.

Senate File No. 552, a bill for an act to amend the law relating to the taking of private property for works of internal improvement as the same appears in section twenty hundred and twenty-four-d (2024-d) supplement to the code, 1907.

Read first and second time and referred to Sifting committee.

CONCURRENT RESOLUTION.

Be it Resolved, by the Senate, the House concurring, that the Thirty-fifth General Assembly do adjourn sine die at twelve o'clock noon on Thursday, April 17, 1913.

Laid over under Rule 34.

Huntley moved that the House insist on its amendments to Senate File No. 507.

Motion prevailed.

On request of Lund of Hamilton unanimous consent having been given, House File No. 564, a bill for an act making provision for the settlement of all liabilities of the state growing out of the sale of certain lands of the Des Moines river, improvement grant as school lands, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Strike out of the fourth line of section four the period, and insert in lieu thereof a comma, and then add thereto the following: "not to exceed two hundred three and 87-100 dollars (\$203.87)."

Mr. Lund moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Huff, Huntley, Hutchins, Jamison, Kane, Kelso, Kingland, Klay, Koontz, Larrabee, Lenoeker, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sherman, Steelsmith, Stutt, Thompson, Townsend, Trumbauer, Webb, Workman—79.

The nays were :

None.

Absent or not voting :

Bartle, Black, Brockway, Bruce, Buxton, Cronbaugh, Daniels, Doze, Griggs, Hamilton, Heaton, Helming, Hunt, Jacobs, Jacobson, Jensen, Jones, Kulp, Lounsberry, Miller, Mitchell, Rohwer, Saltzmann, Sidey, Stipe, Stokes, White, Whitney, Mr. Speaker—29.

So the House concurred in Senate amendments.

On request of Ring of Linn unanimous consent having been given, Senate File No. 200, a bill for an act to enable the state of Iowa to assist in the celebration of the fiftieth anniversary of the battle of Gettysburg, and to appropriate money therefor and provide for the disbursement thereof, with Senate amendment to the House amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend Senate File No. 200 by striking out the last three words of section 1, as follows: "for each person."

Mr. Ring moved that the House concur in the Senate amendment to House amendments.

On the question, "Shall the House concur?"

The ayes were :

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brown, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jones, Kane, Kingland, Klay, Koontz, Kulp, Larrabee, LeRoy, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Ring, Rone, Scholz, Shankland, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Workman—81.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Bradley, Brockway, Bruce, Craig, Cronbaugh, Elwood, Greene of Grundy, Griggs, Heaton, Jacobs, Jensen, Kelso, Lenocker, Lounsberry, Lund, Odendahl, Power, Reeve, Rohwer, Saltzmann, Scott, Sherman, Stipe, White, Whitney, Mr. Speaker—27.

So the House concurred in Senate amendments.

Jones of Dickinson called up conference committee report on Senate File No. 295 and moved its adoption.

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

GENTLEMEN—Your conference committee on Senate File No. 295 beg leave to report that they have had the same under consideration and recommend:

1. That the word "four" as same appears in the fifth (5th) line of the original bill between the words "assistant" and "word" be stricken out and the word "three" substituted therefor.
2. That the House amendment striking out the words and figures "twenty-four hundred (\$2,400.00) dollars" from section 2 and substituting therefor the words and figures "eighteen hundred (\$1,800.00) dollars" be amended by substituting therefor the words and figures "two thousand and two hundred (\$2,200.00) dollars."
3. That said bill as amended by the House and by this report will, if this report be adopted, read as follows:

"Section 1. That the law as it appears in section 9, chapter 153, acts of the Thirty-third General Assembly, be and the same is hereby amended by inserting immediately after the word "appoint" found in line four of said section, the words "three assistant fish and game wardens who shall receive a salary of twelve hundred (\$1,200.00) dollars per year and."

Sec. 2. That the law as it appears in chapter 116, acts of the Thirty-fourth General Assembly be and the same is hereby amended by striking from lines 8 and 9 of section 1 the following words and figures, "sixteen hundred (\$1,600.00) dollars" and inserting in lieu thereof the following words and figures, "twenty-two hundred (\$2,200.00) dollars."

Your conference committee recommends the passage of said bill as amended by this report.

L. E. FRANCIS,
G. E. HILSINGER.
W. D. SHEEAN,

A. M. FELLOWS,
On the part of the Senate

COL. HALGRIMS,
FRED W. JONES,
W. I. ATKINSON,
M. T. McCULLOUGH,

On the part of the House.

Motion prevailed and the report was adopted.

Mr. Jones moved that the House adopt the amendments proposed by the conference committee to Senate File No. 295.

On the question, "Shall the House adopt the amendments proposed by the conference committee?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bingham, Black, Bliss, Blackford, Boettger, Brady, Cannon, Chapman, Cole, Dixon, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Griggs, Grout, Halgrims, Halstead, Hamilton, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lenocker, LeRoy, Manning, McCullough, MeVicker, Meredith, Miller, Milton, Peterson, Pickford, Reeve, Ring, Saltzmann, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Trumbauer, Whitney, Workman—62.

The nays were:

Bauman, Bradley, Brown, Burt, Carson, Clark, Crozier, Daniels, Dawson, Downey, Greene of Clinton, Hadley, Huntley, McHose, Munro, Odendahl, Power, Rone—18.

Absent or not voting:

Bernbrock, Brockway, Bruce, Buxton, Craig, Cronbaugh, Doze, Elwood, Hansen, Hazen, Heaton, Helming, Jensen, Klay, Koontz, Lounsberry, Lund, Mitchell, Newcomb, Rohwer, Scholz, Steelsmith, Stipe, Thompson, Townsend, Webb, White, Mr. Speaker—28.

So the House Conference Committee amendments were adopted.

SENATE MESSAGE CONSIDERED.

On request of LeRoy of Delaware unanimous consent having been given, Substitute for Senate File No. 161, a bill for an act in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, providing a custodial department for habitual inebriates, authorizing the board of control of state institutions on the recommendation of the superintendent to remove patients from one department to another and providing for compensation for the labor of patients, with Senate amendments to House amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Amend House amendment to section 5 by adding after the word "may" the words "be paid" and after the word "shall" add the word "pay" so that the last part of the House amendment as amended will read, "strike out the words 'may be paid' and insert in lieu thereof 'shall pay.'"

Mr. LeRoy moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Black, Blackford, Bliss, Brady, Buxton, Carson, Clark, Cole, Crozier, Daniels, Dawson, Dixon, Doze, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hamilton, Hazen, Helming, Huff, Hutchins, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Klay, Koontz, LeRoy, Manning, McCullough, McVicker, Meredith, Milton, Mitchell, Peterson, Ring, Scott, Shankland, Sherman, Sidey, Steel-smith, Stokes, Stutt, Townsend, Trumbauer, Workman—60.

The nays were:

Downey—1.

Absent or not voting:

Barry, Bernbrock, Bingham, Boettger, Bradley, Brockway, Brown, Bruce, Burt, Cannon, Chapman, Craig, Cronbaugh, Dunlap, Eggleston, Elwood, Grout, Halgrims, Hansen, Heaton, Hunt, Hunt-

ley, Jacobs, Jensen, Kulp, Larrabee, Lenocker, Lounsberry, Lund, McHose, Miller, Munro, Newcomb, Odendahl, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scholz, Stipe, Thompson, Webb, White, Whitney, Mr. Speaker—47.

So the House concurred in Senate amendments.

On request of Huntley of Lucas unanimous consent having been given, House File No. 169, a bill for an act to amend division two of section twenty-four hundred forty-eight (2448) of supplement to the code, 1907, relating to the limits within which intoxicating liquors may be sold, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Amend the bill by striking from section 1 the quotation marks at the close thereof, and adding thereto the following:

"Provided, however, that the provisions of this specific amendment and of section 2461 of the Code shall not exclude any brewery where consent is obtained as provided in section 2456 to section 2460 inclusive, of the Code."

Amend the bill by inserting in the seventh line of section one after the word "university" and before the word "under" the words, "situated within the limits of any city or town and."

Strike out all of section 2, and insert in lieu thereof the following:

Sec. 2. "This act shall apply only to saloons within said distance from any normal school, college or university under the control of the state board of education, operated under petitions of consent circulated and declared sufficient after the passage hereof."

Mr. Huntley moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Blackford, Bliss, Brady, Bruce, Burt, Buxton, Cannon, Chapman, Cole, Crozier, Daniels, Dawson, Dixon, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins,

Jacobs, Jacobson, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lund, Manning, McVicker, Meredith, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rone, Shankland, Sherman, Sidey, Stokes, Thompson, Webb, Whitney, Workman—63.

The nays were:

Black, Boettger, Bradley, Brown, Downey, Doze, Greene of Clinton, Griggs, Hazen, Jamison, Miller, Mitchell, Steelsmith, Stutt, Townsend—15.

Absent or not voting:

Bartle, Bingham, Brockway, Carson, Clark, Craig, Cronbaugh, Dunlap, Eggleston, Elwood, Griffin, Hamilton, Helming, Jensen, Jones, Larrabee, Lounsberry, McCullough, McHose, Milton, Oden-dahl, Reeve, Rohwer, Saltzmann, Scholz, Scott, Stipe, Trumbauer, White, Mr. Speaker—30.

So the House concurred in Senate amendments.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 30, a bill for an act to amend section twenty-seven hundred twenty-seven-c (2727-c) of the Supplement to the Code, 1907, relating to the salary of the chief executive officer of the Iowa soldiers' orphans' home at Davenport.

Also:

House File No. 249, a bill for an act making an appropriation to reimburse certain employees of the Iowa school for the deaf for loss of wearing apparel by fire at said school on the 23d day of April, 1911.

Also:

House File No. 12, a bill for an act to amend the law as it appears in section two thousand six hundred thirty-four-f (2634-f) of the Supplement to the Code, 1907, relating to the acceptance of graduation from institutions of higher learning as evidence that a teacher possesses the scholarship and professional fitness for a state certificate.

Also:

House File No. 554, a bill for an act to amend the law as it appears in section six hundred sixty-nine (669) of the Supplement to the Code, 1907, relating to the compensation of councilmen when acting as members of the board of review.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 30, a bill for an act to amend section twenty-seven hundred twenty-seven-c (2727-c) of the Supplement to the Code, 1907, relating to the salary of the chief executive officer of the Iowa soldiers' orphans' home at Davenport.

Also:

House File No. 249, a bill for an act making an appropriation to reimburse certain employees of the Iowa school for the deaf for loss of wearing apparel by fire at said school on the 23d day of April, 1911.

Also:

House File No. 12, a bill for an act to amend the law as it appears in section two thousand six hundred thirty-four-f (2634-f) of the Supplement to the Code, 1907, relating to the acceptance of graduation from institutions of higher learning as evidence that a teacher possesses the scholarship and professional fitness for a state certificate.

Also:

House File No. 554, a bill for an act to amend the law as it appears in section six hundred sixty-nine (669) of the Supplement to the Code, 1907, relating to the compensation of councilmen when acting as members of the board of review.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

The Speaker Pro Tempore appointed as conference committee on the part of the House on Senate File No. 507: Hunt of Harrison, Lund of Hamilton, Elwood of Howard, White of Benton.

The Speaker Pro Tempore appointed as conference committee on the part of the House on House File No. 639: Bingham of Emmet, Hutchins of Kossuth, Hansen of Shelby, LeRoy of Delaware.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House concurrent resolution, relative to date of final adjournment, passed the House.

M. F. LEROY,

I second the motion.

H. C. RING.

CONSIDERATION OF BILLS.

SPECIAL ORDER NO. 44.

Time having arrived for Special Order No. 44, on motion of Shankland of Polk Senate File No. 3, a bill for an act relating to employers' liability for personal injury sustained by employees in line of duty, fixing compensation therefor, securing the payment thereof, providing for the appointment of a commissioner and defining his duties, was taken up and considered.

Power of Jefferson moved that the House consider the bill section by section and that all amendments be made at the time the section is under consideration.

Motion prevailed.

Griggs of Scott proposed the following amendment:

Amend paragraph numbered three (3) of sub-division "C" of section one (1) of Senate File No. 3, appearing on page 1939 of the Senate Journal, by striking out said sub-division three and inserting the following in lieu thereof:

"That the injured employee was negligent; unless and except it shall appear that the injury was the result of the injured employee's intention to cause the injury; or the wilful failure of the injured employee to use a guard or protection against accidental injury required by any statute and provided by the employer for the use of such employee; or of the

wilful failure of the injured employee to use a reasonable and proper guard or protection against accidental injury which has been voluntarily furnished for his use by the employer; or of wilful disobedience by the injured employee of reasonable orders of the employer; or of operating machinery without orders or permission of employer; or that the injury was sustained by the injured employee while he was under the influence of any intoxicating liquors, drugs or narcotics."

Klay of Sioux in the chair.

Amendment lost.

Power of Jefferson proposed the following amendment to section 1:

Amend sub-division "a" by substituting the word "bodily" for the word "personal" in line 4, and by substituting the word "bodily" for the word "personal" wherever it appears preceding the word "injury" in the bill as it now appears on pages 1938. to 1960, inclusive of the Senate Journal.

Amendment lost.

Mr. Power proposed the following amendment to section 1:

Amend section 1 as it appears on page 1939 of the Journal by striking out the first eight lines of paragraph 4 of sub-division "c" thereof.

Amendment lost.

Boettger of Scott proposed the following amendment to section 9:

Amend section nine as the same appears on page 1944 of the Senate Journal by striking out the word "another" in the fifteenth line of said section and inserting in lieu thereof the following "the employer either directly or indirectly."

Amendment lost.

Power of Jefferson proposed the following amendment to section 10:

Amend sub-division f by striking out the words "received by" in line two and substituting therefor the following, "paid direct by the employer to."

Amendment lost.

Klay of Sioux proposed the following amendment to section 10:

Amend sub-division "j", paragraphs 18 and 19 by striking out the letter "k" and inserting in lieu thereof the letter "j."

Amendment adopted.

Speaker Pro Tempore in the chair.

Power of Jefferson proposed the following amendment to section 10:

Amend sub-division "j," paragraph seventeen by striking out the words, "or of any two thereof" in line two.

LeRoy of Delaware moved the previous question on the amendment.

Ring of Linn seconded the motion.

Motion prevailed.

Amendment lost.

Power of Jefferson proposed the following amendment to section 12:

Amend by adding thereto the following: "If such refusal shall continue for a period of thirty days all rights to compensation shall be forfeited."

Amendment lost.

Klay of Sioux proposed the following amendment to section 20:

Amend by striking from section 20 the following: "a committee of employers affected by this act" and inserting in lieu thereof, "the employers affected by this act, or any committee or committees appointed by such employers or the Iowa industrial commissioner."

Amendment adopted.

Barry of Linn proposed the following amendment to section 24:

Amend by striking out the word "with" preceding the word "the" in line 18.

Amendment adopted.

Klay of Sioux proposed the following amendment to section 25:

By striking from section 25 in line 4 of the printed Journal the following: "or any member thereof."

Amendment adopted.

Barry of Linn proposed the following amendment to section 26:

Amend by striking from the third line thereof the word "it" and inserting in lieu thereof the word "him."

Amendment adopted.

Klay of Sioux proposed the following amendment to section 26.

(4) By striking out section 26 and inserting in lieu thereof the following:

"If the employer and the employee reach an agreement in regard to the compensation under this act, a memorandum thereof shall be filed with the Iowa industrial commissioner by the employer or employee, and unless the commissioner shall, within twenty days, notify the employer and employee of his disapproval of the agreement by registered letter sent to their addresses as given on the memorandum filed, the agreement shall stand as approved and be enforceable for all purposes under the provisions of this act. Such agreement shall be approved by said commissioner only when the terms conform to the provisions of this act."

Amendment adopted.

Barry of Linn proposed the following amendment to section 27:

Amend by striking from the sixth line thereof the word "and" and inserting in lieu thereof the word "who."

Amendment adopted.

Whitney of Woodbury proposed the following amendment to section 29:

Amend by striking out of line 27 the words "or any member thereof."

Amendment adopted.

Power of Jefferson proposed the following amendment to section 35:

Amend by inserting after the word "if" in line 3 the words "registered and."

Amendment adopted.

Barry of Linn proposed the following amendment to section 37:

Amend by striking from the third and fourth lines thereof the words "forty-eight hours, not counting Sundays and legal holidays," and inserting in lieu thereof the words, "fifteen days."

Whitney of Woodbury moved as a substitute amendment to insert following the word "after" in the 4th line "the employer has knowledge of".

Substitute amendment adopted.

Mr. Whitney proposed the following amendment to section 37:

Amend by inserting in the 5th line after the word "writing," "by the employer."

Amendment adopted.

Power of Jefferson proposed the following amendment to section 37:

Amend by inserting after the word "or" and before the word "neglect" in line seventeen the word "wilfully." Also to amend by inserting after the word "submit" and before the word "his" in line 31 the following: "under reasonable requirements."

Amendment lost.

Barry of Linn proposed the following amendment to section 39:

Amend by striking out the word "for" in the 5th line preceding the word "whom."

Amendment adopted.

Mr. Barry proposed the following amendment to section 40:

Amend by striking from the second line thereof the words, "a member of the"; also by striking out the capital "A" in the word "any" in the ninth line and inserting in lieu thereof the small letter "a," and inserting preceding the said word "Any" the word "If"; also by striking from the eleventh line thereof the words "and refusing" and inserting in lieu thereof the word "refuse"; also by striking out the word "Become" at the end of the fifteenth line thereof and inserting in lieu thereof the word "be."

Amendments adopted.

Mr. Barry proposed the following amendment to section 41:

Amend by striking from the eighth line thereof the word "It" and inserting in lieu thereof the words "the finding."

Amendment adopted.

Klay of Sioux proposed the following amendment to section 50:

(5) Amend section 50 by striking out the last sentence thereof and inserting in lieu thereof the following: "The insurance department and Iowa industrial commissioner may, at any time, upon reasonable notice to such employer and upon hearing, revoke for cause any order or approval theretofore made, as by this act provided and within the contemplation of this section.

Amendment adopted.

Mr. Klay proposed the following amendment to section 51:

(6) Amend section 51 by striking out the word "January" in the first line thereof and insert in lieu thereof the word "July"; by striking out the word "take" in the fifth line thereof and inserting in lieu thereof the word "takes."

Amendment adopted.

Mr. Klay moved that Senate File No. 3 be referred to the Committee on Appropriations and be reported back to the House at 1:00 o'clock p. m. today and remain a special order until disposed of.

Motion prevailed.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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 to authorize the incorporation in each county of the state of an association for the advancement and improvement of agriculture, animal husbandry and horticulture, to define the powers and rights of such association and its members, to provide for the submission to the voters of the question of levying a tax in aid of the objects of such association and to provide for the termination of said tax.

Also:

House File No. 212, a bill for an act to amend the law as it appears in section seven hundred twenty (720) Supplement to the Code, 1907, as amended by chapter forty-four (44) acts of the Thirty-third (33rd) General Assembly, and chapter thirty-four (34) acts of the Thirty-fourth (34) General Assembly, and to authorize cities and towns to enter into contracts to purchase heat, gas, and electric current, and to sell the same.

Also:

House File No. 90, a bill for an act to repeal section five (5) chapter sixty-one (61) of the acts of the Thirty-third General Assembly, as amended by chapter fifty (50) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor, relating to pensions for disabled and retired firemen.

Also:

House File No. 419, a bill for an act to amend the law as it appears in section ten hundred and fifty-six-a-nine (1056-a9) of the Supplement to the Code, 1907, relating to municipal accounting of cities and towns.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 47, a bill for an act to authorize the incorporation in each county of the state of an association for the advancement and improvement of agriculture, animal husbandry and horticulture, to define the powers and rights of such association and its members, to provide for the submission to the voters of the question of levying a tax in aid of the objects of such association and to provide for the termination of said tax.

Also:

House File No. 212, a bill for an act to amend the law as it appears in section seven hundred twenty (720) Supplement to the Code, 1907, as amended by chapter forty-four (44) acts of the Thirty-third (33rd) General Assembly and chapter thirty-four (34) acts of the Thirty-fourth

(34) General Assembly and to authorize cities and towns to enter into contracts to purchase heat, gas, and electric current, and to sell the same.

Also:

House File No. 90, a bill for an act to repeal section five (5) chapter sixty-one (61) of the acts of the Thirty-third General Assembly, as amended by chapter fifty (50) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor, relating to pensions for disabled and retired firemen.

Also:

House File No. 149, a bill for an act to amend the law as it appears in section ten hundred and fifty-six-a-nine (1056-a9) of the Supplement to the Code, 1907, relating to municipal accounting of cities and towns.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

INTRODUCTION OF BILLS.

By Sifting committee, House File No. 695.

A BILL for an Act to Create in Each Township a Special Culvert Fund for the Year of 1913, to Defray the Cost of Culverts Constructed by the Board of Supervisors During 1913 Upon the Township Road System.

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

Section 1. Within thirty (30) days after the taking effect of this act, the township trustees shall, for the year of 1913, set aside, from the township road fund, a sum of money equal to one mill on all taxable property of the township, which sum the township clerk shall keep as a separate fund to be known as the 1913 culvert fund, and shall be used only for the payment of culverts constructed in such township on the township road system, by the board of supervisors during the year 1913. The cost of culverts constructed during 1913 in such township on the township road system by the board of supervisors shall, to the extent of such special fund, be paid out of such fund by the trustees, on the certificate of the county auditor as to the correctness of such cost.

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

On motion of McCullough of Dubuque, the House adjourned until 1:00 o'clock p. m.

AFTERNOON SESSION.

House reconvened, Speaker Cunningham in the chair.

On request of Brady of Dallas, leave of absence was granted LeRoy of Delaware until Thursday.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 435, a bill for an act authorizing the issue of flood protection bonds by cities of the first class and cities acting under the commission plan of government.

Also:

Senate File No. 99, a bill for an act amending section seven hundred ninety-two (792) of the Code, relating to street improvements.

Also:

Senate File No. 368, a bill for an act to require the registration of charitable organizations soliciting public aid and providing penalty for the violations thereof.

Also:

Substitute for Senate File No. 118, a bill for an act to confer additional powers upon trust companies, state and savings banks and to prescribe the conditions under which they may transact business.

Also:

Senate File No. 294, a bill for an act to repeal section three thousand three hundred eight (3308) of the Code, and to enact a substitute therefor relating to release and discharge of liens by foreign administrators, executors and guardians.

Also:

Senate File No. 196, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-seven-a eighty-five (2727-a85) of the Supplement to the Code, 1907, and to enact a substitute therefor relating to the support of the state sanatorium for the treatment of tuberculosis.

Also:

Senate File No. 265, a bill for an act providing for the deposit by state and savings banks with the treasurer of the United States, of securities to secure postal savings deposits made in such banks under the provisions of the postal savings bank act.

Also:

Senate File No. 516, a bill for an act to legalize a certain election held January 13, 1913, in town of Miles, Jackson county, Iowa.

Also:

Senate File No. 537, a bill for an act to legalize certain warrants of the town of Milford, Iowa.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report 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 amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 493, a bill for an act to provide against fraudulent advertising.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

On request of Jensen of Pocahontas, unanimous consent having been given, House File No. 493, a bill for an act to prohibit fraudulent advertising and providing a penalty therefor, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by adding after the word "causes" in line 5 of printed bill, the words "with intent to defraud."

Mr. Jensen moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Craig, Cronbaugh, Crozier, Daniels, Doze, Dunlap, Eggleston, Elliott, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Kane, Kelso, Kingland, Lenoeker, Manning, McCullough, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Ring, Rone, Scholz, Sidey, Stokes, Stutt, Trumbauer, White, Mr. Speaker—60.

The nays were:

Hansen—1.

Absent or not voting:

Atkinson, Bartle, Bauman, Bliss, Brockway, Burt, Carson, Chapman, Clark, Cole, Dawson, Dixon, Downey, Elwood, Enger, Griffin, Hamilton, Helming, Jacobs, Jamison, Jones, Klay, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, McVicker, Miller, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Saltzmann, Scott, Shankland, Sherman, Steelsmith, Stipe, Thompson, Townsend, Webb, Whitney, Workman—47.

So the House concurred in Senate amendments.

Dunlap of Clinton, from the committee appointed to draft suitable resolutions commemorating the life, character and public service of Hon. A. R. Cotton, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

CONSIDERATION OF BILLS.

On motion of Boettger of Scott, Substitute for Senate File No. 186, a bill for an act to repeal section four hundred seventy-nine (479), supplement to the code, 1907, and to enact a substitute therefor relating to the compensation of county auditors, was taken up, and considered.

Mr. Boettger moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Black, Bliss, Boettger, Bradley, Brady, Bruce, Burt, Buxton, Cannon, Carson, Clark, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Helming, Huff, Hunt, Hutchins, Jacobson, Jones Klay, Koontz, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Whitney, Workman—73.

The nays were:

Bartle, Brown, Cronbaugh, Downey, Hazen, Kingland, Oden-dahl—7.

Absent or not voting:

Atkinson, Bauman, Blackford, Brockway, Chapman, Cole, Erickson, Heaton, Huntley, Jacobs, Jamison, Jensen, Kane, Kelso, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Miller, Mitchell, Power, Rohwer, Saltzmann, Steelsmith, Webb, White, Mr. Speaker—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 3, a bill for an act to provide, secure and pay compensation for employes who sustain injury while in line of duty, beg leave to report they have had the same under consideration and recommend the same be amended as follows, and when so amended the bill do pass.

By inserting after the word "commissioner" in the sixth line of section 24 a comma (,) and the words "by and with the consent of the executive council," and by striking out the words and figures "ten thousand dollars (\$10,000.00)" in the forty-ninth line of section 24 and inserting in lieu thereof the words and figures "twenty thousand dollars (\$20,000.00)."

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

House resumed consideration of Special Order No. 44, Senate File No. 3.

Shankland of Polk moved the adoption of the amendments proposed by the committee on Appropriations.

Motion prevailed and the amendments were adopted.

Power of Jefferson proposed the following amendment to section one, sub-division C.

Amend by inserting after the period in line 17 of paragraph 4, the following: "Provided however, that any employer, beginning business after the taking effect of this act and giving notice at once of his desire not to come under the provisions of this act, shall not be considered as under the act.

Amendment adopted.

Whitney of Woodbury proposed the following amendment to section 51:

Amend by inserting after the word "notice" in line 3, the following: "for the purpose of rejecting the terms of the act."

Amendment adopted.

Shankland of Polk moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Cannon, Carson, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hamilton, Hansen, Heaton, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Koontz, Kulp, Larrabee, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Scholz, Shankland, Sidey, Steelsmith, Townsend, Trumbauer, Webb, Whitney, Mr. Speaker—80.

The nays were:

Anderson of Montgomery, Burt, Downey, Elwood, Halstead, Helming, Odendahl, Scott, Stutt, Thompson, Workman—11.

Absent or not voting:

Buxton, Chapman, Dawson, Enger, Griggs, Hadley, Halgrims, Hazen, Huntley, Kelso, Lenocker, LeRoy, Rohwer, Sherman, Stipe, Stokes, White—17.

So the bill having received a constitutional majority was declared to have passed the House 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. 670, a bill for an act to repeal section 2606, Supplement to the Code, 1907, and to enact a substitute, relating to admission to soldiers' home.

Jos. E. MEYER,
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. 671, a bill for an act to authorize the construction of a business men's coliseum and convention hall over the Cedar river in the city of Waterloo, Iowa.

JOS. E. MEYER,
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. 528, a bill for an act to amend section 2, chapter 70, acts of the Thirty-fourth General Assembly, relating to the dragging of public roads

JOS. E. MEYER,
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. 413, a bill for an act to amend section 2806, Supplement to the Code, 1907, and chapter 182, acts of the Thirty-third General Assembly, relating to school taxes and to increase the amount that may be levied in teachers fund and the contingent fund.

JOS. E. MEYER,
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. 588, a bill for an act to amend section 2540 of the Code and 2540, Supplement to the Code, 1907, relating to taking fish by the use of a spear except during certain months.

JOS. E. MEYER,
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. 583, a bill for an act to amend section 3348 of the Code, relating to the payment of claims against the estates of decedents.

JOS. E. MEYER,
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 Senate was asked:

House concurrent resolution relative to furnishing John Hoolbeck of Harlan, Iowa, Vols. 3 and 4 of Roster of Iowa Soldiers.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 357, a bill for an act to amend chapter 62, acts of the Thirty-fourth General Assembly, relating to the exemption from taxation of property of an honorably discharged union soldier or sailor of the Mexican war or of the war of the rebellion, or of the widow of such soldier or sailor.

JOS. E. MEYER,
Secretary.

Also:

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. 536, a bill for an act to amend section 33, chapter 72, acts of the Thirty-fourth General Assembly, providing for the expenditure of registration fees of motor vehicles.

JOS. E. MEYER,
Secretary.

Also:

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. 508, a bill for an act to amend section 836 of the Code, in reference to re-assessments for local improvements.

Jos. E. MEYER,
Secretary.

Also:

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. 229, a bill for an act to appropriate money for the entertaining of Iowa veterans who enlisted in Iowa and served during the civil war at a home coming during the state G. A. R. encampment.

Jos. E. MEYER,
Secretary.

Also:

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

Senate File No. 510 a bill for an act to amend section 1532, Supplement to the Code, 1907, as amended by acts of the Thirty-third General Assembly, relative to establishment of road districts for state lands and providing for the payment of cost and collection of road poll tax.

Jos. E. MEYER,
Secretary.

Also:

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. 517, a bill for an act repealing section 2024-1, Supplement to the Code, 1907, and enacting a substitute therefor, providing for the condemnation of land where gravel or other suitable material for road improvements, etc.

Jos. E. MEYER,
Secretary.

The Speaker announced that as Speaker of the House, he had signed in the presence of the House, Senate Files Nos. 265, 516, 537, 435, 99, 368, 118, 294 and 196.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 23, a bill for an act to provide for the appointment of clerk of the supreme court, and reporter of the supreme court, to fix the term of office of such officials, and to repeal section one thousand sixty-seven (1067) of the Code.

Also:

House File No. 40, a bill for an act making it unlawful for any candidate for any office to promise support or influence in behalf of another for any position, place or office in consideration of any other person supporting him, and providing a penalty therefor.

Also:

House File No. 124, a bill for an act to indemnify H. C. Jackson for personal injury sustained by him while employed as head farmer at the state hospital at Mt. Pleasant, Iowa.

Also:

House File No. 158, a bill for an act to repeal section three thousand seven hundred and five (3705) of the Code, and to enact a substitute in lieu thereof, relative to the instructions of the district court.

Also:

House File No. 224, a bill for an act to amend section 1989-a41 of the Supplement of the Code, 1907, and amendments thereto, relative to the compensation to be paid appraisers of damages and commissioners of drainage districts.

Also:

House File No. 259, a bill for an act creating the office of state examiners for counties, fixing their compensation, duties, terms of office and method of appointment, providing for a system of public accounting and supervision of county officers, establishing a uniform system of accounts, reports and audits for counties, and providing penalties for violations of this act.

Also :

House File No. 592, a bill for an act to repeal the law as it appears in section forty-nine hundred thirteen-a (4913-a) of the Supplement to the Code, 1907, and to enact a substitute therefor in regard to bringing into certain state institutions and other places where inmates may lawfully be, drugs or liquors, or weapons, explosive or other article for use in making or attempting an escape.

Also :

House File No. 466, a bill for an act to repeal section four thousand eight hundred ninety-seven-a (4897-a) of the Supplement to the Code, 1907, and to enact a substitute relating to escapes from the penitentiary and reformatory, including violations of parole.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman House Committee.

Report adopted.

REPORTS OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 51, a bill for an act to provide for the representation of the state of Iowa at the Panama-Pacific international exposition to be held at San Francisco, California, celebrating the opening and commercial use of the Panama canal and making an appropriation therefor, beg leave to report they have had the same under consideration and recommend the same be amended as follows; and when so amended the bill do pass.

By striking from line four (4) of section 1 of the original bill the word "eleven" and inserting in lieu thereof the word "three",

By striking from line five (5) of section 1 the words "one from each congressional district in the state",

By striking from line six (6) of section 1 the word "seven" and inserting in lieu thereof the word "two",

By inserting after the word "celebration" in the eleventh line of section 1 the following: "That the commission be and is hereby authorized to invite the co-operation of Iowa municipalities, commercial bodies and citizens, to the end that Iowa resources shall be shown to the best possible advantage",

By striking from line twenty (20) of section 1 the words "consisting of not more than five members",

By striking from lines 45, 46 and 47 of section 1 the words "by the choice of some citizen residing in the congressional district wherein such vacancy occurs",

By striking from lines 1 and 2 of section 3 the words and figures "one hundred and seventy-five thousand dollars (\$175,000.00)" and inserting in lieu thereof the words and figures "fifty thousand dollars (\$50,000.00)",

By striking from lines 1 and 2 of section 3 the words and figures "fifteen thousand dollars (\$15,000.00)" and inserting in lieu thereof the words and figures "five thousand dollars (\$5,000.00)",

By striking from line 3 of section 3 the words and figures "seventy-five thousand dollars (\$75,000.00)" and inserting in lieu thereof the words and figures "twenty-five thousand dollars (\$25,000.00)",

By striking out all of section 5.

W. LARRABEE, JR.,
Chairman.

Report adopted.

Also:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 550, a bill for an act providing for the levy of special taxes upon the assessed valuation of the taxable property of the state for the erection and improvement of buildings, for appurtenances and connections for the Iowa soldiers' home, Iowa soldiers' orphans' home, school for the deaf, institution, etc., beg leave to report they have had the same under consideration and recommend the same do pass.

W. LARRABEE, JR.,
Chairman.

Report 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 refused to concur in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 289, a bill for an act to amend section 2472, Supplement to the Code, 1907, and section 2474 of the Code, and to repeal section 2477, Supplement to the Code, 1907, and chapter 144, acts of the Thirty-third General Assembly all relating to the bureau of labor statistics, etc.

JOS. E. MEYER,
Secretary.

Bernbrock of Blackhawk in the chair.

SENATE MESSAGE CONSIDERED.

Ring of Linn called up Senate File No. 289 and moved that the House recede from its amendments.

Motion lost.

The Speaker appointed as conference committee on Senate File No. 289, on the part of the House, Representatives Shankland of Polk, Jamison of Des Moines, Ring of Linn and Jensen of Pocahontas.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 23, a bill for an act to provide for the appointment of clerk of the supreme court, and reporter of the supreme court, to fix the term of office of such officials, and to repeal section one thousand sixty-seven (1067) of the Code.

Also:

House File No. 40, a bill for an act making it unlawful for any candidate for any office to promise support or influence in behalf of another for any position, place or office in consideration of any other person supporting him, and providing a penalty therefor.

Also:

House File No. 124, a bill for an act to indemnify H. C. Jackson for personal injury sustained by him while employed as head farmer at the state hospital at Mt. Pleasant, Iowa.

Also:

House File No. 158, a bill for an act to repeal section three thousand seven hundred and five (3705) of the Code, and to enact a substitute in lieu thereof, relative to the instructions of the district court.

Also:

House File No. 224, a bill for an act to amend section 1989-a41 of the Supplement of the Code, 1907, and amendments thereto, relative to the compensation to be paid appraisers of damages and commissioners of drainage districts.

Also:

House File No. 259, a bill for an act creating the office of state examiners for counties, fixing their compensation, duties, terms of office and method of appointment, providing for a system of public accounting and supervision of county officers, establishing a uniform system of accounts, reports and audits for counties, and providing penalties for violations of this act.

Also:

House File No. 592, a bill for an act to repeal the law as it appears in section forty-nine hundred thirteen-a (4913-a) of the Supplement to the Code, 1907, and to enact a substitute therefor in regard to bringing into certain state institutions and other places where inmates may lawfully be, drugs or liquors, or weapons, explosive or other article for use in making or attempting an escape.

Also:

House File No. 466, a bill for an act to repeal section four thousand eight hundred ninety-seven-a (4897-a) of the Supplement to the Code, 1907, and to enact a substitute relating to escapes from the penitentiary and reformatory, including violations of parole.

W. W. ANDERSON,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Halgrims of Humboldt, Senate File No. 546, a bill for an act to enable benefited property to aid in the construction of trolley or electric railroads or the electrification of steam railroads, being additional to chapter five (5) of title ten (10) of the code, 1907, as amended, was taken up and considered.

Jacobson of Audubon proposed the following amendment:

Amend by inserting after the word "state" and before the word "as" in the last line of section 1 the words "or to aid in the purchase of any steam railroad for the purpose of electrification;" also after the word "electrify" and before the word "any," in the second line of section 2, the words "or to purchase," and also after the word "railroad" in the same line, the words "for the purpose of electrification."

Amendment lost.

Mr. Halgrims moved that the rules be suspended, the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Speaker Pro Tempore in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Buxton, Carson, Chapman, Cole, Dixon, Elliott, Elwood, Enger, Erickson, Fraley, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Ring, Saltzmann, Scholz, Shankland, Sidey, Steel-smith, Stipe, Stokes, Workman, Mr. Speaker—73.

The nays were:

Brown, Burt, Cannon, Clark, Cronbaugh, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Larrabee, Odendahl, Reeve, Rone, Scott, Townsend, Webb—19.

Absent or not voting:

Boettger, Craig, Dawson, Greene of Grundy, Griggs, Hazen, Lenocker, Miller, Mitchell, Rohwer, Sherman, Stutt, Thompson, Trumbauer, White, Whitney—16.

So the bill having received a constitutional majority was declared to have passed the House.

Carson of Davis proposed the following amendment to the title:

Amend by striking out the words and figures "of 1897" following the word "code."

Amendment adopted and title as amended, agreed to.

MOTION TO RECONSIDER.

Motion to reconsider.

Pickford of Cerro Gordo called up motion to reconsider the vote by which Senate File No. 204 failed to pass.

Jones of Dickinson moved the previous question.

Bliss of Ringgold seconded the motion.

Motion prevailed.

Roll call was demanded by Pickford of Cerro Gordo and Ring of Linn.

On the question, "Shall the House reconsider?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Bliss, Brockway, Bruce, Burt, Buxton, Cannon, Cole, Daniels, Dawson, Dixon, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Griggs, Grout, Halgrims, Huff, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Klay, Koontz, Kulp, Larrabee, Manning, McHose, MeVicker, Milton, Newcomb, Peterson, Pickford, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Whitney, Mr. Speaker—52.

The nays were:

Bartle, Bauman, Bradley, Brady, Brown, Carson, Clark, Cronbaugh, Crozier, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Hadley, Halstead, Hamilton, Hansen, Heaton, Helming, Huntley, Kelso, LeRoy, Lounsberry, McCullough, Munro, Oden Dahl, Reeve, Scott, Stokes, Stutt, Thompson, Townsend, Webb, Workman—35.

Absent or not voting :

Black, Blackford, Boettger, Chapman, Craig, Elwood, Hazen, Hunt, Kingland, Lenocker, Lund, Meredith, Miller, Mitchell, Power, Ring, Rohwer, Saltzmann, Stipe, Trumbauer, White—21.

So the motion having failed to receive a constitutional majority was declared to have been lost.

Journal of Tuesday, April 15th, corrected and approved.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up Senate File No. 550 and yielded the floor to Dixon of Sac.

On motion of Mr. Dixon, Senate File No. 550, a bill for an act providing for the levy of special taxes upon the assessed valuation of the taxable property of the state for the erection and improvement of buildings, for appurtenances and connections for the Iowa soldiers' home, Iowa soldiers' orphans' home, school for the deaf, institution for feeble-minded children, state sanatorium for the treatment of tuberculosis, state industrial schools, state hospitals, penitentiary, reformatory, state colony for epileptics, Iowa industrial reformatory for females and district custodial farms, and for the purchase of land and to develop and maintain industries, and repealing acts and parts of acts in conflict with this act, with report of committee recommending passage, was taken up and considered.

Mr. Dixon moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Cole, Dawson, Dixon, Elliott, Enger, Erickson, Fralèy, Greene of Grundy, Grout, Halgrims, Halstead, Hansen, Heaton, Huff, Hutchins, Jacobs, Jacobson, Jones, Kane, Klay, Koontz, Leroy, Lounsberry,

Manning, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Townsend, Webb, Whitney, Workman, Mr Speaker—62.

The nays were:

Craig, Doze, Greene of Clinton, Hadley, Kulp, Stutt, Thompson—7.

Absent or not voting:

Bauman, Black, Boettger, Brown, Chapman, Clark, Cronbaugh, Crozier, Daniels, Downey, Dunlap, Eggleston, Elwood, Griffin, Griggs, Hamilton, Hazen, Helming, Hunt, Huntley, Jamison, Jensen, Kelso, Kingland, Larrabee, Lenoeker, Lund, McCullough, McVicker, Miller, Odendahl, Power, Rohwer, Saltzmann, Scott, Stipe, Stokes, Trumbauer, White—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

EXPLANATION OF VOTE.

On Senate File No. 550 I am recorded as absent or not voting. I was called to a conference committee on the hog cholera serum bill and during my absence the bill was called up and passed by a good majority. I have been working for a state reformatory for women for years and had I been present would have voted yes.

S. H. BAUMAN.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Senate File No. 554, a bill for an act to amend the law as it appears in section two thousand nine (2009) of the Code relating to appeals from the action of the commissioners in assessing damages where private property is taken for works of internal improvement.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Senate File No. 554, a bill for an act to amend the law as it appears in section two thousand nine (2009) of the code relating to appeals from the action of the commissioners in assessing damages where private property is taken for works of internal improvement.

Read first and second time and on motion of Ring of Linn was placed on file.

The Speaker Pro Tempore announced that as Speaker Pro Tempore of the House, he had signed in the presence of the House, House Files Nos. 30, 249, 12, 554, 47, 90, 149, 212, 224, 158, 124, 23, 259, 466, 40 and 592.

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:

Senate File No. 668, a bill for an act to amend division one (1) section seventeen hundred nine (1709) Supplement to the Code, 1907, amended by chapter eighteen (18) acts of the Thirty-fourth General Assembly, relating to kinds of insurance that may be written.

JOS. F. MEYER,
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. 241, a bill for an act making annual appropriation for carrying on the work of the state etomologist.

JOS. E. MEYER,
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 to amend the law as it appears in section twenty-four hundred twenty-eight (2428) of the Code, relating to the duties of peace officers.

JOS. E. MEYER,
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 currence of the Senate was asked:

House File No. 611, a bill or an act authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employees.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

On request of Power of Jefferson, unanimous consent having been given, House File No. 611, a bill for an act authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employees, providing the powers, duties and compensation of such board and setting forth the manner in which the investigation of disputes shall be made and the publication and recording of the decision and finding of said board and making appropriation therefor, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Amend by inserting after the word "state" and before the word "which" in line two (2), section one (1), of the printed bill the following:

"Except employers or employees having trade relations directly or indirectly based upon interstate trade relations operating through or by state or international board of conciliation."

Also, amend section seven (7) of the printed bill by adding the words "one year" after the word "of" in the sixth (6th) line, and by striking out all of the remainder of said section.

Mr. Power moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Craig, Daniels, Dixon, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hazen, Heaton, Huff, Hutchins, Jacobson, Jensen, Jones, Kane, Klay, Koontz, Larrabee, Le-

Roy, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Saltzmann, Shankland, Sherman, Stokes, Webb, Whitney—63.

The nays were:

Bradley, Brown, Clark, Cronbaugh, Downey, Lenoeker, Mitchell, Trunbauer, Workman—9.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Barry, Boettger, Chapman, Cole, Crozier, Dawson, Eggleston, Griggs, Hamilton, Hansen, Helming, Hunt, Huntley, Jacobs, Jamison, Kelso, Kingland, Kulp, Lounsberry, Lund, McCullough, Miller, Oden Dahl, Rohwer, Scholz, Scott, Sidey, Steelsmith, Stipe, Stutt, Thompson, Townsend, White, Mr. Speaker—36.

So the House concurred in Senate amendment.

CONSIDERATION OF BILLS.

On motion of Bruce of Floyd, Substitute for Senate File No. 209, a bill for an act to amend the law as it appears in section forty-five hundred eighty-five of the code of 1897, relative to the issuance of an execution in making transcript from the docket and judgment of a justice of the peace where a vacancy exists, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Bruce moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Heaton, Helming, Huff, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Koontz,

Lenoeker, LeRoy, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sherman, Steelsmith, Stokes, Trumbauer, Webb, Workman—66.

The nays were:

Hazen, Odendahl, Stutt, Townsend—4.

Absent or not voting:

Anderson of Greene, Barry, Black, Boettger, Brockway, Chapman, Clark, Cole, Craig, Cronbaugh, Downey, Eggleston, Elwood, Fraley, Griggs, Halgrims, Hamilton, Hansen, Hunt, Huntley, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lounsberry, Lund, McCullough, Miller, Rohwer, Saltzmann, Sidney, Stipe, Thompson, White, Whitney, Mr. Speaker—38.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Jamison of Des Moines proposed the following amendment to Conference committee report on Senate File No. 306 and asked that it be printed in the Journal:

MR. SPEAKER—I move to amend the conference committee report on Senate File No. 306 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. A commission is hereby created and established to be known as the "public utility commission", which shall be composed of three (3) members, who shall be appointed by the governor, by and with the consent of the house and the senate. The salary of each commissioner shall be four thousand (\$4,000) dollars per annum, and they shall be allowed such traveling expenses as is deemed necessary by the executive council, vouchers for same to be audited and paid in the usual manner. The term of office shall commence July 1st, 1913, and continue for two years thereafter, or until their successors have been qualified, but any member shall be removable by the governor for cause and a successor may be appointed by him to fill the unexpired term. Not more than two (2) of the commissioners shall belong to the same political party. Each commissioner shall be a resident of the state of Iowa and a qualified elector therein, and shall have resided in said state for a period of at least five (5) years next preceding his appointment and qualification. No commissioner or any person holding office under or employed by the commission shall hold any other office under the government of the United States or of this state, nor shall he be engaged in any occupation or business incon-

sistent with his duties as such commissioner, officer, or employe, or serve on or under any committee of any political party, but shall devote his entire time to the duties of his office; nor shall he be in the employ of, or be pecuniarily interested in any public utility or any person owning or controlling a public utility or contracting exclusively with public utilities or selling exclusively to public utilities; nor shall he personally or through an associate render any professional services for or against or make or perform any business contract with or for any public utility or any person owning or controlling a public utility, except contracts or services rendered in the regular course of public service. Nothing herein provided shall prevent the condition from making a contract with any person for temporary services; and as to such temporary services this section shall have no application.

Each commissioner and each person holding office under office or employed by the commission before entering upon the performance of his duties, shall take and subscribe to the constitutional oath of office. Each person holding office under or employed by the commission, shall, in the discretion of the commission, give bond for the faithful performance of his duties. The oath of office of the commissioners shall be filed in the office of the secretary of state; and the oath of office of every person appointed to office by or under the commission shall be filed in the office of the commission as a part of its records.

The commission shall appoint a secretary, to hold office during its pleasure, and who shall perform the services required of him by the commission and by the provisions of this act. The commission shall also have power to employ, during its pleasure, such officers, clerks, examiners, inspectors, experts, and employees as may be necessary to carry out the provisions of this act, or to perform the duties and exercise the powers conferred by law upon the commission.

All expenditures of the commission for employes, supplies, and of every other character whatsoever, shall be audited by the executive council. The principal office of the commission shall be at Des Moines. Suitable rooms shall be provided for it and supplies with all necessary books, maps, charts, stationery, office furniture, telephone and telegraph connections, and all other necessary appliances.

For the purpose of holding meetings in other places than at the principal office, as hereinafter provided, the commission shall have power and authority to rent quarters or offices.

The commission may procure all necessary books, maps, charts, stationery, instruments, furniture and appliances not otherwise furnished by the state. The principal offices of the commission shall be open for business between the hours of 8:30 o'clock in the morning and 5:00 o'clock in the afternoon of every day in the year—Sundays and legal days excepted; and one or more responsible persons, to be designated by the commission or by the secretary under direction of the commission, shall be on duty at all times during said hours.

Sec. 2. It shall be the duty of the commission, as speedily as possible, to value the physical holdings of all public utilities within the cities and towns of the state, together with the cost of the service given, or product manufactured, for the purpose of arriving at a fair price for such service or product, or for the purchase of the utility by such city or town; provided that they shall perform the same service for any utility outside of a city or town on petition of 2 per cent of the qualified electors of such county, computed on the vote cast for the highest office at the last preceding general election. A public utility, in the meaning of this act, is a business conducted by an individual, firm, or corporation, using the streets, alleys, or public ways for the placing therein or thereon the means of rendering their service or delivering their product, or for which use a franchise is or has been required.

Sec. 3. The creation of this public utility commission shall in no way affect the status of any franchise, agreement, or contract between any city, town or other governing body and the owner of any public utility.

Sec. 4. The primary power to fix the rates chargeable by any public utility shall be in the city, town or other governing body, but the public utility may appeal from any such fixing of rates to the public utility commission who shall decide such appeal. Provided, however, that nothing in this act shall abridge the right of either party from any decision to a court of competent jurisdiction.

Sec. 5. Any city, town or other governing body which shall by vote of the qualified electors therein, decide to purchase any utility, or utilities within its borders, is hereby empowered to do so on the following conditions:

(a) On or after the expiration of the franchise granted to the public utility, at the valuation fixed by the public utility commission.

(b) Before the expiration of the franchise granted to the public utility, at the price fixed by the public utility commission, plus the equitable going value, to be determined by the public utility commission.

Any city, town or governing body deciding, as herein provided, to purchase a utility or utilities, shall have the same powers to issue bonds or borrow money on the sole security of the utility purchased, or extensions thereof, that a private corporation would have if owner of the same; and bonds so issued, or indebtedness incurred, shall not be considered part of the indebtedness limited by statute, and in addition, such city, town, or other governing body, shall have power and authority to incur an indebtedness in the purchase or construction of any such public utility in any sum not in excess of five (5%) per centum of the actual value of the taxable property within its borders

as shown by the last preceding assessment roll, and may issue bonds or other evidence of debt therefor, and levy taxes for the payment thereof, and interest thereon.

Sec. 6. The public utility commission shall have power to order and compel physical connections between privately owned public utilities, or between publicly owned and privately owned public utilities, which shall appear to be for the better service of the public, and to prescribe regulations and fix rates therefor.

Sec. 7. In event of any city, town or other governing body purchasing a public utility within its borders to which are attached extensions or connections lying without such borders, or to which such extensions or connections are proposed or built, the public utility commission shall make regulations and fix rates whereby such extensions or connections may continue their services.

Sec. 8. Sufficient funds to carry out the provisions of this act are hereby appropriated from the funds in the hands of the state treasurer not otherwise appropriated.

Sec. 9. All acts or parts of acts in conflict herewith are hereby repealed.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, Senate File No. 104, a bill for an act to amend the law as it appears in paragraph four (4) of section eighteen hundred fifty (1850), supplement to the code, 1907, relating to the investment of funds by savings banks, with report of committee recommending passage, was taken up, and considered.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bernbrock, Bingham, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Cronbaugh, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Jones, Klay, Koontz, Larrabee, LeRoy, Lounsberry, Manning, McHose,

McVicker, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Steel-smith, Stokes, Stutt, Thompson, Trumbauer, Webb, Whitney, Workman—70.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Bauman, Black, Blackford, Bliss, Boettger, Brockway, Chapman, Clark, Craig, Crozier, Dawson, Downey, Elwood, Fraley, Griggs, Hamilton, Hansen, Huntley, Jamison, Kane, Kelso, Kingland, Kulp, Lenoeker, Lund, McCullough, Meredith, Odendahl, Power, Rohwer, Saltzmann, Scott, Sidey, Stipe, Townsend, White, Mr. Speaker—38.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 288, a bill for an act to make an appropriation for the payment of the expenses of printing of briefs and the traveling expenses of one of the railroad commissioners, Clifford Thorne, while in attendance at the final hearing in the case before the interstate commerce commission involving general advancement in rates.

Also:

House File No. 298, a bill for an act relating to elevators and warehouses, coal sheds, ice houses, buying stations, flour mills and other buildings on railroad land, and prescribing methods and conditions of procuring and holding sites therefor, and liability for loss or destruction thereof.

Also:

House File No. 312, a bill for an act to confer certain powers on cities organized under the commission form of government and on cities having a population of five thousand (5,000) or more organized under chapter two (2) of title five (5) of the Code, and cities organized under special

charter, relating to the organization, equipment and operations of fire departments and providing for the levy and collection of a special tax for the use and benefit of such fire departments and granting power to anticipate said tax and to issue fire fund certificates or bonds.

Also:

House File No. 458, a bill for an act to promote patriotism and to provide for the display of the flag of the United States of America upon public buildings of the state and within certain public buildings of the state.

Also:

House File No. 474, a bill for an act to amend section six hundred and ninety-four-a (649-a) of the Supplement to the Code, 1907, relating to membership fees and dues in league of Iowa municipalities.

Also:

House File No. 506, a bill for an act to amend section one thousand nine hundred eighty-nine-a-thirteen (1989-a-13) of the Supplement to the Code, 1907, as amended by chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly, relating to the use of drainage warrants in the payment of drainage assessments.

Also:-

House File No. 591, a bill for an act specifying qualifications for county attorneys additional to chapter nine (9), title three (3) of the Code.

Also:

House File No. 613, a bill for an act to amend section four thousand eight hundred fifty-two-d (4852-d) Supplement to the Code, 1907, relating to larceny of poultry.

Also:

House File No. 666, a bill for an act to amend section twenty-seven hundred sixty-one (2761) of the Code relating to the duties of secretaries of school boards.

Also:

House Joint Resolution No. 10, House joint resolution amending Senate joint resolution No. 1 of the Thirty-fifth (35th) General Assembly relating to the compensation of additional employees of the Thirty-fifth General Assembly.

Also:

House File No. 143, a bill for an act to repeal the law as it appears in section twenty-five hundred sixty-four (2564) of the Supplement to the Code, 1907, and to enact a substitute therefor, relative to the state board of health.

Also:

House File No. 673, a bill for an act to prohibit public officers or deputies from divulging any part of the contents of sealed bids and to fix and declare the liquated damages inuring in favor of municipal corporations by reason of the violation of such prohibition.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 506, a bill for an act to amend section one thousand nine hundred eighty-nine-a-thirteen (1989-a-13) of the Supplement to the Code, 1907, as amended by chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly, relating to the use of drainage warrants in the payment of drainage assessments.

Also:

House File No. 591, a bill for an act specifying qualifications for county attorneys additional to chapter nine (9), title three (3) of the Code.

Also:

House File No. 613, a bill for an act to amend section four thousand eight hundred fifty-two-d (4852-d) Supplement to the Code, 1907, relating to larceny of poultry.

Also:

House File No. 666, a bill for an act to amend section twenty-seven hundred sixty-one (2761) of the Code relating to the duties of secretaries of school boards.

Also:

House Joint Resolution No. 10, House joint resolution amending Senate joint resolution No. 1 of the Thirty-fifth (35th) General Assembly relating to the compensation of additional employes of the Thirty-fifth General Assembly.

Also:

House File No. 288, a bill for an act to make an appropriation for the payment of the expenses of printing of briefs and the traveling expenses of one of the railroad commissioners, Clifford Thorne, while in attendance at the final hearing in the case before the interstate commerce commission, involving general advancement in rates.

Also:

House File No. 298, a bill for an act relating to elevators and warehouses, coal sheds, ice houses, buying stations, flour mills and other buildings on railroad land, and prescribing methods and conditions of procuring and holding sites therefor, and liability for loss or destruction thereof.

Also:

House File No. 312, a bill for an act to confer certain powers on cities organized under the commission form of government and on cities having a population of five thousand (5,000) or more organized under chapter two (2) of title five (5) of the Code, and cities organized under special charter, relating to the organization, equipment and operations of fire departments and providing for the levy and collection of a special tax for the use and benefit of such fire departments and granting power to anticipate said tax and to issue fire fund certificates or bonds.

Also:

House File No. 458, a bill for an act to promote patriotism and to provide for the display of the flag of the United States of America upon public buildings of the state and within certain public buildings of the state.

Also:

House File No. 474, a bill for an act to amend section six hundred and ninety-four-a (649-a) of the Supplement to the Code, 1907, relating to membership fees and dues in league of Iowa municipalities.

Also:

House File No. 143, a bill for an act to repeal the law as it appears in section twenty-five hundred sixty-four (2564) of the Supplement to the Code, 1907, and to enact a substitute therefor, relative to the state board of health.

Also:

House File No. 673, a bill for an act to prohibit public officers or deputies from divulging any part of the contents of sealed bids and to fix and declare the liquated damages inuring in favor of municipal corporations by reason of the violation of such prohibition.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Bliss of Ringgold, Senate File No. 329, a bill for an act to establish a minimum wage for teachers in the public schools of the state, prohibiting the contracting for or paying a lesser sum and providing penalties for the violation of same, was taken up, and considered.

The Sifting committee proposed the following amendment:

That the word "normal" be stricken from the third line of section two and the word "teachers'" be inserted in lieu thereof.

Amendment adopted.

Hadley of Webster proposed the following amendment:

Amend by striking out section 4 of the bill.

Amendment lost.

Kingland of Winnebago moved the previous question.

Jones of Dickinson seconded the motion.

Motion prevailed.

Mr. Bliss moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Buxton, Cole, Craig, Daniels, Dawson, Dixon, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Grout, Halgrims, Ham-

ilton, Hansen, Hazen, Helming, Huff, Jacobs, Jacobson, Jensen, Jones, Kane, Klay, Koontz, LeRoy, Lund, Manning, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Stipe, Thompson, Webb, Whitney, Workman—56.

The nays were:

Bartle, Bradley, Brown, Cannon, Cronbaugh, Downey, Doze, Dunlap, Greene of Clinton, Hadley, Halstead, Hutchins, Kingland, Kulp, McHose, Miller, Odendahl, Scott, Steelsmith, Stokes, Stutt, Trumbauer—22.

Absent or not voting:

Bauman, Black, Boettger, Carson, Chapman, Clark, Crozier, Eggleston, Fraley, Griffin, Griggs, Heaton, Hunt, Huntley, Jami-son, Kelso, Larrabee, Lenoeker, Lounsberry, McCullough, McVick-er, Meredith, Milton, Mitchell, Rohwer, Saltzmann, Sidey, Town- send, White, Mr. Speaker—30.

So the bill having received a constitutional majority was de- clared to have passed the House and the title was agreed to.

The Speaker Pro Tempore announced that as Speaker Pro Tem- pore of the House, he had signed in the presence of the House, House Files Nos. 591, 613, 666, 506, 458, 312, 298, 474, 288, 673, 143 and House Joint Resolution No. 10.

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. 547, a bill for an act to amend the law as it appears in section 2594 of the Code, relating to licensing itinerant vendors of drugs.

JOS. E. MEYER,
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. 505, a bill for an act to amend section 2540, Supplement to the Code, and chapter 153, acts of the Thirty-third General Assembly, relating to season during which fish may be taken.

JOS. E. MEYER,
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. 300, a bill for an act to amend the law as it appears in section 4799-a of the Supplement to the Code, 1907, relating to burglary with explosives.

JOS. E. MEYER,
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. 650, a bill for an act to amend the law as it appears in section 2583-c, Supplement to the Code, 1907, relating to the practice of osteopathy.

JOS. E. MEYER,
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. 223, a bill for an act to amend section 1657-n, Supplement to the Code, 1907, relative to the compensation of the secretary of the department of agriculture.

JOS. E. MEYER,
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. 651, a bill for an act to amend the law as it appears in sections 2576 and 2578-a, Supplement to the Code, 1907, relating to the practice of medicine.

JOS. E. MEYER,
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. 524, a bill for an act to authorize and empower the governor of the state of Iowa to issue a land patent attested by the secretary of state, to Albert Husa, conveying certain real estate in Johnson county, Iowa, more particularly described as lot 7, block 55, Iowa City, Iowa.

JOS. E. MEYER,
Secretary.

MESSAGE FROM THE SENATE.

MR. SPEAKER.—I am directed to inform your honorable body that the Senate has adopted conference report and adopted and concurred in amendments recommended by conference committee and passed the following bill in which the concurrence of the House is asked:

Senate File No. 306, a bill for an act relative to public utilities, defining their rights, powers and duties.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

On request of Bingham of Emmet, unanimous consent having been given, House File No. 639, a bill for an act to amend the law as it appears in chapter two-a (2-a), of the title ten (X), of the supplement to the code, 1907, relative to the disbursement of surplus drainage funds, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Amend by striking out all after the word "following" in the 4th line of section 1 and substitute therefor the following:

Section 1989-a-54. As soon as the improvement has been finally completed and duly accepted, if there be no immediate need therefor in the maintenance or repair of such improvement, the funds if any, remaining unused, may be refunded as hereinafter provided. Before making such refund the board shall give notice in writing, by mail, to the owners of such lands at the time of giving notice, as shown by the transfer records in the county auditor's office, and by publishing such notice two weeks in some newspaper of the county or counties where the improvement is located, which notice shall state the time and place fixed for hearing thereon, and in a general way set forth the matter to be passed upon, and shall be published at not to exceed the rate provided by law for publication of board proceedings.

At such time the board shall distribute the surplus to the several parties entitled thereto, in the proportion paid, less a pro rata share of the cost of giving of the notices aforesaid.

If any person entitled to such refund fails to claim same for the period of two years after the date of hearing, the amount remaining unclaimed shall be turned to the road fund of the township in which the land assessed is located.

This section shall also apply to any funds now held by any drainage district.

Mr. Bingham moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Cronbaugh, Downey—2.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Cannon, Carson, Cole, Craig, Crozier, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kingland, Klay, Kulp, Lenoeker, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Shankland, Sherman, Steelsmith, Stokes, Stutt, Thompson, Townsend, Whitney, Workman—72.

Absent or not voting:

Bauman, Black, Boettger, Brockway, Burt, Buxton, Chapman, Clark, Daniels, Dawson, Dixon, Fraley, Hamilton, Hazen, Heaton, Helming, Huntley, Kane, Kelso, Kcontz, Larrabee, Lounsberry, McCullough, Miller, Mitchell, Rohwer, Saltzmann, Scott, Sidey, Stipe, Trumbauer, Webb, White, Mr. Speaker—34.

So the House refused to concur in Senate amendments.

Stipe of Page, from the Conference committee on Senate File No. 306, submitted the following report, and moved its adoption:

MR. PRESIDENT—Your committee on conference, to whom was referred Senate File No. 306, a bill for an act relative to public utilities, defining their rights, powers, remedies and duties, providing for the appointment of a public utility commission, etc., beg leave to report that they have had said bill under consideration, and recommend that the same be amended by striking all preceding the enacting clause, and inserting in lieu thereof the following:

A BILL for an Act Relative to Public Utilities, Defining Their Rights, Powers, Remedies and Duties; Providing for their Regulation and Control; Changing the Name of the Board of Railroad Commissioners to "Public Utilities Commission"; Enlarging and Prescribing its Powers and Duties; Providing for the Appointment of Two (2) Additional Members Thereto and Changing the Method of Appointment of All its Members, as Their Terms Expire; Repealing all Inconsistent Acts and parts of Acts and Making an Appropriation for Carry-out the Provisions of this Act; Also Transferring the Powers and Duties of the Executive Council Relative to the Valuation of the Property of Public Utilities for the Purpose of Taxation; Also Transferring the Powers and Duties of the Board of Railroad Commissioners as Prescribed by Law, to Said Commission; Also Repealing all Powers Heretofore Granted to Cities and Towns in Conflict With This Act and Conferring on Such Cities and Towns Certain

Additional Powers; Also Providing for Physical Valuation of Public Utilities by said Commission and Giving Said Commission Authority to Fix Rates and Regulate Extensions of Public Utilities.

Also amend said bill by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. This act shall be known as "The Public Utilities Commission Act" and shall apply to the public services and public utilities herein described, and to the commission hereby created and established.

Sec. 2. (1) The term "Commission," when used in this act, means the public utilities commission hereby created and established.

(2) The term "Commissioner," when used in this act, means any member of such commission.

(3) The term "Corporation," when used in this act, includes a corporation, company, association, joint stock company or association.

(4) The term "Person," when used in this act, includes an individual, and a firm or co-partnership.

(5) The term "Public Utility," when used in this act, means and includes every corporation, municipality, company, association, joint stock company or association, co-partnership, individual, firm, or trustees of a voluntary association or express trust operating as a business company or holding organization, their assignees, lessees, grantees, trustees, or receivers whether created by themselves or appointed by any court whatsoever. mentioned in section eighteen (18) of this act, and that now or may hereafter be engaged in furnishing or rendering, or professing to furnish or render, to the public or for public use, for compensation or hire, any of the services or supplies described in section eighteen (18) of this act, or that now or may hereafter be formed for the purpose of acquiring, or that is or may be authorized to acquire, or that has acquired or may hereafter acquire any public utility franchise or indeterminate permit.

(6) The term "Public Utility Corporation," when used in this act, means and includes every corporation organized or qualified and operating under or by virtue of the laws of this state that now or may hereafter be engaged in furnishing or rendering, or professing to furnish or render to the public or for public use any of the services or supplies described in section eighteen (18) of this act; or that is now or may hereafter be formed for the purpose of acquiring or that is or may be authorized to acquire or that has acquired or may hereafter acquire any public utility franchise or indeterminate permit.

(7) The term "Public Utility Plant," when used in this act, means and includes the property, plant, works, system or line of any public utility as that term is used and defined in this section and section eighteen (18) of this act.

(8) The term "Common Carrier," when used in this act, includes every railroad corporation, street railway corporation, municipal corporation, express company, steamboat company, canal company, car company, sleeping-car company, dining-car company, freight company and freight-line company, dispatch company, automobile railway company, oil company, gas company, electric company, and every corporation, company, association, joint stock association or company, part-

nership person, and trustees of a voluntary association or express trust operating as a business company or holding organization, their lessees, trustees or receivers appointed by any court whatsoever, owning, operating, managing, or controlling any such agency for public use in the conveyance of persons or property or the transmission of power for hire within this state.

(9) The term "Railroad," when used in this act, means and includes every railroad or railway, usually designated "Commercial Railroad" of the class usually operated by steam power upon private right of way and subject to the provisions of chapters five (5), six (6) and seven (7), of title X, of the code and the supplement to the code, 1907, and all enactments amendatory thereof; and including all bridges, ferries, tunnels, subways, switches, spurs, tracks, equipment, grounds, stations, rights of way, wharves, and terminal facilities of every kind used, operated, controlled, leased or owned by or in connection with any such railroad.

(10) The term "Electric Railroad," when used in this act, means and includes every railroad or railway operated by electricity or motive power other than steam, constructed wholly upon private right of way or partly upon private right of way and partly upon public ways and places; and includes interurban railways subject to the provisions of chapter eighty-one (81) of the acts of the Twenty-ninth General Assembly (being chapter 4-A of title X of the supplement to the code, 1907).

(11) The term "Street Railway" or "Street Railroad," when used in this act, means and includes every railroad or railway by whatsoever power operated, or any extension or extensions, branch or branches thereof for public use in the conveyance of persons or property for compensation, being mainly upon, along, above or below any street, avenue, road, highway, bridge or public place in any city or town; and including all equipment, switches, spurs, tracks, right of trackage, subways, tunnels, stations, terminals, and terminal facilities of every kind used, operated or owned by or in connection with any such street railway; but the said term "Street Railway" or "Street Railroad," when used in this act, shall not include a railroad or railway constituting or used or to the extent that it constitutes or is used, as a part of a railroad or electric railroad.

(12) The term "Railroad Corporation" or "Railroad Company," when used in this act, means and includes every corporation, company, association, joint stock association or company, partnership, firm, person, and trustees as a business company or holding organization, their lessees, trustees, or receivers whether created by themselves or appointed by any court whatsoever, owning, controlling, operating or managing any railroad or any cars or other equipment used thereon or in connection therewith.

(13) The term "Electric Railroad Corporation," when used in this act, means and includes every corporation, company, association, joint stock association or company, partnership, firm, person, and trustees as a business company or holding organization, their lessees, trustees, or receivers whether created by themselves or appointed by any court

whatsoever, owning, controlling, operating, or managing any electric railroad or any cars or other equipment used thereon or in connection therewith.

(14) The term "Street Railway Corporation" or "Street Railway Company," when used in this act, means and includes every corporation, municipality, company, association, joint stock association or company, partnership, firm, person, and trustees as a business company or holding organization, their lessees, trustees, or receivers, whether created by themselves or appointed by any court whatsoever, owning, controlling, operating or managing any street railway or any cars or other equipment used thereon or in connection therewith.

(15) The term "Automobile Railway," when used in this act, means and includes every railroad or railway not confined to any track, operating upon the public streets, highways and places within the state for public use in the conveyance of persons or property for compensation.

(16) The term "Gas Plant," when used in this act, means and includes all real estate, fixtures and personal property operated, owned, controlled, used or to be used for or in connection with or to facilitate the manufacture, distribution, sale or furnishing for compensation of gas (natural or manufactured) for light, heat, or power; and any or all conduits, ducts, pipes, holders, or other devices, materials, apparatus or property for containing, storing, carrying or distributing gas for light, heat or power.

(17) The term "Gas Company" or "Gas Corporation," when used in this act, means and includes every corporation, municipality, company, association, joint stock association or company, firm, partnership, person, and trustees as a business company or holding organization, their lessees, trustees, or receivers whether created by themselves or appointed by any court whatsoever, owning, controlling, operating or managing any gas plant, except where gas is made or produced and distributed by the maker on or through private property and solely for its own use or his tenants and not for sale to others.

(18) The term "Electric Plant," when used in this act, means and includes all real estate, fixtures and personal property operated, owned, controlled, used or to be used for or in connection with or to facilitate the generation, transmission, distribution, sale or furnishing for compensation of electricity for light, heat or power; and any and all conduits and ducts or other devices, materials, apparatus, or property for containing, holding or carrying conductors used or to be used for the transmission of electricity for light, heat or power.

(19) The term "Electrical Corporation," when used in this act, includes every corporation, municipality, company, association, joint stock association or company, firm, partnership, person, and trustees as a business company or holding organization, their lessees, trustees or receivers whether created by themselves or appointed by any court whatsoever (other than a railroad, electric railroad or street railway corporation generating electricity solely for railroad, electric railroad or street railway purposes or for the use of its tenants and not for sale to others) owning, operating, managing or controlling any electric plant

except where electricity is generated or distributed by the producer solely on or through private property for its own use or the use of its tenants and not for sale to others.

(20) The term "Express Corporation" or "Express Company," when used in this act, means and includes every corporation, company, association, joint stock association or company, firm, partnership, person, and trustees as a business company or holding organization, their lessees, trustees or receivers whether created by themselves or appointed by any court whatsoever, engaged in or transacting the business of transporting for compensation any freight, merchandise, or other property on the line of any common carrier within this state.

(21) The term "Pipe Line," when used in this act, means and includes all real estate, easements, fixtures, and personal property owned, controlled, operated or managed for or in connection with or to facilitate the transmission, distribution or delivery of crude oil or gas through pipe lines.

(22) The term "Pipe Line Company" or "Pipe Line Corporation," when used in this act, means and includes every corporation, company, association, joint stock association or company, firm, partnership, person, and trustees as a business company or holding organization, their lessees, trustees or receiver, whether created by themselves or appointed by any court whatsoever, owning, controlling, operating or managing any pipe line for compensation within this state.

(23) The term "Telephone Line," when used in this act means and includes all conduits, ducts, poles, wires, cables, crossarms, receivers, transmitters, instruments, machines, appliances and all devices, real estate, easements, apparatus, property and routes used, operated, owned or controlled by any telephone corporation for or in connection with or to facilitate the business of affording for compensation telephonic communication, and whether such communication be afforded with or without the use of transmission wires.

(24) The term "Telephone Corporation" or "Telephone Company" when used in this act, means and includes every corporation, municipality, company, association, joint stock association or company, partnership, firm, person, and trustees as a business company or holding organization, their lessees, trustees or receivers, whether created by themselves or appointed by any court whatsoever, owning, operating, controlling or managing any telephone line or part of a telephone line used in the conduct of the business of affording telephonic communication for hire.

(25) The term "Telegraph Line," when used in this act, means and includes all conduits, ducts, poles, wires, cables, crossarms, instruments, machines, appliances and all devices, real estate, easements, apparatus, property and routes used, operated, owned or controlled by any telegraph corporation in connection with or to facilitate the business of affording for compensation communication by telegraph, whether such communication be afforded with or without the use of transmission wires.

(26) The term "Telegraph Corporation" or "Telegraph Company," when used in this act, means and includes every corporation, municipality, company, association, joint stock association or company, partnership, firm, person and trustees as a business company or holding organization, their lessees, trustees or receivers, whether created by themselves or appointed by any court whatsoever, owning, operating, controlling or managing any telegraph line or part of a telegraph line used in the conduct of the business of affording for hire communication by telegraph.

(27) The term "Water Plant," "Water Power Plant," "Water System," and "Water Works," when used in this act, means and includes all reservoirs, tunnels, shafts, dams, dikes, head-gates, pipes, conduits, flumes, canals structures, and appliances, real estate, easements, apparatus, property and routes used, operated, owned, controlled, or managed in connection with or to facilitate the business of storing, furnishing, distributing, or supplying for compensation, water for power, or generation of electricity, or manufacturing, or for municipal, domestic or other beneficial use.

(28) The term "Water Corporation," or "Water Company," when used in this act, means and includes every corporation, municipality, company, association, joint stock association or company, partnership, firm, person, trustees or receivers whether created by themselves or appointed by any court whatsoever, owning, operating, controlling or managing any water plant, water power plant, water system or water works within this state.

(29) The term "heat or refrigerating company," when used in this act, means and includes every corporation, municipality, company, association, joint stock association or company, partnership, firm, person, and trustees as a business company or holding organization, their lessees, trustees or receiver whether created by themselves or appointed by any court whatsoever, owning, operating, controlling or managing any plant or property for manufacturing and distributing for hire, hot or cold water, steam or currents of hot or cold air for motive power, heating, cooking, refrigerating, or for any public use or service in any municipality.

(30) The term "vessel," when used in this act means and includes every species of water craft by whatsoever power operated which is owned, controlled, operated or managed for public use in the transportation of persons or property for hire over and upon the waters within this state.

(31) The term "steamboat company" or "steamboat corporation," when used in this act, includes every corporation, company, association, joint stock association or company, trustees as a business company or holding organization, their lessees, trustees or receivers whether created by themselves or appointed by any court whatsoever, owning, controlling, leasing, operating or managing any vessel over and upon the waters of this state.

(32) The term "wharfinger," when used in this act, means and includes every corporation, municipality, company, association, joint stock association or company, firm, partnership, person, and trustee

as a business company or holding organization, their lessees, trustees, or receivers, whether created by themselves or appointed by any court whatsoever, owning, controlling, operating or managing any dock, wharf, or structure for public use and for hire by vessels for or in connection with or to facilitate the receipt or discharge of freight or passengers within this state.

(33) The term "warehouseman," when used in this act, means and includes every corporation, municipality, company, association, joint stock association or company, firm, partnership, person, and trustees as a business company or holding organization, their lessees, trustees, or receivers, whether created by themselves or appointed by any court whatsoever, owning, controlling, operating or managing any warehouse for compensation within this state.

(34) The term "warehouse," when used in this act, means and includes every warehouse, elevator, cold storage building, and other structure in which property is regularly stored for preservation, or in connection with or to facilitate the transportation of property by a common carrier, or the loading or unloading of the same, other than a dock, wharf, or structure owned, operated, controlled, or managed by a wharfinger.

(35) The term "transportation of property," when used in this act, includes all services and facilities in connection with the receipt, delivery, elevation, transfer in transit, ventilation, refrigeration, icing, storing, and handling of property transported.

(36) The term "transportation of persons," when used in this act, includes all services and facilities in connection with the receipt and transportation of persons and their baggage transported.

(37) The term "line," when used in this act, includes route.

(38) The term "municipality" or "municipal corporation," when used in this act, means and includes any city or town incorporated under or pursuant to any general or special law of this state.

(39) The term "interstate commerce act," when used in this act, means the act of the congress of the United States, approved February 4th, A. D. 1887, entitled "An act to regulate commerce," and all acts amendatory thereof.

(40) The term "Interstate Commerce Commission," when used in this act, means the commission created by the interstate commerce act.

(41) The term "indeterminate permit," as used in this act, means and includes every grant from the state, directly or through any of its political or governmental subdivisions, to any corporation, company, association, joint stock association or company, partnership, firm, person, and trustees as a business company or holding organization, their lessees, trustees, or receivers, whether created by themselves or appointed by any court whatsoever, of power, right or privilege to construct, operate, own, maintain, manage or control any railroad, electric railroad, street railway, automobile railway, express line or service, gas plant, water works or water system, electric plant, pipe line or service, telephone line, telegraph line, water plant, water power plant, heat or refrigerating plant, steamboat line, dock, wharf,

warehouse, or any other public utility plant as that term is used or defined in this or any other act, which power, right or privilege shall continue in force until purchase by any municipality or its grantee, or until terminated by receiver's sale of the utility plant, as provided in this act, or until otherwise terminated according to law.

Sec. 3. The name of the board of railroad commissioners as now constituted under the provisions of section two thousand one hundred eleven (2111), title X, of the code, is hereby changed to "Public Utilities Commission."

Sec. 4. The number of commissioners shall be increased by the addition of two (2) commissioners who shall be appointed by the governor as soon as this act becomes a law, and who shall hold office until July 1, 1919, and until their successors are appointed and qualified, who shall not be members of the same political party; the terms of the present members of the board of railroad commissioners which expire December 31, 1914, are hereby extended to July 1, 1915, and the term of the present member of the board of railroad commissioners, which expires December 31, 1916, is hereby extended to July 1, 1917.

Sec. 5. Within thirty (30) days after the legislature of the state of Iowa, shall have convened in the year, 1915, the governor shall appoint two (2) members of the commission who are not members of the same political party, whose terms of service shall commence July 1, 1915, and continue for six years, and until their successors are appointed and qualified as provided in this act.

Sec. 6. Within thirty (30) days after the legislature of the state of Iowa shall have convened in the year 1917, the governor shall appoint one member of the commission whose term of service shall commence July 1st, next after his appointment, and whose term of service shall be six (6) years and until his successor is appointed and qualified, and biennially thereafter as the terms of said commissioners shall expire, the governor shall appoint their successors for terms of six (6) years each and until their successors are appointed and qualified. All appointments of commissioners provided for by this act shall be submitted to the Senate and House of Representatives and approved by not less than two-thirds (2-3) of the members of the Senate and House of Representatives in joint executive session, but no appointment so submitted shall be considered by said joint session until the same has been made public for a period of ten (10) days, excepting the appointments made during the Thirty-fifth General Assembly, which shall be considered immediately upon their submission. Should a vacancy occur in the commission while the legislature is in session, the governor shall, as soon as the vacancy occurs, appoint some person to fill the vacancy. Should a vacancy occur by death, or otherwise, when the legislature is not in session, the governor shall have power to fill the vacancy, until the next regular or called session of the General Assembly.

Sec. 7. Each commissioner shall be a resident of the state of Iowa and a qualified elector therein and shall have resided in said state

for a period of at least five (5) years next preceding his appointment and qualification, and after July 1, 1915, no more than three (3) of said commissioners shall belong to the same political party.

No commissioner or any person holding office under or employed by the commission shall hold any other office under the government of the United States or of this state, nor shall he engage in any occupation or business inconsistent with his duties as such commissioner, officer, or employe, or serve on or under any committee of any political party, but shall devote his entire time to the duties of his office; nor shall he be in the employ of, or be pecuniarily interested in any public utility or of any person or corporation owning or controlling a public utility or contracting exclusively with public utilities or selling exclusively to public utilities; nor shall he personally or through an associate render any professional services for or against or make or perform any business contract with or for any public utility or any person or corporation owning or controlling a public utility, except in the discharge of his duties as such commissioner in the regular course of public service; nor shall he receive any gift, discrimination in service or favor of any kind from any public utility or officer thereof. Nothing herein provided shall prevent the commission from making a contract with a person for temporary services, and as to such temporary services this section shall have no application. No person shall serve as such commissioner who has served as an officer, agent or attorney of any such utility within one year preceding his appointment.

Sec. 8. The governor may at any time remove from office any commissioner for inefficiency, neglect of duty or malfeasance in office, or who shall become disqualified by reason of any of the provisions of section seven (7) of this act. Before such removal, he shall give such commissioner a copy of the charges against him, and shall fix the time when he can be heard in his own defense, which shall not be less than ten (10) days thereafter, and said hearing shall be open to the public. If he shall be removed, the governor shall file in the office of the secretary of state, a complete statement of all charges made against such commissioner, and his findings thereon, with the records of the proceedings.

Sec. 9. Each commissioner and each person holding office under or employed by the commission, before entering upon the performance of his duties, shall take and subscribe to the constitutional oath of office.

Each person holding office under or employed by the commission, shall, in the discretion of the commission, give bond for the faithful performance of his duties.

The oath of office of the commissioners shall be filed in the office of the secretary of state; and the oath of office of every person appointed to office by or under the commission shall be filed in the office of the commission as a part of its records.

Sec. 10. The salaries of the commissioners from and after July 1, 1913, shall be the sum of three thousand dollars per annum, payable in monthly installments out of any funds in the state treasury, not otherwise appropriated.

Sec. 11. The commission shall appoint a secretary to hold office during its pleasure, who shall perform the services required of him by the provisions of this act.

The commission shall also have power to employ during its pleasure, such officers, clerks, inspectors, experts and employes, as may be necessary to carry out the provisions of this act, or to perform the duties and exercise the powers conferred by law upon the commission, provided, however, that the number of such employes and their compensation shall be fixed by the commission upon approval of the executive council.

Sec. 12. The principal office of the commission shall be at the state capitol. Suitable rooms shall be provided for it and supplied with all necessary books, maps, charts, stationery, office furniture, telephone and telegraph connections, and all other necessary appliances.

For the purpose of holding meetings in other places than at the principal office, as hereinafter provided, the commission shall have power and authority to rent quarters or offices.

The commission may procure all necessary books, maps, charts, stationery, instruments, furniture and appliances not otherwise furnished by the state.

The principal office of the commission shall be open for business between the hours of 8 o'clock in the morning and 5 o'clock in the afternoon of every day in the year—Sundays and legal holidays excepted; and one or more responsible persons, to be designated by the commission or by the secretary under the direction of the commission, shall be on duty at all times and in immediate charge thereof during said hours.

Sec. 13. The commission shall have a seal bearing the following inscription: "Public Utilities Commission, State of Iowa," and the secretary shall be the legal custodian thereof.

The seal shall be affixed to all writs issued by or in the name of the commission, to all authentications of copies of records of the commission, and to such other instruments as the commission shall direct.

All courts shall take judicial notice of said seal; and all instruments authenticated under the seal of the commission shall be receivable in evidence in all courts without the production of the originals thereof.

Sec. 14. A majority of the commissioners shall constitute a quorum for the transaction of any business, for the performance of any duty, and for the exercise of any power of the commission.

No vacancy in the office of any commissioner shall impair the right of the remaining commissioners to perform all of the duties and exercise all of the powers of the commission.

The commission shall hold stated meetings at least once a month throughout the year at its principal office, and may also hold meetings of the commission at such other times and places within the state as it may deem necessary or expedient for the proper performance of its duties or the exercise of its powers.

Any investigation, inquiry or hearing which the commission may have power to undertake or hold may be undertaken or held by or before any commissioner; and all investigations, inquiries and hearings of a commissioner shall be and be deemed to be the investigations, inquiries and hearings of the commission, and every finding, order or decision made by a commissioner, when approved and confirmed by the commission and ordered filed in its office, shall be and be deemed to be the finding, order or decision of the commission.

Sec. 15. It shall be the duty of the secretary to keep a full and true record of all proceedings of the commission and of all orders made by the commission and of all orders made by a commissioner and approved and confirmed by the commission and ordered filed, and shall preserve all books, maps, documents and papers ordered filed by the commission; and he shall be responsible to the commission for the safe custody and preservation of all such documents and the seal of the commission at its office.

Under the direction of the commission the secretary shall have general charge of its office, superintend its clerical business and perform such other duties as the commission may order or prescribe. He shall have power and authority to administer oaths in all parts of the state, so far as the exercise of such power is properly incidental to the performance of his duties.

The secretary shall designate from time to time one of the clerks appointed by the commission to perform the duties of secretary during his absence and during such time the clerk so designated shall at the office possess the powers of the secretary of the commission.

Sec. 16. It shall be the duty of the commerce counsel to represent and appear for the people of the State of Iowa, and the commission, in all actions involving any question under this act, or within the jurisdiction of the commission under this act or under the laws of the state, or under or in reference to any act or order of the commission, and, if directed so to do by the commission, or upon his own initiative, to intervene if possible in any action or proceeding in which any such question is involved; to commence and prosecute all actions and proceedings directed or authorized by the commission or required or authorized by law, and to expedite in every way possible final determination of all such actions and proceedings; to advise the commission and each commissioner, when so requested, in regard to all matters in connection with the powers and duties of the commission and each member thereof; and generally to perform all duties and services as such commerce counsel, which the commission may reasonably require of him, or which may be necessary under this act, provided, however, that in all proceeding brought hereunder by a municipality, such municipality may prosecute the same by its attorneys.

Sec. 17. Any member, officer, or employe of the commission who solicits or otherwise uses his influence, directly or indirectly, to induce other members, officers or employes of the state or commission to adopt his political views, or to favor any particular person or can-

didate for office, shall be subject to removal by the proper authorities.

Any person who demands or solicits from any member, officer, or employe of the commission any appropriation or money or other thing of value for election purposes, or for the payment of expenses of any political committee or organization, shall be deemed to be guilty of a misdemeanor, and shall be punished accordingly.

Sec. 18. (1) The public utility commission created and established by this act shall, in addition to the powers conferred on the present board of railroad commissioners, have general supervision and regulation of, and jurisdiction and control over, the following services and supplies when rendered or furnished for public use, and all public utilities rendering or furnishing, or professing to render or furnish either directly or indirectly any such service or supply, so far as may be necessary for the purpose of carrying out the provisions of this or any other act.

(a) The transportation or carriage of persons or property or both, between points within this state by railroads, electric railroads or railways, street railways, automobile railways, or vessels; including express service and car service carried on, upon, or rendered in connection with such railroads, railways, electric railroads or railways, street railways or vessel, and including the operation of all conveniences, appliances, instrumentalities or equipment utilized in connection therewith or appertaining thereto.

(b) The transmission of intelligence for hire within this state by electricity by means of telephone lines or telegraph lines or any other method or system of communication, whether with or without the use of transmission wires, and including the operation of all conveniences, appliances, instrumentalities or equipment utilized in connection therewith or appertaining thereto.

(c) The production, utilization, sale, transmission for sale or distribution, or distribution of gas, electricity, oil, water, steam, air, or energy for light, heat fuel power or refrigeration, within this state, including the operation of all plants, systems, conveniences, appliances, instrumentalities, facilities or equipment utilized in connection therewith or appertaining thereto.

And more specifically, the commission shall, for the purpose of this or any other act, have general supervision and regulation of, and jurisdiction and control over—

(d) every railroad, electric railroad, street railway, automobile railway, gas plant, electric plant, pipe line, telephone line, telegraph line, water or water power plant, heat or refrigeration plant, toll bridge, vessel, dock, wharf and warehouse, in whole or in part in this state, as those terms are used and defined in this act; and

(e) every common carrier, railroad corporation, electric railroad corporation, street railway corporation, automobile railway corporation, gas corporation, electrical corporation, express corporation, pipe line corporation, telephone corporation, telegraph corporation, water or waterpower corporation, heat or refrigerating company, steamboat company, toll bridge company, wharfinger and warehouseman,

as those terms are used and defined in this act, owning, controlling, operating or managing any of the utilities, in whole or in part, mentioned in the foregoing paragraph (d) of this section.

(1) All corporations, municipalities, companies, associations, joint stock associations or companies, firms, partnerships, person, trustees, lessees, and receivers subject to the provisions of this act.

(2) Trustees of a voluntary association, or express trust, under a written instrument or declaration of trust, the beneficial interest under which, is divided into transferable certificates of participation or shares; and any corporation or person owning or holding a majority of the stock of any public utility, shall be subject to the supervision of the commission in respect of the relations between such public utility and such owners or holders of a majority of the stock thereof, insofar as such relations arise from or by reason of such ownership or holding of stock thereof or the receipt or holding of any money or property thereof, or from or by reason of any contract between them; and in respect to such relations shall in like manner and to the same extent as such public utility be subject to examination of accounts, records and memoranda, and shall furnish such reports and information as the commission shall from time to time direct and require, and shall be subject to like penalties for default therein. Any co-partnership, express trust, association, company, joint stock company or association, or corporation, under the same ownership, control or management as any public utility shall be subject to the supervision of the commission in respect to the relations between such public utility and such co-partnership, express trust, association, company, joint stock company or association, or corporation, and in like manner and to the same extent as such public utility shall be subject to examination of books, accounts, records and memoranda, and shall furnish such reports and information as the commission shall from time to time direct and require, and shall be subject to like penalties for default therein.

(3) Municipal corporations, boards or commissions, rendering or furnishing to the public or for public use for compensation or hire, any of the services or supplies described in this section shall be subject as a public utility hereunder to the jurisdiction of the commission as in this act provided, and shall be liable as a public utility hereunder for any violation of any of the provisions of this act relating thereto.

(4) Corporations formed to acquire property or transact business which would be subject to the provisions of this act; and corporations or persons possessing franchises for any of the purposes contemplated by this act; and corporations that now or may hereafter be formed for the purpose of acquiring, or that are or may be authorized to acquire, or that have acquired or may hereafter acquire any public utility franchise shall be and shall be deemed subject to the provisions of this act, although no property may have been acquired, business transacted, or franchises exercised.

Sec. 19. (1) The jurisdiction of the commission established by this act shall not extend to rural mutual telephone companies whose operating expenses are liquidated by assessment upon their members or stock holders, except as to physical connections, joint service, joint rates and valuation for taxation.

(2) Excepting the provisions as to uniform accounts and annual report, the jurisdiction of the commission established by this act shall not extend to or include municipalities or public utility plants owned or operated by a municipality until such time as such municipality shall have elected to come under the provisions of this act, and which election may be manifested as follows, to-wit:

(a) By filing with the commission a duly authenticated copy of an ordinance adopted by the city or town council or other governing body, electing to so come within the provisions of this act;

(b) By a majority vote of its qualified electors at a general or special election at which such question shall have been submitted and the council may submit the question to the voters upon its own motion, or upon the filing of a petition signed by ten per cent of the voters of such municipality asking for the same, the council shall submit the question to the voters. The general provisions of law as to municipal elections shall be held to apply to such elections so far as the same are applicable.

No municipality shall be held to have been invested with any of the additional powers conferred by this act, either as to municipal acquisition or operation of public utility plants, or as to the increase of indebtedness herein authorized for the purpose of purchasing or constructing such plants, until such time as such municipality shall have voluntarily come within the provisions of this act in one of the methods in this section provided.

Sec. 20. The powers and duties conferred and imposed upon the board of railroad commissioners by any statute of this state, in force upon and after the taking effect of this act, are hereby conferred and imposed upon the commission.

Wherever the term "board of railroad commissioners" or any abbreviated term in place thereof occurs in any law, regulation, contract or document, or whenever in any law, regulation, contract or document reference is made to such board, such term or reference shall, after the passage of this act, be deemed to refer to and include the commissioners and commission as created and established by this act; and in so far as any law, regulation, contract or document, pertaining to matter which are by this act placed within the jurisdiction of the commission, said law, regulation, contract or document in which reference is made to the board of railroad commissioners of this state shall be deemed to refer to and include the commission as created and established by this act.

Sec. 21. Any investigation, examination, proceeding or appeal, undertaken, commenced or instituted by or before the board of railroad commissioners prior to the taking effect of this act may be conducted and continued to final termination by the commission in

the same maner, under the same terms and conditions and with the same effect as if no change had been made in such board; and no order or ruling heretofore made by said board and then in force shall be invalidated by the taking effect of this act.

This act shall not affect pending actions or proceedings brought by or against the said board of railroad commissioners, but the same may be prosecuted or defended in the name of the commission.

Sec. 22. Every public utility is required to furnish and provide reasonably adequate service and facilities.

Sec. 23. All charges made or demanded by any public utility for any service rendered or any supply furnished to the public or for public use, as defined in section eighteen (18) of this act, shall be just and reasonable.

Every unjust or unreasonable charge made or demanded by any public utility or demanded from or of any person or corporation is hereby prohibited.

Sec. 24. Every public utility, upon the proper application of any person or corporation desirous of receiving the service or supply which such public utility is engaged in rendering or furnishing, or professing to render or furnish to the public or for public use, together with a sufficient tender for the lawful charges made therefor, shall, under such reasonable regulations as the commission may prescribe, thereupon impartially, without discrimination for the same class of service or supply, perform the service or furnish the supply applied for.

Sec. 25. (1) No public utility shall, directly or indirectly, or by any special rate, rebate, drawback, or other device or method, charge, demand, collect, or receive from any person or corporation a greater or less compensation for any services rendered or to be rendered or supply furnished or to be furnished, except as authorized by this act, than it charges, demands, collects or receives from any other person or corporation for rendering or furnishing a like and contemporaneous service or supply under the same or substantially similar circumstances and conditions.

(2) No public utility shall directly or indirectly make or give any preference or advantage to or in favor of any person, corporation or locality, or to any particular description of traffic or service in any respect whatever, or subject any person, corporation or locality or any particular description of traffic, service or supply to any prejudice or disadvantage in any respect whatsoever.

(3) No public utility shall charge, demand, exact, receive or collect a rate, joint rate, fare, rental, toll, or charge for any service or supply rendered or furnished by it or to be by it rendered or furnished different from that applicable to such service or supply as specified in its schedule filed with the commission under the provisions of this act and in effect at the time; nor, except as authorized by this act, shall any public utility refund or remit, directly or indirectly, any rate, joint rate, fare, rental, toll or charge so specified, or any part thereof, nor extend to any person, corporation or local-

ity any rule, regulation, privilege or facility, except such as are regularly and uniformly extended to all persons, corporations and localities under the same or substantially similar circumstances and conditions for the same or substantially similar service or supply.

(4) No person or corporation, or any officer, agent or employe of a corporation shall knowingly, directly or indirectly, by any false statement or false representation as to cost or value, or by false billing, false or incorrect classification, false weight or false weighing, or false report of weighing, false representation of the contents of a package, or by any other device or means, obtain or attempt to obtain transportation by a common carrier for persons or property at less rates than those established and enforced therefor as by this act provided, or obtain or attempt to obtain any allowance, rebate or payment for damage in connection with or growing out of the transportation of persons or property, whether with or without the consent or connivance of the common carrier or any of its officers, agents or employes; nor shall any common carrier, or any officer, agent or employe thereof, knowingly permit or consent to any such reduced rate of transportation, or pay or offer to pay any such allowance, rebate or claim for damage.

Any person or corporation violating any of the provisions of this section shall on conviction thereof, be punished by a fine of not less than \$50.00 nor more than \$1,000.00 for each offense.

Sec. 26. No common carrier shall directly or indirectly issue, give or tender any free service, free ticket, free pass, or free transportation for persons or property between points within this state, excepting to or for such persons or property as is or may be hereafter designated by law;

Provided, however, that nothing in this section contained shall be construed to prohibit:

The carriage free or at reduced rates of any person or property as is or may be provided by law;

The interchange of free or reduced transportation between common carriers including telephone and telegraph companies of or for their officers, agents, employes, attorneys, physicians and surgeons as is or may be provided by law;

The free transportation of persons or property with the object of providing relief in cases of general epidemic, pestilence or other calamitous visitation;

The free transportation of persons and property as incident to or in connection with contracts for construction, operation or maintenance, but to the extent only that such free transportation is provided for in the contract for such work. Nothing in this act shall be construed as modifying or changing in any manner whatsoever, the present statutes relative to the giving of free transportation by railroads.

(2) No public utility other than a common carrier shall, except as herein provided, render or furnish any service or supply free or at reduced rates, except to such hospitals and eleemosynary institutions as the commission may under proper rules provide.

Sec. 27. The commission shall prescribe a uniform system of accounts to be kept by public utilities, or may classify public utilities and establish and prescribe a system of accounts for each class; and prescribe the manner in which such accounts shall be kept.

It may also in its discretion prescribe the forms of accounts, books, records and memoranda to be kept by public utilities; and may prescribe the accounts in which particular outlays and receipts shall be entered, charged or credited.

The system of accounts established and the forms of accounts, books, records and memoranda prescribed by the commission shall conform as nearly as may be to the systems of accounts and forms of accounts, records and memoranda from time to time established and prescribed by the interstate commerce commission, or other federal authority for like public utilities; but the commission may in its discretion prescribe forms of accounts, records and memoranda covering information in addition to that required by the interstate commerce commission or federal authority.

Notice of alterations by the commission in the required method or form of keeping a system of accounts shall be given to the public utilities affected thereby by the commission at least six months before the same are to take effect.

The commission shall cause to be prepared suitable blanks for carrying out the purposes of this act; and shall when by it deemed necessary, furnish such blanks to each public utility.

Sec. 28. Every public utility or class of public utilities shall carry, in the manner and subject to the conditions prescribed by the commission, a proper and adequate depreciation or deferred maintenance account, whenever the commission after investigation shall determine that a depreciation account can be reasonably required of such utility or class of utilities.

The commission may ascertain and determine and by order approve and prescribe what are proper and adequate charges for depreciation of the several classes of property for each public utility or class of public utilities, and may from time to time prescribe such changes in such charges as it may find necessary for such utility or class.

Each public utility shall conform its depreciation account to such charges so ascertained and determined by the commission.

The commission shall provide for such depreciation charges in fixing the rates, tolls and charges to be paid by the public.

Sec. 29. The commission or a commissioner or any officer, agent or employe of the commission duly authorized by it, shall at all times have access to and may examine all accounts, books, records and memoranda kept by any public utility, and examine under oath any officer, agent or employe of any such public utility in relation thereto or to its business; and shall have power by subpoenae duces tecum to compel the production thereof, or to compel the attendance of such witnesses as may be required to give evidence at such examination.

The commission may provide for an annual audit by employes or agents duly authorized by it, of all accounts of any public utility or

class of public utilities when it deems such action advisable; and all items shall be allocated to the accounts in the manner prescribed by the commission.

Whenever required by the commission, every public utility shall deliver to the commission duly certified copies of any and all maps, profiles, contracts, agreements, franchises, reports, books, accounts, records and papers in its possession in any way relating to its business, and also a complete inventory of all its property, in such form as the commission shall reasonably require.

No information furnished to the commission by a public utility, except such matters as are by the provisions of this act specifically required to be open to public inspection, shall be open to public inspection or made public except on the order of the commission or as may be required by the commission or a commissioner in the course of a public hearing or proceeding under this act.

Any officer, employe or agent of the commission or a commissioner who divulges any fact or information which may have come to his knowledge during the course of any examination, investigation or audit under this section, except in so far as he may be directed by the commission or by any court of competent jurisdiction, shall upon conviction thereof be fined not more than one thousand dollars or imprisoned in a county jail for not more than six months or both.

Sec. 30. Every common carrier shall file with the commission and shall print and keep open to public inspection, schedules showing the rates, fares, charges and classifications for the transportation of passengers and property within the state from each point upon its route to all other points thereon, and from each point upon its route to all points upon every route leased, operated or controlled by it; and from each point upon its route or upon any route leased, operated or controlled by it to all points upon the route of any other common carrier, whenever a through route and joint rate shall have been established or ordered between any two such points. If no joint rate over a through route has been established, the several carriers in such through route shall file, print and keep open to public inspection the separately established rates, fares, charges and classifications applicable to the through transportation.

The schedules, printed as aforesaid, shall plainly state the places between which property and persons will be carried; and shall also contain the classification or classifications of passengers or property; and shall also state separately all terminal charges, storage charges, icing charges, and all other charges which the commission may require to be stated, all privileges or facilities granted or allowed and any and all rules and regulations which may in anywise change, affect or determine any part or the aggregate of, such rates, fares and charges, or the value of the service rendered to the passenger, shipper or consignee.

Such schedules shall be plainly printed in large type, and a copy thereof shall be kept by every such carrier, readily accessible to and for inspection by the public in every station or office of such carrier

where passengers and property are respectively receipted for transportation, when such station or office is in charge of any agent; and in every station or office of such carrier where passenger tickets for transportation or tickets covering sleeping or parlor car or other train accommodations are sold, or bills of lading or receipts for property are issued.

Any and all such schedules, kept as aforesaid, shall be produced by such carrier for inspection upon the demand of any person. A notice printed in bold type and stating that such schedules are on file with the agent and open to inspection by any person and that the agent will assist any such person to determine from such schedules any transportation rates or fares, or rules or regulations which are in force, shall be kept posted by the carrier in at least two public and conspicuous places in every station or office.

The form of every such schedule shall be prescribed by the commission, and in the case of common carriers subject to the provisions of the interstate commerce act shall conform as nearly as may be to the forms of schedules prescribed by the interstate commission.

(2) under such rules and regulations as the commission shall prescribe, every public utility, other than a common carrier, shall file with the commission, within such time and in such form as the commission may designate and prescribe, and shall plainly print and keep open to public inspection, schedules showing all rates, tolls, rentals, charges and classifications made, collected or enforced, or to be made, collected or enforced, for any service or supply by it rendered or furnished or to be rendered or furnished, within this state, together with all rules, regulations, conditions and limitations, facilities, privileges and forms of contracts or agreements in any manner affecting or relating to such rates, tolls, rentals, charges, classifications, service and supply.

(3) The commission shall have power from time to time in its discretion to determine and prescribe by order, such changes in the forms of schedules to be filed under the provisions of this section, as may be found expedient or desirable, and to modify the requirements of any of its orders, rules or regulations with respect to any of the matters in this section mentioned, either in particular instances or by general rule or order applicable to general or to special or peculiar circumstances or conditions.

(4) Unless the commission shall otherwise order, no change shall be made in any rate, joint rate, fare, rental, toll, charge, classification, privilege or facility, or in any rule or regulation or form of contract or agreement affecting the same, shown in any schedule filed in accordance with this section, except after thirty (30) days' notice to the commission, which notice shall plainly state the changes proposed to be made in the schedule or schedules then in force and the time when such change or changes will go into effect:

Provided, however, that any public utility desiring to increase any rate, joint rate, fare, rental, toll or charge now or hereafter in force, shall make application to the commission, in which application shall

be set out the old rate, joint rate, fare, rental, toll or charge, and the proposed rate, joint rate, fare, rental, toll or charge, together with the reasons upon which such proposed increase is asked, and thereupon the commission shall fix a time for hearing and shall give notice of such hearing, and at such hearing the commerce counsel shall appear for the people and against the said increase, and the commission shall determine upon such hearing in the manner as provided in section thirty-seven (37) of this act, whether or not the said proposed rate, joint rate, fare, rental, toll or charge or any part thereof shall become effective; but no raise in any rate, joint rate, fare, rental, toll or charge shall become effective without the approval of the commission.

Notice of such change or changes shall also be given to the public in such manner as the commission, after receipt of notice to it hereunder shall direct.

The commission for good cause shown may, by order, allow changes without requiring the notice to it or previous notice to the public, under such conditions as it shall prescribe and may suspend the taking effect of such changes under the circumstances and in the manner hereinafter provided.

At the time when any changes hereunder take effect, they shall be plainly indicated upon existing schedules or new schedules shall be printed and filed as the commission may order.

Sec. 31. The names of the several public utilities which are parties to any joint tariff, rate, fare, toll, charge, contract or classification, shall be specified in the schedule or schedules showing the same. Unless otherwise ordered by the commission, any schedule showing such joint tariff, rate, fare, toll, charge, contract or classification need be filed with the commission by only one of the parties thereto; provided the other party or each of the other parties thereto shall file with the commission such evidence of concurrence therein or acceptance thereof as may be required or approved by the commission.

Every common carrier shall file with the commission duly certified copies of every contract, agreement, lease or arrangement with any other common carrier or common caries in any wise relating to the transportation of persons or property.

Sec. 32. (1) Nothing in this act shall be taken to prohibit any corporation or person engaged in the production, generation, transmission or furnishing of heat, light, water or power, or telephone service, from establishing a sliding scale of charges, or from entering into any reasonable arrangement with its customers or consumers or its employes for a fixed period for the automatic adjustment of charges for any service or supply rendered or furnished or to be rendered or furnished and the payment of dividends or the distribution of surplus profits; provided that any such sliding scale or arrangement shall have first been filed with and approved by the commission; but nothing in this paragraph shall operate to prevent the commission, after the expiration of such fixed period, from fixing or prescribing proper, just and reasonable rates and charges to be made for service or supply as authorized by this act, or from revoking its ap-

proval of any arrangement hereunder or amending or rescinding all orders relating thereto when in its judgment such arrangement shall be no longer practicable or advantageous to the parties interested or injurious to the public.

(2) Nothing in this act shall be taken to prohibit any public utility from itself profiting from any economies, efficiencies, and improvements which it may make; or from distributing by way of dividends, or otherwise disposing of, the profits resulting therefrom; and the commission is authorized to determine to what extent, if any, such utility may have the benefit of the economies, efficiencies, and improvements, and to what extent, if any, efficiencies and improvements shall inure to the benefit of the public in the reduction of rates and charges for service.

Sec. 33. (1) The provisions of this act and of the present laws or any future law of this state shall govern the interchange of passenger and property traffic between the lines owned, operated, controlled or leased by a common carrier and the lines of every other common carrier without discrimination between shippers, passengers or carriers, either as to compensation, charge, service rendered or facilities afforded.

Provided, however—

(a) That preference may always be given for transportation of live stock and perishable property;

(b) That every railroad corporation and every electric railroad corporation shall make or permit to be made, a physical connection or connections between any railroad operated by it and the railroad or any other railroad corporation or electric railroad corporation whenever the commission shall find and order that public convenience and necessity require such physical connection or connections; and that such physical connection or connections can reasonably be made by the construction and maintenance of switch or track connection or interchange track at connecting points, and without thereby causing irreparable injury to either of such corporations or substantial detriment to the service to be rendered by each such corporation.

And in like manner and subject to like restrictions every street railway corporation shall permit a physical connection or connections to be made between any street railway operated by it and the street railway of any other street railway corporation, in addition to furnishing the facilities required by chapter 104, acts of the Thirty-second General Assembly of Iowa.

(c) The commission may when in its judgment the interests of the public will be subserved thereby, after due hearing upon not less than thirty days notice given to the utility or utilities thereby affected, make such order or regulation as may be necessary to require or permit any railway, interurban railway, or street railway to use a portion of the tracks, grounds, terminals and other facilities of any other railway, interurban railway or street railway, taking into consideration the duties, rights and interests of the corporation or utility whose tracks, terminals or other facilities are to be so used and providing in said order, rule or

regulation for just and reasonable compensation for such use thereof as is permitted, which compensation shall be fixed by the commission in case the utilities interested fail to agree.

A railroad corporation or an electric railroad corporation shall not be required to interchange cars with a street railway corporation except on such terms and conditions as the commission may, after hearing, order and direct.

(2) The commission shall have power by order to require any two or more telegraph or telephone public utilities whose lines form a continuous line of communication or could be made to do so by the construction and maintenance of suitable connections at common points, between different localities which are not reached by the line of either company alone, or between any telephone system and any local switching station maintained by one or more rural mutual telephone lines for the convenience of their members, but not maintaining a general local exchange or between any two telephone systems maintained in any municipality and which are owned or controlled either directly or indirectly by the same persons or company, to establish through lines within the state between two or more such localities or to establish physical connection between such local telephone system and such rural switching station or between such two telephone systems so owned or controlled by the same person or company in one municipality, and to establish joint rates or charges for such service and to fix the terms and conditions under which such joint service shall be rendered!; and in case such through lines and joint rates be not established by the utilities named in any such order within the time therein specified, the commission shall have power by order to establish the same and fix the just and reasonable rates and charges to be charged for such through service and to declare the portion thereof to which each of the said utilities affected thereby shall be entitled and the manner in which the same shall be secured and paid. The term "physical connection" as used in this sub-section means such number of trunk lines or complete wire circuits and connections as may be required to furnish reasonably adequate telephone service between such public utilities.

(3) Every public utility having conduits, subways, poles or other equipment on, over or under any street or highway shall for a reasonable compensation and upon such terms and conditions as the commission shall prescribe and order, permit the use of the same by any other public utility, whenever, in the judgment of the commission, public convenience and necessity require such use, and when such use will not result in irreparable or serious injury or damage to the public utility owning such conduits, subways, poles or equipment, nor in any substantial detriment to the service to be rendered or supply furnished by such public utility.

Sec. 34. Every public utility shall annually on such day as the commission may designate, transmit to the commission a report for the year ending on a preceding day to be fixed by the commission which shall be called the annual report, and shall be verified in such manner as required by the commission. In case any verification be not made upon the knowledge of the person verifying the same, he shall state in his certificate the

sources of his information and the grounds of his belief as to any matters not stated to be verified upon his personal knowledge.

Such annual report shall set forth in addition to the present requirements of law, such facts, statistics and particulars, and in such items, relative to the public utility, its business, operations, receipts and expenditures, and all such other information as may be required by the commission.

The commission shall prescribe and shall annually furnish to the public utilities blank forms for such annual reports. The commission may from time to time make such changes and additions in such forms as it may deem proper and desirable, giving to the public utilities reasonable notice of any changes or additions which require a substantial alteration in the methods or forms of keeping their accounts.

In case of public utilities subject to the supervision or regulation of the interstate commerce commission or other federal authority, the forms prescribed for such annual reports shall conform as nearly as may be to those required of such public utilities by the interstate commerce commission or such other federal authority.

If a report is defective or appears to be erroneous, the commission shall notify the public utility to amend it within fifteen days.

The commission may extend the time for making and filing the annual report for a period not exceeding sixty days.

The originals of the annual reports, subscribed and verified as hereinabove provided, shall be preserved in the office of the commission and be open to the inspection of the public.

The commission may also require of any public utility periodical or special statements or reports concerning any matters about which the commission is authorized or required by this or any other act to inquire or keep itself informed or which it is required to regulate, supervise or enforce; which periodical or special statements or reports shall cover such period and shall be furnished within the time and be verified in the manner prescribed by the commission.

The commission may at any time require of any public utility specific answers to questions upon which the commission may need information and which it shall deem necessary or desirable to enable it to carry into effect any of the provisions of this act.

If any public utility shall fail to make and file its annual report within the time in this section specified, or within the time as extended by the commission, or shall fail to amend such report within the time above specified, or shall fail to make the periodical or special statements or reports when and as required by the commission, as in this section provided, or shall fail to make specific answers to any questions asked of it by the commission pursuant to the authority of this or any other act, such public utility shall forfeit to the state the sum of twenty-five dollars for each and every day it shall continue to be in default with respect to such annual report, amendment, periodical or special statement or report or answer, which forfeiture shall be recovered in an action brought by the commission in the name of the people of the state of Iowa. The amount recovered in any such action shall be put in the state treasury

and credited to the general fund. Provided, however, that nothing in this section contained shall be construed to cause any municipality to forfeit or pay a sum greater than fifty dollars (\$50.00); but the forfeiture herein provided may be enforced against the officer or officers offending or failing to report.

Sec. 35. (1). The commission shall keep itself informed as to the condition of the public utilities subject to its supervision, their capitalization, their franchises and the manner in which they are managed, conducted, controlled and operated, not only with reference to the adequacy, security and accommodation of the service afforded by them, but also with respect to their compliance with their charters, the laws of this state, and the orders, directions and requirements of the commission.

It may inquire into the rates, charges, regulations, practices, equipment and services of public utilities, or it may designate persons to inquire into these matters.

(2) The commission shall have power, either through its members or responsible agents, engineers, inspectors, and consumers duly authorized by it, to enter upon the premises and to inspect the property, equipment, buildings, plants, factories, power houses and offices of any public utility for any purpose consistent with the provisions of this act. It shall have the power to set up and use on such premises any apparatus and appliances and occupy reasonable space therefor.

The power of inspection hereunder shall include the right to ride upon any freight or passenger locomotive or car while in service and to have upon reasonable notice the use of an inspection locomotive or inspection car, or inspection locomotive and inspection car, for a physical inspection once annually of all the lines and stations of each common carrier under its supervision.

(3) The commission shall investigate the cause of all accidents happening in connection with the operation of any public utility within the state and resulting in the serious injury or death of any person, and which in its judgment shall require investigation.

Every public utility shall give immediate notice, so far as possible, to the commission of every such accident happening in connection with its operation within the state, stating the time, place and circumstances of the accident and such other facts relative thereto as the commission may require.

Any commissioner, or any inspector or other employe of the commission duly authorized by it may attend any inquest held in the case of any such accident with power to cause any person having or believed to have knowledge of the facts and circumstances to be summoned as a witness to testify at such inquest.

(4) The commission after notice and a public hearing may by order ascertain and fix adequate and serviceable standards for the measurement of quality, quantity, pressure, initial voltage or other condition pertaining to the supply or quality of the product furnished or rendered by any water corporation, gas corporation or electrical corporation within the state, and prescribe reasonable regulations for examining and testing such product or service or for the measurement thereof. It may estab-

lish reasonable rules, regulations, specifications and standards to secure the accuracy of all meters and appliances for measurements; and prescribe from time to time standards of quality, quantity, pressure, and efficiency of water, gas and electric current manufactured, distributed, transmitted or sold by any such water corporation, gas corporation or electrical corporation, and every such corporation is hereby required to carry into effect all orders of the commission relative thereto.

Any consumer or user may have any appliance used for the measurement of any product or service of a water company or corporation or a gas or electrical corporation or company tested upon payment of the fees fixed by the commission. The commission may establish reasonable fees to be paid for testing such appliances on the request of the consumers or users, such fees to be paid by the consumer or user at the time the request is made and to be paid by the utility and repaid to the consumer or user if the appliance be found commercially defective or incorrect to the disadvantage of the consumers or users, under such regulations and conditions as the commission may prescribe.

The commission shall purchase such materials, apparatus and other instruments for examination and tests under this paragraph as it may deem necessary.

(5) The commission shall examine and inspect from time to time the methods employed by any water corporation, gas corporation or electrical corporation in manufacturing, distributing, transmitting, supplying or delivering water, gas or electricity, and shall have power to order such reasonable improvements and extensions of the works, wires, pipes, mains and poles, lines, conduits, ducts and such other reasonable devices, apparatus and property of such public utilities, as in its judgment will best promote the public interest, preserve the public health and protect those using such water, gas or electricity and those employed in the manufacture or distribution thereof.

Sec. 36. The commission may of its own motion investigate or make inquiry in a manner to be determined by it as to any act or thing done or omitted to be done by any public utility; and it shall be the duty of the commission to make such investigation or inquiry in regard to any act or thing done or omitted to be done by any such public utility in violation of any provision of law or of any order of the commission.

Complaints may be made to the commission by any person or corporation aggrieved, or by any civic body or municipal corporation, either by petition or complaint in writing, setting forth any thing or act done or omitted to be done by any public utility in violation or claimed to be in violation of any provision of law or of the terms and conditions of its franchises or of any order of the commission.

Upon the presentation of such complaint the commission shall cause a copy thereof to be forwarded to the public utility complained of, together with an order directed to such public utility requiring that the matters complained of be satisfied or that answer be made thereto in writing within a time to be specified in such order. If the public utility shall satisfy the complaint and shall notify the commission of that fact on or before the time allowed for answer, the commission need take no

further action upon the complaint. If, however, the complaint be not satisfied and it shall appear to the commission that there are reasonable grounds for such complaint, it shall investigate the charges therein by such means as it shall deem proper and take such action within its power as the facts may justify.

In every case of complaint investigated by the commission it shall make and file an order dismissing the complaint or petition; or, after notice, give a hearing to the complainant or complainants and the public utility, and upon such hearing make and file an order either dismissing the complaint or petition or directing the public utility complained of to satisfy the cause of complaint in whole or to the extent which the commission may specify and require.

Any public utility may make complaint hereunder as to any matter affecting its own property, service or supply, and the procedure thereon shall be the same as in other cases of complaint.

Sec. 37. (1) (a) Whenever the commission after a hearing had upon its own motion or upon complaint shall find that the rates, fares, tolls, rentals, charges, joint rates, or any of them, demanded, exacted, charged, collected or made by any public utility for any service or supply, or in connection therewith, or that the rules, regulations, practices, contracts or classifications of such public utility affecting such service or supply or such rates, fares, tolls, rentals, charges or joint rates, or any of them, are unjust, unreasonable, or unjustly or unduly discriminatory or preferential, or in any wise in violation of any provision of this act or any other law of this state, or that such rates, fares, tolls, rentals, charges or joint rates are insufficient to yield reasonable compensation for the services rendered or supply furnished, the commission shall, with due regard to a reasonable return upon the value of the property of said public utility actually used and useful for the convenience of the public, determine the just and reasonable rates, fares, tolls, rentals, charges, joint rates, rules, regulations, practices, contracts or classifications to be thereafter imposed, observed and enforced, and shall fix the same by order to be served upon such public utility, provided, however, that nothing in this act shall be deemed to modify or repeal any of the provisions of section 2077 of the Supplement to the Code, 1907.

(b) Nothing herein contained shall be held to prevent any municipality owning and operating any public utility within the provisions of this act, from fixing or determining the reasonable tolls, rates, charges, classifications and schedules for services to be rendered or furnished by such municipally owned public utilities, nor to prevent a municipality from constructing, installing and operating a light and power or gas plant, for the purpose of lighting the streets, alleys, parks and public property and buildings and furnishing power for city use and purposes.

(c) Complaints may be made to the commission by any municipality or public utility or by any twenty-five (25) consumers in any municipality by petition or complaint in writing, setting forth the unreasonableness or unlawfulness of any rates, fares, tolls, charges, classifications or schedules fixed, determined, or charged by any public utility other than those owned and operated by a municipality for the rendering or furn-

ishing of any services, and upon the presentation of such complaint, the commission shall proceed in the general manner set forth in this section with reference to other complaints, and upon hearing, the commission shall determine and fix what shall be the reasonable rates, fares, tolls, charges, classifications or schedules or any of them.

(d) Complaints may be made to the commission by ten per cent of the consumers in any municipality by petition or complaint in writing, setting forth the unreasonableness or unlawfulness of any tolls, rates, fares, charges, classifications or schedules fixed, determined or charged by any municipality owned public utility under the jurisdiction of the commission for the redering or furnishing of any service, or the failure of any such utility to furnish adequate service, and, upon the presentation of such complaint, the commission shall proceed in the general manner set forth in this section and, upon hearing, the commission shall determine and fix what shall be the reasonable rates, fares, tolls, charges, classifications or schedules or any of them, and what shall be adequate service. Provided, however, that before submitting such petition or complaint to such commission, the same shall have been submitted to the council of such municipality for consideration, and only those rates, joint rates, fares, rentals, tolls or charges upon which there is still a dispute, after said council shall have passed thereon, shall be submitted to said commission. If such council does not act upon such petition so presented within thirty days from the time same is so presented, then such petition or complaint may be taken direct to the commission.

(2) The commission shall have power to establish joint rates, fares, charges, transfers, on through routes between railroads, or between electric railroads, or between street railways, or between any railroad and any electric railroad, or between any electric railroad and any street railway. Nothing in this act contained shall be construed to affect, modify or repeal any of the provisions of chapter 104, of the acts of the Thirty-second General Assembly of the state of Iowa (incorporated in the Supplement to the Code, 1907, as sections 2110-c, 2110-d, 2110-e and 2110-f) and the commission shall have full power and authority to make all orders, rules and regulations by it deemed necessary and proper for the purpose of enforcing the provisions and effectuating the objects and purposes of said chapter 104; provided, however, that all proceedings thereunder by the commission and all actions to enforce, vacate, or modify, and all appeals from, the orders of the commission thereunder shall be subject to and governed by the provisions of this act.

The commission shall have power by order to prescribe and establish just and reasonable joint rates, tolls or charges by two or more telephone corporations or by two or more telegraph corporations whose lines form a continuous line of communication or where it would be practicable to form such continuous line by the construction and maintenance of suitable connections or transfers of messages at common point.

In case the public utilities cannot agree upon the division or apportionment between them of such joint rates, tolls or charges established hereunder, the commission shall have power, after due hearing, by sup-

plemental order to determine and prescribe such division or apportionment and the manner in which the same shall be paid or secured. Such supplemental order shall take effect as part of the original order from the time such supplemental order shall become effective.

(3) The commission shall have power, when deemed by it necessary to prevent injury to the business or interests of the people or of any public utility of the state, in case of an emergency, to be judged of by the commission, to temporarily alter, amend, or, with the consent of the public utility concerned, suspend any existing rates, schedules and orders relating to or affecting any public utility or part of any public utility in this state.

Any order of the commission under this subdivision (3) may apply to any one or more of the public utilities in this state, and shall take effect at such time and remain in force for such period as may be prescribed therein.

Sec. 38. Whenever the commission, after hearing, shall find that the rules, regulations, practices, equipment, appliances, facilities, service or supply of any public utility are unjust, unreasonable, unsanitary, insufficient, inadequate, or otherwise in violation of law, the commission shall have power to determine with such particularity as the case demands, and fix and prescribe by order the just, reasonable, sufficient and adequate rules, regulations, practices, equipment, appliances, facilities, service or supply thereafter to be observed, used, furnished or rendered by such public utility; and after the service of such order, it shall be the duty of the public utility to observe and obey each and every requirement of the order and to do everything necessary or proper in order to secure compliance with and observance of such order by all its officers, agents, and employes.

Sec. 39. Whenever the commission, after hearing, shall find that additions, extensions, terminal facilities, stations, apparatus, equipment, facilities or devices ought reasonably to be provided by any public utility to or for use in connection with its plant or property, or that any repairs or improvements to or changes in any thereof in use ought reasonably to be made, in order to promote the security, convenience or welfare of the public, or the safety of employes, or in any other way to secure adequate service or facilities, the commission shall by order direct that such additions, extensions, terminal facilities, stations, apparatus, equipment, facilities, devices, repairs, improvements, or changes to be made or provided in the manner and within a reasonable time to be specified in such order; and after the service of such order, it shall be the duty of the public utility to observe and obey each and every requirement of the order.

If any such additions, extensions, terminal facilities, stations, apparatus, equipment, facilities, repairs, improvements or changes ordered by the commission under the provisions of this act require joint action by two or more public utilities, the commission shall in its order notify such public utilities that such additions, extensions, terminal facilities, stations, equipment, facilities, devices, repairs, improvements or changes shall be made or furnished at their joint cost, whereupon such public utilities shall have such reasonable time as the commission may grant

within which to agree upon the portion of the cost or expense of such additions, extensions, terminal facilities, stations, equipment, facilities, devices, repairs, improvements or changes which each shall bear. If within the time fixed such public utility shall fail to file with the commission a statement that an agreement has been made for such apportionment, the commission shall have authority, after further hearing, by order to fix the proportion of such cost or expense to be borne by each such public utility and the manner in which the same shall be paid or secured.

Sec. 40. The commission shall have the power to investigate and ascertain the value of the property of every public utility in the state and every fact which in its judgment has, or may have, any bearing upon such value.

Separate valuations may be made for the different purposes of public purchase and rate making.

Before final determination of the value of the property of any public utility, in a proceeding involving the rates and charges of such public utility, or the public purchase of its property, or the issuance of its stocks, bonds, notes, or other evidence of indebtedness, the commission shall, after not less than thirty (30) days' notice in writing to the public utility concerned, hold a public hearing as to such valuation, at which all parties to such proceedings shall be entitled to be heard, to be represented by counsel, to introduce evidence at such hearing, and to have process to enforce the attendance of witnesses.

Any order of the commission fixing the value of the property of a public utility for any of the purposes herein mentioned shall include findings of fact as to all matters bearing upon such value and which have been investigated by the commission or concerning which evidence may have been adduced and shall also state the bases, standards, or elements of value considered by the commission in arriving at such value.

The commission may from time to time cause further hearings and investigations to be had for the purpose of making a revaluation of the property of any public utility by reason of betterments, improvements, additions, or extensions to such property subsequent to any original order of valuation of its property hereunder, or by any reason of any other matter which may change, modify, or affect any findings of fact made in such original order; and may, at any time after due hearing make any finding of fact supplementary to those made in any previous order.

Every such supplementary hearing shall be had upon the same notice and be conducted in the same manner, and the order therein shall have the same force and effect as is provided in this section in the case of an original hearing and order with respect to valuation.

The finding of facts of any order made at such supplemental hearing shall be considered in connection with and as supplementary thereto or amendatory thereof, as the case may be.

In making any valuation under this section, the commission shall have access to and use of any books, documents, or records in the possession

of any department or board of the state or of any municipality or other political or governmental subdivision of the state; and may resort to any other source of information available.

In all computations relative to reasonable rates of charges for services or supplies, the value of the plant for rate making purposes, the operating expenses, the earnings, etc., of a public utility, the commission shall make proper allowances for depreciation, sufficient to replace the property and the parts thereof, but it shall make no allowance for an amortization fund, in those cases in which the aforesaid depreciation is allowed.

In valuation for rate making purposes, no franchise right or privilege granted to a public utility by the state or by a political subdivision thereof shall be appraised, fixed, or considered at any greater sum or value than the sum paid therefor into the public treasury of the state, or of the political subdivision granting the same.

(2) All the findings of the commission as to the value of properties subject to their jurisdiction, when properly certified under the seal of the commission, shall be admissible in evidence in any action, proceeding or hearing, before the commission or any court, in which the commission, the state or any office, department or institution thereof, or any county, municipality or other body politic and the public utility affected may be interested, when arising under the provisions of this act or amendments thereto, and such findings when so introduced, shall be conclusive evidence of the facts therein stated, as of the date therein stated, under conditions then existing, and such facts can only be controverted by showing a subsequent change in condition bearing upon the facts therein determined. The commission may, from time to time, cause further hearings and investigations to be had for the purpose of making revaluations or ascertaining the values of any betterments, improvements, additions or extensions made by any public utility subsequent to any prior hearing or investigation and may examine into all matters which may change, modify or affect and finding of fact previously made, and may at such time make findings of fact supplementary to those theretofore made. Such hearings shall be had upon the same notice and be conducted in the same manner and the findings so made shall have the same force and effect as provided herein for such original notice, hearings and findings; provided, that such findings made at such supplemental hearings or investigations shall be considered in connection with and as a part of the original findings, except in so far as such supplemental findings shall change or modify the findings made at the original hearing or investigation.

(3) After the first day of January, 1914, it shall be the duty of the commission to value the property of public utilities for the purpose of taxation and equalization, and to enable said commission to do so, the executive council shall make available the data contained in the reports required to be filed with the council by existing statutes. The commission shall send certified copies of said values to the executive council or any other state tribunal having jurisdiction over state taxes and assessable values of said properties, at such dates as may

be required by the executive council or other tribunal provided the commission can with reasonable diligence furnish the same on such dates.

The said values as found by the public service commission shall be evidence before the executive council or other tribunal and in all courts of the state, of the assessable values of said properties for taxation and esualization purposes. Accompanying the aforesaid certified statement of the assessable values the commission shall send a statement of the processes of all computations entering into the said findings of value, together with a detailed description of all the methods used and the principles upon which such values are based.

In determining the said values the commission shall consider all the factors now prescribed by statute, or which shall be deemed by it, as proper for consideration in determining values for taxation purposes, and shall give such weight to said factors as in the judgment of the members of said commission is fair and just.

The value of all franchises, rights or privileges granted to a public utility by the state, or by a political subdivision thereof, shall be appraised and included in valuations made by the commission for taxation purposes.

The executive council shall use said values so determined and certified with such other evidence, facts and data as are required to be considered in assessing said public utilities under the statutes of the state.

Sec. 41. (1) No public utility shall exercise any right or privilege under any franchise or license hereafter granted, or under any franchise or license heretofore granted but not hertofore actually exercised or acted upon, without first having obtained from the commission a certificate that public convenience or necessity requires the exercise of such right or privilege.

No public utility shall hereafter begin the construction of a street railway, gas plant, electric plant, water plant, water power plant, heating or refrigerating plant, or telephone line, or any extension thereof or addition thereto, without first having obtained from the commission a certificate that the present or future convenience and necessity require or will require such construction. Provided, that nothing herein shall be construed to require any such public utility to secure such certificate for an extension within any municipality in which it shall have, prior to the passage of this act, commenced the construction of any such publi utility plant; or for extension into territory, either within or without a municipality contguous to its plant, line, system or structure and not then served by a public utility of like character; or for an extension within or to territory already served by it necessary or convenient in the ordinary course of its business. And provided further that if any such public utility in constructing or extending its line, plant, system or structure shall interfere or be about to interfere with the construction or operation of any line, plant, system or structure of any other public utility already constructed or in course of construction, the commission, on complaint of the public

utility claiming to be injuriously affected, may, after hearing, make such order precluding, or prescribing such terms and conditions for the location of the proposed construction or extension as it may deem lawful, just and reasonable.

(2) No franchise, license or permit shall hereafter be granted to any person or corporation to construct and operate, manage or control any street railway, gas plant, electric plant, water plant, water power plant, heating or refrigerating plant, telephone line, or telephone exchange within the limits of any municipality in the state where there is in operation a public utility engaged in similar service, without first procuring from the commission, after a public hearing, upon due notice to all parties interested, an order finding that public necessity and convenience require such second public utility.

Nothing in this subdivision (2) of this section shall be construed as preventing or imposing any condition upon the extension of any telephone line from any point outside the limits of any municipality into or through such municipality for the purpose of connecting with any telephone exchange therein or of connecting with any other telephone line system; or as preventing or imposing any condition upon the extension of any electric railroad from any point outside the limits of any municipality into or through such municipality for the purpose of connecting with any other electric railroad or any street railway.

No municipality shall hereafter construct any gas plant, electric plant, water plant or any other public utility where there is in operation in such municipality a public utility engaged in similar service, without first securing from the commission after public hearing of all parties interested, a certificate that public necessity and convenience require such municipal public utility plant, but nothing herein shall prevent the municipality or its grantee from acquiring any such existing public utility plant other than a telephone plant as and in the manner hereinafter in this act provided.

(3) The commission shall have power, after due hearing, to issue any certificate under the provisions in this section, or to refuse to issue the same; or to issue a certificate for the partial exercise of a right or privilege under any franchise, license or permit; or to issue a certificate for the construction of only a portion of a contemplated street railway, gas plant, electric plant, water plant, or water power plant, heating or refrigerating plant, or telephone line or exchange, or any extension thereof, whenever in its judgment public necessity or convenience so requires.

The commission may attach to the exercise of the rights granted by any such certificate such reasonable terms and conditions as are deemed necessary and convenient for the public service.

If a public utility desires to exercise a right or privilege under a franchise, license or permit which it contemplates securing, but which has not yet been granted to it, it may apply to the commission for an order preliminary to the issuance of a certificate hereunder. The commission may thereupon make an order declaring that it will there-

after upon application, and under such rules and regulations and upon such terms and conditions as it may prescribe and designate in such order, issue the desired certificate after the public utility has obtained the contemplated franchise, license or permit. Upon presentation to the commission of evidence satisfactory to it that such franchise, license or permit has been secured by such public utility, the commission shall thereupon issue such certificate.

(4) Every franchise, license or permit hereafter granted any public utility for the construction, operation or maintenance of any street railway, gas plant, electric plant, water plant, water power plant, heating or refrigerating plant, or telephone line or system shall have the effect of an indeterminate permit as that term is defined in section two (2) of this act, and shall be subject to all the provisions of this act and to the provisions that a municipality in which any such public utility plant is situated, may at any time purchase such plant, excepting telephone line or system, in the manner and upon the terms and conditions provided in this act.

Any municipality is authorized to purchase such property, other than a telephone plant, and every public utility, other than a telephone plant, accepting and operating under any franchise, license or permit hereafter granted shall thereby be deemed to consent to a future purchase by the municipality in which such public utility is situated, in the manner and under the terms and conditions provided in this act.

(5) It is hereby declared necessary in order to promote the public good, that every franchise, license or permit granted subsequent to September 1, A. D. 1873, by the state or by any municipality or other political subdivision of the state and under which a public utility is now being operated and also every franchise, license or permit granted prior to September 1, A. D. 1873, by any such municipality or other political subdivision of the state without authority by law so to do, and under which a public utility is now being operated, such franchise, license or permit being for the construction, operation or maintenance of any street railway, gas plant, electric plant, water plant, water power plant, heating or refrigerating plant or telephone line, shall be and is hereby converted into and made an indeterminate permit, within the meaning of that term as defined in section two (2) of this act, and subject to all the terms and provisions of this act, and to the provisions that a municipality in which any such utility plant is situated, may purchase such plant in the manner and upon the terms and conditions provided in this act; and that every such franchise, license or permit shall have the same force and effect as an indeterminate permit hereafter granted to any such public utility as in paragraph (4) of this section.

(6) Any public utility operating under any franchise, license or permit granted by this state or granted by any political or governmental subdivision thereof having authority so to do prior to September 1, A. D. 1873, shall upon filing at any time prior to January 1, A. D. 1914, with the clerk or other recording officer of the municipi-

pality or other authority granting such franchise, and also with the commission, a written declaration legally executed that it surrenders such franchise, license or permit, receive by operation of law in lieu thereof an indeterminate permit as that term is defined in section two (2) of this act; and such public utility shall hold such indeterminate permit under all the terms, conditions and limitations of this act.

The filing of such declaration by such public utility shall be a waiver of all of the terms of its franchise contrary to or inconsistent with the provisions of this act. After filing such written declaration with the commission, together with a certificate of the clerk or other recording officer of the municipality or other authority issuing such franchise, license or permit, the public utility shall thereupon receive a certificate under the hand and seal of the commission that such public utility is on and after the day therein specified the holder of an indeterminate permit hereunder; which certificate of the commission shall be conclusive as to the granting and existence of such indeterminate permit.

Every franchise, license or permit heretofore granted by the state or by any political or governmental subdivision thereof under delegated authority, to any railroad corporation or electric railroad corporation for the construction maintenance or operation of its railroad or electric railroad along, upon, across, over or under any public highway, road, bridge, place, street, canal or water course, except where the right to remove or order the removal of tracks, switches, spurs and other appliances of said railroad or electric railroad is expressly reserved by ordinance or contract, is hereby declared to constitute and be an indeterminate permit during the corporate life and all extensions thereof (as stated in the articles of incorporation, subject, however, to all of the terms and provisions of this act).

The provisions of this act shall be liberally construed for the purpose of protecting both the utilities referred to and the purchasers of the securities thereof and the public generally against the loss, damage, and inconvenience incident to the termination of limited franchise grants and for the further purpose of obtaining for the public continuous and efficient service at reasonable cost, and every indeterminate permit within the description and meaning of this act shall be and be deemed an extended grant direct from the state, subject only to the terms and provisions of this act, and terminable only as herein provided.

Sec. 42. No franchise, license or permit shall hereafter be granted by any municipal corporation or other political or governmental subdivision of this state to any public utility for the construction, operation or maintenance of any street railway, gas plant, electric plant, water plant, water power plant, heating or refrigerating plant, or telephone line, within the limits of such municipality or political or governmental subdivision, without first having been submitted to and approved by the commission. If there be then in operation within such municipality a public utility engaged in similar service

The provisions of the laws of this state in force when this act goes into effect, governing the granting of franchises, licenses, or permits

by municipal corporations and other political and governmental subdivisions of this state, shall continue in force, subject to the terms, restrictions and provisions of this act, until such laws are altered, amended or repealed; provided that no such public utility, franchise, license or permit which shall become an indeterminate permit under the provisions of this act, shall be subject to the provisions of any existing laws imposing any limitation or restriction as to the duration of any such franchises, licenses or permits.

(2). Every municipality shall have power:

(a). To determine by ordinance, contract or otherwise the quality or character of each kind of service or supply to be rendered or furnished by any street railway, gas, electric, water or water power plant, heating or refrigerating plant, or telephone corporation within such municipality, and all other terms and conditions, not inconsistent with this act or any other law of this state, upon which any such public utility may hereafter be permitted to occupy the streets, highways, or other public property within the municipality.

Upon complaint made by such public utility or by any twenty-five persons, firms, associations or corporations within such municipality, the commission shall set a hearing thereon, and if upon hearing it shall find such ordinance, contract or other determination to be unreasonable, unlawful or prejudicial to the public interests, or unnecessarily oppressive to any such utility, such ordinance, contract, or other determination shall be void, and the commission may, when its judgment necessary, suspend said ordinance, contract or other determination pending the hearing thereof by the commission.

(b). To determine reasonable rates, charges, classifications and schedules for services or supplies rendered and furnished by any public utility, other than a telephone utility in said municipality. Said determination as to reasonable rates, charges, classifications and schedules shall be made by the council or board after a public hearing upon due notice granting to all interested parties ample opportunity to be heard. If during the progress of said hearing and before final submission thereof the public utilities interested shall file an application therefor, the council or board shall immediately petition the commission to establish the fair value of the public utility plant involved in said proceedings. The commission shall proceed at once to ascertain said value in the same manner as provided herein for valuation in case of a proposed purchase by a municipality, and shall send a certified statement to the said council of the value so found which shall be conclusive evidence of the fair value of said property, and the council shall determine the rates, charges, classification or schedules based upon said value. Any utility dissatisfied with the rates and charges so fixed by the council may appeal to the commission and the commission shall have power to review the action of the council and fix and determine the fair and reasonable rates, charges, classification and schedules.

(c). To require of any public utility, by ordinance or otherwise such additions and extensions to the physical plant within such municipality as shall be reasonable and necessary in the interest of the public, and to

designate the location and nature of all such additions and extensions, the time within which they shall be completed, and all conditions under which they shall be constructed, subject, however, to all of the provisions of this act and to review by the commission as provided in the foregoing paragraph (a) of this section.

Sec. 43. (1). Any municipality in this state shall have the power subject to the provisions of this act to construct, acquire and operate, lease manage or control a street railway, gas plant, electric plant, water plant, water power plant, heating or refrigerator plant, wharf, ferry or toll bidge, and in accordance with the provisions of this act to purchase by agreement from any public utility owning, or to acquire in the manner herein set forth, any such street railway, gas plant, electric plant, water plant, water power plant, heating or refrigerator plant, warehouse, wharf, ferry, toll bridge then being operated in or adjacent to and serving such municipality. To carry out the provisions of this section, any such municipality shall have power and authority to incur any indebtedness in the purchase or construction of any such public utility in any sum not in excess of five per centum of the actual value of the taxable property of said municipality as shown by the last preceding assessment, and such municipalities may issue bonds or other evidence of indebtedness therefor. Any such municipality shall in addition to the above powers have the power to buy any such public utility subject to any incumbrance thereon in the form of outstanding mortgages, bonds, or other evidences of indebtedness and to pledge the utility so purchased, all improvements, extensions or additions thereto, and the surplus earning thereof to the payment of the purchase price of said utility. Provided, however, that no part of the funds of such city raised by general taxation shall be applied upon the purchase price of any utility purchased subject to outstanding indebtedness. They shall also have the power to sell, lease or transfer, and to mortge or otherwise encumber, any municipally owned plant or any part thereof to secure the purchase price of said plant or to secure funds with which to make improvements, extensions or additions thereto or to apply upon the purchase price of other public utilities or utility, as the case may be, upon approval by a vote of the peolpe in the manner as provided by law for the purchase of such utility.

Provided, however, that in no event shall the amount of encumbrance, mortgages, bonds or other evidences of indebtedness against such utility when purchased, nor the amount of any mortgage or encumbrance thereafter executed thereon, exceed two-thirds of the value of such utility as fixed and confirmed by the commission. Any municipality desiring to purchase a utility subject to incumbrance or to execute an incumbrance thereon shall place before the commission the facts with reference thereto, and the commission shall thereupon fix such value for the purposes of this specific provision and certify same to such municipality.

(a). If at any time the council or other corporate authority of any municipality shall by ordinance declare the determination of such municipality to construct or to acquire an existing public utility plant therein and coming within the description of sub-division (1) of this section, it shall in the manner now or hereafter provided by law governing the

acquisition of such public utility plants, or any of them, submit to the qualified electors of such municipality at any general, municipal or special election to be held therein the proposition of the construction or acquisition of such plant; and if at such election a majority of votes cast upon such proposition shall be in favor thereof, such municipality shall give notice to the public utility sought to be acquired and to the commission of such determination, and of the result of such election.

(b). If it be the desire of such municipality as evidenced by the resolution of its council, to construct a public utility therein when another public utility rendering similar service is then existing in such municipality, it shall make application to the commission for authority and shall not be permitted to construct any second utility of similar character without having first secured the consent of such commission, and upon such consent being given the vote of the people may be taken as hereinbefore provided.

(c). The commission shall upon receipt of the notice mentioned in this section set a time and place for a public hearing upon the matters of the just compensation to be paid for the taking by the municipality of the plant and equipment of the public utility, and of all other terms and conditions of the purchase and sale; and shall give to the municipality and the public utility concerned not less than thirty days notice of the time and place of such hearing, and shall give like notice to all creditors, bondholders, mortgagees, trustees, lienors, lessees, and all other persons having or claiming to have any interest in such public utility or its property; by publication of such notice at least once a week for three successive calendar weeks in at least one newspaper published and of general circulation in the county in which such municipality is located.

Within a reasonable time not exceeding one year after the time fixed for such hearing in such notice, and after such hearing, the commission shall by order fix and determine and certify to the municipal council or other corporate authority of the municipality and to the public utility, and to any lessee, bondholder, mortgagee, trustee, lienor, or other creditor appearing or represented at such hearing, the just compensation to be paid for the taking by the municipality of the property of the public utility, and all other terms and all conditions of sale and purchase which the commission shall deem reasonable and proper. The compensation and other terms and conditions of sale and purchase thus certified by the commission shall constitute the compensation and terms and conditions to be paid, followed and observed in the purchase of such plant from such public utility.

(d) The laws now in force governing the acquisition and operation by municipalities of public utility plants, except in so far as they are inconsistent or in conflict with or are modified by the provisions of this act, shall apply to any municipal acquisition or operation of a public utility plant hereunder, until such laws are amended, modified, or repealed.

(2). Any municipality of this state in which a public utility is operating a street railway, gas plant, electric plant, water plant, water power plant, heating or refrigerator plant, or telephone line, shall have power

by ordinance to grant to any other corporation, duly organized or qualified under the laws of this state with appropriate and sufficient corporate powers, a franchise to operate a similar public utility plant therein; provided such municipality shall first have submitted the proposed ordinance to the commission and procured from the commission, after public hearing, upon due notice, to all parties interested, an order finding that public necessity and convenience require such franchise grant and approving such proposed franchise in the form submitted or with such modifications or changes as it shall deem proper and prescribe; and no ordinance making any such franchise grant shall be passed by any such municipality except such as shall have been thus authorized and approved by the commission, nor shall any such ordinance go into effect after its passage until it shall have been submitted to the qualified electors of the municipality at any general, municipal or special election held therein, and approved by a majority of such electors voting thereon.

The grantee in any such ordinances franchise grant shall have the right to purchase the existing public utility plant in the manner provided and prescribed in the foregoing subdivision (1) of this section with respect to municipal acquisition.

Sec. 44. (1) Except as in this act otherwise provided, no public utility shall sell, transfer or lease its property, franchises, permits, works, plant or system to any other corporation or person, or contract for the operation of its works, plant or system without the written consent of the commission.

(2) Except as in this act otherwise provide, no public utility shall directly or indirectly acquire the stock or bonds of any other public utility incorporated for or engaged in the same or a similar business, or operating or proposing to operate under a franchise, license or permit from the same or any other municipality, without the written consent of the commission; nor shall any public utility, domestic or foreign, hereafter purchase or otherwise acquire, take or hold any part of the capital stock of any other public utility organized or existing under or by virtue of the laws of this state, without first having obtained a certificate of authority from the commission so to do.

Every assignment, transfer, or contract or agreement for the assignment or transfer of any stock in violation of the provisions of this section shall be void and of no effect, and no such transfer or assignment shall be made upon the books of any such public utility or be recognized as effective for any purpose.

Nothing herein contained shall be construed to prevent the holding of capital stock heretofore lawfully acquired, or to prevent, upon surrender or exchange of said stock, pursuant to a consolidation or reorganization plan, the purchase, acquisition, taking or holding of a proportionate amount of stock of any consolidated corporation or of a new corporation organized to take over on foreclosure or other sale the property of any public utility whose stock has thus been surrendered or exchanged.

(3) No public utility shall hereafter sell, lease, assign, mortgage or otherwise dispose of or incumber the whole or any part of its property, works, plant, or system necessary or useful in the performance of its

duties to the public, or any franchise, permit, easement, immunity, contract, right or privilege relative thereto, nor by any means whatsoever, direct or indirect, merge or consolidate with any other public utility or utilities, without first having secured from the commission an order authorizing it so to do, and upon such terms and conditions and with such restrictions and limitations as the commission shall in its order prescribe, and subject to the provisions and requirements of this act and of any other law of this state not in conflict herewith.

(4) Any two or more public utility corporations incorporated for or engaged in carrying on business in the same vicinity or in contiguous territory; or any two or more public utility corporations whose properties, plants, works or systems are or are capable of being physically connected or operated under one management and control may merge or consolidate their properties, capital, stock, franchise, permit, immunities, contracts, rights and privileges into a single corporation which may be one of said merging or consolidating corporations, or a new corporation to be formed by means of such merger or consolidation, or a new corporation organized or qualified for the purpose under the general corporation or railroad laws of this state.

The application to the commission for an order authorizing any such merger or consolidation shall be accompanied by a sworn statement setting forth:

(a) A description of the properties, capital, stock, franchises, permits, immunities, contracts, rights and privileges proposed to be merged or consolidated;

(b) The nature and extent of the business of each such public utility;

(c) The nature and amount of the outstanding debts and liabilities of each such public utility.

(d) Copy of the form of agreement of merger or consolidation proposed to be executed, which shall prescribe the terms and conditions of the proposed merger or consolidation, the mode of carrying the same into effect, the manner of converting the capital stock of each of the merging or consolidated corporation into the stock or obligations of the new or consolidated corporation, as the case may be, and in case of the creation of a new corporation, the name of such corporation, the objects or purposes thereof, the number of shares of the capital stock thereof, whether common or preferred, and the amount of each, the par value of each share, how and when the directors and officers shall be elected and appointed, the location of the principal office and the duration of the corporation, together with all such other provisions and details as shall be deemed necessary or appropriate to perfect such merger or consolidation and conform to the provisions of this act.

(e) A certified copy of the articles of incorporation of each such corporation.

(f) The total capital stock of each corporation authorized, issued and outstanding, respectively.

(g) Certified copies of the resolutions of the board of directors of the respective corporations authorizing the merger or consolidation and the execution of the agreement therefor.

(h) It has by a written declaration legally executed and filed with the commission surrendered any franchise, license or permit granted by this state or any political or governmental subdivision thereof that it may have had or claimed prior to the passage of this act, and has received by operation of law in lieu thereof, as indeterminate permit as that term is defined in section two (2) of this act.

Upon application to it under the provisions of this division the commission shall make such inquiry and investigation, held such hearings, examine such witnessed, books, papers, documents or contracts, and require such further information to be furnished by the applicants as it may deem of importance in enabling it to reach a determination.

If the commission shall determine that the proposed merger or consolidation does not come within the provisions of this act or would not be for the public good, it shall make and enter an order denying the application therefor and stating the reason for its denial.

If the commission shall determine that the proposed merger or consolidation comes within the provisions of this act and would be for the public good, it shall enter an order to that effect, which shall set forth:

(a) The agreement of merger or consolidation approved by the commission, which may be the one presented or with such modifications, changes or alterations as the commission may prescribe.

(b) Any terms, conditions, restrictions, or limitations which the commission may impose or prescribe for and in or about such merger or consolidation or carrying the same into effect.

After the making and entry of the order by the commission allowing any such merger or consolidation, the boards of directors of the respective corporations proposed to be merged or consolidated may by resolution authorize and direct the execution of the agreement of merger or consolidation as approved by the commission in its order as aforesaid. Such agreement in two or more counterparts or duplicates, each of which shall have the same force and effect as if it were the sole original instrument, shall be executed by the president and attested by the secretary of each of said corporations under its corporate seal, or otherwise as may be directed by the resolutions of the boards of directors of said corporations, respectively. Such agreement shall then be submitted to the stockholders of each corporation concerned either at a regular annual meeting or at a special meeting called for the purpose. If submitted at any regular annual meeting or at a special meeting notice of the question of the proposed merger or consolidation to be submitted shall be included in the notice of such meeting and given as in the manner provided by the by-laws of the corporation, or in the absence of any governing by-law, then notice of the proposed submission of such question at such regular annual meeting shall be given as and for the time hereinafter provided in the case of special meetings.

Where it is proposed to submit any such question of merger or consolidation at any special stockholders meeting, such special meeting shall be called and notice thereof given as provided by the by-laws of the corporation, or in the absence of any governing by-law, such special meeting shall be called by resolution of the board of directors of the corporation, and there shall be mailed to each stock-

holder of record at his last known address, at least thirty days prior to the time fixed for the meeting, a notice stating that the time, place, and object of the meeting, which notice shall be signed by a majority of the directors or in such other manner as the board of directors shall in its said resolution direct. For the purpose of giving notice to any stockholder whose address is not known or who may not receive notice by mail, a general notice of the time, place and object of such meeting shall also be published at least once each week for three successive calendar weeks in some newspaper printed in the county in which the principal business office of the corporation is located; provided, however, that failure to publish such notice shall not invalidate any meeting held thereunder, if it shall appear that each stockholder received or had personal notice of such meeting; and every meeting held thereunder at which all of the stockholders are present in person or by proxy shall be valid irrespective of whether the notice hereinabove required was given, mailed, delivered or published, or was given, mailed, delivered or published for the time stated herein.

At any stockholders' meeting held hereunder, stockholders may vote in person or by proxy, each stockholder being entitled to one vote for each share of stock held by him. If at such meeting the holders of at least two-thirds of the outstanding capital stock of the corporation vote in favor of the proposed merger or consolidation submitted and in approval of the agreement of such merger or consolidation submitted at such meeting, that fact shall be certified on each of the executed counterpart or duplicate originals of such agreement by the secretary of each of the respective corporations under the corporate seal thereof; and such counterpart or duplicate originals of such agreement so authorized, made, executed, approved and certified shall be filed, one in the office of the secretary of state, one in the office of the commission and one in the office of the recorder of deeds of the county in which the principal business office of each such merging or consolidating corporations is located; and thereupon such merger or consolidation shall be deemed effective and the several corporations shall be deemed merged and consolidated in one corporation by the name provided in said agreement, if a new corporation is created thereby; or by the name of the consolidated corporation in which said other corporation or corporations shall be so merged or consolidated. Such consolidated corporation shall be deemed and held to possess all and every, the property, rights, privileges, powers, immunities, franchises, permits and contracts as well of a public as of a private nature of each of the corporations so merged or consolidated and as may be stated in said agreement of merger or consolidation, and subject to all of the restrictions, disabilities, debts, liabilities and duties of each of said corporations so merged or consolidated, except as limited by the provisions of this act. Provide, however, that all rights or creditors and all liens upon the properties of the respective merged or consolidated corporations shall be preserved unimpaired; and in case a new corporation is created by such merger or consolidation, or in case such merger or consolidation is with a corporation

created for that purpose as aforesaid, the original or constituent corporations shall be severally deemed to continue in existence for the purpose of upholding any right, title, interest, power, privilege or immunity, possessed, enjoyed or exercised by them or each or any of them under their respective charters, articles of incorporation, franchises, ordinance grants, licenses or permits, or for the purpose of preserving and protecting the rights and liens of their respective creditors, mortgagees, trustees or lienors or any of them or for any other purpose stated in this act; and for such purposes or any of them, the enjoyment, possession or exercise by the new or consolidated corporation of any such right, title, interests, power, privilege or immunity shall be and be deemed the enjoyment, possession or exercise of the respective original or constituent corporations; but all debts, and liabilities of such original or constituent corporations shall also attach to said new or consolidated corporation and may be enforced against it to the same extent as if they had been incurred or contracted by it.

A copy of the agreement of merger or consolidation made and adopted hereunder, authenticated by the secretary of the commission under its seal, shall be accepted in all courts of this state as sufficient evidence of such merger or consolidation and of the terms and provisions thereof.

If any stockholder of any public utility corporation merging or consolidating hereunder and not voting in favor of and not acquiescing in such merger or consolidation, objects to such merger or consolidation he shall give notice of his dissent within thirty days from the date of the stockholders meeting at which such merger or consolidation was authorized and approved, and may demand payment for his stock; and he shall thereupon and upon surrender of his certificate of stock be entitled to receive from such corporation in which he shall hold stock its fair cash value at the date of the holding of said meetings. But if such dissenting stockholder shall refuse to part with his stock, or if the value of the same cannot be agreed upon, then such corporation shall within ninety days from the date of said stockholders' meeting at which such merger or consolidation was authorized or approved, proceed to take and acquire the stock of such dissenting stockholder and the interest of such stockholder therein by the exercise of the power of eminent domain, hereby granted to such corporation for that purpose, and paying to or tendering to such dissenting stockholder or to the county treasurer of the county in which the principal place of business of such corporation is located, for his use, the value of the stock by him held, such value to be ascertained as of the time aforesaid and to be found and determined in the manner as nearly as practicable provided for the condemnation of property for public use in chapter 4 of title X of the code and the supplement to the code, 1907, and all acts amendatory thereof and supplementary thereto. Any stock so acquired shall be cancelled by the company acquiring the same.

If any stockholder in any merging or consolidated corporation hereunder shall not give notice of his dissent therefrom within thirty days

as aforesaid, he shall be held to have acquiesced in said merger or consolidation and any agreement therefor and shall be subject thereto,

Notice of every merger or consolidation made under the provisions of this section shall be published in some newspaper in the county in which the principal office of each of the merging or consolidating corporations is located, at least once in each week for three successive calendar weeks.

Any merger or consolidation under the provisions of this section shall not affect suits pending in which any of such corporations shall be a party, nor shall such merger or consolidation affect causes of action nor the rights of individuals in any particular; nor shall suits brought against any of such corporations prior to such merger or consolidation be abated for that cause.

Sec. 45. Reorganization of public utility corporations shall not be had without authorization of the commission.

Any corporation hereafter becoming the owner or assignee of the property, rights, powers, privileges, franchises, licenses and permits of any public utility by purchase under foreclosure sale, sale in bankruptcy proceedings, or any other sale under any judgment, order or decree of any court shall have, possess and enjoy such property, rights, powers, privileges, franchises, licenses and permits to the same extent and in the same manner as such public utility had or was entitled to have at the time of such purchase and sale and as provided by the laws of this state now or at any time hereafter applicable thereto.

Sec. 46. (1) The commission shall keep itself informed as to proposed legislation or action by public authorities within or without this state involving public control or regulation of public utilities subject to its supervision, and it may be represented at any public hearings thereon whenever in its opinion such representation is desirable in the interests of the people of this state.

The commission may inquire to the extent it shall deem advisable into any neglect or violation of this act or any other law of the state by any public utility doing business therein, or by the officers or employees thereof, or otherwise aid in enforcing the provisions of this act as well as all other laws relating to public utilities.

The commission may investigate to the extent it shall deem advisable whether common carriers within the state are acting in any way in violation of the interstate commerce law, and may apply by petition to the interstate commerce commission for relief, or present to the interstate commerce commission all facts coming to its knowledge in relation thereto.

The commission may also confer with, or appear before boards of other states having powers over any of the public utilities therein when in its judgment the interests of this state will be protected or promoted thereby.

The commission may in its discretion publish such studies of any matters within its jurisdiction as it may deem to be of sufficient value and public importance. It may cause to be made a compilation of the statutes of this state relating to public utilities with annotations

thereto and may submit to the general assembly for its consideration such facts and recommendations as it may deem necessary and expedient.

(2) The commission shall cause a record to be kept by its secretary of all orders and certificates of the commission and of all dealings of the commission or any commissioner with any public utility, including a transcript from stenographic notes of the testimony taken or evidence adduced at any public hearing before the commission.

This record, together with all files, books, accounts, documents, papers and memoranda of whatever description in the possession of the commission shall, except as in this act otherwise provided, be open to inspection by the public at all reasonable times under reasonable regulations prescribed by the commission; but the commission may, in its discretion, withhold such information from the public if in its judgment it shall deem publicity inadvisable.

Any act of the commission may be proved by a copy of the record thereof attested by the secretary of the commission under its seal.

(3) The commission shall make and submit to the governor on or before the second Monday in January of each year an annual report containing such statements, statistics, maps, tabulations, facts and explanation as will disclose the actual workings of the public services described in this act in their bearing upon the business and prosperity of this state, and an account of all proceedings of the commission during the period covered by the report.

The report shall also include the names and locations of the several public utilities of the state, and such abstracts of the returns required of public utilities by this act as the commission shall deem of value to the legislature and to the people of the state, and such suggestions as to the public service policy of the state or the conditions, affairs or conduct of any public utility as may seem appropriate.

Such number of copies of such report, together with such abstracts of the reports to the commission by the public utilities in the state, as the commission shall deem desirable, in addition to the regular number prescribed by law, shall be printed as a public document of the state, bound in cloth for the use of the commission and to be distributed by it in its discretion to corporations and persons interested therein.

(4) The commission shall charge and collect the following fees:

(a) For copies of papers and records not required to be certified or otherwise authenticated by the commission, 10 cents for each folio of one hundred words.

(b) For certified copies of official documents and orders filed in its office, 15 cents for each folio, and \$1.00 for every certificate under the seal of the commission affixed thereto.

(c) For certifying a copy of any report made by a corporation to the commission, \$1.00.

(d) For each copy of the annual report of the commission, \$1.50.

(e) For certified copies of evidence and proceedings before the commission, 15 cents for each folio.

No fee shall be charged or collected for copies of papers, records, or official documents furnished to public officers for use in their official capacity, or for the annual reports of the commission in the ordinary course of distribution or in interchange with public service commissions, libraries or legislative reference bureaus of other states; but the commission may fix reasonable charges for publications issued under its authority.

A copy of any transcript of the record of any hearing or investigation before the commission shall be furnished to any party thereto on payment of a reasonable fee therefor.

All fees charged and collected by the commission shall be paid into the treasury of the state to the credit of the public service commission fund.

Sec. 47. (1) The commission may conduct its proceedings in such manner as will best conduce to the proper dispatch of business and to the ends of justice.

All hearings before the commission or any commissioner shall be governed by this act and by rules to be adopted and prescribed by the commission; but in all investigations, inquiries or hearings, the commission or commissioners shall not be bound by technical rules of legal evidence.

The commission may from time to time make or amend such general rules or orders as it may deem requisite for the order and regulation of proceedings before it.

(2) The forms of notices and services thereof shall be of substantially the same character as those in use in the district courts of this state.

(3) Any person entitled to complain before the commission or a commissioner, or whom the commission or commissioner may admit to be heard, may appear before the commission or commissioner and be heard in person or by attorney.

(4) The commission or any commissioner or the secretary of the commission or any agent duly authorized shall have power to examine witnesses, take testimony and administer oaths in all cases investigated and inquiries or examinations made by the commission or a commissioner; and to cause the depositions of witnesses residing within or without the state to be taken in such manner as the commission may by rule prescribe; and to compel by subpoenae duces tecum the production of any accounts, books, or contracts, records, documents, memoranda and papers of any kind whatever.

(5) All subpoenaes shall be signed and issued by a commissioner or by the secretary of the commission, and may be served by any person of full legal age.

(6) The fees of witnesses for attendance and travel shall be the same as for witnesses before the district courts of this state; and such fees shall be paid by the state treasurer upon the certificate of the commission filed with the state auditor. No witness fees shall be paid except to such witnesses as are subpoenaed upon order of the commission.

(7) If a person subpoenaed to attend before the commission or a commissioner fails to obey the command of such subpoena, without reasonable cause, or if any person whose deposition has been ordered taken shall refuse to subscribe and swear to his deposition after it has been correctly reduced to writing, or if a person in attendance before the commission or a commissioner refuses, without reasonable cause, to be sworn or to be examined or answer a legal and pertinent question or to produce any book or paper when ordered so to do by the commission or commissioner, the commission or commissioner may apply to any judge of a district court for an order returnable forthwith directing such person to show cause before the judge who made the order or any other judge of said district court, why he should not be punished for contempt. Upon the return of such order the judge before whom the matter shall come on for hearing shall examine under oath such person so cited, and such person shall be given an opportunity to be heard; and if the judge shall determine that such person has refused without reasonable cause or legal excuse to be examined or to answer a legal and pertinent question or to produce a book or paper which he was ordered to produce, he may forthwith deal with such person as for contempt of court and impose such punishment by way of fine or imprisonment, or both, as is now or may hereafter be provided by law for contempts.

(8) No person shall be excused from testifying or from producing any book, document or paper in any investigation or inquiry, examination, hearing or proceeding by or before the commission or a commissioner, when ordered so to do by the commission or commissioner, upon the ground that the testimony or evidence, book, document or paper required of him may tend to incriminate him or subject him to penalty or forfeiture; but no person shall be prosecuted, punished, or subjected to penalty or forfeiture for or on account of any act, transaction, matter or thing concerning which, under oath, after claiming his privilege, he shall by order of the commission or commissioner have testified or produced documentary evidence; provided, however, that no person so testifying shall be exempt from prosecution or punishment for any perjury committed by him in his testimony.

Nothing herein contained is intended to give or shall be construed as in any manner giving to any corporation immunity of any kind.

Section 48. Copies of all official documents and orders filed or deposited according to law in the office of the commission, certified by a commissioner or by the secretary of the commission under its seal to be true copies of the originals shall be evidence in like manner as the originals in all courts of this state.

Sec. 49. Every order of the commission shall be served upon the person or corporation to be affected thereby, either by personal delivery or a certified copy thereof or by mailing a certified copy thereof in a sealed package with postage prepaid to the person to be affected thereby or in case of a corporation, to any officer or agent thereof upon whom a summons may be served under the laws of this state.

It shall be the duty of every such person or corporation to notify the commission forthwith in writing of the receipt of the certified copy of every order so served, and in case of a corporation such modification must be signed and acknowledged by a person or officer duly authorized by the corporation to admit such service. Within a time specified in the order of the commission every person or corporation upon whom it is served, must, if so required by the order, otify the commission in like manner whether the terms of the order are accepted and will be obeyed.

Every order of the commission shall take effet at a time therein specified and shall continue in force either for a period which may be designated therein or until changed or abrogated by the commission.

Sec. 50. (1) The commission may at any time upon notice to the person or corporation affected and after an opportunity to be heard as provided in the case of original proceedings hereunder, rescind, alter or amend any order or rule made or issued by it; and any order or rule rescinding, altering or amending any prior order or rule shall when served upon the person or corporation affected thereby have the same effect as herein provided for original orders and rules.

(2) After any order or decision has been made by the commission, any party to the action or proceeding, or any stockholder or bondholder or other party pecuniarily interested in the public utility affected, may petition for a rehearing in respect to any matters determined in said action or proceeding and specified in the petition for rehearing, and the commission may grant and hold such rehearing on said matters, if in its judgment sufficient reason therefor be made to appear. No cause of action arising out of any order or decision of the commission shall accrue in any court to any corporation or person, unless such corporation or person shall have made petition to the commission for a rehearing as herein provided. Such petition shall set forth specifically the ground or grounds on which the petitioner considers said decision or order to be unlawful. No corporation or person shall, in any court urge or rely on any ground not so set forth in said petition.

The petition for rehearing and the procedure thereafter, shall be governed by such general rules as the commission may establish; provided, however, that the petition for rehearing must be filed within twenty days after the decision by the commission is entered of record, and the parties to said case are notified of the same; and the said petition must be either granted or denied within thirty (30) days after the date on which the said petition was filed:

If said petition is not granted within said period, it may be taken by any party to said petition that the order involved is affirmed. If a petition for rehearing is granted, the same shall be heard within sixty (60) days after the same is granted, and determined within thirty (30) days from such hearing. If such determination is not made within said time it may be taken by any party to the rehearing that the order or decision involved is affirmed.

A petition for rehearing shall not excuse any corporation or person from complying with and obeying any order or decision or any requirement of any order or decision of the commission theretofore made; or

operate in any manner to stay or postpone the enforcement thereof, except in such cases and upon such terms as the commission may by order direct. If, after such rehearing and a consideration of all the facts including those arising since the making of the order or decision, the commission shall be of the opinion that the original order or decision or any part thereof, is in any respect unjust or unwarranted, or should be changed, the commission may abrogate, change or modify the same. An order or decision made after such hearing abrogating, changing or modifying the original order or decision, shall have the same force and effect as an original order or decision; but shall not affect any right or the enforcement of any right arising from, or by virtue of, the original order or decision unless so ordered by the commission.

Sec. 51. Within ninety (90) days after the petition for a rehearing is denied, or if the petition is granted, then within ninety (90) days after the rendition of the decision on rehearing, any of the parties to the proceeding so determined may apply to the district court of the county in which the controversy arose, for a writ of certiorari or review (hereinafter referred to as a writ of review) for the purpose of having the lawfulness of the original order or decision, or the order or decision on rehearing, inquired into or determined. The findings and conclusions of the commission as to fact, shall be final and shall not be subject to appeal or review by any court; such questions of fact shall include ultimate facts, findings and conclusions of the commission as to fairness, reasonableness and justness. The district court of the county, in which the controversy arises, shall have the exclusive original jurisdiction to review, reverse or annul any order or decision of the commission; but such review shall not be extended further than to determine whether the order or decision, under review, is repugnant to the constitution of the state of Iowa or to the constitution of the United States or is in excess of the statutory powers conferred upon the commission, or is not within the jurisdiction of said commission. No new or additional evidence may be introduced in the review proceedings before the district court, but the cause shall be heard on the record of the commission as certified to by it; and no reversal or annulment of the order of decision of the commission shall be had except for want of power and jurisdiction as above provided.

The commission, and each party to the action, or proceeding before the commission, shall have the right to appear in the review proceeding. Upon the hearing the district court shall enter judgment either affirming or setting aside the order or decision of the commission. The provisions and laws of this state relating to writs of certiorari shall, so far as applicable, and not in conflict with the provisions of this act, apply to proceedings instituted in the district court under the provisions of this section.

Sec. 52. Whenever any public utility corporation, incorporated under any laws other than of the state of Iowa, and doing business in this state under an indeterminate permit as herein defined shall, without the consent of the other party to any suit or proceeding brought against it in any state court in connection with, resulting from or growing out

of the findings, rules, orders or decisions of the commission, remove such suit or proceeding to any federal court, or shall institute any such suit or proceeding in any federal court against the commission, or against any person or corporation of this state, it shall be the duty of the commission forthwith to revoke the permit of such public utility corporation to transact business in the state of Iowa as provided under section sixteen hundred thirty-seven (1637) and sixteen hundred thirty-eight (1638) of the Code and amendments thereto. Such revocation shall be certified to the secretary of state and by him published in some newspaper of general circulation published in this state.

Every public utility corporation organized under any laws other than of the state of Iowa and admitted to transact business in this state, shall within six months after the taking effect of this act or the time of its admission to transact business in the state, file with the commission a certified copy of a resolution of its board of directors, designating a citizen of Iowa as its agent, upon whom may be made service of any process as contemplated by this act. A failure of such corporation to do so shall entitle any party to make valid service of such process upon the secretary of state. This shall be additional to the methods of service otherwise provided by law.

Sec. 53. The district courts of this state shall have jurisdiction upon the application of the commission to enforce by proper decrees, injunctions and orders all valid orders, rules and regulations of the commission.

Whenever the commission shall be of the opinion that a public utility subject to its supervision is failing, omitting or refusing to do anything required of it by law or by the order of the commission, or is doing or permitting anything to be done contrary to or in violation of law or any order of the commission, it shall direct the commerce counsel to commence an action or proceeding in the district court of appropriate jurisdiction, in the name of the state on relation of the commission, for the purpose of having such violation stopped and prevented or said law or order enforced.

The final judgment in any such action or proceeding shall either dismiss the action or proceeding or direct that a writ of mandamus or an injunction or both issue as prayed for in the petition; or in such modified or other form as the court may determine will afford appropriate relief.

An appeal may be taken to the supreme court of this state from such final judgment in the same manner and with the same effect, subject to the provisions of this act, and within time herein prescribed for other appeals, as appeals are taken from judgments of the district court in other actions for mandamus or injunction.

Sec. 54. (1) Every public utility and all officers and agents thereof, and every other person and corporation shall obey, observe and comply with every provision of this act and with every order made by the commission under authority of this act or any other act and duly served in accordance with the provisions of this act, so long as the same shall be and remain in force and effect.

(2) Any public utility or any person or corporation who or which shall violate any of the provisions of this act or who or which shall violate any order, direction or requirement of the commission, while the same shall be in force and effect, by failing, omitting or refusing to obey, observe or comply therewith, shall (in addition to liability to the party aggrieved for all damages sustained by reason of such violation) be subject to a penalty of not to exceed \$1,000 for each and every such violation.

(3) Every officer and agent of a public utility or any other person, who shall wilfully violate, or who procures, aids or abets any violation by a public utility, or any corporation other than a public utility, of any provisions of this act, or who shall wilfully fail to obey, observe and comply with any order of the commission, while the same shall be in force and effect, or who procure, aids or abets any such public utility or corporation in its failure to obey, observe and comply with any such order shall be fined not more than \$1,000, or imprisoned in a county jail for not more than one year, or both.

(4) Every person who shall wilfully make any false return or report to the commission or to a commissioner or to any agent or any employe acting therefor, or who shall testify or affirm falsely to any material fact in any matter herein, where oath or affirmation is required or authorized by or under this act, or who shall knowingly make any false entry or memorandum upon any account, book, paper, record, report of statement of any public utility or who shall wilfully destroy, mutilate, alter or by any other means or device falsify or destroy the record of any such account, book, paper, record, report or statement, with the intent to mislead or deceive the commission or a commissioner, or any agent or employe acting therefor, or who shall wilfully or fraudulently obstruct or hinder the commission or a commissioner or any agent or any employe acting therefor in making any examination of the accounts, affairs or conditions of any public utility, and any person who with like intent aids or abets another in any of the acts herein set forth, shall be fined not more than \$1,000, or imprisoned in the county jail not more than one year, or both.

(5) In case of a continuing violation in this section mentioned, every day's continuance thereof shall be and be deemed to be a separate and distinct offense, and all penalties accruing under this act shall be cumulative, and in addition thereto, if the commission shall find upon public hearing that such public utility has been guilty of wilful and persistent violations of the provisions of this act or of the orders, rules or regulations of the commission, shall terminate the right of the owner of such public utility to operate said public utility plant, and shall apply to a court of competent jurisdiction for the appointment of a receiver, to take charge of said public utility plant, under the direction, supervision and regulation of the commission, and such receiver shall under appropriate orders and regulations make sale of such public utility plant. The municipality in which said utility is operating shall have the exclusive right for a period of ninety (90) days after order of sale

to purchase or designate a purchaser for such plant, in the manner as provided in section forty-three (43) of this act. The purchaser of such plant shall be subject to all the provisions of this act.

(6) In construing and enforcing the provisions of this act relating to forfeiture and penalties, the act of any director, officer, agent or other person acting for or employed by any public utility acting within the scope of his employment, shall be in every case and be deemed to be the act of such public utility.

(7) Any officer, agent or employe of any public utility who has notice of any order of the commission which it is the duty of any officer or employe to obey shall be deemed to abet the violation of such order, if he fails to give such instructions as it is within the scope of his duties or employment to give to such other officer or employe.

Sec. 55. Actions to recover fines and penalties under this act shall be brought by the Commerce Counsel in the name of the state of Iowa in any district court of appropriate jurisdiction in the state.

Such action shall be commenced and prosecuted to final judgment by the counsel to the commission, or otherwise as in this act provided.

In any such action all penalties incurred up to the time of commencing the same may be sued for and recovered.

In all actions for the recovery of fines and penalties hereunder, the procedure and the rules of evidence shall be the same as in ordinary civil actions.

All fines and penalties recovered in such actions, together with the costs thereof, shall be paid into the treasury to the credit of the general fund.

Any action hereunder to recover fines or penalties may be compromised or discontinued on application of the commission upon such terms as the court shall approve and order.

Sec. 56. Every sheriff or other officer empowered to execute civil processes shall execute any process issued under the provisions of this act. All actions and proceedings under this act, and all actions and proceedings commenced or prosecuted by order of the commission, and all actions and proceedings to which the commission or the people of this state may be parties and in which any question arises under this act or under the railroad law of this state or under or concerning any order or action of the commission, shall be preferred over all other civil actions, except election causes, in all courts of this state, and shall be heard and determined in preference to all other civil business pending therein, except election causes, irrespective of position on the calendar. The same preference shall be granted upon application of the Commerce Counsel in any action or proceeding in which he may be allowed to intervene.

Sec. 57. Upon the request of the commission, or any commissioner, it shall be the duty of the attorney general or the county attorney of the proper county to aid in any investigation, hearing, action, trial, appeal or prosecution under the provisions of this act, or to institute or prosecute any action or proceeding for the enforcement or carrying out of the provisions of this act.

Sec. 58. In case any public utility shall do, cause or permit to be done any act, matter or thing prohibited or declared to be unlawful or shall

omit to do any act, matter or thing required to be done, either by any provision of this act or by an order of the commission, such public utility shall be liable to the persons or corporation affected thereby for all loss, damage or injury caused thereby or resulting therefrom; and in case of recovery if the court shall find that such act or omission was wilful, it may in its discretion fix a reasonable counsel or attorney fee which shall be taxed and collected as a part of the complainant's costs in the case.

An action to recover for such loss, damage or injury may be brought in any court of competent jurisdiction in this state by any such person or corporation. Provided, that no action shall be brought hereunder by reason of any order of the commission pending any action in the courts to review, annul, vacate, modify or amend any such order.

(2) No recovery as in this section provided shall in any manner be a bar to or affect any action, criminal proceeding or recovery by the state or the commission pursuant to the provisions of this act.

Sec. 59. The provisions of this act shall be interpreted and construed liberally in order to accomplish the purposes thereof. The commission shall be deemed to have conferred upon it, by this act all implied and incidental powers which may be necessary or proper to the performance of all its powers and duties in this act specified.

A substantial compliance with the requirements of this act shall be sufficient to give effect to all orders, rules, acts and regulations of the commission, and they shall not be declared inoperative, illegal or void for any omission of a technical or unsubstantial nature in respect thereto.

Neither this act nor any provision thereof shall apply or be construed to apply to commerce with foreign nations, or to interstate commerce, except in so far as permitted under the provisions of the constitution and acts of congress of the United States.

The sections of this act and the sub-divisions and paragraphs of each section are hereby declared to be independent sections and parts of sections; and the holding of any section or part of any section of this act to be void, ineffective or unconstitutional for any cause shall not affect or be deemed to affect the validity of any other portion of this act.

Sec. 60. All acts and parts of acts conflicting or inconsistent with the provisions of this act are hereby repealed in so far as they conflict or are inconsistent herewith.

Sec. 61. This act shall not have the effect to release or waive any right of action by the state or by any municipality thereof or by any person for any right, penalty or forfeiture which may have arisen under any law of this state or under ordinance or any municipality thereof, prior to the taking effect of this act; nor shall this act operate to destroy or impair any existing obligation of any public utility in the state, or the rights of the holders of any bonds or other evidences of indebtedness heretofore issued by any public utility, or of any mortgagee, trustee, or lienor under any mortgage, deed of trust, or instrument of assignment, pledge or hypothecation heretofore executed by any public utility to secure the payment of any of its bonds, notes, or other evidences of indebtedness.

Sec. 62. Nothing, however, in this section or any other section of this bill shall be held to repeal any of the provisions of section 1619 of the code, and all of the provisions of said section pertaining to franchises shall be held to apply to the indeterminate permit granted under the provisions of this act to the same extent and with the same force and effect as though said section was written into this act.

The passing of this act shall not be construed to have granted or secured to any public utility or the owners thereof any vested right and no vested right shall hereafter be claimed by any public utility or the owner thereof because of the taking effect of this act.

(2) Provided, however, that nothing in this act contained shall take away any right that any municipality may at this time have reserved in any franchise heretofore granted to any public utility, or any contract with any public utility. Nor shall the provisions of this or any other section of this act be held to effect pending litigation.

Sec. 63. (1) There is hereby appropriated out of any funds in the state treasury, not otherwise appropriated, the sum of one hundred fifty thousand dollars for the biennial period beginning July 1, 1913, for the purpose of carrying out the provisions of this act.

(2) For the purpose of the payment of the expenses of the public utilities commission, and the exercise of police supervision of the public utilities of the state by it, a sum not exceeding \$75,000.00 each year shall be apportioned among and assessed upon the railroads and public utilities within the state by the commission, in proportion to the intrastate gross earnings or receipts of such railroads and public utilities for the year next preceding that in which the assessments are made. Said assessments shall be due and payable at the same time ordinary taxes are due and payable and shall be paid to the state treasurer. Such assessments shall be a lien upon the property of the public utility against which said assessments are made. In case any such assessment is not paid before the same becomes delinquent, the same shall be subject to the penalties that ordinary taxes are in case of non-payment before delinquency, and the state treasurer shall proceed to make collection thereof by equitable proceedings in the district court in which said property is located; that when such assessments are collected the same shall be placed by the treasurer to reimburse the funds appropriated for the purpose of defraying the expenses of such commission.

Sec. 64. This act is deemed and hereby declared to be of immediate public importance, and 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.

L. E. CRIST,
LAMONTE COWLES,
SHERMAN W. DEWOLF,
L. E. FRANCIS,
J. F. WEBBER,
JOHN B. SULLIVAN,
On the Part of the Senate.

WM. F. STIPE,
W. F. CRAIG,
F. J. LUND,
T. F. GRIFFIN,
AL A. LENOCKER,
ALBERT HANSON,
On the Part of the House.

Stipe of Page moved the adoption of the substitute amendments proposed by the Conference committee and that the House concur in the amendments.

Motion prevailed and the report was adopted.

On request of Klay of Sioux, Stipe of Page, Jacobs of Calhoun, Grout of Black Hawk and Shankland of Polk, a call of the House was ordered.

The roll was called for the information of the House.

Those present were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rone, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman—95.

Those excused were:

Boettger, Rohwer, Mr. Speaker—3.

Those absent were:

Enger, Fraley, Griggs, Halgrims, Helming, Koontz, McCullough, Saltzmann, Sidey, White—10.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 104 passed the House.

L. L. BINGHAM.

I second the motion.

U. G. WHITNEY.

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 104 passed to its third reading.

L. L. BINGHAM.

I second the motion.

U. G. WHITNEY.

On motion of Bernbrock of Black Hawk, the House adjourned until 7:30 o'clock P. M.

EVENING SESSION.

House reconvened, Speaker Pro Tempore in the chair.

Brady of Dallas, from the committee appointed to draft suitable resolutions commemorating the life, character and public service of Hon. David J. Pattee submitted the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

Mr. Brady, from the committee appointed to draft suitable resolutions commemorating the life, character and public service of Hon. Thomas A. Thornburg, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

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. 556, a bill for an act to amend an act passed by the Thirty-fifth General Assembly and approved on April 3, 1913, entitled "A bill for an act to create a state highway commission, etc."

JOS. E. MEYER,
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. 146, a bill for an act to amend section five (5), ten (10), twelve (12), fifteen (15) and sixteen (16) of chapter one hundred twenty-eight (128), acts of the Thirty-fourth General Assembly, relative to the duties and compensation of the state fire marshal and deputy state fire marshal, and making an appropriation for the maintenance of the state fire marshal's office.

JOS. E. MEYER,
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 amend sections 86, 98, 115, and 211 of the Code, relative to compensation of certain state officers.

JOS. E. MEYER,
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 repeal section two hundred twelve (212) of the Supplement to the Code, 1907, relating to the appointment of an assistant attorney general and to his salary and to enact a substitute therefor.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 556, a bill for an act to amend an act passed by the Thirty-fifth General Assembly and approved on the third day of April, 1913, and entitled, "A bill for an act to create a state highway commission and to provide for the appointment, term of office, compensation, powers and duties of such commission, to provide for the removal of the members of said commission, to create a system of county and township road, bridge and culvert construction and maintenance and to prescribe the procedure and manner of carrying on such improvements, and the rights, duties and power of county, township and other officers and employees with reference thereto, and to fix the rights of parties contracting with reference to such work, to repeal section twenty-six hundred seventy-four-f (2674-f), supplement to the code, 1907, relating to highway commission and to amend section three (3) of chapter twenty-four (24) of the acts of the Thirty-fourth General Assembly, relating to county road building fund and to repeal all acts and parts of acts in conflict with this act.

Read first and second time and passed on file.

Substitute for Senate File No. 146, a bill for an act to amend sections five (5), ten (10), twelve (12), fifteen (15) and sixteen (16) of chapter one hundred twenty-eight (128), acts of the Thirty-fourth General Assembly, relative to the duties and compensation of the state fire marshal and the deputy state fire marshal, and making an appropriation for the maintenance of the state fire marshal's office.

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

Substitute for Senate File No. 252, a bill for an act to amend the law as it appears in sections eighty-six (86), ninety-eight (98), one hundred fifteen (115) and two hundred eleven (211) of the code, and section two hundred five (205), supplement to the code, 1907, relating to the compensation of the secretary of state, the auditor of state, the treasurer of state, the attorney general and the clerk of the supreme court.

Read first and second time and referred to Sifting committee.

Senate File No. 348, a bill for an act to repeal section two hundred twelve (212) of the supplement to the code, 1907, relating to the appointment of an assistant attorney general and to his salary, and to enact a substitute therefor.

Read first and second time and referred to Sifting committee.

Power of Jefferson, from the committee appointed to draft resolution respecting the life, character and public service of the Hon. H. B. Mitchell, presented the resolution prepared by that committee and moved their adoption.

Motion prevailed and resolutions were unanimously adopted.

Meredith of Jasper moved that Sherman of Poweshieck be excused for the evening.

Motion lost.

White of Benton was excused by the Speaker Pro Tempore for the evening session without objection.

Griggs of Scott moved that Koontz of Johnson be excused for the evening.

Motion prevailed.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on enrolled bills respectfully report that they have this day sent to the governor for his approval:

House File No. 30, a bill for an act to amend section twenty-seven hundred twenty-seven-c (2727-c) of the Supplement to the Code, 1907, relating to the salary of the chief executive officer of the Iowa soldiers' orphans' home at Davenport.

Also:

House File No. 249, a bill for an act making an appropriation to reimburse certain employees of the Iowa school for the deaf for loss of wearing apparel by fire at said school on the 23d day of April, 1911.

Also:

House File No. 12, a bill for an act to amend the law as it appears in section two thousand six hundred thirty-four-f (2634-f) of the Supplement to the Code, 1907, relating to the acceptance of graduation from institutions of higher learning as evidence that a teacher possesses the scholarship and professional fitness for a state certificate.

Also:

House File No. 554, a bill for an act to amend the law as it appears in section six hundred sixty-nine (669) of the Supplement to the Code, 1907, relating to the compensation of councilmen when acting as members of the board of review.

Also:

House File No. 47, a bill for an act to authorize the incorporation in each county of the state of an association for the advancement and improvement of agriculture, animal husbandry and horticulture, to define the powers and rights of such association and its members, to provide for the submission to the voters of the question of levying a tax in aid of the objects of such association and to provide for the termination of said tax.

Also:

House File No. 212, a bill for an act to amend the law as it appears in section seven hundred twenty (720) Supplement to the Code, 1907, as amended by chapter forty-four (44) acts of the Thirty-third (33rd) General Assembly and chapter thirty-four (34) acts of the Thirty-fourth (34) General Assembly and to authorize cities and towns to enter into contracts to purchase heat, gas, and electric current, and to sell the same.

Also:

House File No. 90, a bill for an act to repeal section five (5) chapter sixty-one (61) of the acts of the Thirty-third General Assembly, as amended by chapter fifty (50) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor, relating to pensions for disabled and retired firemen.

Also:

House File No. 149, a bill for an act to amend the law as it appears in section ten hundred and fifty-six-a-nine (1056-a9) of the Supplement to the Code, 1907, relating to municipal accounting of cities and towns.

Also:

House File No. 259, a bill for an act creating the office of state examiners for counties, fixing their compensation, duties, terms of office and method of appointment, providing for a system of public accounting and supervision of county officers, establishing a uniform system of accounts, reports and audits for counties, and providing penalties for violations of this act.

Also:

House File No. 592, a bill for an act to repeal the law as it appears in section forty-nine hundred thirteen-a (4913-a) of the Supplement to the Code, 1907, and to enact a substitute therefor in regard to bringing into certain state institutions and other places where inmates may lawfully be, drugs or liquors, or weapons, explosive or other article for use in making or attempting an escape.

Also:

House File No. 466, a bill for an act to repeal section four thousand eight hundred ninety-seven-a (4897-a) of the Supplement to the Code, 1907, and to enact a substitute relating to escapes from the penitentiary and reformatory, including violations of parole.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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:

Substitute for Senate File No. 517, a bill for an act repealing section 2024-i of the Supplement to the Code, 1907, and enacting a substitute therefor providing for condemnation of land where gravel or other suitable material for road improvement can be had, and roads leading thereto, requiring boards of supervisors to condemn said land, making said material accessible for general use for road improvement and providing for use of said material for other than road purposes.

Also:

Senate File No. 130, a bill for an act to amend section ten hundred seventy-six (1076) Supplement to the Code, 1907, relating to registration of voters.

Also:

Senate File No. 508, a bill for an act to amend section eight hundred thirty-six (836) of the Code, in reference to reassessment for local improvements.

Also:

Substitute for Senate File No. 6, a bill for an act to repeal section one, chapter 106, acts of the Thirty-fourth General Assembly, and enact a substitute therefor, relating to the appointment of mine inspectors, and fixing their term of office.

Also:

Senate File No. 357, a bill for an act to amend chapter sixty-two (62) of the acts of the Thirty-fourth General Assembly by striking out the last four (4) lines of section one (1) of said chapter and enacting a substitute therefor relating to the exemption from taxation of property of an honorably discharged union soldier or sailor of the Mexican war or of the war of the rebellion or of the widow of such soldier or sailor.

Also:

Senate File No. 87, a bill for an act amending the law as it appears in section 2578 of the Supplement to the Code, 1907, relating to revocation of physicians' certificates and defining unprofessional conduct.

Also:

Senate File No. 510, a bill for an act to amend the law as it appears in chapter ninety-three (93) of the acts of the Thirty-third General Assembly, relative to the establishment of road districts for state lands and providing for the payment of the cost of maintaining roads therein and the collection of road poll tax within such districts.

Also:

Senate File No. 229, a bill for an act to appropriate money for the purpose of entertaining the Iowa veterans who enlisted in Iowa and served in Iowa organizations and in the navy from Iowa during the civil war at a home coming during the state G. A. R. encampment at Des Moines, Iowa.

Also:

Senate File No. 263, a bill for an act to empower private cemetery associations to condemn land for additions to their cemeteries.

Also:

Senate File No. 539, a bill for an act to amend section twenty-four hundred forty-eight, paragraph nine (2448-9) of the Supplement to the Code, 1907, regulating the hours of the day during which liquor may be sold in saloons.

Also:

Substitute for Senate File No. 161, a bill for an act in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, providing a custodial department for habitual inebriates, authorizing the board of control of state institutions on the recommendation of the superintendent to remove patients from one department to another and providing for compensation for the labor of patients.

Also:

Senate File No. 536, a bill for an act to amend the law as it appears in section thirty-three (33) chapter seventy-two (72), acts of the Thirty-fourth General Assembly, providing for the expenditure of registration fees of motor vehicles.

W. W. ANDERSON,

Chairman House Committee.

JOHN H. TAYLOR,

Chairman Senate Committee.

Report adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

House File No. 143, a bill for an act to repeal the law as it appears in section twenty-five hundred sixty-four (2564) of the Supplement to the Code, 1907, and to enact a substitute therefor, relative to the state board of health.

Also:

House File No. 673, a bill for an act to prohibit public officers or deputies from divulging any part of the contents of sealed bids and to fix and declare the liquated damages inuring in favor of municipal corporations by reason of the violation of such prohibition.

Also:

House File No. 23, a bill for an act to provide for the appointment of clerk of the supreme court, and reporter of the supreme court, to fix the term of office of such officials, and to repeal section one thousand sixty-seven (1067) of the Code.

Also:

House File No. 40 a bill for an act making it unlawful for any candidate for any office to promise support or influence in behalf of another for any position, place or office in consideration of any other person supporting him, and providing a penalty therefor.

Also:

House File No. 124, a bill for an act to indemnify H. C. Jackson for personal injury sustained by him while employed as head farmer at the state hospital at Mt. Pleasant, Iowa.

Also:

House File No. 158, a bill for an act to repeal section three thousand seven hundred and five (3705) of the Code, and to enact a substitute in lieu thereof, relative to the instructions of the district court.

Also:

House File No. 224, a bill for an act to amend section 1989-a41 of the Supplement of the Code, 1907, and amendments thereto, relative to the compensation to be paid appraisers of damages and commissioners of drainage districts.

Also:

House File No. 506, a bill for an act to amend section one thousand nine hundred eighty-nine-a-thirteen (1989-a-13) of the Supplement to the Code, 1907, as amended by chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly, relating to the use of drainage warrants in the payment of drainage assessments.

Also:

House File No. 591, a bill for an act specifying qualifications for county attorneys additional to chapter nine (9), title three (3) of the Code.

Also :

House File No. 613, a bill for an act to amend section four thousand eight hundred fifty-two-d (4852-d) Supplement to the Code, 1907, relating to larceny of poultry.

Also :

House File No. 666, a bill for an act to amend section twenty-seven hundred sixty-one (2761) of the Code relating to the duties of secretaries of school boards.

Also :

House Joint Resolution No. 10, House joint resolution amending Senate joint resolution No. 1 of the Thirty-fifth (35th) General Assembly relating to the compensation of additional employes of the Thirty-fifth General Assembly.

Also :

House File No. 288, a bill for an act to make an appropriation for the payment of the expenses of printing of briefs and the traveling expenses of one of the railroad commissioners, Clifford Thorne, while in attendance at the final hearing in the case before the interstate commerce commission involving general advancement in rates.

Also :

House File No. 298, a bill for an act relating to elevators and warehouses, coal sheds, ice houses, buying stations, flour mills and other buildings on railroad land, and prescribing methods and conditions of procuring and holding sites therefor, and liability for loss or destruction thereof.

Also :

House File No. 312, a bill for an act to confer certain powers on cities organized under the commission form of government and on cities having a population of five thousand (5,000) or more organized under chapter two (2) of title five (5) of the Code, and cities organized under special charter, relating to the organization, equipment and operations of fire departments and providing for the levy and collection of a special tax for the use and benefit of such fire departments and granting power to anticipate said tax and to issue fire fund certificates or bonds.

Also :

House File No. 458, a bill for an act to promote patriotism and to provide for the display of the flag of the United States of America upon public buildings of the state and within certain public buildings of the state.

Also :

House File No. 474, a bill for an act to amend section six hundred and ninety-four-a (649-a) of the Supplement to the Code, 1907, relating to membership fees and dues in league of Iowa municipalities.

W. W. ANDERSON,
Chairman.

Report adopted.

On request of Klay of Sioux, McHose of Boone, Stipe of Page, Jacobs of Calhoun and Dixon of Sac, a call of the House was ordered, to be returnable April 17th, at 9:00 o'clock A. M.

CONSIDERATION OF BILLS.

On motion of Griggs of Scott, Senate File No. 520, a bill for an act to legalize the ordinances, resolutions and amendments to ordinances and resolutions passed and adopted by and the acts of the town council of the town of Buffalo, Scott county, Iowa, since the passage of an act relating to the organization of cities and towns, and known as chapter twenty-six (26) of the acts of the Thirty-second (32) General Assembly of the state of Iowa, was taken up and considered.

Mr. Griggs moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bradley, Brady, Brown, Bruce, Buxton, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Lenoeker, LeRoy, Lounsberry, Lund, McCullough, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scott, Sherman, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Workman—80.

The nays were:

None.

Absent or not voting:

Atkinson, Bliss, Boettger, Brockway, Burt, Cannon, Clark, Cole, Dawson, Greene of Grundy, Grout, Hamilton, Huff, Kingland, Koontz, Kulp, Larrabee, Manning, McHose, Saltzmann, Scholz, Sidey, Shankland, Stipe, Webb, White, Whitney, Mr. Speaker—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Kane of Dubuque, House File No. 694, a bill for an act to legalize the incorporation of the town of Lattners, Dubuque county, Iowa, was taken up, and considered.

Mr. Kane moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Black, Blackford, Bradley, Brady, Brown, Bruce, Burt, Buxton, Carson, Chapman, Clark, Cronbaugh, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hutchins, Jacobs, Jacobson, Jamison, Kane, Kelso, Kingland, Klay, Lenocker, LeRoy, Lounsbury, Lund, Manning, McCullough, McHose, MeVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Oden Dahl, Peterson, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Workman—80.

The nays were:

None.

Absent or not voting:

Bingham, Bliss, Boettger, Brockway, Cannon, Cole, Craig, Dawson, Eggleston, Greene of Grundy, Hadley, Hamilton, Helming, Hunt, Huntley, Jensen, Jones, Koontz, Kulp, Larrabee, Miller, Pickford, Scott, Sherman, Sidey, White, Whitney, Mr. Speaker—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Anderson of Greene, House File No. 693, a bill for an act to confirm the title of Jacob Arnold to the south half of the south-west quarter of section No. 20, township No. 85, north, range No. 30, west 5th., P. M., Greene county, Iowa, and authorizing the issuance of a patent therefor, was taken up, and considered.

Anderson of Greene moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Brady, Burt, Buxton, Cannon, Carson, Craig, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Klay, Lenoeker, LeRoy, Lounsberry, Lund, McCullough, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Stokes, Stutt, Thompson, Townsend, Webb, Workman—72.

The nays were:

None.

Absent or not voting:

Black, Bliss, Boettger, Bradley, Brockway, Brown, Bruce, Chapman, Clark, Cole, Cronbaugh, Dawson, Downey, Enger, Griggs,

Hamilton, Heaton, Helming, Huntley, Jensen, Koontz, Kulp, Larrabee, Manning, McVicker, Miller, Peterson, Pickford, Sherman, Sidey, Steelsmith, Stipe, Trumbauer, White, Whitney, Mr. Speaker—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Doze of Wayne presented the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

Whereas, S. H. Moore, a former member of the House of the Twenty-fourth and Twenty-fifth General Assemblies, died at his home in Humes-ton, Iowa, September, 1912, therefore be it

Resolved, That a committee of three be appointed to draft suitable resolutions to commemorate his life and public service.

Motion prevailed and the resolution was adopted.

The Speaker Pro Tempore named as such committee, Doze of Wayne, Thompson of Decatur and Huntley of Lucas.

CONSIDERATION OF BILLS.

Dixon of Sac, asked unanimous consent that the rules be suspended, forbidding the second and third reading of bills on the same day.

Consent was granted.

On motion of Mr. Dixon, Senate File No. 552, a bill for an act to amend the law relating to the taking of private property for works of internal improvement as the same appears in section twenty hundred twenty-four-a (2024-a), supplement to the code, 1907, was taken up, and considered.

Mr. Dixon moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Blackford, Brady, Brockway,

Burt, Buxton, Cannon, Carson, Chapman, Craig, Crozier, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hazen, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Power, Reeve, Ring, Rohwer, Rone, Scott, Sherman, Townsend, Trumbauer, Webb, Workman—70.

The nays were:

Clark, Cronbaugh, Downey—3.

Absent or not voting:

Barry, Black, Bliss, Boettger, Bradley, Brown, Bruce, Cole, Daniels, Dawson, Dixon, Griggs, Hamilton, Hansen, Heaton, Helming, Jamison, Klay, Koontz, Kulp, Miller, Odendahl, Pickford, Saltzmann, Scholz, Shankland, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, White, Whitney, Mr. Speaker—35.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Anderson of Montgomery, Senate File No. 280, a bill for an act providing for the employment of prisoners upon the highways of this state, or in the construction and improvement of any public works, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Anderson of Montgomery moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Brady, Brockway, Brown, Buxton, Cannon, Carson, Chapman, Clark, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger,

Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scott, Shankland, Sherman, Stipe, Stutt, Thompson, Townsend, Webb, Workman—76.

The nays were:

Cronbaugh, Downey, Hazen—3.

Absent or not voting:

Bartle, Bliss, Boettger, Bradley, Bruce, Burt, Cole, Craig, Dawson, Hamilton, Heaton, Helming, Huntley, Jamison, Klay, Koontz, Larrabee, McVicker, Miller, Odendahl, Pickford, Scholz, Sidey, Steelsmith, Stokes, Trumbauer, White, Whitney, Mr. Speaker—29.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Sherman of Poweshiek presented the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

Whereas, Hon. Leonard Fletcher Parker of Grinnell, Poweshiek county, Iowa, an honored member of the Twelfth General Assembly of Iowa, died on the 11th day of December, 1911, therefore be it

Resolved, That a committee of three be appointed to prepare suitable memorial resolution as to his life and service to this state.

Motion prevailed and the resolution was adopted.

The Speaker Pro Tempore named as such committee, Sherman of Poweshiek, Huff of Hardin and Jensen of Pocahontas.

CONSIDERATION OF BILLS.

On motion of Shankland of Polk. Senate File No. 277, a bill for an act to authorize the use and expenditure of the sinking fund provided for in chapter five (5), of title V, of the code of 1897, with report of committee recommending passage, was taken up, and considered.

Larrabee of Fayette proposed the following amendment:

Amend by adding to the publication clause the following: "without expense to the state."

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bradley, Brady, Buxton, Cannon, Carson, Chapman, Craig, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Helming, Huff, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Klay, Lenocker, LeRoy, Lund, Manning, McCullough, McHose, Milton, Mitchell, Munro, Newcomb, Peterson, Power, Reeve, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman—71.

The nays were:

None.

Absent or not voting:

Barry, Bliss, Boettger, Brockway, Brown, Bruce, Burt, Clark, Cole, Cronbaugh, Crozier, Dawson, Halstead, Hamilton, Hansen, Hazen, Heaton, Hunt, Huntley, Hutchins, Jamison, Kingland, Koontz, Kulp, Larrabee, Lounsberry, McVicker, Meredith, Miller, Odendahl, Pickford, Saltzmann, Scholz, Sidey, Steelsmith, White, Mr. Speaker—37.

So the bill having received a constitutional majority was declared to have passed the House.

Mr. Shankland proposed the following amendment to the title:

Amend by striking out the word and figures "of 1897" following the word "code."

Amendment adopted and title as amended, agreed to.

On motion of Shankland of Polk, Senate File No. 325, a bill for an act to repeal section two thousand nine hundred thirty (2930), supplement to the code, 1907, relating to the platting and transferring of real estate, was taken up, and considered.

Bingham of Emmet proposed the following amendment:

Amend by inserting the words "of the supplement to the code, 1907" in line 6 following the figures "4259."

Amendment adopted.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Oden-dahl, Peterson, Power, Reeve, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Steelsmith, Stokes, Stutt, Townsend, Trumbauer, Webb, Workman—91.

The nays were:

None.

Absent or not voting:

Boettger, Brockway, Clark, Crozier, Dawson, Downey, Koontz, Miller, Pickford, Saltzmann, Scholz, Sidey, Stipe, Thompson, White, Whitney, Mr. Speaker—17.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion of Shankland of Polk, Senate File No. 355, a bill for an act to amend the law as it appears in section four thousand nine hundred seventy-five-c (4975-c) of the supplement to the code, 1907, relative to soliciting for the purpose of prostitution, was taken up and considered.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Buxton, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Kingland, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, Meredith, Miller, Milton, Munro, Newcomb, Peterson, Power, Reeve, Ring, Rohwer, Rone, Scott, Shankland, Sherman, Steelsmith, Stokes, Stutt, Townsend, Trumbauer, Webb, Workman—77.

The nays were:

None.

Absent or not voting:

Black, Boettger, Brown, Bruce, Burt, Chapman, Clark, Cronbaugh, Dawson, Downey, Greene of Grundy, Halstead, Hamilton, Heaton, Huntley, Jamison, Klay, Koontz, McHose, McVicker, Mitchell, Odendahl, Pickford, Saltzmann, Scholz, Sidey, Stipe, Thompson, White, Whitney, Mr. Speaker—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Whitney of Woodbury, Senate File No. 471, a bill for an act to amend the law as it appears in section two hundred ninety-eight (298) of the supplement to the code, 1907, as

amended by chapter sixteen (16) of the acts of the Thirty-third General Assembly, relating to the compensation of clerks of the district court and their deputies, was taken up and considered.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bernbrock, Black, Blackford, Bradley, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Cole, Crozier, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Grout, Hazen, Helming, Huff, Huntley, Hutchins, Jacobs, Jensen, Kelso, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, McCullough, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Power, Ring, Shankland, Sherman, Stipe, Stutt, Thompson, Trumbauer, Whitney, Workman—60.

The nays were:

Barry, Bingham, Brown, Clark, Cronbaugh, Downey, Halstead, Hansen, Jacobson, Kingland, Odendahl, Reeve, Rone, Scott, Steelsmith, Stokes—16.

Absent or not voting:

Anderson of Greene, Bliss, Boettger, Bruce, Craig, Daniels, Dawson, Fraley, Greene of Grundy, Griggs, Hadley, Halgrims, Hamilton, Heaton, Hunt, Jamison, Jones, Kane, Klay, Koontz, Manning, McVicker, Miller, Pickford, Rohwer, Saltzmann, Scholz, Sidey, Townsend, Webb, White, Mr. Speaker—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Rohwer of Ida, Senate File No. 333, a bill for an act providing for the license of certain classes of temporary or transient merchants doing business in cities or incorporated towns, defining the same and the manner of issuing licenses, reg-

ulating the advertising and representation of such merchants and providing for penalties for the violation thereof, was taken up and considered.

Kulp of Palo Alto proposed the following amendment:

Amend by striking from the bill wherever they appear the words "temporary or."

Amendment lost.

Miller of Bremer proposed the following amendment:

Amend section 8 of Senate File No. 333 by adding thereto the following: "Neither shall it apply to vendors licensed by the state board of pharmacy."

Amendment lost.

Mr. Rohwer moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Blackford, Brown, Burt, Buxton, Cannon, Carson, Cole, Craig, Dixon, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Hazen, Helming, Jacobs, Jamison, Jensen, Jones, Kelso, Kingland, Klay, Lenocker, LeRoy, Manning, McCullough, McHose, Meredith, Milton, Newcomb, Odendahl, Peterson, Power, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Stipe, Stokes, Stutt, Thompson, Webb, Whitney, Workman—58.

The nays were:

Bingham, Bradley, Cronbaugh, Doze, Dunlap, Eggleston, Greene of Clinton, Halstead, Huff, Hutchins, Jacobson, Lounsberry, Miller, Munro, Reeve, Rone, Steelsmith—17.

Absent or not voting :

Bauman, Black, Bliss, Boettger, Brady, Brockway, Bruce, Chapman, Clark, Crozier, Daniels, Dawson, Downey, Griggs, Hamilton, Hansen, Heaton, Hunt, Huntley, Kane, Koontz, Kulp, Larrabee, Lund, McVicker, Mitchell, Pickford, Sherman, Sidey, Townsend, Trumbauer, White, Mr. Speaker—33.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Jacobs of Calhoun the House adjourned until Thursday, April 17th, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 17, 1913.

House met pursuant to adjournment. Speaker Pro Tempore in the chair.

Prayer was offered by Rev. J. H. Freedline, of Audubon, Iowa.

Call of the House having been filed, returnable at 9:00 o'clock a. m. today, the roll was called for the information of the Sergeant-at Arms.

Those present were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—107.

Absent:

Hamilton—1.

The Speaker Pro Tempore announced that the authority of the officers had been invoked for procuring the attendance of those members who were absent without excuse.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Erickson of Lyon presented remonstrance of citizens of Lyon county against the creation of a tax commission.

Referred to Sifting Committee.

Meredith of Jasper presented remonstrance of citizens of Jasper county against the creation of a tax commission.

Referred to Sifting Committee.

Kingland of Winnebago presented remonstrance of citizens of Winnebago county against House File No. 262 and Senate File No. 131.

Referred to Sifting Committee.

LeRoy of Delaware presented remonstrance of citizens of Delaware county against the creation of a tax commission.

Referred to Sifting Committee.

Jamison of Des Moines presented remonstrance of citizens of Des Moines county against the creation of a tax commission.

Referred to Sifting Committee.

Anderson of Montgomery presented remonstrance of citizens of Montgomery county against the creation of a tax commission.

Referred to Sifting Committee.

Kelso of Jackson presented remonstrance of citizens of Jackson county against the creation of a tax commission.

Referred to Sifting Committee.

Bradley of Wapello presented remonstrance of citizens of Wappello county against the passage of any measure that will put burdensome conditions upon rural wagon salesmen.

Referred to Sifting Committee.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against House File No. 262 and Senate File No. 131.

Referred to Sifting Committee.

On request of Rohwer of Ida, House File No. 479 was withdrawn from the Sifting Committee and from the further consideration of the House.

Stipe of Page moved that the proceedings under the call of the House be now terminated.

Motion prevailed.

House resumed consideration of motion of Stipe of Page to adopt the substitute amendments to Senate File No. 306 proposed by the Conference committee.

Jamison of Des Moines moved the adoption of the substitute amendment proposed by him on April 16th.

The Speaker Pro Tempore ruled the motion out of order for the reason that Conference Committee amendments could not be amended.

Speaker Cunningham in the chair.

Speaker Pro Tempore in the chair.

Atkinson of Butler moved the previous question . . .

Elwood of Howard seconded the motion.

Motion prevailed and the previous question was ordered.

Power of Jefferson moved to lay the substitute amendment on the table.

The Speaker Pro Tempore ruled that the motion to lay on the table was out of order.

Mr. Power appealed from the decision of the chair.

Roll call was demanded by Larrabee of Fayette and Barry of Linn.

On the question, "Shall the decision of the chair be sustained?"

The ayes were:

Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Bliss, Boettger, Brockway, Bruce, Buxton,

Cannon, Carson, Cole, Craig, Crozier, Dixon, Doze, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Halgrims, Hansen, Hazen, Heaton, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jones, Kane, Klay, Koontz, Larrabee, Manning, McHose, McVicker, Meredith, Munro, Peterson, Pickford, Reeve, Ring, Scholz, Shankland, Sherman, Sidey, Stipe, Trumbauer, Mr. Speaker—58.

The nays were:

Anderson of Montgomery, Bartle, Blackford, Bradley, Brown, Burt, Chapman, Clark, Cronbaugh, Daniels, Dawson, Downey, Dunlap, Eggleston, Fraley, Hadley, Halstead, Huff, Jamison, Jensen, Kingland, Kulp, LeRoy, Lounsberry, Lund, McCullough, Miller, Milton, Mitchell, Newcomb, Odendahl, Power, Rohwer, Rone, Saltzmann, Scott, Steelsmith, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman—45.

Absent or not voting:

Brady, Hamilton, Helming, Kelso, Lenocker—5.

So the decision of the chair was sustained.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 583, a bill for an act to amend the law as it appears in section thirty-three hundred forty-eight (3348) of the code relating to the payment of claims against the estates of decedents.

Also:

House File No. 651, a bill for an act to amend the law as it appears in sections twenty-five hundred seventy-six (2576) and twenty-five hundred seventy-eight-a (2578-a) supplement to the code, 1907, relating to the practice of medicine.

Also:

House File No. 668, a bill for an act to amend division one (1) section seventeen hundred nine (1709) supplement to the code, 1907, as amended by chapter eighteen (18) acts of the Thirty-fourth (34th) General Assembly, relating to kinds of insurance that may be written.

Also:

House File No. 93, a bill for an act to repeal chapter one hundred and forty-six (146) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefore, relating to high school tuition.

Also:

House File No. 564, a bill for an act making provisions for the settlement of all liabilities of the state growing out of the sale of certain lands of the Des Moines River, improvement grant as school lands.

Also:

House File No. 169, a bill for an act to amend division two of section twenty-four hundred forty-eight (2448) of supplement to the code, 1907, relating to the limits within which intoxicating liquors may be sold.

Also:

House File No. 241, a bill for an act to repeal section two thousand five hundred and seventy-five-a52 (2775-a52) of the supplement of the code, 1907, and to enact a substitute therefor, making annual appropriations for carrying on the work of the state entomologist.

Also:

House File No. 223, a bill for an act to amend section sixteen hundred fifty-seven-n (1657-n), supplement to the code, 1907, relative to the compensation of the secretary of the department of agriculture.

Also:

House File No. 493, a bill for an act to prohibit fraudulent advertising, and providing a penalty therefor.

Also:

House File No. 588, a bill for an act to amend section twenty-five hundred forty (2540) of the supplement to the code, 1907, as amended by chapter one hundred fifty-three (153) of the acts of the Thirty-third General Assembly, relating to the taking of fish by the use of spear, except during certain months.

Also:

House File No. 670, a bill for an act to repeal section twenty-six hundred six (2606) of the supplement to the code, 1907, and to enact a substitute therefor relating to admission to Soldiers' Home

Also:

House Joint Resolution No. 5, a joint resolution to amend the constitution relating to legislative authority; providing for the initiative and referendum with reference to the enactment of laws, or laws enacted by the General Assembly, and amendments to the constitution.

Also:

House File No. 340, a bill for an act to amend the law as it appears in sections ten hundred seventy-two (1072), twenty-seven hundred forty-two (2742), and twelve hundred seventy-two (1272), supplement to the code, 1907, relating to the office of county superintendent of schools; to repeal section twenty-seven hundred thirty-four-b (2734-b), supplement to the code, 1907, relating to the office of county superintendent of schools and to provide for the election, qualification, duties and compensation of a county superintendent of schools.

Also:

House File No. 460, a bill for an act submitting the creation of the county of Larrabee to the legal voters of the county of Kossuth, Iowa.

Also:

House File No. 595, a bill for an act to repeal section three thousand ninety-three (3093) of the code, and to enact a substitute therefor relating to subcontractor's mechanics' liens and the liability of the owner of a building or structure to the principal contractor and the subcontractor.

W. W. ANDERSON.
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 340, a bill for an act to amend the law as it appears in sections ten hundred seventy-two (1072), twenty-seven hundred forty-two (2742), and twelve hundred seventy-two (1272), supplement to the code, 1907, relating to the office of county superintendent of schools; to repeal section twenty-seven hundred thirty-four-b (2734-b), supplement to the code, 1907, relating to the office of county superintendent of schools and to provide for the election, qualification, duties and compensation of a county superintendent of schools.

Also:

House File No. 460, a bill for an act submitting the creation of the county of Larrabee to the legal voters of the county of Kossuth, Iowa.

Also:

House Joint Resolution No. 5, a joint resolution to amend the constitution relating to legislative authority; providing for the initiative and referendum with reference to the enactment of laws, or laws enacted by the General Assembly, and amendments to the constitution.

Also:

House File No. 595, a bill for an act to repeal section three thousand ninety-three (3093) of the code, and to enact a substitute therefor relating to subcontractor's mechanics' liens and the liability of the owner of a building or structure to the principal contractor and the subcontractor.

Also:

House File No. 583, a bill for an act to amend the law as it appears in section thirty-three hundred forty-eight (3348) of the code relating to the payment of claims against the estates of decedents.

Also:

House File No. 651, a bill for an act to amend the law as it appears in sections twenty-five hundred seventy-six (2576) and twenty-five hundred seventy-eight-a (2578-a) supplement to the code, 1907, relating to the practice of medicine.

Also:

House File No. 668, a bill for an act to amend division one (1) section seventeen hundred nine (1709) supplement to the code, 1907, as amended by chapter eighteen (18) acts of the Thirty-fourth (34th) General Assembly, relating to kinds of insurance that may be written.

Also:

House File No. 93, a bill for an act to repeal chapter one hundred and forty-six (146) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefore, relating to high school tuition.

Also:

House File No. 564, a bill for an act making provisions for the settlement of all liabilities of the state growing out of the sale of certain lands of the Des Moines River, improvement grant as school lands.

Also:

House File No. 169, a bill for an act to amend division two of section twenty-four hundred forty-eight (2448) of supplement to the code, 1907, relating to the limits within which intoxicating liquors may be sold.

Also:

House File No. 241, a bill for an act to repeal section two thousand five hundred and seventy-five-a52 (2775-a52) of the supplement of the code, 1907, and to enact a substitute therefor, making annual appropriations for carrying on the work of the state entomologist.

Also:

House File No. 223, a bill for an act to amend section sixteen hundred fifty-seven-n (1657-n), supplement to the code, 1907, relative to the compensation of the secretary of the department of agriculture.

Also:

House File No. 493, a bill for an act to prohibit fraudulent advertising, and providing a penalty therefor.

Also:

House File No. 588, a bill for an act to amend section twenty-five hundred forty (2540) of the supplement to the code, 1907, as amended by chapter one hundred fifty-three (153) of the acts of the Thirty-third General Assembly, relating to the taking of fish by the use of spear, except during certain months.

Also:

House File No. 670, a bill for an act to repeal section twenty-six hundred six (2606) of the supplement to the code, 1907, and to enact a substitute therefor relating to admission to Soldiers' Home.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report 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 President has appointed as conference committee on the part of the Senate on the following bill:

Senate File No. 289, a bill for an act to amend section 2472, Supplement to the Code, 1907, and section 2474 of the Code, all relating to the bureau of labor statistics, etc., Sullivan of Polk, Hilsinger of Jackson, Gillette of Cherokee and Crow of Monona.

JOS. E. MEYER,
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. 518, a bill for an act providing for the entry of an order by the district court requiring a person in this state to attend and give testimony in a criminal action pending in another state, etc.

JOS. E. MEYER,
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. 667, a bill for an act to amend section 1, chapter 145, acts of the Thirty-fourth General Assembly, relative to the limit of indebtedness of independent school districts.

JOS. E. MEYER,
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. 431, a bill for an act to repeal section 850-c, Supplement to the Code, 1907, etc., relating to the tax levy for park purposes, and to enact a substitute therefor.

JOS. E. MEYER,
Secretary.

On motion of Clark of Monroe the House adjourned until 1:00 o'clock p. m.

AFTERNOON SESSION.

House reconvened, Speaker Pro Tempore in the chair.

The roll was called to ascertain the presence of a quorum.

Those present were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—103.

Those absent were:

Barry, Hamilton, Koontz, Newcomb, Mr. Speaker—5.

On the question, "Shall the House adopt and concur in the conference committee substitute amendments to Senate File No. 306?"

The ayes were:

Anderson of Greene, Bernbrock, Bingham, Bliss, Brady, Brockway, Bruce, Buxton, Craig, Dixon, Elliott, Greene of Grundy, Grout, Hansen, Heaton, Jacobs, Jacobson, Jones, Klay, Lenocker, Manning, McHose, Newcomb, Peterson, Reeve, Ring, Stipe—27.

The nays were:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bauman, Black, Blackford, Boettger, Bradley, Brown, Burt, Cannon, Carson, Chapman, Clark, Cole, Cronbaugh, Crozier, Daniels, Dawson,

Downey, Doze, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jamison, Jensen, Kane, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, McCullough, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Odendahl, Pickford, Power, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—79.

Absent or not voting:

Hamilton, Mr. Speaker—2.

So the House refused to adopt and concur in conference committee substitute amendment to Senate File No. 306.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 278, a bill for an act to amend the law as it appears in section twenty-four hundred twenty-eight (2428) of the Code, relating to the duties of peace officers.

Also:

House File No. 300, a bill for an act to amend the law as it appears in section four thousand seven hundred and ninety-nine-a (4799-a) of the Supplement to the Code, 1907, relating to burglary with explosives.

Also:

House File No. 413, a bill for an act to amend the law as it appears in section twenty-eight hundred six (2806), Supplement to the Code, 1907, and chapter one hundred eighty-two (182) of the acts of the Thirty-third General Assembly, relating to school taxes and to increase the amount that may be levied in the teachers' fund and the contingent fund.

Also:

House File No. 505, a bill for an act to amend section two thousand five hundred forty (2540) Supplement to the Code, 1907, and chapter one hundred fifty-three (153) acts of the Thirty-third General Assembly, relating to season during which fish may be taken.

Also:

House File No. 528, a bill for an act to amend the law as it appears in section two (2) of chapter seventy (70), acts of the Thirty-fourth (34th) General Assembly, relating to the dragging of public roads.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 278, a bill for an act to amend the law as it appears in section twenty-four hundred twenty-eight (2428) of the Code, relating to the duties of peace officers.

Also:

House File No. 300, a bill for an act to amend the law as it appears in section four thousand seven hundred and ninety-nine-a (4799-a) of the Supplement to the Code, 1907, relating to burglary with explosives.

Also:

House File No. 413, a bill for an act to amend the law as it appears in section twenty-eight hundred six (2806), Supplement to the Code, 1907, and chapter one hundred eighty-two (182) of the acts of the Thirty-third General Assembly, relating to school taxes and to increase the amount that may be levied in the teachers' fund and the contingent fund.

Also:

House File No. 505, a bill for an act to amend section two thousand five hundred forty (2540) Supplement to the Code, 1907, and chapter one hundred fifty-three (153) acts of the Thirty-third General Assembly, relating to season during which fish may be taken.

Also:

House File No. 528, a bill for an act to amend the law as it appears in section two (2) of chapter seventy (70), acts of the Thirty-fourth (34th) General Assembly, relating to the dragging of public roads.

W. W. ANDERSON,
Chairman House Committee.
JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

White of Benton moved that House File No. 655 be recalled from the Sifting committee.

Roll call was demanded by White of Benton and Sidey of Adair.

On the question, "Shall House File No. 655 be recalled from the Sifting committee?"

The ayes were:

Bradley, Brady, Brown, Craig, Daniels, Dawson, Downey, Fraley, Greene of Clinton, Hadley, Hazen, Heaton, Kingland, Lounsberry, Lund, McVicker, Odendahl, Saltzmann, Scholz, Shankland, Sidey, Steelsmith, Trumbauer, White, Whitney—25.

The nays were:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Brockway, Bruce, Burt, Buxton, Carson, Chapman, Crozier, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Grout, Halgrims, Halstead, Helming, Hunt, Hutchins, Jacobson, Jensen, Jones, Koontz, Kulp, LeRoy, McCullough, McHose, Meredith, Miller, Munro, Newcomb, Pickford, Power, Reeve, Ring, Rohwer, Rone, Sherman, Stipe, Stokes, Stutt, Thompson, Webb, Workman—55.

Absent or not voting:

Anderson of Greene, Black, Boettger, Cannon, Clark, Cole, Cronbaugh, Dixon, Griffin, Griggs, Hamilton, Hansen, Huff, Huntley, Jacobs, Jamison, Kane, Kelso, Klay, Larrabee, Lenoeker, Manning, Milton, Mitchell, Peterson, Scott, Townsend, Mr. Speaker—28.

Motion lost.

Ring of Linn offered the following resolution, asked unanimous consent for immediate consideration and moved its adoption.

Resolved that the chief clerk be authorized to correct the Journal for the last day of the session of the Thirty-fifth General Assembly.

Motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up House File No. 534 and yielded the floor to Scholz of Clayton.

On motion of Mr. Schulz, House File No. 534, a bill for an act to repeal section two of chapter one hundred thirteen (113) laws of the Thirty-fourth General Assembly and section twenty-five hundred and twenty-two (2522) supplement to the code, 1907, and enact substitutes therefor, providing for the appointment of dairy and food commissioner and assistants and fixing salaries of said officers; also providing for the making of reports to the state dairy commissioner; maintaining of certain establishments in a hygienic condition, proper cleaning of utensils and containers and providing penalties for violation thereof, regulating the sale of renovated butter or process butter; and amending section twenty-five hundred and twenty-four (2524) of the code relating to compensation of milk agents, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

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

Speaker Cunningham in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Grout, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kingland, Larrabee, LeRoy, Lounsberry, McHose, McVicker, Meredith, Miller, Milton, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Sherman, Sidey, Steel-smith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—76.

The nays were:

Bradley, Brown, Cronbaugh—3.

Absent or not voting:

Atkinson, Chapman, Clark, Crozier, Downey, Elliott, Elwood, Griffin, Griggs, Hadley, Halgrims, Huntley, Jamison, Kelso, Klay, Koontz, Kulp, Lenoeker, Lund, Manning, McCullough, Mitchell, Munro, Saltzmann, Scott, Shankland, Stipe, Stutt, Mr. Speaker—29.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The Speaker Pro Tempore announced that as Speaker Pro Tempore of the House, he had signed in the presence of the House, Senate Files Nos. 263, 87, 536, 161, 508, 229, 517, 539, 6, 357, 130, 510, and House Files Nos. 169, 241, 588, 493, 223, 670, 93, 564, 651, 460, 340, 595, 668, 583, 300, 278, 413, 505, 528, and House Joint Resolution No. 5.

The following communication was received at the desk:

GRAND ARMY OF THE REPUBLIC,

APRIL 17, 1913.

To the House of Representatives of the Thirty-fifth General Assembly:

GENTLEMEN—I am directed by the committee having in charge the arrangements for the home coming of Iowa soldiers in June of this year, and also by the commission to arrange for the disbursement of the fund to defray the railroad fare of the survivors of the battle of Gettysburg living in Iowa, to the fiftieth anniversary celebration of that battle, to express to your honorable body the sincere thanks and grateful appreciation of the veterans in having it made possible to carry out the objects for which the appropriation was asked. It is an added pleasure to acknowledge the fact that everything in the interest of the veterans asked for has been granted.

Very respectfully for the committee,

GEO. A. NEWMAN.

REPORT OF COMMITTEE.

Tarrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 212, a bill for an act to provide for the erection of a woman's and children's building on the Iowa state fair and exposition grounds, and to make an appropriation therefor, beg leave to report they have had the same under consideration and recommend the same do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up Senate File No. 212 and yielded the floor to Halgrims of Humboldt.

On motion of Mr. Halgrims, Senate File No. 212, a bill for an act to provide for the erection of a woman's and children's building on the Iowa state fair and exposition grounds and to make an appropriation therefor, with report of committee recommending passage, was taken up and considered.

Brockway of Louisa moved the previous question.

Elliott of Monona seconded the motion.

Motion prevailed.

Mr. Halgrims moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bernbrock, Black, Bliss, Boettger, Brady, Brockway, Bruce, Chapman, Cole, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hamilton, Hansen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Kane, Kelso, Klay, Koontz, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, MeVicker, Meredith, Munro, Newcomb, Odendahl, Peterson, Pickford, Reeve, Ring, Rone, Shankland, Sherman, Sidey, Steelsmith, Stokes, Trumbauer, Mr. Speaker—66.

The nays were:

Bartle, Brown, Burt, Buxton, Cannon, Craig, Downey, Doze, Griffin, Halstead, Hazen, Heaton, Miller, Rohwer, Saltzmann, Scholz, Stutt, Thompson, Whitney, Workman—20.

Absent or not voting:

Barry, Bingham, Blackford, Bradley, Carson, Clark, Elwood, Enger, Jamison, Jensen, Kingland, Kulp, Larrabee, Lenocker, Milton, Mitchell, Power, Scott, Stipe, Townsend, Webb, White—22.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 340, a bill for an act to amend the law as it appears in sections ten hundred seventy-two (1072), twenty-seven hundred forty-two (2742), and twelve hundred seventy-two (1272), supplement to the code, 1907, relating to the office of county superintendent of schools; to repeal section twenty-seven hundred thirty-four-b (2734-b), supplement to the code, 1907, relating to the office of county superintendent of schools and to provide for the election, qualification, duties and compensation of a county superintendent of schools.

Also:

House File No. 460, a bill for an act submitting the creation of the county of Larrabee to the legal voters of the county of Kossuth, Iowa.

Also:

House Joint Resolution No. 5, a joint resolution to amend the constitution relating to legislative authority; providing for the initiative and referendum with reference to the enactment of laws, or laws enacted by the General Assembly, and amendments to the constitution.

Also:

House File No. 595, a bill for an act to repeal section three thousand ninety-three (3093) of the code, and to enact a substitute therefor relating to subcontractor's mechanics' liens and the liability of the owner of a building or structure to the principal contractor and the subcontractor

Also:

House File No. 93, a bill for an act to repeal chapter one hundred and forty-six (146) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefore, relating to high school tuition.

Also:

House File No. 564, a bill for an act making provisions for the settlement of all liabilities of the state growing out of the sale of certain lands of the Des Moines River, improvement grant as school lands.

Also:

House File No. 169, a bill for an act to amend division two of section twenty-four hundred forty-eight (2448) of supplement to the code, 1907, relating to the limits within which intoxicating liquors may be sold.

Also:

House File No. 583, a bill for an act to amend the law as it appears in section thirty-three hundred forty-eight (3348) of the code relating to the payment of claims against the estates of decedents.

Also:

House File No. 651, a bill for an act to amend the law as it appears in sections twenty-five hundred seventy-six (2576) and twenty-five hundred seventy-eight-a (2578-a) supplement to the code, 1907, relating to the practice of medicine.

Also:

House File No. 668, a bill for an act to amend division one (1) section seventeen hundred nine (1709) supplement to the code, 1907, as amended by chapter eighteen (18) acts of the Thirty-fourth (34th) General Assembly, relating to kinds of insurance that may be written.

Also:

House File No. 241, a bill for an act to repeal section two thousand five hundred and seventy-five-a52 (2775-a52) of the supplement of the code, 1907, and to enact a substitute therefore, making annual appropriations for carrying on the work of the state entomologist.

Also:

House File No. 223, a bill for an act to amend section sixteen hundred fifty-seven-n (1657-n), supplement to the code, 1907, relative to the compensation of the secretary of the department of agriculture.

Also:

House File No. 493, a bill for an act to prohibit fraudulent advertising, and providing a penalty therefor.

Also:

House File No. 588, a bill for an act to amend section twenty-five hundred forty (2540) of the supplement to the code, 1907, as amended by chapter one hundred fifty-three (153) of the acts of the Thirty-third General Assembly, relating to the taking of fish by the use of spear, except during certain months.

Also:

House File No. 670, a bill for an act to repeal section twenty-six hundred six (2606) of the supplement to the code, 1907, and to enact a substitute therefor relating to admission to Soldiers' Home.

Also:

House File No. 278, a bill for an act to amend the law as it appears in section twenty-four hundred twenty-eight (2428) of the Code, relating to the duties of peace officers.

Also:

House File No. 300, a bill for an act to amend the law as it appears in section four thousand seven hundred and ninety-nine-a (4799-a) of the Supplement to the Code, 1907, relating to burglary with explosives.

Also:

House File No. 413, a bill for an act to amend the law as it appears in section twenty-eight hundred six (2806), Supplement to the Code, 1907, and chapter one hundred eighty-two (182) of the acts of the Thirty-third General Assembly, relating to school taxes and to increase the amount that may be levied in the teachers' fund and the contingent fund.

Also:

House File No. 505, a bill for an act to amend section two thousand five hundred forty (2540) Supplement to the Code, 1907, and chapter one hundred fifty-three (153) acts of the Thirty-third General Assembly, relating to season during which fish may be taken.

Also:

House File No. 528, a bill for an act to amend the law as it appears in section two (2) of chapter seventy (70), acts of the Thirty-fourth (34th) General Assembly, relating to the dragging of public roads.

W. W. ANDERSON,
Chairman.

Report adopted.

Townsend of Tama proposed the following concurrent resolution, asked unanimous consent for immediate consideration and moved its adoption:

CONCURRENT RESOLUTION.

Resolved by the House, the Senate concurring, that all books and supplies upon the members' desks at the close of the session, be turned over to the custodian of public buildings, and that he is hereby directed to place the same in a suitable condition for shipping and forwarding same to the home address of the respective members.

Resolved further, that two men appointed by the Thirty-fifth General Assembly as assistants in the office of the secretary of state, be authorized to assist the custodian in doing such work.

Motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up House File No. 616 and yielded the floor to Pickford of Cerro Gordo.

On motion of Mr. Pickford, House File No. 616, a bill for an act to amend the laws pertaining to the misbranding and adulteration of food products and providing appropriation for expense of dairy and food department, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Erickson of Lyon moved the previous question.

Ring of Linn seconded the motion.

Motion prevailed.

Mr. Pickford moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Brockway, Bruce, Buxton, Cannon, Carson, Cole, Craig, Daniels, Dawson,

Dixon, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griggs, Halgrims, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Koontz, Kulp, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Townsend, White, Whitney, Mr. Speaker—64.

The nays were:

Bradley, Brown, Cronbaugh, Downey, Doze, Dunlap, Eggleston, Halstead, Scott, Stokes, Stutt, Thompson, Workman—13.

Absent or not voting:

Barry, Bartle, Boettger, Brady, Burt, Chapman, Clark, Crozier, Griffin, Grout, Hadley, Hamilton, Hansen, Hazen, Huntley, Jamison, Jones, Kane, Kelso, Kingland, Klay, Larrabee, Lenoeker, LeRoy, Lund, Odendahl, Saltzmann, Steelsmith, Stipe, Trumbauer, Webb—31.

So the bill having received a constitutional majority was declared to have passed the House 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. 489, a bill for an act to repeal section 293 of the Code, and all amendments thereto, and enact a substitute relating to the keeping of criminal statistics by the clerk of the district court and the reporting of same to the board of parole.

JOS. E. MEYER,
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. 682, a bill for an act relating to the care of property belonging to guests of hotels and inns and to the lien of hotel and inn keepers thereon.

JOS. E. MEYER,
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. 574, a bill for an act to repeal section 549 of the Code relating to the publication of notices and to enact a substitute therefor.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 280, a bill for an act providing for the employment of persons upon the highways of this state, or in the construction and improvement of any public works.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 325, a bill for an act to amend section 293Q, Supplement to the Code, 1907, relating to the platting and transferring of real estate.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 277, a bill for an act to authorize the use and expenditure of the sinking fund provided for in chapter 5, of the Code.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 546, a bill for an act to enable benefitted property to aid in the construction of trolley or electric railroads or the electrification of steam railroads.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 329, a bill for an act to establish minimum wage for teachers in the public schools of the state, prohibiting the contracting for or paying a lesser sum and providing for the violation thereof.

JOS. E. MEYER,
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. 548, a bill for an act to amend section 2820-a, Supplement to the Code, 1907, relative to the indebtedness of certain independent school districts.

JOS. E. MEYER,
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. 545, a bill for an act to amend chapter 68, acts of the Thirty-fourth General Assembly relating to the assessment and collection of a tax on collateral inheritance of estates, annuities, legacies, bequests, gifts, and transfers, etc.

JOS. E. MEYER,
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. 553, a bill for an act to repeal section 3588 of the Code, and to enact a substitute relative to the bringing of actions against unknown defendants.

JOS. E. MEYER,
Secretary.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 522, a bill for an act to establish an insurance department, providing for an insurance commissioner, defining his duties, fixing his compensation and determining his term of office, beg leave to report they have had the same under consideration and recommend the same be indefinitely postponed.

WM. LARRABEE, JR.,
Chairman.

Mr. Larrabee moved the adoption of the report.

Bliss of Ringgold moved the previous question.

Jones of Dickinson seconded the motion.

Motion prevailed and the previous question was ordered.

Roll call was demanded by Jacobs of Calhoun and Dixon of Sac.

On the question, "Shall the report of the committee be adopted?"

The ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Blackford, Bliss, Brown, Burt, Buxton, Carson, Clark, Craig, Cronbaugh, Crozier, Dawson, Downey, Eggleston, Hadley, Halstead, Helming, Hunt, Hutchins, Jones, Kingland, Larrabee, Lounsberry, Lund, McHose, Milton, Munro, Odendahl, Peterson, Pickford, Power, Reeve, Scott, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman—44.

The nays were :

Anderson of Montgomery, Bernbrock, Bingham, Black, Bradley, Brockway, Cannon, Cole, Daniels, Dixon, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griggs, Hamilton, Hansen, Heaton, Jacobs, Jacobson, Jamison, Klay, Lenocker, LeRoy, Manning, McCullough, MeVicker, Meredith, Miller, Mitchell, Ring, Rohwer, Rone, Shankland, Sherman, Sidey, Whitney—42.

Absent or not voting :

Barry, Boettger, Brady, Bruce, Chapman, Griffin, Grout, Halgrims, Hazen, Huff, Huntley, Jensen, Kane, Kelso, Koontz, Kulp, Newcomb, Saltzmann, Scholz, Stipe, Webb, Mr. Speaker—22.

So the report of the committee was adopted and Senate File No. 522 was indefinitely postponed.

Mr. Speaker granted leave of absence to Daniels of Appanoose until Friday.

Larrabee of Fayette in the chair.

CONSIDERATION OF BILLS.

On motion of Bliss of Ringgold, House File No. 51, a bill for an act to provide for the representation of the state of Iowa at the Panama-Pacific international exposition to be held in San Francisco, California, celebrating the opening and commercial use of the Panama canal and making an appropriation therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Jamison of Des Moines proposed the following amendment :

Amend section 1 by adding to line 8 of the printed bill the following :

“By the use, insofar as is possible, of the manufactured and other products of the state in the furnishing and erection of the building.”

Amendment adopted.

Mr. Bliss moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Bliss, Boettger, Bradley, Brockway, Bruce, Cannon, Carson, Chapman, Clark, Cole, Cronbaugh, Crozier, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Koontz, Lenoeker, LeRoy, Lund, Manning, McCullough, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Reeve, Ring, Rohwer, Rone, Saltzman, Scott, Shankland, Sherman, Steelsmith, Stipe, Thompson, Trumbauer, White, Whitney—78.

The nays were:

Anderson of Montgomery, Brown, Burt, Buxton, Craig, Hadley, Halstead, Huntley, Kingland, Kulp, Lounsberry, McHose, Pickford, Stutt, Workman—15.

Absent or not voting:

Bauman, Blackford, Brady, Daniels, Jensen, Klay, Larrabee, Miller, Power, Scholz, Sidey, Stokes, Townsend, Webb, Mr. Speaker—15.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Ring of Linn, Senate File No. 554, a bill for an act to amend the law as it appears in section two thousand nine (2009) of the code relating to appeals from the action of the commissioners in assessing damages where private property is taken for works of internal improvement, was taken up and considered.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bingham, Black, Blackford, Bliss, Boettger, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Cole, Craig, Crozier, Dawson, Dixon, Doze, Elliott, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jamison, Jensen, Kane, Kingland, Klay, Kulp, Larrabee, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Reeve, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stokes, Townsend, Trumbauer, White, Whitney, Workman—75.

The nays were:

Odendahl, Scqtt--2.

Absent or not voting:

Bauman, Bernbrock, Bradley, Brady, Burt, Chapman, Clark, Cronbaugh, Daniels, Downey, Dunlap, Eggleston, Elwood, Enger, Fraley, Halgrims, Hamilton, Huntley, Jacobson, Jones, Kelso, Koontz, Lenoeker, LeRoy, Power, Saltzmann, Sidey, Stutt, Thompson, Webb, Mr. Speaker—31.

So the bill having received a constitutional majority was declared to have passed the House 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 House is asked:

Senate File No. 561, a bill for an act legalizing the acts of the city council, clerk and treasurer of Belle Plaine, Iowa, relating to overdrafts upon the general funds, etc.

JOS. E. MEYER,
Secretary.

Also:

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

Senate Joint Resolution No. 14, joint resolution approving the estimates of cost, plans and specifications for buildings at the state university, state college of agriculture and mechanical arts and the state teachers' college.

JOS. E. MEYER,
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. 558, a bill for an act to provide for the transfer of judges from one judicial district to another in certain cases.

JOS. E. MEYER,
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. 555, a bill for an act to amend chapter 201, laws Thirty-fourth General Assembly, relating to plans and specifications and estimates of cost of buildings under the control of the board of education, etc.

JOS. E. MEYER,
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. 82, a bill for an act to provide additional chairs in the college of homeopathic medicine of the state university, additional to chapter 168, acts Sixteenth General Assembly.

JOS. E. MEYER,
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. 553, a bill for an act making an appropriation for carrying out the provisions of Senate File No. 491.

JOS. E. MEYER,
Secretary.

Also:

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

Senate Joint Resolution No. 16, resolution authorizing and directing the secretary of state to publish in pamphlet form Senate File No. 3, known as the Workmens' Compensation Act.

JOS. E. MEYER,
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. 383, a bill for an act to amend chapter 11-c, title 13, Supplement to the Code, 1907, relating to the state sanatorium for the treatment of tuberculosis.

JOS. E. MEYER,
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. 559, a bill for an act for the purpose of having a patent issued in the name of Charles Martin for a certain tract of land.

JOS. E. MEYER,
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. 557, a bill for an act making an emergency appropriation for the Iowa state college of agriculture and mechanic arts.

JOS. E. MEYER,
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. 560, a bill for an act relating to injuries sustained by employees which occur prior to the taking effect of an act enacted by the Thirty-fifth General Assembly, relating to employers' liability, etc.

JOS. E. MEYER,
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. 49, a bill for an act relating to cold storage and refrigerating warehouses, the disposition or sale of the food kept or preserved therein, etc.

JOS. E. MEYER,
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. 69, a bill for an act to authorize the re-payment to the estate of W. R. Benton of money paid to the state of Iowa.

JOS. E. MEYER,
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. 170, a bill for an act to encourage the dairy and beef cattle growing industries of the state, and to make an appropriation therefor.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 561, a bill for an act legalizing the acts of the city council, clerk and treasurer of the city of Belle Plaine, Iowa, relating to overdrafts upon the general fund, water fund, bond fund, city improvement fund, water and sewer fund, and sewer outlet fund.

Read first and second time and referred to Sifting committee.

Senate File No. 557, a bill for an act making an emergency appropriation for the Iowa state college of agriculture and mechanic arts.

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

Senate File No. 558, a bill for an act to provide for the transfer of judges from one judicial district to another in certain cases.

Read first and second time and referred to Sifting committee.

Senate File No. 383, a bill for an act to amend the law as it appears in chapter eleven-e (11-e), of title thirteen (XIII), of the supplement to the code, 1907, relating to the state sanatorium for the treatment of tuberculosis, to provide for the care of advanced cases in said sanatorium and making an appropriation therefor, and to repeal the law as it appears in section twenty-seven hundred twenty-seven-a-86 (2727-a-86), of the supplement to the code, 1907, and enact a substitute therefor requiring counties to pay for the care of patients in the sanatorium and making such patients and persons legally bound for their support liable to counties for money so paid.

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

Senate File No. 559, a bill for an act for the purpose of having a patent issued in the name of Charles Martin for a certain tract of land.

Read first and second time and referred to Sifting committee.

Senate File No. 560, a bill for an act relating to injuries sustained by employees which occur prior to the taking effect of an act enacted by the Thirty-fifth General Assembly relating to employers' liability for injuries sustained by employees while in line of duty.

Read first and second time and referred to Sifting committee.

SENATE JOINT RESOLUTION NO 16.

Joint Resolution Authorizing and Directing the Secretary of State to Publish, in Pamphlet Form, Senate File No. 3, Known as the Workman's Compensation Act.

Whereas, The people of the state of Iowa are interested in knowing the terms of the compensation act known as Senate File No. 3, enacted by the Thirty-fifth General Assembly, for the purpose of enabling them to prepare and adjust their business to the change contemplated within, and as provided by such act, now therefore

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

That the secretary of state be and he is hereby authorized and directed to cause the act known as the workmen's compensation act, Senate File No. 3, to be printed in pamphlet form for general distribution to those who apply for a copy thereof, upon the payment of twenty-five (25c) cents, the proceeds received by the secretary of state to be paid into the state treasury. But not more than 5,000 copies shall be printed in advance of actual sale.

This resolution being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Capital and Register and Leader, newspapers published in Des Moines, Iowa.

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

Senate File No. 555, a bill for an act amending chapter two hundred one (201) of the laws of the Thirty-fourth General Assembly; relating to plans and specifications and estimates of cost

of buildings under the control of the board of education and the employment of an architect and assistants and limiting expenditures therefor.

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

Senate File No. 82, a bill for an act to provide additional chairs in the college of homeopathic medicine of the state university of Iowa, additional to chapter 168 of the acts of the sixteenth General Assembly.

Read first and second time and referred to Sifting committee.

Senate File No. 553, a bill for an act making an appropriation for carrying out the provisions of Senate File No. 491.

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

SENATE JOINT RESOLUTION NO. 14.

Approving Estimates of Cost, Plans and Specifications for Buildings at the State University, the State College of Agriculture and Mechanic Arts, and the State Teachers' College.

Senate Joint Resolution Approving Estimates of Cost, Plans and Specifications for the Erection of New Buildings at the State University, at the State College of Agriculture and Mechanic Arts, and at the State Teachers' College.

Joint Resolution Approving Estimates of Cost, Plans and Specifications for the Erection of a Gymnasium, Reconstruction of Roof of Medical Laboratory, Changes in Chemical Laboratory, Warehouse, Tunnel to Currier Hall, Kitchen for Hospital, at the State University; a Chemistry Building, Agricultural Laboratories, Transportation Laboratory, Animal Husbandry Laboratories, at the State College of Agriculture and Mechanic Arts; a Dormitory for Women, and a Manual Training Building at the State Teachers' College.

Whereas, The state board of education has submitted to the Thirty-fifth General Assembly of the state of Iowa, estimates of cost, plans and specifications for the erection of a gymnasium, reconstruction of roof of medical laboratory, changes in chemical laboratory, warehouse, tunnel to Currier hall, and kitchen for hospital at the state university; a chemistry building, agricultural laboratories, transportation laboratory, and animal husbandry laboratories, at the state college of agriculture and mechanic

arts; a woman's dormitory, and manual training building at the state teachers' college, to be built and erected under the provisions of chapter 201 of the acts of the Thirty-fourth General Assembly, and

Whereas, The 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 gymnasium at a cost not to exceed one hundred twenty-five thousand dollars (\$125,000.00), reconstruction of roof of medical laboratory, at a cost not to exceed twelve thousand dollars (\$12,000.00), changes in chemical laboratory at a cost not to exceed eight thousand dollars (\$8,000.00), warehouse at a cost not to exceed three thousand dollars (\$3,000.00), tunnel to Currier hall at a cost not to exceed thirteen thousand dollars (\$13,000), and kitchen for hospital at a cost not to exceed fifteen thousand dollars (\$15,000), at the state university, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 2. That the plans and specifications for the erection of a chemistry building at a cost not to exceed two hundred fifty thousand dollars (\$250,000.00), (ninety thousand dollars (\$90,000.00) of this to be taken out of the funds available under the millage tax, and one hundred sixty thousand dollars \$160,000.00) out of a special appropriation granted by the Thirty-fifth General Assembly; agricultural laboratories at a cost not to exceed ninety-five thousand dollars (\$95,000.00), transportation laboratory, at a cost not to exceed sixty-five thousand dollars (\$65,000.00), animal husbandry laboratories at a cost not to exceed fifty thousand dollars (\$50,000.00), at the state college of agriculture and mechanic arts, submitted to the general assembly of Iowa for approval, are hereby approved.

Sec. 3. That the plans and specifications for the erection of a woman's dormitory at a cost not to exceed one hundred thousand dollars (\$100,000.00), and a manual training building at a cost not to exceed one hundred thousand dollars (\$100,000.00), at the state teachers' college, submitted to the general assembly of Iowa for approval, are hereby approved.

Sec. 4. The state board of education is hereby authorized to erect all of the buildings enumerated in sections 1, 2 and 3 of this joint resolution.

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

INTRODUCTION OF BILLS.

By committee on Appropriations, House File No. 696.

A BILL for an Act Making an Appropriation for the Entertainment of the President of the United States, and Other Public Officials at the Celebration of the Formal Dedication of the Mississippi Power Dam and for Properly Calling Public Attention to the Completion of said Dam and its Industrial Effect upon the State of Iowa.

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

Section 1. That there be and there is hereby appropriated out of any funds not otherwise appropriated the sum of five thousand dollars (\$5,000.00) or so much thereof as may be required for the purpose of properly entertaining the president and vice-president of the United States, the public officials of the states of the United States and of foreign states and countries who may be invited by the proper committee to attend the formal opening of the Mississippi River Power Dam at Keokuk, Iowa, and for properly taking advantage of the unparalleled opportunity offered in this celebration for bringing to the attention of the world the great resources and progressive spirit of the state of Iowa.

Sec. 2. That the governor of the state of Iowa be and he is hereby authorized and directed to appoint a commission of three citizens of the state of Iowa under whose direction the amount hereinbefore appropriated shall be expended. The commission when appointed shall select one of its members as chairman. All payments of money must be upon vouchers duly executed under conditions fixed by the commission and no claims shall be paid except such as have been duly presented to the commission and audited and allowed. Warrants shall be issued by the auditor of state in payment of vouchers issued by the commission as hereinbefore provided.

Sec. 3. The commissioners appointed under this act shall receive no compensation for their service but shall be paid out of the money herein appropriated all their actual expenses while engaged in the work of the commission.

In case of a vacancy occurring in such commission it shall be filled by the governor of Iowa.

The commission shall have authority to employ a secretary and such other persons as in its judgment shall be necessary for carrying out the purposes of this act.

Sec. 4. At the close of its service the commission shall make to the governor a complete statement of all its doings, including a verified statement of its expenditures.

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 Des Moines Capital, newspapers published in Des Moines, Iowa.

Read first and second time and passed on file.

White of Benton asked unanimous consent that the rules be suspended, forbidding the second and third reading of bills on the same day.

Consent was granted.

On motion of Mr. White, Senate File No. 561, a bill for an act legalizing the acts of the city council, clerk and treasurer of the city of Belle Plaine, Iowa, relating to overdrafts upon the general fund, water fund, bond fund, city improvement fund, water and sewer fund, and sewer outlet fund, was taken up, and considered.

Mr. White moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Carson, Cole, Craig, Crozier, Dawson, Dixon, Downey, Dóze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Grout, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Koontz, Kulp, Larrabee, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Reeve, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, White, Workman—78.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Bartle, Boettger, Brockway, Burt, Chapman, Clark, Cronbaugh, Daniels, Fraley, Greene of Grundy, Griffin, Griggs, Hadley, Huntley, Hutchins, Kelso, Lenocker, Leroy, McCullough, Miller, Mitchell, Pickford, Power, Saltzmann, Sidey, Trumbauer, Webb, Whitney, Mr. Speaker—30.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

House File No. 346, a bill for an act to repeal section 3543 and 3544, of the Code, and to enact a substitute relative to the filing of a *lis pendens*.

Jos. E. MEYER,

Secretary.

SENATE MESSAGE CONSIDERED.

On request of Bruce of Floyd, unanimous consent having been given, House File No. 346, a bill for an act to repeal sections thirty-five hundred forty-three (3543) and to enact a substitute in lieu thereof, relative to the filing of a *lis pendens*, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

That House File No. 346 be amended by striking therefrom all after the enacting clause and substituting therefor the following:

“Section 1. That section 3543 of the code be and the same is hereby repealed and the following enacted in lieu thereof.

“When a petition affecting real estate is filed, the clerk of the district court where filed shall forthwith index same in an index book to be provided therefor, under the name of the parties plaintiff and defendant, entering a memorandum at each place where indexed, giving the description of the premises involved, the number of the case and the nature of the claim made.

If the petition be amended to include other parties or other lands, same shall be similarly indexed.

When the cause is finally determined the result shall be indicated in said book wherever indexed. When so indexed said action shall be considered pending so as to charge all third persons with notice of its pendency, and while pending no interest can be acquired by third persons in the subject matter thereof as against the plaintiff's rights.

If the real property affected be situated in the county where the petition is filed it shall be unnecessary to show in said index lands not situated in said county, and if the description be lengthy the clerk may give same in full in one place and refer thereto at all other places in said index book.”

Mr. Bruce proposed the following amendment to the Senate amendment:

Amend by striking from the title the following: "and thirty-five hundred forty-four (3544) of the code of Iowa."

Amendment adopted.

Br. Bruce moved that the House concur in the Senate amendments, as amended.

On the question, "Shall the House concur?"

The ayes were:

Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Dunlap, Elliott, Erickson, Greene of Grundy, Greene of Clinton, Grout, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Koontz, Kulp, Larrabee, Lounsberry, Lund, Manning, McCullough, McHose, MeVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Stokes, Stutt, Thompson, Townsend, Workman—72.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Bliss, Boettger, Brockway, Chapman, Clark, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Eggleston, Elwood, Enger, Fraley, Griffin, Griggs, Hadley, Helming, Huntley, Kelso, Lenocker, LeRoy, Saltzmann, Scott, Sidey, Steelsmith, Stipe, Trumbauer, Webb, White, Whitney, Mr. Speaker—36.

So the House concurred in Senate amendments as amended.

On motion of Dixon of Sac, the House adjourned until 7:30 o'clock P. M.

EVENING SESSION.

House reconvened, Speaker Pro Tempore Brady 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 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 establish the state college for epileptics and making an appropriation for the purchase of land and the erection of buildings for said colony.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate insists upon its amendments and asks a conference committee and appoints on the part of the Senate on the following bill:

House File No. 639, a bill for an act to amend chapter 2-a, title 10, Supplement to the Code, 1907, relative to the disbursement of surplus drainage funds: Francis of Dickinson, Chase of Hamilton, Allen of Pocahontas and Hagemann of Bremer.

JOS. E. MEYER,
Secretary.

Bartle of Mitchell presented the following resolution, asked unanimous consent for immediate consideration and moved its adoption:

Whereas, this House has learned with deep regret that Hon. Willard L. Eaton, speaker of the House of Representatives in the Twenty-ninth General Assembly, departed this life on the 7th day of June, 1911; therefor, be it

Resolved, that a committee be appointed to prepare a memorial suitable to the occasion expressive of the sentiments of this House as to the ability and character of the departed statesman.

Motion prevailed and the resolution was adopted.

The Speaker named as such committee, Kingland of Winnebago, Jones of Dickinson and Bartle of Mitchell.

Crozier of Marion from the committee appointed to draft suitable resolutions commemorating the life, character and public service of Hon. Benjamin F. Keables, presented the resolutions prepared by that committee, and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

Bartle of Mitchell from the committee appointed to draft suitable resolutions respecting the life and public service of Hon. Willard L. Eaton, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

Doze of Wayne from the committee appointed to draft suitable resolutions respecting the life, character and public service of Hon. Samuel H. Moore, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

Speaker Pro Tempore Brady granted leave of absence to Larabee of Fayette, Jacobs of Calhoun and Klay of Sioux until Friday.

SENATE MESSAGE CONSIDERED.

Bingham of Emmet called up House File No. 639, and moved that a conference committee be appointed on the part of the House.

Motion prevailed.

The Speaker Pro Tempore named as such committee, Bingham of Emmet, Hutchins of Kossuth, Hansen of Shelby and Jacobs of Calhoun.

Sherman of Poweshiek from the committee appointed to draft suitable resolutions commemorating the life, character and public service of Hon. Leonard Parker, presented the resolutions prepared by that committee and moved their adoption.

Motion prevailed and the resolutions were unanimously adopted by rising vote.

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. 687, a bill for an act to repeal sections 2823-j, 2823-k, 2823-l and 2823-m, Supplement to the Code, 1907, and enact a substitute therefor.

JOS. E. MEYER,
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. 261, a bill for an act to amend section 2814 of the Supplement to the Code, 1907, relative to the acquisition of school sites.

JOS. E. MEYER,
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 to fix and declare the liability of persons, firms or private corporations, entering into contracts with the state, any county, city or town, and to provide for immunity to witnesses in proceedings to establish such liability.

JOS. E. MEYER,
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. 514, a bill for an act to amend section 3, chapter 146, acts of the Thirty-fourth General Assembly relating to the payment of tuition of pupils residing in school corporations which do not offer instruction equivalent to four years high schools of Iowa.

JOS. E. MEYER,
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. 33, a bill for an act to establish legal weights and measures, provide for inspection of same, etc.

Jos. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the conference committee report, adopted and concurred in amendments recommended by said committee on:

Senate File No. 327, a bill for an act relating to passenger rates to cities and towns at which fairs and expositions are held.

Jos. E. MEYER,
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. 327, a bill for an act making an appropriation to enable the state railroad commission to investigate and prepare cases affecting Iowa intrastate rates and services.

Jos. E. MEYER,
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. 326, a bill for an act making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission.

Jos. E. MEYER,
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. 304, a bill for an act to amend chapter 184 of the acts of the Thirty-fourth General Assembly relative to the suspension of the execution of the sentence of certain convicts on first conviction.

JOS. E. MEYER,
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. 290, a bill for an act to amend section 696, Supplement to the Code, 1907, relating to the prevention of nuisances, etc.

JOS. E. MEYER,
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. 350, a bill for an act to amend section 2734-p, Supplement to the Code, 1907, relating to qualifications of teachers.

JOS. E. MEYER,
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. 335, a bill for an act to amend subdivision 5, section 1707, Supplement to the Code, 1907, relating to health, accident and liability insurance.

JOS. E. MEYER,
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. 461, a bill for an act to amend the law relating to the destruction of weeds as it appears in sections 3 and 4, chapter 96, acts of the Thirty-third General Assembly.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the conference committee report and adopted and concurred in the amendments recommended by said committee to:

Senate File No. 507, a bill for an act to establish a laboratory for the manufacture and distribution of hog cholera serum, toxines, vaccines and other biological products at the Iowa state college of agriculture and mechanics arts, etc.

JOS. E. MEYER,
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 File No. 349, a bill for an act to amend the law as it appears in section seven (7) of chapter one hundred sixty-nine (169) of the acts of the Thirty-third General Assembly, relating to the compensation of the state bee inspector, and to make an appropriation therefor.

JOS. E. MEYER,
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. 684, a bill for an act to amend section 491 of the Code, relative to deputy clerk hire in the office of treasurer of counties containing a population of less than ten thousand.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith requests the return of Senate Concurrent Resolution, relative to final adjournment on April 17th.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith requests the return of the following bill:

Senate File No. 389, a bill for an act authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employees, providing powers, duties and compensation of such board; etc.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

On request of Dawson of Cherokee, unanimous consent having been given, House File No. 687, a bill for an act to repeal sections twenty-eight hundred twenty-three-j (2823-j), twenty-eight hundred twenty-three-k (2823-k), twenty-eight hundred twenty-three-l (2823-l), and twenty-eight hundred twenty-three-m (2823-m), supplement to the code, 1907, and enact a substitute therefor, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend the title by adding thereto the words, "relating to the publication and distribution of school laws."

Mr. Dawson moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Atkinson, Bernbrock, Bingham Blackford, Brady, Brockway, Burt, Buxton, Cole, Craig, Crenbaugh, Dixon, Doze, Dunlap, Elliott, Erickson, Fraley, Greene of

Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huntley, Hutchins, Jacobson, Jones, Kane, Kelso, Kingland, Klay, Koontz, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Milton, Munro, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Scholz, Shankland, Sherman, Stokes, Stutt, Thompson, Townsend, Webb, Whitney—61.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Barry, Bartle, Bauman, Black, Bliss, Boettger, Bradley, Brown, Bruce, Cannon, Carson, Chapman, Clark, Crozier, Daniels, Dawson, Downey, Eggleston, Elwood, Enger, Griggs, Halgrims, Huff, Hunt, Jacobs, Jamison, Jensen, Kulp, Larrabee, Lenocker, Lounsberry, McCullough, Miller, Mitchell, Newcomb, Reeve, Rone, Saltzmann, Scott, Sidey, Steelsmith, Stipe, Trumbauer, White, Workman, Mr. Speaker—47.

So the House concurred in Senate amendments.

On request of Atkinson of Butler, unanimous consent having been given, House File No. 261, a bill for an act to amend section twenty-eight hundred and fourteen (2814) of the supplement to the code, 1907, relative to the acquisition of school sites, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by adding to section one after the last word thereof the following: "Provided nothing in this act shall affect pending litigation."

Mr. Atkinson moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Atkinson, Bartle, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Bruce, Burt, Buxton, Cannon, Chapman, Cole, Craig, Cronbaugh, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott,

Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Hutchins, Jacobson, Jones, Kelso, Kingland, Klay, Koontz, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Munro, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Stokes, Stutt, Thompson, Townsend, Webb, Whitney—65.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Black, Boettger, Brockway, Brown, Carson, Clark, Crozier, Daniels, Dawson, Elwood, Enger, Griggs, Halgrims, Huff, Hunt, Huntley, Jacobs, Jamison, Jensen, Kane, Kulp, Larrabee, Lenoeker, Lund, McCullough, Miller, Mitchell, Newcomb, Odendahl, Reeve, Saltzmann, Scott, Sidey, Steelsmith, Stipe, Trumbauer, White, Workman, Mr. Speaker—43.

So the House concurred in Senate amendments.

On request of Whitney of Woodbury, unanimous consent having been given, House File No. 380, a bill for an act to fix and declare the liability of persons, firms or private corporations, entering into contracts with the state of Iowa, or with any county, city, town, city organized under special charter, school corporation or with any municipal corporation now existing or hereafter created and to provide for immunity to witnesses in proceedings to establish such liability and to fix and declare the measure of damages for violation of this act, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend House File No. 380 by striking out all of section one (1) after the comma after the word "then" in line fourteen (14) and inserting in lieu thereof the following:

"and he hereby agrees that in case it hereafter be established that such representations or guarantees, or any of them, are false, he will forfeit and pay not less than five per cent (5%) of the contract price but in no event be less than three hundred dollars (\$300.00) as liquidated damages to the other contracting party."

Mr. Whitney moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Buxton, Chapman, Cole, Craig, Cronbaugh, Crozier, Dixon, Dunlap, Elliott, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hazen, Heaton, Helming, Huntley, Hutchins, Jacobson, Jones, Kelso, Kingland, Koontz, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Stokes, Stutt, Thompson, Trumbauer, Webb, Whitney—60.

The nays were:

Townsend—1.

Absent or not voting:

Anderson of Greene, Barry, Bauman, Black, Boettger, Brockway, Brown, Bruce, Burt, Cannon, Carson, Clark, Daniels, Dawson, Downey, Doze, Eggleston, Elwood, Enger, Erickson, Fraley, Griggs, Grout, Halgrims, Hansen, Huff, Hunt, Jacobs, Jamison, Jensen, Kane, Klay, Kulp, Larrabee, McCullough, Miller, Newcomb, Odendahl, Reeve, Saltzmann, Scott, Sidey, Steelsmith, Stipe, White, Workman, Mr. Speaker—47.

So the House concurred in Senate amendments.

On request of Chapman of Guthrie, unanimous consent having been given, House File No. 514, a bill for an act to amend House File ninety-three (93) of the acts of the Thirty-fifth General Assembly, relating to the payment of tuition of pupils attending high schools located in other districts, with Senate amendments, was taken up, and the amendments read and considered.

SENATE SUBSTITUTE AMENDMENT.

A Bill for an Act to Amend House File Ninety-three (93) of the Acts of the Thirty-fifth General Assembly, Relating to the Payment of Tuition of Pupils Attending High Schools Located in Other Districts.

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

Section 1. That House File Ninety-three (93) of the acts of the Thirty-fifth General Assembly be and the same is hereby amended by adding the following as an additional section thereto:

“No school corporation situated in a county maintaining a county high school shall be required to pay the tuition of pupils at any high school other than such county high school, but this shall not apply to pupils who, while residing at home, attend some high school other than that of the school corporation in which they reside; and the tuition to be paid by school corporations in such county shall be two (\$2.00) dollars per pupil per month.

Mr. Chapman moved that the House concur in the Senate amendments.

On the question, “Shall the House concur?”

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry-Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Burt, Buxton, Cannon, Chapman, Cole, Cronbaugh, Crozier, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kingland, Lenocker, LeRoy, Lounsberry, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Stokes, Stutt, Workman—68.

The nays were:

None.

Absent or not voting:

Bauman, Bradley, Brown, Bruce, Carson, Clark, Craig, Daniels, Dawson, Dixon, Downey, Griggs, Grout, Hunt, Jamison, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lund, Manning, McCullough, Miller, Newcomb, Reeve, Saltzmann, Shankland, Sherman, Sidey, Steelsmith, Stipe, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Mr. Speaker—40.

So the House concurred in Senate amendments.

On request of Miller of Bremer, unanimous consent having been given, House File No. 33, a bill for an act to establish legal weights and measures, to provide for the inspection of the same, to punish the keeping or use of false or incorrect weights and measures, to provide for statements of the weight placing the enforcement in charge of the dairy and food commissioners and to repeal acts in conflict with this act, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Strike out the word "and" in the fifth line between the words "measure" and "upon." Also strike out, after the word "council" in the sixth line the following words: "such additional inspectors as may be deemed necessary to enforce the provisions of this act." And further strike out after the word "annum" in the ninth line the following, "and other inspectors provided for, a salary not to exceed \$1,600.00 per annum and their salaries." And further insert in the tenth line before the word "shall," the following, "his salary."

Amend section ten by inserting after the word "provided" and before the word "the" in the 15th line, the following: "Provided, however, that reasonable variations shall be permitted, and tolerances and exemptions as to small packages shall be established, by rules and regulations made by the state dairy and food commissioner."

Mr. Miller moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Burt, Cannon, Chapman, Cole, Craig, Cronbaugh, Doze, Dunlap, Egleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Huff, Huntley, Hutchins, Jacobson, Jensen, Jones, Kingland, Koontz, Lenoeker, LeRoy, Lounsberry, McHose, MeVicker, Meredith, Miller, Milton, Mitchell, Munro, Odendahl, Peterson, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Steelsmith, Stokes, Webb, Workman—67.

The nays were:

Bauman, Black, Brockway, Brown, Bruce, Buxton, Carson, Clark, Crozier, Daniels, Dawson, Dixon, Downey, Greene of Grundy, Griggs, Helming, Hunt, Jacobs, Jamison, Kane, Kelso, Klay, Kulp, Larrabee, Lund, Manning, McCullough, Newcomb, Pickford, Reeve, Saltzmann, Scott, Sidey, Stipe, Stutt, Thompson, Townsend, Trumbauer, White, Whitney, Mr. Speaker—41.

So the House concurred in Senate amendments.

Jacobs of Calhoun, from the conference committee on Senate File No. 327, submitted the following report and moved its adoption:

The conference committee to whom was referred Senate File No. 327, report that they have had the same under consideration and recommend that the words "one hundred" be stricken from line nineteen, and the words "seventy-five" be inserted in lieu thereof, and when so amended the bill do pass.

L. W. BOE.
JOHN B. SULLIVAN.
E. P. FARR.
S. W. DEWOLF.
JOHN W. JACOBS.
W. W. ANDERSON.
FRANK S. SHANKLAND.
HENRY WHITE.

Motion prevailed and the report was adopted.

Mr. Jacobs moved that the House adopt and concur in the conference committee amendments to Senate File No. 327.

On the question, "Shall the House concur in the conference committee amendments?"

The ayes were:

Anderson of Montgomery; Anderson of Greene, Atkinson, Barfle, Bingham, Blackford, Bliss, Boettger, Brady, Brockway, Burt, Buxton, Cole, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Halgrims, Hamilton, Hansen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobs, Jones, Kelso, Kingland, Lenoecker, LeRoy, McHose, McVicker, Meredith, Miller,

Munro, Newcomb, Odendahl, Peterson, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Steelsmith, Stokes, Webb—58.

The nays were:

Bradley, Cronbaugh, Halstead, Jacobson, Lounsberry, Pickford, Scott, Stutt, Townsend, Workman—10.

Absent or not voting:

Barry, Bauman, Bernbrock, Black, Brown, Bruce, Cannon, Carson, Chapman, Clark, Craig, Crozier, Daniels, Dawson, Doze, Enger, Hadley, Hazen, Hunt, Jamison, Jensen, Kane, Klay, Koontz, Kulp, Larrabee, Lund, Manning, McCullough, Milton, Mitchell, Reeve, Saltzmann, Sidey, Stipe, Thompson, Trumbauer, White, Whitney, Mr. Speaker—40.

So the House concurred in and adopted the conference committee amendment.

SENATE MESSAGES CONSIDERED.

On request of Halgrims of Humboldt, unanimous consent having been given, House File No. 350, a bill for an act to amend section twenty-seven hundred thirty-four-p (2734-p) supplement to the code, 1907, relating to qualifications of teachers, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

That section two (2) be stricken out and the following words be inserted in lieu thereof as section two (2): "The provisions of this act shall in no way bar any teacher who can furnish evidence of at least six (6) months successful teaching experience."

Mr. Halgrims moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Bliss, Boettger, Brady, Burt, Buxton, Cole, Craig, Downey, Eggleston, Elliott,

Elwood, Enger, Erickson, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Hansen, Heaton, Helming, Huff, Huntley, Hutchins, Jacobson, Jones, Kingland, Lenoeker, LeRoy, Lund, Manning, McHose, MeVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Sherman, Steelsmith, Thompson, Webb, Whitney, Workman—59.

The nays were:

Bradley, Cronbaugh, Crozier, Doze, Dunlap, Greene of Clinton, Halstead, Stokes, Stutt, Townsend—10.

Absent or not voting:

Bauman, Blackford, Brockway, Brown, Bruce, Caanon, Carson, Chapman, Clark, Daniels, Dawson, Dixon, Fraley, Griggs, Hamilton, Hazen, Hunt, Jacobs, Jamison, Jensen, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lounsberry, McCullough, Miller, Odendahl, Reeve, Saltzmann, Scott, Shankland, Sidey, Stipe, Trumbauer, White, Mr. Speaker—39.

So the House concurred in Senate amendments.

On request of Bernbrock of Blackhawk, unanimous consent having been given, House File No. 335, a bill for an act to amend the law as it appears in sub-division five (5), section one thousand seven hundred and nine (1709) of the supplement to the code, 1907, relating to health, accident and liability insurance, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend by striking out all after the word "both," in the ninth (9th) line of the original bill, and inserting the following:

"Provided, that should an execution on a judgment against the owner of any such automobile or conveyance be returned unsatisfied in an action by a person who is injured or whose property is damaged by the use of such automobile or other conveyance, and such owner has insured his liability for such personal injury or property damage the judgment creditor shall have a right of action against the insurer to the same extent that such owner could have enforced his claim against such insurer had such owner paid said judgment."

Mr. Bernbrock moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Burt, Buxton, Carson, Chapman, Cole, Craig, Dixon, Eggleston, Elliott, Elwood, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Heaton, Helming, Huff, Huntley, Jacobson, Jensen, Jones, Kelso, Kingland, LeRoy, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Thompson, Trumbauer, Webb, Workman—62.

The nays were:

Bradley, Cronbaugh, Crozier, Downey, Doze, Dunlap, Greene of Clinton, Griggs, Halstead, Hansen, Stutt—11.

Absent or not voting:

Bauman, Brockway, Brown, Bruce, Cannon, Clark, Daniels, Dawson, Enger, Erickson, Hamilton, Hazen, Hunt, Hutchins, Jacobs, Jamison, Kane, Klay, Koontz, Kulp, Larrabee, Lenocker, Lounsberry, Manning, McCullough, Miller, Power, Reeve, Saltzmann, Steelsmith, Stipe, Townsend, White, Whitney, Mr. Speaker—35.

So the House concurred in Senate amendments.

On request of Brockway of Louisa, unanimous consent having been given, House File No. 327, a bill for an act making an appropriation to enable the state railroad commission to investigate and prepare cases affecting Iowa intra-state rates and services, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Strike out of lines two and three of section one the words and figures "twenty-five thousand dollars (\$25,000.00)" and insert in lieu thereof the words and figures "fifteen thousand dollars (\$15,000.00)."

Mr. Brockway moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Bradley, Cronbaugh, Crozier, Eggleston, Fraley, Greene of Grundy, Halstead, Hamilton, Kelso, Lund, McVicker, Mitchell, Odendahl, Rone, Scott, Stutt, Thompson—17.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Burt, Buxton, Carson, Chapman, Cole, Craig, Dixon, Downey, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Kingland, Koontz, Lenoeker, LeRoy, Lounsberry, McCullough, McHose, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Whitney, Workman—67.

Absent or not voting:

Bartle, Bauman, Brown, Bruce, Cannon, Clark, Daniels, Dawson, Jacobs, Jamison, Jones, Kane, Klay, Kulp, Larrabee, Manning, Miller, Reeve, Saltzmann, Townsend, Trumbauer, Webb, White, Mr. Speaker—24.

So the House refused to concur in Senate amendments.

On request of Brockway of Lucas, unanimous consent having been given, House File No. 326, a bill for an act making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Strike out of lines two and three of section one the words and figures, "twenty-five thousand dollars (\$25,000.00)" and insert in lieu thereof the words and figures, "twenty thousand dollars (\$20,000.00)".

Mr. Brockway moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Bradley, Cannon, Carson, Cronbaugh, Crozier, Downey, Dunlap, Eggleston, Griffin, Halstead, Hazen, Helming, Jacobson, Lund, McCullough, Meredith, Mitchell, Newcomb, Odendahl, Rohwer, Rone Scott, Stutt, Thompson—24.

The nays were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Brady, Brockway, Burt, Buxton, Craig, Dixon, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Hansen, Heaton, Huff, Hunt, Hutchins, Jensen, Jones, Kelso, Kingland, Koontz, LeRoy, Lounsberry, Manning, McHose, McVicker, Milton, Munro, Peterson, Power, Ring, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Webb, Whitney, Workman—55.

Absent or not voting:

Bartle, Bauman, Black, Brown, Bruce, Chapman, Clark, Cole, Daniels, Dawson, Doze, Fraley, Hamilton, Huntley, Jacobs, Jamison, Kane, Klay, Kulp, Larrabee, Lenoeker, Miller, Pickford, Reeve, Saltzmann, Townsend, Trumbauer, White, Mr. Speaker—29.

So the House refused to concur in Senate amendments.

On request of Huff of Hardin, unanimous consent having been given, House File No. 304, a bill for an act to amend chapter one hundred thirty-four (134), of the acts of the Thirty-fourth (34th) General Assembly relative to the suspension of execution of the sentence of certain convicts on first conviction, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend the enacting clause by inserting after the word "of" and before the word "Iowa" the words "the state of."

Mr. Huff moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Burt, Buxton, Cannon, Cole, Craig, Crozier, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jamison, Jensen, Jones, Kelso, Kingland, Koontz, Lenoeker, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Rohwer, Rone, Scholz, Shankland, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, Whitney—69.

The nays were:

Cronbaugh, Griffin, Jones, Manning, Sherman—5.

Absent or not voting:

Bauman, Black, Brown, Bruce, Carson, Chapman, Clark, Daniels, Dawson, Dixon, Downey, Eggleston, Greene of Grundy, Griggs, Hamilton, Hazen, Huntley, Jacobs, Kane, Klay, Kulp, Larrabee, McCullough, Miller, Mitchell, Power, Saltzmann, Scott, Stipe, Townsend, Trumbauer, White, Workman, Mr. Speaker—34.

So the House concurred in Senate amendments.

On request of Elliott of Monona, unanimous consent having been given, House File No. 290, a bill for an act to amend section six hundred ninety-six (696) of the supplement to the code, 1907, relating to the prevention of nuisances and the regulation of slaughter houses and other such places by cities and towns, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS.

Amend the title by striking out the period (.) at the end thereof and by adding thereto the following, "and making said section applicable to cities acting under special charter."

Also:

Amend by adding thereto the following as section two (2):

Sec. 2. Section six hundred ninety-six (696) of the Code is hereby made applicable to cities acting under special charter.

Mr. Elliott moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Burt, Buxton, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kelso, Kingland, Koontz, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Ring, Rohwer, Rone, Shankland, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, Whitney, Workman, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Bauman, Brown, Bruce, Cannon, Cole, Daniels, Dawson, Grout, Jacobs, Jamison, Kane, Klay, Kulp, Larrabee, Miller, Odendahl, Power, Reeve, Saltzmann, Scholz, Scott, Sherman, Trumbauer, White—24.

So the House concurred in Senate amendments.

On request of Webb of Clay, unanimous consent having been given, House File No. 461, a bill for an act to amend the law re-

lating to the destruction of weeds as it appears in sections three (3) and four (4) of chapter ninety-six (96) of the acts of the Thirty-third General Assembly, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend section 2 by striking out the period at the close thereof substituting a comma therefor, and adding the following, "and by striking from line 2 of said section four the word "public."

And by striking from line 3 of section 1 all after the word "by"; also line 4 and line 5 down to and including the word "by."

Mr. Webb moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bingham, Black, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Grout, Halgrims, Halstead, Hamilton, Heaton, Helming, Huff, Hunt, Hutchins, Jacobson, Jensen, Jones, Kingland, Koontz, Lenoeker, LeRoy, Manning, McIlrose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Scott, Sherman, Steelsmith, Stutt, Thompson, Townsend, Webb, Workman—65.

The nays were:

Downey, Dunlap, Greene of Clinton, Hazen—4.

Absent or not voting:

Barry, Bauman, Bernbrock, Boettger, Bradley, Brown, Cannon, Chapman, Clark, Crozier, Daniels, Dawson, Doze, Eggleston, Griggs, Hadley, Hansen, Huntley, Jacobs, Jamison, Kane, Kelso, Klay, Kulp, Larrabee, Lounsberry, Lund, McCullough, Miller, Reeve, Saltzmann, Shankland, Sidey, Stipe, Stokes, Trumbauer, White, Whitney, Mr. Speaker—39.

So the House concurred in Senate amendments.

Hunt of Harrison, from the Conference committee on Senate File No. 507, submitted the following report and moved its adoption:

MR. SPEAKER—Your conference committee to whom was referred the House amendments to Senate File No. 507, a bill for an act to establish a laboratory for the manufacture and distribution of hog cholera serum, toxins, vaccines and biological products at the Iowa state college of agriculture and mechanic arts, under the supervision of the president of said college, and to make, etc., beg leave to report they have had the same under consideration, and submit the following report:

That the House recede from amendment to section two (2) as found on page 2234 of the Senate Journal:

That the amendment to section six (6) be accepted.

That the amendment to section nine (9) be accepted.

And that the House amendment to section eleven (11) be amended by striking out the words and figures "twenty-five thousand (25,000.00" and inserting in lieu thereof the words and figures, "thirty-five thousand (35,000.00)."

A. L. AMES,
JOHN H. DARRAH,
E. P. FARR,
JOHN L. WILSON,
On the part of the Senate

C. W. HUNT,
F. J. LUND,
LEE W. ELWOOD,
H. C. WHITE,
On the part of the House

Motion prevailed and report adopted.

Mr. Hunt moved that the House adopt and concur in the amendments of the Conference committee on Senate File No. 507.

On the question, "Shall the House concur in the amendments offered by the Conference committee?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erick-

son, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kelso, Kingland, Koontz, Lenoeker, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, Webb, Whitney—80.

The nays were:

Downey, Workman—2.

Absent or not voting:

Bartle, Bauman, Boettger, Brown, Bruce, Clark, Cronbaugh, Crozier, Daniels, Dawson, Griggs, Jacobs, Jamison, Kane, Klay, Kulp, Larrabee, Lund, McCullough, Reeve, Saltzmann, Scott, Stutt, Trumbauer, White, Mr. Speaker—26.

So the House concurred in and adopted Conference committee amendments.

SENATE MESSAGES CONSIDERED.

On request of Peterson of Cass, unanimous consent having been given, House File No. 349, a bill for an act to amend the law as it appears in section seven (7) of chapter one hundred sixty-nine (169) of the acts of the Thirty-third (33) General Assembly, relating to the compensation of the state bee inspector, and to make an appropriation therefor, with Senate amendments, was taken up and the amendments read and considered.

SENATE SUBSTITUTE.

A BILL for an Act to Amend the Law as it Appears in Section Seven (7) of Chapter One Hundred Sixty-nine (169) of the Acts of the Thirty-third General Assembly, Relating to the Compensation of the State Bee Inspector, and to Make an Appropriation Therefor.

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

Section 1. That the law as it appears in section seven (7) of chapter one hundred sixty-nine (169) of the acts of the Thirty-third General Assembly be and the same is hereby amended by striking out of line

two (2) thereof the word and figure "five (5)" and by striking out of line six thereof the words and figures, "one thousand (1,000)" and inserting in lieu thereof the words and figures, "fifteen hundred (1,500)."

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

Mr. Peterson moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jensen, Jones, Kingland, Koontz, Lenoeker, LeRoy, Lounsberry, McHose, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, Whitney, Workman—80.

The nays were:

None.

Absent or not voting:

Bartle, Bauman, Boettger, Brown, Bruce, Clark, Crozier, Daniels, Dawson, Downey, Griggs, Jacobs, Jamison, Kane, Kelso, Klay, Kulp, Larrabee, Lund, Manning, McCullough, McVicker, Reeve, Ring, Saltzmann, Trumboauer, White, Mr. Speaker—28.

So the House concurred in Senate amendments.

On request of Bingham of Emmet, unanimous consent having been given, House File No. 684, a bill for an act to amend section four hundred ninety-one (491) of the code, relative to deputy and clerk hire in the office of treasurer of counties containing a population of less than ten thousand, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Amend the bill as printed in the Journal by striking out all after the word "business" in the fifth line and substituting therefor the words "in an amount requiring additional help."

Mr. Bingham moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Dixon, Doze, Dunlap, Elliott, Elwood, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Hamilton, Hazen, Heaton, Helming, Huff, Hutchins, Jacobson, Jamison, Jensen, Jones, Kingland, Lenocker, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, Whitney, Workman—73.

The nays were:

None.

Absent or not voting:

Barry, Bartle, Bauman, Boettger, Brown, Bruce, Clark, Daniels, Dawson, Downey, Eggleston, Enger, Erickson, Griggs, Halgrims, Halstead, Hansen, Hunt, Huntley, Jacobs, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Lund, McCullough, Miller, Reeve, Saltzmann, Scott, Trumbauer, White, Mr. Speaker—35.

So the House concurred in Senate amendments.

Power of Jefferson moved that the House concur in the request of the Senate for the return of Senate File No. 389.

Motion prevailed.

Larrabee of Fayette moved that House Files Nos. 391, 434, 459, 357, 137, 297, 342 and 645 be withdrawn from the committee on Appropriations and from the further consideration of the House.

Motion prevailed and the bills were so withdrawn.

CONSIDERATION OF BILLS.

On motion of Scholz of Clayton, House File No. 233, a bill for an act to amend section eight hundred ninety-one (891) of the supplement to the code, 1907, relative to labor on highways, with report of committee recommending passage, was taken up and considered.

Mr. Scholz moved that the rules be suspended, 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 ayes were:

Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Brady, Brockway, Burt, Buxton, Cannon, Cole, Crozier, Doze, Eggleston, Elliott, Erickson, Fraley, Greene of Grundy, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hutchins, Kelso, Kingland, LeRoy, Manning, McCullough, McHose, Meredith, Milton, Munro, Newcomb, Odendahl, Pickford, Ring, Rohwer, Rone, Scholz, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, Whitney, Workman—51.

The nays were:

Anderson of Montgomery, Bradley, Carson, Chapman, Craig, Cronbaugh, Downey, Elwood, Enger, Greene of Clinton, Griffin, Hadley, Hunt, Huntley, Jacobson, Jones, Lenoeker, Lounsberry, McVicker, Mitchell, Peterson, Power, Scott, Shankland, Townsend—25.

Absent or not voting:

Anderson of Greene, Bartle, Bauman, Bliss, Boettger, Brown, Bruce, Clark, Daniels, Dawson, Dixon, Dunlap, Griggs, Grout, Halstead, Jacobs, Jamison, Jensen, Kane, Klay, Koontz, Kulp, Larrabee, Lund, Miller, Reeve, Saltzmann, Sherman, Stipe, Trumbauer, White, Mr. Speaker—32.

So the bill having failed to receive a constitutional majority was declared to have been lost.

On motion of Halgrims of Humboldt, House File No. 641, a bill for an act to repeal the law as it appears in chapter one hundred twenty-nine (129) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to the pre-

vention of the procreation of criminals, rapists, idiots, feeble-minded, syphilitics, moral and sexual perverts, and diseased and degenerate persons, was taken up and considered.

Mr. Halgrims proposed the following amendment:

Amend by striking out section 2 and renumbering the remaining sections consecutively.

Amendment adopted.

Mr. Halgrims moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Blackford, Bliss, Bradley, Brady, Broekway, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Dixon, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Grout, Hadley, Halgrims, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Kelso, Kingland, Kulp, LeRoy, Manning, McHose, McVicker, Meredith, Milton, Munro, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Shankland, Steelsmith, Stokes, Webb, White, Whitney, Workman—61.

The nays were:

Downey, Dunlap, Greene of Clinton, Hazen, Lenoeker, Stutt, Townsend—7.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Boettger, Brown, Bruce, Clark, Cronbaugh, Crozier, Daniels, Dawson, Doze, Eggleston, Elwood, Griffin, Griggs, Halstead, Hamilton, Jamison, Jones, Kane, Klay, Koontz, Larrabee, Lounsberry, Lund, McCullough, Miller, Mitchell, Odendahl, Saltzmann, Scholz, Scott, Sherman, Sidey, Stipe, Thompson, Trumbauer, Mr. Speaker—40.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Whitney of Woodbury, Senate File No. 547, a bill for an act amending the law as it appears in section twenty-nine hundred-a-twenty-three (2900-a-23) of the supplement to the code,

1907, authorizing the executive council to lease lands belonging to the state of Iowa, was taken up, and considered.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kelso, Kingland, Klay, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, McHose, MeVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stuti, Thompson, Webb, White, Whitney, Workman—80.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Bartle, Bauman, Boettger, Brown, Bruce, Clark, Daniels, Dawson, Downey, Erickson, Griggs, Halstead, Jamison, Kane, Koontz, Kulp, Larrabee, Lund, Miller, Ring, Saltzmann, Scholz, Scott, Stokes, Townsend, Trumbauer, Mr. Speaker—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Fraley of Polk, Substitute for Senate File No. 37, a bill for an act to repeal section five thousand two hundred fifty-six (5256) of the supplement to the code, 1907, relating to the appointment, duties and compensation of the clerks of the grand jury and enacting a substitute therefor, was taken up, and considered.

Mr. Fraley moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Bliss, Bradley, Brady, Burt, Cannon, Carson, Chapman, Cole, Crozier, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Grout, Hadley, Halgrims, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, Kelso, Kingland, Lenoeker, Manning, McIlhose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Shankland, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman—69.

The nays were:

Cronbaugh, Griffin, Hansen, LeRoy, Odendahl—5.

Absent or not voting:

Bartle, Bauman, Black, Blackford, Boettger, Brockway, Brown, Bruce, Buxton, Clark, Craig, Daniels, Dawson, Griggs, Halstead, Hutchins, Jamison, Kane, Klay, Koontz, Kulp, Larrabee, Lounsberry, Lund, McCullough, Miller, Reeve, Rone, Saltzmann, Scholz, Scott, Sherman, Trumbauer, Mr. Speaker—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Halgrims of Humboldt, from the Contest committee in the case of Foley vs Jacobson, presented the following report:

M. T. FOLEY, Contestant

VS.

O. H. JACOBSON, Incumbent

Report of Committee.

MR. SPEAKER—Your special committee, consisting of Colonel Halgrims of Humboldt, U. G. Whitney of Woodbury, C. W. Hunt of Harrison, W. N. Townsend of Tama, and S. H. Bauman of Van Buren, to whom was referred the matter of the above contest, to hear and report upon the same, involving the question of who had been elected to the office of Representative in the 34th Representative District of the state of Iowa, comprising Audubon county in said state, beg leave to submit the following as its report thereon:

That on the 13th day of January, 1913, there was delivered to the chairman of this committee notice of contest, declaration of contest and the answer to the declaration of contest. That on January 25, 1913,

the said committee met and was organized and proceeded to examine the papers in said matter and found that the said papers, filed herewith in accordance with the provisions of the law relating to such cases, were filed and notice of contest served within the time provided by law.

That the statement of contest filed by the contestant, M. T. Foley, in effect alleged that he had resided continuously in Audubon county for the past thirty-two years; that he was eligible to hold the office from said representative district in the general assembly of the state of Iowa; that he was qualified to hold said office; that the board of supervisors of said county sitting as a board of canvassers canvassing the election returns on or about the 12th day of November, 1912, declared O. H. Jacobson of said county duly elected to the office of representative for said district and county.

The contestant further alleged that at the general election in said county and district the voters of said district and county did not in truth and in fact elect O. H. Jacobson to said office, but that this contestant was in truth and in fact elected to fill said office; and that he now contests the election of said O. H. Jacobson to said office on the following grounds:

That the judges of election and board of canvassers conducting the election in Viola township in said county were guilty of misconduct in office in permitting one Charles Beck, who was then and there a partisan of said O. H. Jacobson and in the employ of said O. H. Jacobson to examine, handle and have ballots cast in said township in his possession after said ballots had been cast by electors and before the same had been fully counted and canvassed by said judges of election. That the board of canvassers or judges of election in several townships or voting precincts in said county made errors in counting the votes cast at said election, which errors if they had not been made would effect the result of said election, and had said ballots been correctly counted the result of said election would have shown that this contestant received more votes at said election than said incumbent. That they rejected certain votes which were in truth and in fact cast for this contestant and counted certain votes cast for said incumbent which should have been rejected and not counted for incumbent.

The contestant further alleged that the errors in said respects made by the judges of election in counting the votes cast for this contestant and said incumbent for said office at said election were sufficient errors to effect and change the result of said election, and would show that this contestant was in truth and in fact legally elected to said office. The contestant therefore asks that all the ballots and votes cast at said election in each and all precincts of said county for said office be opened and re-canvassed and recounted.

The above statement of contest was made under oath in the manner required by law.

The incumbent, O. H. Jacobson, in his answer to the petition of contest, which said answer is filed herewith and made a part of this report,

alleges that he admits that M. T. Foley, the contestant, is a resident of the county of Audubon and of the 34th representative district, and that he is and was eligible to hold the office of representative from said district. That the board of canvassers in canvassing the election returns for the election of November, 1912, did declare the incumbent duly elected to the office of representative in the general assembly of the state of Iowa for said district and county.

Said incumbent further denies all and every allegation in each and every count of contestant's statement of contest being inconsistent or contrary to the said declaration of the canvassing board and denies that any of the allegations, illegal or improper acts occurred and specifically denies that a recount of the ballots in said county cast at said election would show the election of the contestant, and further alleges the fact to be that such recount would increase the majority of said incumbent.

Your committee on January 25, 1913, by agreement of parties and at the instance of the contestant caused to be subpoenaed Otto Witthauer, auditor of Audubon county, Iowa, with all ballots cast at the general election in 1912, all poll books returned from the various voting precincts in said county subsequent to said election and the election book preserved by the county auditor for the official record of said county, and to give evidence before said committee concerning said contest.

That at said hearing on January 30, 1913, at one P. M. o'clock, in room No. 14, the members of said committee were all present; the contestant was represented by J. M. Graham of Audubon county and J. M. Parsons of Polk county as his attorneys, and the incumbent was represented in person and by H. W. Byers of Polk county and Manson White of Audubon county as his attorneys. Otto Witthauer, auditor of Audubon county, was duly sworn and testified in the above case; a copy of which is filed with this report. The said auditor also produced the ballots and books of the general election of 1912, as returned to him as auditor of Audubon county.

The said special committee after a careful recount of all the ballots cast for the office of representative at the general election of 1912 in Audubon county, state of Iowa, found it appeared to the said committee that there were cast for the parties hereto in the voting precincts of said county ballots as follows:

For O. H. Jacobson.....	1,126
For M. T. Foley.....	1,115

It was therefore admitted by the attorneys for the contestant that said O. H. Jacobson had received a majority of all the votes cast for the office of representative and that said incumbent was entitled to the certificate issued to him proclaiming his election as representative from the 34th representative district of the state of Iowa.

It was also agreed to by the attorneys for the contestant, the attorneys for the incumbent and the members of this special committee that where ballots were plainly marked for the contestant or for the incumbent and where the ballot was also marked with a cross opposite

the name of the presidential candidates, that said ballots were counted as legal ballots for the office of representative and not objected to as marked ballots.

Wherefor your committee recommends that said O. H. Jacobson appears to have received a majority of eleven (11) votes over said contestant, M. T. Foley; that said O. H. Jacobson be declared rightfully elected to the office of representative from the 34th representative district of Iowa, and duly entitled to the rights, privileges and emoluments of said office. That the said notice of contest, declaration of contest, and answer to declaration of contest, subpoena issued and served, and testimony taken in said case are herewith returned and filed with the clerk of this House. All of which is respectfully submitted.

COL. HALGRIMS.
C. W. HUNT.
U. G. WHITNEY.
W. N. TOWNSEND.
S. H. BAUMAN.

M. T. FOLEY, Contestant

vs.

O. H. JACOBSON, Incumbent

Supplementary Report of the Committee.

MR. SPEAKER—Your special committee appointed to hear and report upon the contest brought and filed by M. T. Foley vs. O. H. Jacobson, respectfully submit the following supplemental report:

Otto Witthauer, auditor of Audubon county, three days attendance and mileage	\$20.00
Cash paid out by Otto Witthauer for express, drayage and expense in transporting the ballots to Des Moines and return.....	8.25
Chas. Sunberg, sheriff, subpoenaing witnesses	2.40
Otto Witthauer for wooden box in which to ship ballots.....	7.50

Your committee believes that the defendant, O. H. Jacobson, who held the certificate of election signed by the chairman of the board of supervisors and the auditor of Audubon county, had a right to believe that he was entitled to his seat in the Thirty-fifth General Assembly, and was put to the expense by the bringing of this contest of securing the services of the two attorneys, W. H. Byers and Manson White to defend his case in this contest, and that he should be allowed the sum of eighty dollars (\$80.00) to defray the expense of attorney fees.

Wherefor your special committee recommend that the foregoing fees, expenses, etc., be paid to the persons named and in the amounts above shown.

Most respectfully submitted,

COL. HALGRIMS.
C. W. HUNT.
U. G. WHITNEY,
W. N. TOWNSEND.
S. H. BAUMAN.

On motion of Grout of Black Hawk, the House adjourned until Friday, April 18th, at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 18, 1913.

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

Prayer was offered by Rev. John A. Kettle of Rolfe, Iowa.

Journal of Wednesday, April 16th, corrected and approved.

Larrabee of Fayette moved that the committee on Appropriations be excused for a committee meeting.

Motion prevailed.

Mr. Speaker granted leave of absence to Reeve of Franklin indefinitely.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Heaton of Union presented petition of citizens of Union county favoring Senate File No. 530.

Referred to Sifting committee.

Meredith of Jasper presented petition of citizens of Jasper county favoring Senate File No. 530.

Referred to Sifting committee.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the conference committee report, adopted and concurred in amendments recommended in which the concurrence of the House is asked:

Senate File No. 289, a bill for an act to amend section 2472, supplement to the code, 1907, and section 2474 of the code, etc., all relating to the bureau of labor statistics, etc.

JOS. E. MEYER,
Secretary.

Shankland of Polk, from the Conference committee on Senate File No. 289 submitted the following report and moved its adoption:

MR. SPEAKER—Your conference committee, to whom was referred Senate File No. 289 report that they have had the same under consideration and recommend that the word and figure “four” (4) in the tenth (10th) line of Section Three (3) be stricken out and that the word and figure “three” (3) be inserted in lieu thereof:

Also that the words and figures four thousand, five hundred dollars (\$4,500.00) be stricken out from the last line of the same section and the words and figures four thousand dollars (\$4,000.00) be inserted in lieu thereof; and when so amended the bill do pass.

FRANK S. SHANKLAND,
H. C. RING,
WALTER P. JENSEN,
J. E. JAMISON,
JOHN B. SULLIVAN,
G. W. GILLETTE,
E. L. CROW,
G. E. HILSINGER.

Motion prevailed and the report was adopted.

Mr. Shankland moved that the House adopt and concur in the amendments to Senate File No. 289 as proposed by the Conference committee.

On the question, “Shall the House concur in and adopt the conference committee amendments?”

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bernbrock, Bingham, Black, Blackford, Bradley, Brady, Brown, Buxton, Cannon, Cole, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Hadley, Halstead, Hansen, Hazen, Huff, Hunt, Jacobs, Jacobson, Jensen, Kane, Koontz, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Munro, Oden Dahl, Ring, Scholz, Shankland, Stipe, Stokes, Stutt, Thompson, Whitney, Mr. Speaker—55.

The nays were:

None.

Absent or not voting :

Barry, Bartle, Bauman, Bliss, Boettger, Brockway, Bruce, Burt, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Dixon, Downey, Enger, Griffin, Griggs, Grout, Halgrims, Hamilton, Heaton, Helming, Huntley, Hutchins, Jamison, Jones, Kelso, Kingland, Klay, Kulp, Larrabee, Lenoeker, McCullough, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Scott, Sherman, Sidey, Steelsmith, Townsend, Trumbauer, Webb, White, Workman—53.

So the House concurred in and adopted the Conference Committee report.

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 adopted and concurred in amendments in which the concurrence of the Senate was asked :

Senate File No. 477, a bill for an act to appropriate money for the purpose of defraying expenses incurred in the election contests in the 19th and 46th Senatorial Districts of Iowa.

JOS. E. MEYER,
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. 116, a bill for an act making appropriations for the construction, repair, improvement and contingent funds of the institutions under the Board of Control.

JOS. E. MEYER,
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. 694, a bill for an act to legalize the incorporation of the town of Lattners, Dubuque county, Iowa.

JOS. E. MEYER,
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. 58, a bill for an act to amend Section 1182 of the Code relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors.

JOS. E. MEYER,
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. 347, a bill for an act to amend section 3534 of the Code, relating to service by publication when an affidavit is filed that personal service cannot be made on defendant within this state.

JOS. E. MEYER,
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. 441, a bill for an act to regulate the sale of calcium carbide or so-called carbide and prescribe the manner in which the same shall be packed and labeled.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Substitute for Senate File No. 116, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for the Iowa Soldiers' Home, Iowa Soldiers' Orphans' Home, School for the Deaf, Institution for the Feeble-Minded Children, Sanatorium for the Treatment of Tuberculosis, industrial schools, state hospitals, penitentiary and reformatory.

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

Ring of Linn called up Conference committee report on Senate File No. 477 and moved its adoption.

To the Senate and House of Representatives of the Thirty-fifth General Assembly:

Your conference committee, to which was referred Senate File No. 477, by Committee on Appropriations, a bill for an act to appropriate money for the purpose of defraying expenses incurred in the election contests in the 19th senatorial district of Iowa and in the 46th senatorial district of Iowa, and to pay sundry persons for services, mileage and other expenses incurred in connection with said election contests, beg leave to report that they have had same under consideration, and recommend

that the Senate recede from its demands and recommend that the Senate concur in the House amendments.

Senate Committee:

JOS. MATES,
CLEM. F. KIMBALL,
A. J. SCHRUP,
J. F. WEBBER.

House Committee:

W. LARRABEE, JR.,
JUSTIN BARRY,
S. H. BAUMAN,
COL. HALGRIMS.

Motion prevailed and the report was adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 277, a bill for an act to authorize the use and expenditure of the sinking fund provided for in chapter five (5) of title V of the Code.

Also:

Senate File No. 471, a bill for an act to amend the law as it appears in section two hundred ninety-eight (298) of the Supplement to the Code, 1907, as amended by chapter sixteen (16) of the acts of the thirty-third general assembly, relating to the compensation of clerks of the district court and their deputies.

Also:

Senate File No. 280, a bill for an act providing for the employment of prisoners upon the highways of this state, or in the construction and improvement of any public works.

Also:

Senate File No. 3, a bill for an act relating to employers' liability for personal injury sustained by employees in line of duty, fixing compensation therefor, securing the payment thereof, providing for the appointment of a commissioner and defining his duties.

Also:

Senate File No. 200, a bill for an act to enable the state of Iowa to assist in the celebration of the fiftieth anniversary of the battle of Gettysburg, and to appropriate therefor and provide for the disbursement thereof.

Also:

Senate File No. 295, a bill for an act to amend the law as it appears in section nine (9) chapter one hundred fifty-three (153) acts of the Thirty-third General Assembly, relating to the protection of fish and game; and to amend the law as it appears in chapter one hundred sixteen (116) of the acts of the Thirty-fourth General Assembly, relating to the compensation of the fish and game warden.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report 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 herewith requests the return of the following bill:

House File No. 49, a bill for an act relating to cold storage and refrigerating warehouses, the disposition or sale of the food kept or preserved therein, etc.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Jensen of Pocahontas moved that the House concur in the request of the Senate for the return of House File No. 49.

Motion prevailed.

Halgrims of Humboldt, chairman of the Contest committee in the case of Foley vs. Jacobson, called up the report of the committee and moved its adoption.

Motion prevailed and the report was adopted.

Mr. Halgrims then called up the supplemental report of the Contest committee in the case of Foley vs. Jacobson and moved its adoption.

Motion prevailed and the report was adopted.

MOTIONS TO RECONSIDER.

Whitney of Woodbury called up the motion to reconsider the vote by which Senate File No. 104 passed the House.

Motion prevailed.

Mr. Whitney called up the motion to reconsider the vote by which Senate File No. 104 passed to its third reading.

Motion prevailed.

Bingham of Emmet proposed the following amendment:

Amend Senate File No. 104 by inserting after the words "real estate" in the ninth line of the original bill, and before the word "except" the words "located outside of Iowa."

Amendment adopted.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Bradley, Brockway, Brown, Burt, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kane, Kingland, Kulp, LeRoy, Manning, McHose, McVicker, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Saltzman, Scholz, Scott, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Bernbrock, Black, Boettger, Brady, Bruce, Buxton, Cannon, Cole, Downey, Elwood, Fraley, Griggs, Helming, Jones, Kelso, Klay, Koontz, Larrabee, Lenoeker, Lounsbury, Lund, McCullough, Meredith, Miller, Milton, Reeve, Ring, Shankland, Steelsmith, Trumbauer—31.

So the bill having received a constitutional majority was declared to have passed the House 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. 685, a bill for an act to amend the law relating to fire escapes.

JOS. E. MEYER,
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. 677, a bill for an act to legalize the regular city election of Winterest, Iowa, held March 31, 1913, and to legalize a franchise granted to the Winterset Mutual Telephone Company.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 209, a bill for an act to amend section 4586 of the Code, relative to making transcripts from the docket of a justice of the peace.

JOS. E. MEYER,
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. 362, a bill for an act to amend section 2622, Supplement to the Code, 1907, and to repeal section 2738, Supplement to the Code, 1907, as amended by chapter 130, acts of the Thirty-fourth General Assembly relating to normal institutions.

JOS. E. MEYER,
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. 608, a bill for an act to amend section 879-g, 879-k, 879-o, Supplement to the Code, 1907, relating to the powers and duties of river front improvement commissioners.

JOS. E. MEYER,
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. 675, a bill for an act to amend the law relating to the levy of taxes for the support of cemeteries, etc.

JOS. E. MEYER,
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. 481, a bill for an act to amend section 2358 of the Code, relating to partition fences.

JOS. E. MEYER,
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. 361, a bill for an act to amend section 2022, Supplement to the Code, 1907, providing for private crossings over railroads, giving board of railroad commissioners power to make orders, etc.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On motion of Brockway of Louisa House File No. 695, a bill for an act to create in each township a special culvert fund for the year 1913, to defray the cost of culverts constructed by the Board of Supervisors during 1913 upon the township road system, was taken up and considered.

Mr. Brockway moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bingham, Blackford, Bliss, Brady, Brockway, Bruce, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dunlap, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Helming, Huff,

Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith Miller, Milton, Munro, Peterson, Pickford, Power, Ring, Rohwer, Rone, Shankland, Sherman, Sidey, Stipe, Stokes, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—74.

The nays were:

Bradley, Cronbaugh, Downey, Doze, Eggleston, Greene of Clinton, Heaton, Odendahl, Saltzmann, Scott, Stutt, Thompson—12.

Absent or not voting:

Anderson of Greene, Barry, Bernbrock, Black, Boettger, Brown, Buxton, Dixon, Elwood, Griggs, Hazen, Kelso, Klay, Lenoeker, Lund, McCullough, Mitchell, Newcomb, Reeve, Scholz, Steelsmith, Trumbauer—22.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which the report on Senate File No. 522, by Cowles, was adopted.

I second the motion.

W. F. CRAIG,
M. L. BURT.

The House took a recess from 10:00 o'clock a. m. until 11:00 o'clock a. m.

RECESS.

House was called to order.

INTRODUCTION OF BILLS.

By Sifting Committee, House File No. 697.

A BILL for an Act to Amend Section Twenty-one Hundred Twenty-one (2121) of the Supplement to the Code, 1907, Relative to the Salaries of the Members of the Board of Railroad Commissioners.

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

Section 1. That section twenty-one hundred twenty-one (2121) of the supplement to the code, 1907, be and the same is hereby amended by striking from the third line of said section the word "twenty-two" and inserting in lieu thereof the word "thirty-six".

Read first and second time and passed on file.

By Sifting Committee, House File No. 698.

A BILL for an Act to Amend the Law as the same appears in Chapter Two (2) Acts of the Thirty-fourth General Assembly Authorizing the Executive Council to pay Court Costs Taxed to or other Expenses Incurred by the State in any suit or proceeding instituted by or against any of the State Departments.

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

Section 1. That the law as it appears in chapter 2, acts of the Thirty-fourth General Assembly be and the same is hereby amended by inserting between the words "by" and "any" in the fourth line of section 1 of said act the words "or against", and by inserting between the words "departments" and "in" in the same line the word "or".

Sec. 2. 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 the city of 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 insists upon its amendments and asks conference committee and appoints on the part of the Senate on the following bill:

House File No. 326, a bill for an act making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission, Mattes of Sac, Jones of Montgomery, McColl of Dallas and Schrup of Dubuque.

JOS. E. MEYER,
Secretary.

Also:

MR. SPEAKER.—I am directed to inform your honorable body that the Senate insists upon its amendments and asks conference committee and appoints on the part of the Senate on the following bill:

House File No. 327, a bill for an act making an appropriation to enable the state railroad commission to investigate and prepare cases affecting Iowa intrastate rates and services, Mattes of Sac, Jones of Montgomery, McColl of Dallas and Schrup of Dubuque.

JOS. E. MEYER,
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. 695, a bill for an act to create in each township a special culvert fund for the year of 1913, to defray the cost of culverts constructed by the board of supervisors during 1913 upon the township road system.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 104, a bill for an act to amend paragraph 4, section 1850, supplement to the code, 1907, relating to the investment of funds by savings banks.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

The Speaker appointed as conference committee on the part of the House on House Files Nos. 326 and 327, Representatives Brockway of Louisa, Bernbrock of Black Hawk, Hansen of Shelby and Sherman of Poweshiek.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 611, a bill for an act authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employes, providing the powers, duties and compensation of such board and setting forth the manner in which the investigation of disputes shall be made and the publication and recording of the decision and finding of said board and making appropriation therefor.

Also:

House File No. 671, a bill for an act to authorize the construction of a business men's coliseum and convention hall over the Cedar river in the city of Waterloo, Iowa.

Also:

House File No. 650, a bill for an act to amend the law as it appears in section twenty-five hundred eighty-three-c (2583-c), supplement to the code, 1907, relating to the practice of osteopathy.

Also:

House File No. 547, a bill for an act to amend the law as it appears in section twenty-five hundred ninety-four (2594) of the code relating to licensing itinerant vendor of drugs.

Also :

House File No. 431, a bill for an act to repeal section eight hundred fifty-c (850-c) of the supplement to the code, 1907, as amended by chapter fifty-seven (57) of the acts of the Thirty-third General Assembly and chapter forty-four (44) acts of the Thirty-fourth General Assembly relating to the tax levy for park purposes, and to enact a substitute therefor.

Also :

House File No. 553, a bill for an act to repeal section three thousand five hundred thirty-eight (3538) of the code, and to enact a substitute therefor, relative to the bringing of actions against unknown defendants.

Also :

House File No. 524, a bill for an act to authorize and empower the governor of the state of Iowa to issue a land patent attested by the secretary of state, to Albert Husa, conveying certain real estate in Johnson county, Iowa, more particularly described as lot seven (7), block fifty-five (55), Iowa City, Iowa.

Also :

House File No. 667, a bill for an act to amend section one (1) of chapter one hundred forty-five (145) acts of the Thirty-fourth (34th) General Assembly, relative to the limit of indebtedness of independent school districts.

Also :

House File No. 518, a bill for an act providing for the entry of an order by the district court requiring a person in this state to attend and give testimony in a criminal action pending in another state after a petition has been filed in the office of the clerk of said court, and the person given an opportunity to be heard in opposition thereto, and providing punishment for failing to do so.

W. W. ANDERSON,
Chairman.

Report adopted.**REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.**

Anderson of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your joint committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

House File No. 611, a bill for an act authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employes, providing the powers, duties and compensation of such board and setting forth the manner in which the investigation of disputes shall be made and the publication and recording of the decision and finding of said board and making appropriation therefor.

Also:

House File No. 671, a bill for an act to authorize the construction of a business men's coliseum and convention hall over the Cedar river in the city of Waterloo, Iowa.

Also:

House File No. 650, a bill for an act to amend the law as it appears in section twenty-five hundred eighty-three-c (2583-c), supplement to the code, 1907, relating to the practice of osteopathy.

Also:

House File No. 547, a bill for an act to amend the law as it appears in section twenty-five hundred ninety-four (2594) of the code relating to licensing itinerant vendor of drugs.

Also:

House File No. 431, a bill for an act to repeal section eight hundred fifty-c (850-c) of the supplement to the code, 1907, as amended by chapter fifty-seven (57) of the acts of the Thirty-third General Assembly and chapter forty-four (44) acts of the Thirty-fourth General Assembly relating to the tax levy for park purposes, and to enact a substitute therefor.

Also:

House File No. 553, a bill for an act to repeal section three thousand five hundred thirty-eight (3538) of the code, and to enact a substitute therefor, relative to the bringing of actions against unknown defendants.

Also:

House File No. 524, a bill for an act to authorize and empower the governor of the state of Iowa to issue a land patent attested by the secretary of state, to Albert Husa, conveying certain real estate in Johnson county, Iowa, more particularly described as lot seven (7), block fifty-five (55), Iowa City, Iowa.

Also:

House File No. 667, a bill for an act to amend section one (1) of chapter one hundred forty-five (145) acts of the Thirty-fourth (34th) General Assembly, relative to the limit of indebtedness of independent school districts.

Also:

House File No. 518, a bill for an act providing for the entry of an order by the district court requiring a person in this state to attend and give testimony in a criminal action pending in another state after a petition has been filed in the office of the clerk of said court, and the person given

an opportunity to be heard in opposition thereto, and providing punishment for failing to do so.

W. W. ANDERSON,

Chairman House Committee.

JOHN H. TAYLOR,

Chairman Senate Committee.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Shankland of Polk, Senate File No. 482, a bill for an act to confer additional powers upon certain cities organized under chapter forty-eight (48) of the acts of the Thirty-second General Assembly of Iowa, as the same appears in chapter fourteen-c (14-c) of title five of the supplement to the code, 1907, providing for the levy and collection of a special tax for the purchase and maintenance of apparatus for equipment for use in police service in the department of public safety was taken up and considered.

Mr. Shankland moved that the rules be suspended, the bill read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Barry, Bernbrock, Bingham, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Cannon, Cole, Cronbaugh, Crozier, Daniels, Dawson, Doze, Dunlap, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Halstead, Hansen, Hazen, Huff, Hunt, Jacobs, Jacobson, Jamison, Jensen, Kane, Kingland, Koontz, Lenoeker, LeRoy, Lounsberry, Lund, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Ring, Rone, Scholz, Shankland, Stokes, Stutt, Thompson, Whitney, Workman, Mr. Speaker—57.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Bartle, Bauman, Black, Bliss, Brockway, Burt, Buxton, Carson, Chapman, Clark, Craig, Dixon, Downey, Eggleston, Enger, Griffin, Griggs, Grout, Hadley, Halgrims, Hamilton, Heaton, Helming, Huntley, Hutchins, Jones, Kelso, Klay, Kulp, Larrabee, Manning, McCullough, Miller, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Saltzmann,

Scott, Sherman, Sidey, Steelsmith, Stipe, Townsend, Trumbauer, Webb, White—51.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Shankland of Polk, Senate File No. 483, a bill for an act to confer certain powers on cities organized under chapter forty-eight (48) of the acts of the Thirty-second General Assembly of Iowa, as the same appears in chapter fourteen-c (14-c) of title five of the 1907 supplement to the code, 1897, providing for the levy and collection of a special tax for the purchase, equipment, construction and maintenance of a garbage disposal plant, was taken up and considered.

Mr. Shankland moved that the rules be suspended, the bill read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brown, Bruce, Burt, Buxton, Cannon, Cole, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griggs, Hadley, Halstead, Hamilton, Hansen, Hazen, Helming, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Kane, Kelso, Kingland, Koontz, Lenocker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Ring, Scholz, Scott, Shankland, Steelsmith, Stipe, Stokes, Thompson, Whitney, Workman, Mr. Speaker—66.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bliss, Brady, Brockway, Carson, Chapman, Clark, Craig, Cronbaugh, Dixon, Enger, Griffin, Grout, Halgrims, Heaton, Huff, Huntley, Jensen, Jones, Klay, Kulp, Larrabee, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzman, Sherman, Sidey, Stutt, Townsend, Trumbauer, Webb, White—42.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Shankland of Polk, Senate File No. 375, a bill for an act to amend section four thousand and six hundred twelve (4612) of the code relating to criminating questions propounded to witnesses in certain cases was taken up and considered.

Mr. Shankland moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Burt, Buxton, Cannon, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griggs, Hadley, Halstead, Hamilton, Hazen, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Kingland, Lenoeker, LeRoy, Lounsbury, Lund, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Oden-dahl, Ring, Scholz, Scott, Shankland, Stipe, Stokes, Stutt, Thompson, Whitney, Workman, Mr. Speaker—63.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bliss, Brockway, Bruce, Carson, Chapman, Clark, Dixon, Downey, Enger, Griffin, Grout, Halgrims, Hansen, Heaton, Huntley, Jensen, Jones, Kane, Kelso, Klay, Koontz, Kulp, Larrabee, Manning, Miller, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Sherman, Sidey, Steelsmith, Townsend, Trumbauer, Webb, White—45.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Fraley of Polk, Senate File No. 548, a bill for an act to legalize the issuance of \$18,000.00 sewer outlet and disposal or purifying plant bonds of the city of Valley Junction, Iowa, issued on the 3d day of February A. D. 1913, and secured by special taxes levied and pledged to the payment of said bonds and interest, was taken up and considered.

Mr. Fraley moved that the rules be suspended, the bill read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Buxton, Cannon, Cole, Crozier, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griggs, Hadley, Halstead, Hansen, Hazen, Huff, Hunt, Jacobs, Jacobson, Jamison, Jensen, Kane, LeRoy, Lounsberry, Lund, Manning, McHose, MeVicker, Meredith, Miller, Milton, Mitchell, Munro, Odendahl, Ring, Rone, Scholz, Scott, Shankland, Stipe, Stokes, Stutt, Thompson, Whitney, Workman, Mr. Speaker—57.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bliss, Brockway, Bruce, Burt, Carson, Chapman, Clark, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Enger, Griffin, Grout, Halgrims, Hamilton, Heaton, Helming, Huntley, Hutchins, Jones, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenocker, McCullough, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Saltzmann, Sherman, Sidey, Steelsmith, Townsend, Trumbauer, Webb, White—51.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Crozier of Marion, Substitute for Senate File No. 381, a bill for an act to repeal section five (5), of chapter ninety-four (94), of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to the duty of commerce counsel, was taken up, and considered.

Mr. Crozier moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Craig, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen-Jones, Kane, Kelso, Koontz, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Webb, White, Whitney, Workman, Mr. Speaker—93.

The nays were:

None.

Absent or not voting:

Barry, Bartle, Cole, Cronbaugh, Dixon, Elwood, Grout, Kinglang, Klay, Kulp, Larrabee, Miller, Reeve, Rohwer, Trumbauer—15.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Jacobs of Calhoun, Senate File No. 367, a bill for an act relating to levies, drains, ditches and water courses additional to chapter two (2), title X of the code and amendments thereto and to chapter two-a (2-a), title X of the supplement to the code, 1907, and amendments thereto and amending section one thousand nine hundred eighty-nine-a-twenty-one (1989-a-21) and section one thousand nine hundred eighty-nine-a-fifty-two (1989-a-52) of the supplement to the code, 1907, and section one thousand nine hundred eighty-nine-a-forty-nine (1989-a-49) as amended by section seven (7), chapter eighty-seven (87), laws of the Thirty-fourth General Assembly, was taken up, and considered.

Mr. Jacobs moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Cole, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griggs, Hadley, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Koontz, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Ring, Rone, Scholz, Scott, Stipe, Stokes, Stutt, Thompson, Webb, Whitney, Workman, Mr. Speaker—64.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bliss, Brockway, Buxton, Carson, Chapman, Clark, Craig, Cronbaugh, Crozier, Daniels, Dixon, Enger, Griffin, Grout, Halgrims, Hamilton, Huntley, Kane, Kelso, Kingland, Klay, Kulp, Larrabee, McCullough, Miller, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Steelsmith, Townsend, Trumbauer, White—44.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Brown of Mahaska, Senate File No. 559, a bill for an act for the purpose of having a patent issued in the name of Charles Martin for a certain tract of land, was taken up, and considered.

Mr. Brown, moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bernbrock, Bingham, Black, Blackford, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Cole, Cronbaugh, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griggs,

Hadley, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jensen, Kane, Larrabee, Lenoeker, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Ring, Scholz, Scott, Shankland, Stipe, Stokes, Stutt, Thompson, Townsend, Whitney, Workman, Mr. Speaker—61.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bliss, Boettger, Brockway, Carson, Chapman, Clark, Craig, Crozier, Daniels, Dawson, Dixon, Enger, Griffin, Grout, Halgrims, Heaton, Huntley, Jamison, Jones, Kelso, Kingland, Klay, Koontz, Kulp, Lounsberry, McCullough, Miller, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Rone, Saltzmann, Sherman, Sidey, Steelsmith, Trumbauer, Webb, White—47.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Ring of Linn, House File No. 462, a bill for an act to amend the law as it appears in section nine hundred fifteen (915) of the supplement to the code, 1907, relative to the attaching and recording of the abstract of title to platted premises, was taken up, and considered.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Cannon, Cole, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Hadley, Halstead, Hamilton, Hansen, Helming, Huff, Hunt, Jacobs, Jacobson, Jamison, Jensen, Kane, Lenoeker, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Ring, Rone, Scholz, Scott, Stokes, Stutt, Thompson, Webb, Whitney, Workman, Mr. Speaker—57.

The nays were :

None.

Absent or not voting :

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bliss, Brockway, Buxton, Carson, Chapman, Clark, Craig, Cronbaugh, Dawson, Dixon, Enger, Griffin, Griggs, Grout, Halgrims, Hazen, Heaton, Huntley, Hutchins, Jones, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, LeRoy, Lund, McCullough, Miller, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Saltzmann, Shankland, Sherman, Sidey, Steelsmith, Stipe, Townsend, Trumbauer, White—51.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

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

House concurrent resolution relative to shipping books and supplies to the homes of members after the close of the session.

JOS. E. MEYER,
Secretary.

The Speaker announced that as Speaker of the House, he had signed in the presence of the House, House Files Nos. 518, 667, 650, 547, 553, 431, 524, 611, 671, and Senate Files Nos. 3, 200, 295, 277, 471 and 280.

On motion of Brady of Dallas, the House adjourned until 1:00 o'clock P. M.

AFTERNOON SESSION.

House reconvened, Speaker Pro Tempore in the chair.

Journal of Thursday, April 17th, 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 passed the following bill in which the concurrence of the House is asked:

Senate File No. 287, a bill for an act to amend section 227, Supplement to the Code, 1907, relating to the division of the state into judicial districts and increasing the number of district judges in the 15th judicial district and providing for the appointment of a judge to fill the vacancy.

JOS. E. MEYER,
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:

Senate Concurrent Resolution relative to certain employes remaining after adjournment of the Thirty-fifth General Assembly.

JOS. E. MEYER,
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. 334, a bill for an act to provide for the planting, care and protection of ornamental and shade trees on all residence streets of cities of the first class, etc.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 287, a bill for an act to amend section two hundred twenty-seven (227) of the supplement to the code, 1907, relating to the division of the state into judicial districts and increasing the number of district judges in the Fifteenth judicial district and providing for the appointment of a judge to fill the vacancy and for the election of a judge for the place at the next general election.

Read first and second time and referred to Sifting committee.

CONCURRENT RESOLUTION.

Resolved by the Senate, the House 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 six days after the close of the session of the Thirty-fifth General Assembly; the assistant clerk of the House three days; the assistant secretaries of the Senate each two days; the Journal clerks of the House and the Journal clerks of the Senate each two days; the engrossing clerk of the House and the engrossing clerk of the Senate each three days; the enrolling clerk of the Senate two days; the postmistress two days; the mail carrier two days; 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.

Crozier of Marion proposed the following amendment to the Concurrent Resolution:

Amend by striking out the word "two" in the eighth line and inserting the word "three" in lieu thereof.

Amendment adopted.

Concurrent Resolution as amended, adopted.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Bauman of Van Buren presented a remonstrance of citizens of Van Buren county against uniformity of school books.

Referred to Sifting committee.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 69, a bill for an act to authorize the repayment to the estate of W. R. Benton of money paid to the state of Iowa.

Also:

House File No. 201, a bill for an act establishing the state colony for epileptics and making provision for the purchase of land and the erection of buildings for said colony.

Also:

House File No. 261, a bill for an act to amend section twenty-eight hundred and fourteen (2814) of the Supplement to the Code, 1907, relative to the acquisition of school sites.

Also:

House File No. 170, a bill for an act to encourage the dairy and beef cattle growing industries of the state of Iowa and to aid in providing instruction in practical and scientific methods and making an appropriation therefor.

Also:

House File No. 304, a bill for an act to amend chapter one hundred eighty-four (184), of the acts of the Thirty-fourth (34th) General Assembly relative to the suspension of the execution of the sentence of certain convicts of first conviction.

Also:

House File No. 335, a bill for an act to amend the law as it appears in subdivision five (5) section one thousand seven hundred and nine (1709) of the Supplement to the Code, 1907, relating to health, accident and liability insurance.

Also:

House File No. 346, a bill for an act to repeal sections thirty-five hundred forty-three (3543) and to enact a substitute in lieu thereof relative to the filing of a lis pendens.

Also:

House File No. 687, a bill for an act to repeal sections twenty-eight hundred twenty-three-j (2823-j), twenty-eight hundred twenty-three-k (2823-k), twenty-eight hundred twenty-three-l (2823-l), and twenty-eight hundred twenty-three-m (2823-m), Supplement to the Code, 1907, and enact a substitute therefor relating to the publication and distribution of school laws.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 69, a bill for an act to authorize the repayment to the estate of W. R. Benton of money paid to the state of Iowa.

Also:

House File No. 201, a bill for an act establishing the state colony for epileptics and making provision for the purchase of land and the erection of buildings for said colony.

Also:

House File No. 261, a bill for an act to amend section twenty-eight hundred and fourteen (2814) of the Supplement to the Code, 1907, relative to the acquisition of school sites.

Also:

House File No. 170, a bill for an act to encourage the dairy and beef cattle growing industries of the state of Iowa and to aid in providing instruction in practical and scientific methods and making an appropriation therefor.

Also:

House File No. 304, a bill for an act to amend chapter one hundred eighty-four (184), of the acts of the Thirty-fourth (34th) General Assembly relative to the suspension of the execution of the sentence of certain convicts of first conviction.

Also:

House File No. 335, a bill for an act to amend the law as it appears in subdivision five (5) section one thousand seven hundred and nine (1709) of the Supplement to the Code, 1907, relating to health, accident and liability insurance.

Also:

House File No. 346, a bill for an act to repeal sections thirty-five hundred forty-three (3543) and to enact a substitute in lieu thereof relative to the filing of a lis pendens.

Also:

House File No. 687, a bill for an act to repeal sections twenty-eight hundred twenty-three-j (2823-j), twenty-eight hundred twenty-three-k (2823-k), twenty-eight hundred twenty-three-l (2823-l), and twenty-eight hundred twenty-three-m (2823-m), Supplement to the Code, 1907, and enact a substitute therefor relating to the publication and distribution of school laws.

W. W. ANDERSON,

Chairman House Committee.

JOHN W. TAYLOR,

Chairman Senate Committee.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

House File No. 548, a bill for an act to amend section one (1) of chapter one hundred eighty-four (184) of the acts of the Thirty-third General Assembly as amended by section one (1) of chapter one hundred forty-five (145) of the acts of the Thirty-fourth General Assembly, and to amend section two (2) of chapter one hundred eighty-four (184) of the acts of the Thirty-third General Assembly as amended by section

two (2) of chapter one hundred forty-five (145) of the acts of the Thirty-fourth General Assembly, relative to the limit of indebtedness of independent school districts.

Also:

House File No. 682, a bill for an act to amend section thirty-one hundred thirty-eight (3138) of the Supplement to the Code, 1907, as amended by chapter one hundred ninety-five (195) of the acts of the Thirty-third General Assembly, relating to the care of property belonging to guests of hotels and inns and to the lien of hotel and innkeepers thereon.

Also:

House File No. 489, a bill for an act to repeal section two hundred ninety-three (293) of the Code, and chapter three (3) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor relating to the keeping of criminal statistics by the clerk of the district court and the reporting of same to the board of parole.

Also:

House File No. 574, a bill for an act to repeal section five hundred forty-nine (549) of the Code and to enact a substitute therefor, relating to the publication of notice.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 548, a bill for an act to amend section one (1) of chapter one hundred eighty-four (184) of the acts of the Thirty-third General Assembly as amended by section one (1) of chapter one hundred forty-five (145) of the acts of the Thirty-fourth General Assembly, and to amend section two (2) of chapter one hundred eighty-four (184) of the acts of the Thirty-third General Assembly as amended by section two (2) of chapter one hundred forty-five (145) of the acts of the Thirty-fourth General Assembly, relative to the limit of indebtedness of independent school districts.

Also:

House File No. 682, a bill for an act to amend section thirty-one hundred thirty-eight (3138) of the Supplement to the Code, 1907, as amended by chapter one hundred ninety-five (195) of the acts of the Thirty-third General Assembly, relating to the care of property belonging to guests of hotels and inns and to the lien of hotel and innkeepers thereon.

Also:

House File No. 489, a bill for an act to repeal section two hundred ninety-three (293) of the Code, and chapter three (3) of the acts of the

Thirty-third General Assembly, and to enact a substitute therefor relating to the keeping of criminal statistics by the clerk of the district court and the reporting of same to the board of parole.

Also:

House File No. 574, a bill for an act to repeal section five hundred forty-nine (549) of the Code and to enact a substitute therefor, relating to the publication of notice.

W. W. ANDERSON,

Chairman House Committee.

JOHN W. TAYLOR,

Chairman Senate Committee.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

House File No. 431, a bill for an act to repeal section eight hundred fifty-c (850-c) of the supplement to the code, 1907, as amended by chapter fifty-seven (57) of the acts of the Thirty-third General Assembly and chapter forty-four (44) acts of the Thirty-fourth General Assembly relating to the tax levy for park purposes, and to enact a substitute therefor.

Also:

House File No. 553, a bill for an act to repeal section three thousand five hundred thirty-eight (3538) of the code, and to enact a substitute therefor, relative to the bringing of actions against unknown defendants.

Also:

House File No. 524, a bill for an act to authorize and empower the governor of the state of Iowa to issue a land patent attested by the secretary of state, to Albert Husa, conveying certain real estate in Johnson county, Iowa, more particularly described as lot seven (7), block fifty-five (55), Iowa City, Iowa.

Also:

House File No. 667, a bill for an act to amend section one (1) of chapter one hundred forty-five (145) acts of the Thirty-fourth (34th) General Assembly, relative to the limit of indebtedness of independent school districts.

Also:

House File No. 518, a bill for an act providing for the entry of an order by the district court requiring a person in this state to attend and give testimony in a criminal action pending in another state after a petition has been filed in the office of the clerk of said court, and the person given an opportunity to be heard in opposition thereto, and providing punishment for failing to do so.

Also:

House File No. 611, a bill for an act authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes

between employers and employes, providing the powers, duties and compensation of such board and setting forth the manner in which the investigation of disputes shall be made and the publication and recording of the decision and finding of said board and making appropriation therefor.

Also:

House File No. 671, a bill for an act to authorize the construction of a business men's coliseum and convention hall over the Cedar river in the city of Waterloo, Iowa.

Also:

House File No. 650, a bill for an act to amend the law as it appears in section twenty-five hundred eighty-three-c (2583-c), supplement to the code, 1907, relating to the practice of osteopathy.

Also:

House File No. 547, a bill for an act to amend the law as it appears in section twenty-five hundred ninety-four (2594) of the code relating to licensing itinerant vendors of drugs.

W. W. ANDERSON,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Hunt of Harrison, House File No. 678, a bill for an act to amend section five thousand seventy-seven-a-21 (5077-a-21) of the supplement to the code, 1907, fixing the standard of purity and viability of seeds, was taken up, and considered.

Mr. Hunt moved that the rules be suspended, 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 ayes were:

Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Doze, Dunlap, Eggleston, Elliott, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Jones, Kane, Kelso, Lenoecker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pick-

ford, Power, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, White, Workman—77.

The nays were:

None.

Absent or not voting:

Anderson of Montgomery, Bradley, Brockway, Brown, Clark, Cronbaugh, Dixon, Downey, Elwood, Enger, Griggs, Halstead, Hutchins, Jamison, Kingland, Klay, Koontz, Kulp, Larrabee, McCullough, Miller, Odendahl, Reeve, Ring, Rone, Scott, Stipe, Trumbauer, Webb, Whitney, Mr. Speaker—31.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Bauman of Van Buren, House File No. 248, a bill for an act requiring all evidence of debt be assessed for taxation, and bear the endorsement of the assessor or be void in law, was taken up, and considered.

Mr. Bauman proposed the following amendment:

Amend by inserting in line three after the word "collectible" the words "until such taxes are paid"; also by adding to the fourth line the words "until such taxes are paid."

Eggleston of Clarke moved as a substitute amendment that the following be added to section 1: "unless such taxes are paid prior to date of collection."

Grout of Black Hawk moved to lay the bill with all amendments on the table.

Roll call was demanded by Burt of Taylor and Anderson of Montgomery.

On the question, "Shall the bill with amendments be laid on the table?"

The ayes were:

Anderson of Greene, Bernbrock, Black, Boettger, Brady, Brown, Cannon, Cole, Dunlap, Elliott, Erickson, Fraley, Greene of Clinton, Griggs, Grout, Hadley, Halstead, Hunt, Jacobs, Jacobson, Jamison, Koontz, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Munro, Ring, Shankland, Stokes, Workman, Mr. Speaker—34.

The nays were :

Anderson of Montgomery, Bauman, Bingham, Blackford, Bradley, Burt, Buxton, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Eggleston, Hansen, Kingland, Lenoeker, Lounsberry, Milton, Odendahl, Rone, Scott, Sidey, Stipe, Stutt, Thompson—28.

Absent or not voting :

Atkinson, Barry, Bartle, Bliss, Brockway, Bruce, Carson, Chapman, Dixon, Elwood, Enger, Greene of Grundy, Griffin, Halgrims, Hamilton, Hazen, Heaton, Helming, Huff, Huntley, Hutchins, Jensen, Jones, Kane, Kelso, Klay, Kulp, Larrabee, McCullough, Miller, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Rohwer, Saltzmann, Scholz, Sherman, Steelsmith, Townsend, Trumbauer, Webb, White, Whitney—46.

So the motion prevailed.

The Speaker Pro Tempore announced that as Speaker Pro Tempore of the House, he had signed in the presence of the House, House Files Nos. 682, 170, 574, 548, 489, 335, 346, 261, 304, 201, 687 and 69.

Speaker Cunningham in the chair.

CONSIDERATION OF BILLS.

On motion of Bernbrock of Black Hawk, House File No. 358, a bill for an act to amend section four hundred ninety-five (495) of the supplement to the code, 1907, relating to duties and compensation of county recorder, was taken up, and considered.

The Sifting committee proposed the following substitute amendment :

A BILL for an Act to Repeal Section Four Hundred Ninety-five (495) of the Supplement to the Code, 1907, and to Enact a Substitute Therefor, Relating to the Duties and Compensation of County Recorder.

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

Section 1. That section four hundred ninety-five (495) of the Supplement to the Code, 1907, be and the same is hereby repealed and the following enacted in lieu thereof:

“The recorder shall report quarterly, under oath, to the board of supervisors, on blanks furnished by the auditor, all fees collected by him, and certify under oath that he has collected all fees for recording instruments provided by law; shall make annual settlement with the board of supervisors on the first Monday in January of each year, and

pay into the county treasury all fees received by him. And the recorder shall receive as full compensation for all services the sum of twelve hundred dollars (\$1,200.00) per annum in counties having a population of less than fifteen thousand (15,000), and fourteen hundred dollars (\$1,400.00) in counties having a population of more than fifteen thousand (15,000) and less than twenty-five thousand (25,000), and fifteen hundred dollars (\$1,500.00) in counties having a population of over twenty-five thousand (25,000) and less than thirty-five thousand (35,000), and sixteen hundred dollars (\$1,600.00) in counties having a population of over thirty-five thousand (35,000) and less than fifty thousand (50,000), and eighteen hundred dollars (\$1,800.00) in counties having a population of over fifty thousand (50,000) and less than sixty thousand (60,000), and two thousand dollars (\$2,000.00) in counties having a population of sixty thousand (60,000) or over."

Amendment adopted.

Mr. Bernbroeck moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bernbroeck, Bingham, Black, Blackford, Boettger, Bruce, Cannon, Cole, Daniels, Dunlap, Elliott, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hamilton, Hansen, Heaton, Helming, Hunt, Hutchins, Jacobs, Jensen, Kelso, Klay, Koontz, Larrabee, Lenoeker, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Pickford, Ring, Rone, Scholz, Shankland, Sherman, Stokes, Stutt, Townsend, Trumbauer, Workman—57.

The nays were:

Brown, Burt, Cronbaugh, Hadley, Halstead, Jacobson, Kingland, Scott, Mr. Speaker—9.

Absent or not voting:

Barry, Bauman, Bliss, Bradley, Brady, Brockway, Buxton, Carson, Chapman, Clark, Craig, Crozier, Dawson, Dixon, Downey, Doze, Eggleston, Elwood, Enger, Halgrims, Hazen, Huff, Huntley, Jamison, Jones, Kane, Kulp, Lounsberry, Newcomb, Oden-dahl, Peterson, Power, Reeve, Rohwer, Saltzmann, Sidey, Steel-smith, Stipe, Thompson, Webb, White, Whitney—42.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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:

Substitute for Senate File No. 186, a bill for an act to repeal section four hundred seventy-nine (479) Supplement to the Code, 1907, and to enact a substitute therefor, relating to the compensation of county auditors.

Also:

Senate File No. 329, a bill for an act to establish a minimum wage for teachers in the public schools of the state, prohibiting the contracting for or paying a lesser sum and providing penalties for the violation of same.

Also:

Senate File No. 546, a bill for an act to enable benefited property to aid in the construction of trolley or electric railroads or the electrification of steam railroads, being additional to chapter five (5) of title ten (10) of the Code, as amended.

Also:

Substitute for Senate File No. 209, a bill for an act to amend the law as it appears in section four thousand five hundred eighty-five (4585) of the Code, relative to the making of a transcript from the docket and judgment of a justice of the peace where a vacancy exists.

Also:

Senate File No. 520, a bill for an act to legalize the ordinances, resolutions and amendments to ordinances and resolutions passed and adopted by the acts of the town council of the town of Buffalo, Scott county, Iowa, since the passage of an act relating to the organization of cities and towns, and known as chapter twenty-six (26) of the acts of the Thirty-second (32d) General Assembly of the state of Iowa.

Also:

Senate File No. 552, a bill for an act to amend the law relating to the taking of private property for works of internal improvement as the same appears in section twenty-hundred twenty-four-d (2024-d) Supplement to the Code, 1907.

W. W. ANDERSON,

Chairman House Committee.

JOHN H. TAYLOR,

Chairman Senate Committee.

Report adopted.

Unanimous consent was granted suspending the rules prohibiting second and third reading of bills on the same day.

CONSIDERATION OF BILLS.

On motion of Scholz of Clayton, House File No. 698, a bill for an act to amend the law as it appears in chapter two (2), acts of the Thirty-fourth General Assembly authorizing, the executive council to pay court costs taxed to or other expenses incurred by the state in any suit or proceeding instituted by or against any of the state departments, was taken up, and considered.

Mr. Scholz moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Clark, Cole, Cronbaugh, Crozier, Daniels, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Fraley, Greene of Clinton, Griggs, Hadley, Halgrims, Halstead, Hansen, Helming, Huff, Hunt, Jacobson, Jamison, Jensen, Kingland, Koontz, Lenoeker, LeRoy, Lounsberry, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Ring, Rone, Scholz, Shankland, Stipe, Stokes, Stutt, Thompson, Workman, Mr. Speaker—60.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Bartle, Bauman, Bliss, Brockway, Burt, Carson, Chapman, Craig, Dawson, Dixon, Enger, Greene of Grundy, Griffin, Grout, Hamilton, Hazen, Heaton, Huntley, Hutchins, Jacobs, Jones, Kane, Kelso, Klay, Kulp, Larrabee, Lund, Manning, McCullough, McVicker, Miller, Peterson, Pickford, Power, Reeve, Rohwer, Saltzmann, Scott, Sherman, Sidey, Steelsmith, Townsend, Trumbauer, Webb, White, Whitney—48.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Bernbrock of Black Hawk, Substitute for Senate File No. 252, a bill for an act to amend the law as it appears in sections eighty-six (86), ninety-eight (98), one hundred fifteen (115) and two hundred eleven (211) of the code, and section two

hundred five (205), supplement to the code, 1907, relating to the compensation of the secretary of state, the auditor of state, the treasurer of state, the attorney general and the clerk of the supreme court, was taken up, and considered.

Mr. Bernbrock moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bernbrock, Bingham, Black, Blackford, Boettger, Brady, Bruce, Burt, Buxton, Cannon, Carson, Cole, Dawson, Dunlap, Elliott, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griggs, Hamilton, Hazen, Heaton, Huff, Hunt, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Ring, Rohwer, Scholz, Shankland, Sherman, Sidey, Stipe, Stutt, Thompson, Townsend, Whitney, Workman—64.

The nays were:

Barry, Bartle, Bradley, Brown, Clark, Cronbaugh, Downey, Eggleston, Griffin, Hadley, Halgrims, Halstead, Hansen, Huntley, Kingland, Odendahl, Rone, Scott, Steelsmith, Stokes, Trumbauer, Webb, White, Mr. Speaker—24.

Absent or not voting: .

Bauman, Bliss, Brockway, Chapman, Craig, Crozier, Daniels, Dixon, Doze, Elwood, Enger, Grout, Helming, Hutchins, Larrabee, Lounsberry, Miller, Power, Reeve, Saltzmann—20.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

EXPLANATION OF VOTE.

While I think some of the salaries provided for in substitute for Senate File No. 252 should be raised, I believe others should not, and therefore I vote no.

T. A. KINGLAND.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, Senate File No. 556, a bill for an act to amend an act passed by the Thirty-fifth General Assembly and approved on the third day of April, 1913, and entitled, "A bill for an act to create a state highway commission and to provide for the appointment, term of office, compensation, powers and duties of such commission, to provide for the removal of the members of said commission, to create a system of county and township road, bridge and culvert construction and maintenance and to prescribe the procedure and manner of carrying on such improvements, and the rights, duties and power of county, township and other officers and employees with reference thereto, to fix the rights of parties contracting with reference to such work, to repeal section twenty-six hundred seventy-four-f (2674-f), supplement to the code, 1907, relating to highway commission and to amend section three (3), of chapter twenty-four (24) of the acts of the Thirty-fourth General Assembly, relating to county road building fund and to repeal all acts and parts of acts in conflict with this act, was taken up and considered.

Mr. Whitney proposed the following amendment:

Amend by adding at the end thereof the following:

Sec. 2. That the act of the Thirty-fifth General Assembly creating a state highway commission and referred to in the title to this act, be and the same is hereby further amended by striking out section 22 thereof and substituting in lieu therefor the following:

"Sec. 22. The terms of the district road superintendents now serving under the provisions of chapter ninety-eight (98) of the act of the Thirty-third General Assembly shall cease and determine on the first day of February, 1914, at which time all road districts within each civil township created under the provisions of said chapter ninety-eight (98) shall become consolidated under one township road district, and all township road funds belonging to said districts of said township shall at once become a general township road fund. The township trustees in all such townships shall at their February meeting, 1914, employ a superintendent of the township road system. Until the first day of February, 1914, all such district road superintendent shall perform within their respective districts the duties imposed upon the superintendent of the township road system, by section fourteen (14) of this act."

That the law as it appears in section twenty-six hundred seventy-four-f (2674-f) of the Supplement to the Code, 1907, and chapter ninety-eight

(98) of the acts of the Thirty-third (33d) General Assembly be and the same is hereby repealed.

Amendment adopted.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bartle, Bernbrock, Bingham, Black, Blackford, Boettger, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Cole, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griggs, Hadley, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kane, Kingland, Koontz, Lenoeker, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Odendahl, Ring, Rohwer, Rone, Scholz, Scott, Shankland, Stokes, Thompson, Townsend, Whitney, Workman, Mr. Speaker—66.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Barry, Bauman, Bliss, Bradley, Brown, Carson, Chapman, Clark, Craig, Cronbaugh, Dixon, Enger, Fraley, Griffin, Grout, Halgrims, Heaton, Huntley, Jones, Kelso, Klay, Kulp, Larrabee, LeRoy, Lund, Miller, Newcomb, Peterson, Pickford, Power, Reeve, Saltzmann, Sherman, Sidey, Steelsmith, Stipe, Stutt, Trumbauer, Webb, White—42.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

House File No. 69, a bill for an act to authorize the repayment to the estate of W. R. Benton of money paid to the state of Iowa.

Also:

House File No. 201, a bill for an act establishing the state colony for epileptics and making provision for the purchase of land and the erection of buildings for said colony.

Also:

House File No. 261, a bill for an act to amend section twenty-eight hundred and fourteen (2814) of the Supplement to the Code, 1907, relative to the acquisition of school sites.

Also:

House File No. 170, a bill for an act to encourage the dairy and beef cattle growing industries of the state of Iowa and to aid in providing instruction in practical and scientific methods and making an appropriation therefor.

Also:

House File No. 304, a bill for an act to amend chapter one hundred eighty-four (184), of the acts of the Thirty-fourth (34th) General Assembly relative to the suspension of the execution of the sentence of certain convicts, of first conviction.

Also:

House File No. 335, a bill for an act to amend the law as it appears in subdivision five (5) section one thousand seven hundred and nine (1709) of the Supplement to the Code, 1907, relating to health, accident and liability insurance.

Also:

House File No. 346, a bill for an act to repeal sections thirty-five hundred forty-three (3543) and to enact a substitute in lieu thereof relative to the filing of a lis pendens.

Also:

House File No. 687, a bill for an act to repeal sections twenty-eight hundred twenty-three-j (2823-j), twenty-eight hundred twenty-three-k (2823-k), twenty-eight hundred twenty-three-l (2823-l), and twenty-eight hundred twenty-three-m (2823-m), Supplement to the Code, 1907, and enact a substitute therefor relating to the publication and distribution of school laws.

Also:

House File No. 548, a bill for an act to amend section one (1) of chapter one hundred eighty-four (184) of the acts of the Thirty-third General Assembly as amended by section one (1) of chapter one hundred forty-five (145) of the acts of the Thirty-fourth General Assembly, and to amend section two (2) of chapter one hundred eighty-four (184) of the acts of the Thirty-third General Assembly as amended by section two (2) of chapter one hundred forty-five (145) of the acts of the Thirty-fourth General Assembly, relative to the limit of indebtedness of independent school districts.

Also:

House File No. 682, a bill for an act to amend section thirty-one hundred thirty-eight (3138) of the Supplement to the Code, 1907, as amended by chapter one hundred ninety-five (195) of the acts of the Thirty-third General Assembly, relating to the care of property belonging to guests of hotels and inns and to the lien of hotel and innkeepers thereon.

Also:

House File No. 489, a bill for an act to repeal section two hundred ninety-three (293) of the Code, and chapter three (3) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor relating to the keeping of criminal statistics by the clerk of the district court and the reporting of same to the board of parole.

Also:

House File No. 574, a bill for an act to repeal section five hundred forty-nine (549) of the Code and to enact a substitute therefor, relating to the publication of notice.

W. W. ANDERSON,
Chairman.

Report adopted.

Unanimous consent was granted suspending the rules prohibiting the second and third reading of bills on the same day.

CONSIDERATION OF BILLS.

On motion of Hazen of Pottawattamie, Senate File No. 287, a bill for an act to amend section two hundred twenty-seven (227) of the supplement to the code, 1907, relating to the division of the state into judicial districts and increasing the number of district judges in the Fifteenth judicial district and providing for the appointment of a judge to fill the vacancy and for the election of a judge for the place at the next general election, was taken up and considered.

Mr. Hazen moved that the rules be suspended, the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Ring of Linn moved to reconsider the vote by which Senate File No. 287 passed to its third reading.

Motion prevailed.

Ring of Linn proposed the following amendment:

Amend section 1 by adding thereto the following:

That the eighteenth subdivision of section two hundred twenty-seven (227) of the Supplement to the Code, 1907, is hereby amended by striking

out the word "three" in the second line of said subdivision and substituting in place thereof the word "four", so that the said subdivision shall read as follows:

"The eighteenth district shall consist of the counties of Linn, Jones and Cedar, and have four judges."

And by adding to section 2 thereof the following:

"The governor shall appoint a judge for said eighteenth judicial district, in conformity with this act, who shall hold his office until the next biennial election and until his successor is duly elected and qualified.

The chair ruled the amendments out of order for the reason that the substance of the amendments had been indefinitely postponed by the House.

Hazen of Pottawattamie moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bauman, Bernbrock, Black, Boettger, Brady, Brockway, Bruce, Cannon, Carson, Cole, Craig, Crozier, Daniels, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Lenoeker, LeRoy, Lund, Manning, McCullough, Meredith, Milton, Mitchell, Munro, Odendahl, Peterson, Pickford, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Stipe, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman—73.

The nays were:

Bingham, Bliss, Brown, Buxton, Cronbaugh, Hadley, Halstead, Halgrims, Hansen, McVicker, Stutt, Mr. Speaker—12.

Absent or not voting:

Anderson of Greene, Barry, Bartle, Blackford, Bradley, Burt, Chapman, Clark, Dawson, Fraley, Grout, Jacobson, Klay, Kulp, Larrabee, Lounsberry, McHose, Miller, Newcomb, Power, Reeve, Rone, Stokes—23.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The Speaker announced that as Speaker of the House, he had signed in the presence of the House, Senate Files Nos. 186, 329, 546, 209, 520 and 552.

MESSAGE FROM THE SENATE.

The following message was received from the House:

MR. SPEAKER—I am directed to inform your honorable body that the Senate requests the return of the following bill in which the concurrence of the House was asked:

House File No. 288, a bill for an act to amke an appropriation for the payment of the expenses of briefs and traveling expenses of one of the railroad commissioners, Clifford Thorne, while in attendance at the final hearing in the case before the interstate commerce commission.

JOS. E. MEYER,

Secretary.

SENATE MESSAGE CONSIDERED.

Sherman of Poweshiek moved that House File No. 288 be recalled from the Governor and that it be returned to the Senate.

Motion prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

House File No. 647, a bill for an act for the relief of M. O. Clemens for personal injuries sustained by him while employed as engineer in the state sanatorium for the treatment of tuberculosis at Oakdale, Iowa.

JOS. E. MEYER,

Secretary.

SENATE MESSAGE CONSIDERED.

On request of Miller of Bremer, unanimous consent having been given, House File No. 647, a bill for an act for the relief of M. O. Clemens for personal injuries sustained by him while employed as engineer in the state sanatorium for the treatment of tuberculosis at Oakdale, Iowa, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT.

Strike out all after the enacting clause and substitute the following:

Section 1. There is hereby appropriated from any moneys in the state treasury not otherwise appropriated, the sum of one thousand (\$1,000.00) dollars to indemnify M. O. Clemens in full for damages sustained by him on account of injuries received while employed as engineer in the state sanitarium for the treatment of tuberculosis at Oakdale, Iowa.

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

Mr. Miller moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Cole, Cronbaugh, Crozier, Daniels, Doze, Dunlap, Eggleston, Elliott, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hamiton, Hansen, Hazen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kane, Kingland, Koontz, LeRoy, Lund, McCullough, McVicker, Meredith, Miller, Milton, Munro, Odendahl, Scholz, Steelsmith, Stokes, Stutt, Thompson, Webb, Workman, Mr. Speaker—60.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Barry, Bliss, Brockway, Burt, Carson, Chapman, Clark, Craig, Dawson, Dixon, Downey, Enger, Fraley, Grout, Halgrims, Heaton, Helming, Huntley, Jones, Kelso, Klay, Kulp, Larrabee, Lenocker, Lounsberry, Manning, McHose, Mitchell, Newcomb, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scott, Shankland, Sherman, Sidey, Stipe, Townsend, Trumbauer, White, Whitney—48.

So the House concurred in Senate amendments.

Unanimous consent was granted suspending the rules prohibiting the second and third reading of bills on the same day.

CONSIDERATION OF BILLS.

On motion of Huff of Hardin, House File No. 697, a bill for an act to amend section twenty-one hundred twenty-one (2121) of the supplement to the code, 1907, relative to the salaries of the members of the board of railroad commissioners, was taken up and considered.

Mr. Huff moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Black, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Buxton, Dawson, Dixon, Elliott, Erickson, Hamilton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Klay, Koontz, LeRoy, Manning, Mellose, Meredith, Milton, Munro, Newcomb, Pickford, Sherman, Stipe, Whitney, Workman—38.

—38.

The nays were:

Bradley, Brown, Cronbaugh, Downey, Doze, Dunlap, Eggleston, Greene of Clinton, Hadley, Halstead, Hansen, Hazen, Heaton, Kingland, Lenoeker, McVicker, Mitchell, Odendahl, Scott, Stokes, Stutt, Thompson, Mr. Speaker—23.

Absent or not voting:

Anderson of Greene, Barry, Bauman, Bingham, Burt, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Elwood, Enger, Fraley, Greene of Grundy, Griffin, Griggs, Grout, Halgrims, Huntley, Jensen, Jones, Kane, Kelso, Kulp, Larrabee, Lounsberry, Lund, McCullough, Miller, Peterson, Power, Reeve, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sidey, Steelsmith, Townsend, Trumbauer, Webb, White—47.

So the bill having failed to receive a constitutional majority was declared to have been lost.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 104, a bill for an act to amend the law as it appears in paragraph four (4) of section eighteen hundred fifty (1850) Supplement to the Code, 1907, relating to the investment of funds by savings banks.

Also:

Senate File No. 550, a bill for an act providing for the levy of special taxes upon the assessed valuation of the taxable property of the state for the erection and improvement of buildings, for appurtenances and

connections for the Iowa soldiers' home, Iowa soldiers' orphans' home school for the deaf, institution for feeble-minded children, state sanatorium for the treatment of tuberculosis, state industrial schools, state hospitals, penitentiary, reformatory, state colony for epileptics, Iowa industrial reformatory for females and district custodial farm, and for the purchase of land and to develop and maintain industries, and repealing acts and parts of acts in conflict with this act.

Also:

Senate File No. 333, a bill for an act providing for the license of certain classes of temporary or transient merchants doing business in cities or incorporated towns, defining the same and the manner of issuing licenses, regulating and advertising and representation of such merchants and providing for penalties for the violation thereof.

Also:

Senate File No. 355, a bill for an act to amend the law as it appears in section four thousand nine hundred seventy-five-c (4975-c) of the Supplement to the Code, 1907, relating to soliciting for the purpose of prostitution.

Also:

Substitute for Senate File No. 37, a bill for an act to repeal section five thousand two hundred fifty-six (5256) of the Supplement to the Code, 1907, relating to the appointment, duties and compensation of the clerks of the grand jury, and enacting a substitute therefor.

Also:

Substitute for Senate File No. 325, a bill for an act to repeal section two thousand nine hundred thirty (2930) Supplement to the Code, 1907, relating to the platting and transferring of real estate.

Also:

Senate File No. 212, a bill for an act to provide for the erection of a women's and children's building on the Iowa state fair and exposition grounds, and to make an appropriation therefor.

Also:

Senate File No. 554, a bill for an act to amend the law as it appears in section two thousand nine (2009) of the Code relating to appeals from the action of the commissioners in assessing damages where private property is taken for works of internal improvement.

Also:

Senate File No. 547, a bill for an act amending the law as it appears in section twenty-nine hundred-a twenty-three (2900-a23) of the Supplement to the Code, 1907, authorizing the executive council to lease lands belonging to the state of Iowa.

W. W. ANDERSON,

Chairman House Committee.

JOHN H. TAYLOR,

Chairman Senate Committee.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Jacobs of Calhoun, Senate File No. 491, a bill for an act making special provision for the enforcement of sanitary conditions by the state board of health upon complaint made by five (5) or more citizens, was taken up and considered.

Mr. Jacobs moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Bartle, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Burt, Cannon, Clark, Cole, Cronbaugh, Crozier, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elliott, Erickson, Greene of Grundy, Greene of Clinton, Hadley, Halstead, Hamilton, Hansen, Hazen, Huff, Hunt, Jacobs, Jacobson, Jensen, Kingland, Klay, Koontz, Kulp, LeRoy, Lounsberry, Lund, Manning, McVicker, Milton, Ring, Rone, Scholz, Scott, Shankland, Steelsmith, Stipe, Stokes, Stutt, Webb, Whitney, Mr. Speaker—60.

The nays were:

None.

Absent or not voting:

Atkinson, Barry, Bauman, Bernbrock, Brown, Buxton, Carson, Chapman, Craig, Dixon, Elwood, Enger, Fraley, Griffin, Griggs, Grout, Halgrims, Heaton, Helming, Huntley, Hutchins, Jamison, Jones, Kane, Kelso, Larrabee, Lenocker, McCullough, McHose, Meredith, Miller, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Rohwer, Saltzmann, Sherman, Sidey, Thompson, Townsend, Trumbauer, White, Workman—48.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Klay of Sioux, House File No. 407, a bill for an act repealing section one hundred and seventy-d (170-d) of the supplement to the code, 1907, and to enact a substitute in lieu thereof requiring all boards, commissions, departments and officers of state to turn into the state treasury the fees collected, was taken up and considered.

Mr. Klay proposed the following amendment :

Amend section 1 of House File No. 407 by striking out all after "thereof" in line 3, and inserting in lieu thereof the following:

"That all officers of state, elective or appointive, all boards, commissions and departments, except the department of agriculture, shall turn into the state treasury or bank or depository to the credit of the state treasurer, as designated by the state treasurer, not later than the day succeeding the collection thereof, all fees, commissions and monys collected or received, with an itemized statement of sources from which received and the fund to be credited; and shall also file with the auditor of state a duplicate of such statement."

Amendment adopted.

Mr. Klay moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Bingham, Blackford, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Crozier, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Greene of Grundy, Greene of Clinton, Griggs, Hadley, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Kingland, Klay, Lenoeker, LeRoy, Lounsberry, McHose, McVicker, Milton, Mitchell, Munro, Rone, Scholz, Shankland, Sherman, Stipe, Stokes, Thompson, Workman—56.

The nays were:

Scott, Stutt, Mr. Speaker—3.

Absent or not voting:

Anderson of Greene, Barry, Bauman, Black, Bliss, Brockway, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Daniels, Dixon, Elliott, Enger, Fraley, Griffin, Grout, Halgrims, Heaton, Huntley, Jones, Kane, Kelso, Koontz, Kulp, Larrabee, Lund, Manning, McCullough, Meredith, Miller, Newcomb, Odendahl, Peterson, Pickford, Power, Reeve, Ring, Rohwer, Saltzmann, Sidey, Steelsmith, Townsend, Trumbauer, Webb, White, Whitney—49.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Lund of Hamilton, Substitute for Senate File No. 424, a bill for an act to regulate the levy and collection of special assessments in cities and towns and cities acting under special charter and cities under commission plan of government (amendatory to chapter seven (7), title five (V) of the code), was taken up and considered.

The Sifting committee proposed the following amendment:

Amend Senate File No. 424 by striking out the words and characters "chapter seven (7) title five (V)" in lines three (3) and four (4) of section one (1) of the substitute and insert in lieu thereof "section seven hundred ninety-two (792.)"

Amendment adopted.

Mr. Lund moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Bingham, Blackford, Boettger, Brady, Brown, Bruce, Burt, Buxton, Cannon, Chapman, Cole, Downey, Doze, Dunlap, Eggleston, Elwood, Erickson, Greene of Grundy, Griggs, Hamilton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kelso, Kingland, Kulp, LeRoy, Lund, McCullough, McHose, MeVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Rohwer, Scholz, Scott, Shankland, Sidey, Steelsmith, Stokes, Townsend, White, Workman, Mr. Speaker—59.

The nays were:

Greene of Clinton, Hadley, Halstead, Hansen, Stipe—5.

Absent or not voting:

Anderson of Greene, Barry, Bauman, Black, Bliss, Bradley, Brockway, Carson, Clark, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Elliott, Enger, Fraley, Griffin, Grout, Halgrims, Hazen, Heaton, Jamison, Kane, Klay, Koontz, Larrabee, Lenocker, Lounsbury, Manning, Miller, Odendahl, Power, Reeve, Ring, Rone, Saltzmann, Sherman, Stutt, Thompson, Trumbauer, Webb, Whitney—44.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Whitney of Woodbury, Senate File No. 551, a bill for an act to amend the law relating to the investment of the funds of life insurance companies and associations as the same appears in section eighteen hundred six (1806) supplement to the code, 1907, was taken up and considered.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Bingham, Blackford, Boettger, Brady, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Kulp, LeRoy, Manning, McCullough, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Rohwer, Rone, Scholz, Shankland, Sidey, Steel-smith, Stokes, Stutt, Townsend, Trumbauer, Whitney, Workman, Mr. Speaker—70.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Barry, Bauman, Black, Bliss, Bradley, Brockway, Burt, Clark, Cronbaugh, Daniels, Dawson, Dixon, Downey, Erickson, Fraley, Griffin, Hamilton, Hazen, Huntley, Koontz, Larrabee, Lenoeker, Lounsberry, Lund, McVicker, Miller, Oden-dahl, Power, Reeve, Ring, Saltzmann, Scott, Sherman, Stipe, Thompson, Webb, White—38.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The following message was sent to the Governor:

To His Excellency, Hon. George W. Clarke, Governor of Iowa:

I am directed to inform your excellency that the House requests the return of the following bill sent to you for your approval on April 16th:

House File two hundred eighty-eight (288), a bill for an act to make appropriations to cover the expense of Mr. Thorne while in attendance at the hearing in the case before the interstate commerce commission.

A. C. GUSTAFSON,
Chief Clerk of the House.

The following response was received from the Governor:

STATE OF IOWA.

EXECUTIVE DEPARTMENT.

DES MOINES, IOWA, April 18, 1913.

MR. A. C. GUSTAFSON,

Chief Clerk House of Representatives,

SIR—I acknowledge the receipt of the message from the House asking the return of House File No. 288, being a bill for an act to make appropriation to cover the expenses of Mr. Thorne while in attendance at hearing in the case before the interstate commerce commission and in reply to said request have to say that on the afternoon of the 17th inst., after the consideration of said bill, I signed it and now find that it was transmitted to the secretary of state and that this office holds his receipt therefor. It having gone out of my possession it is not possible for me to comply with the request made by the House. If it were in my possession I should of course promptly comply with the request and return it.

With great respect, I am

Very truly yours,

G. W. CLARKE,
Governor.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred substitute for Senate File No. 116, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for the Iowa soldiers' home, Iowa soldiers' orphans' home, school for the deaf, institution for feeble-minded children, sanatorium for the treatment of tuberculosis, industrial schools, state hospitals, penitentiary and reformatory, beg leave to report they have had the same under consideration and recommend the same be amended as follows, and when so amended the bill do pass.

By striking out in section 12, all of line four (4); by striking out in lines two and three of section 1 the words and figures "six hundred thirty thousand five hundred fifty-five dollars (\$630,555.00)" and inserting in lieu thereof the words and figures "six hundred thousand five hundred fifty-five dollars (\$600,555.00)."

W. LARRABEE, JR.,
Chairman.

Report adopted.

Unanimous consent was granted suspending the rule prohibiting the second and third reading of bills on the same day.

CONSIDERATION OF BILLS.

On motion of Larrabee of Fayette, Substitute for Senate File No. 116, a bill for an act making appropriation for the construction, repair, improvement and contingent funds for the Iowa soldiers' home, Iowa soldiers' orphans' home, school for the deaf, institution for feeble-minded children, sanatorium for the treatment of tuberculosis, industrial schools, state hospitals, penitentiary and reformatory, with report of committee recommending passage was taken up, considered, and the committee amendments were adopted.

Mr. Larrabee-moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Klay, Koontz, Larrabee, Lenocker, LeRoy, Lounsberry, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker—94.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Bartle, Bauman, Clark, Fraley, Griffin, Jensen, Kulp, Lund, Miller, Reeve, Scott, Thompson, Webb—14.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The Speaker announced that as Speaker of the House, he had signed in the presence of the House, Senate Files Nos. 212, 554, 547, 104, 550, 333, 355, 37 and 325.

INTRODUCTION OF BILLS.

By committee on Public Utilities, House File No. 699.

A Bill for An Act to Define the Rights and Powers of the State of Iowa Over the Waters of the State, Prescribing Rules and Regulations for the Development and Control of the Water Power, the Distribution and Sale Thereof, and Conferring Certain Powers upon the Board of Railroad Commissioners in Relation Thereto. (Additional to Chapter Three (3), Title Ten (10) of the Code.)

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

Section 1. The state of Iowa, subject to the right of regulation for the purposes of navigation by the United States government, has full ownership in, and power and control over, all the waters on the beds of all lakes, streams, meandering streams and rivers in this state, including the waters on such parts of the river beds on the state boundary line which are owned by this state.

Sec. 2. The state has full control and power of regulation over all power developed by such waters, the sale, use and distribution thereof and the public utilities developing, distributing, selling or using such power, either directly or indirectly.

Sec. 3. The term "person" used herein includes a corporation, company, association, joint stock company, joint stock association, partnership, co-partnership, individual, firm, trustees of a voluntary association, express trust operation as a business company or holding organization.

Sec. 4. The term "public utility" used herein includes any person about to construct, constructing, owning, operating, managing or controlling any water power plant (including all conveniences, appliances, instrumentalities, facilities, real estate, personal property, easements or equipments utilized in connection therewith or appertaining thereto), directly or indirectly for public use, or hire in this state or some other state or states, or partly in this state and partly outside.

Sec. 5. The term "power," used in this act, means and includes the furnishing, distributing or supplying, either directly or indirectly, for compensation or hire, water for power, or water for generation of electricity for power, light or heat.

Sec. 6. The term "water power plant" used herein includes any dam or part thereof, or other improvement in this state in or across any lake, stream, meandering stream or river heretofore constructed, maintained or operated or hereafter to be constructed, maintained or operated for the purposes of using and distributing the power created, generated or developed thereby, or any other improvement for the purpose of controlling the level and flow of the waters defined in section one (1) hereof.

Sec. 7. All such public utilities are hereby declared to be subject to all the rules, laws and regulations of, and management and control by the board of railroad commissioners, except as this act otherwise specifically provides.

Sec. 8. No such public utility shall maintain or operate a previously constructed water power plant, or hereafter construct, maintain or operate any water power plant, without procuring a certificate of necessity from said commission in the form and manner as required by the said commission.

Sec. 9. There is hereby granted to said commission full power and authority to regulate rates to be charged by any such public utility for the water power within the state or in the boundary waters thereof to the center thread of the stream, for all service furnished therefrom, and said commission may fix said rates either upon complaint to it by any consumer or upon its own volition, giving to such public utility not less than ten days' notice of hearing, and the rate so fixed shall be conclusively deemed fair, just, reasonable and lawful, and all rates heretofore or hereafter fixed by such public utility shall be subject to the approval of said commission.

Sec. 10. There is hereby granted to said commission full power and authority of regulation of such persons and public utility in the construction, equipment, operation and extension of its said plant, but no order with reference thereto shall be made by said commission except upon at least ten days' notice to the persons so constructing, extending or operating said public utility, and after due hearing thereon, and the order when finally made by said commission shall be conclusively deemed fair, just, reasonable and lawful.

Sec. 11. Said commission, in fixing and establishing rates, shall not take into consideration as of any value, the franchise of such public utility for the maintenance and operation of said water power, but shall so fix said rates as to secure to said public utility a fair and reasonable rate upon the then value of the property of said public utility used and useful for the purposes thereof, allowing to said public utility a fair share only of the savings resulting from a special economy and efficiency in the operation thereof.

Sec. 12. Any person seeking to install and operate any such public utility, or which may be now operating any such public utility, shall, upon complying with the conditions hereafter stated, be entitled to exercise such right of eminent domain as may be necessary in carrying out the purposes of such public utility, subject to regulation by the commission.

As a condition precedent to the exercise of such right, the said person shall file with said commission its application in writing duly executed, setting forth in general terms, a description of the water power sought to be developed, and the character and nature of the improvement proposed, together with a general description of the lands to be affected thereby and the lands through or over which

the right of eminent domain is sought. With said application shall be filed an instrument duly executed by said applicant upon such form as may meet the approval of the commission, specifically accepting the provisions of this act and agreeing and consenting to the terms hereof. Upon filing said application and said consent, the commission shall consider the same and shall make such grant to said utility as it may deem advisable, not inconsistent with the term hereof, and shall prescribe such terms and conditions as regards to development of said water power as may to said commission seem advisable. Within the terms of this act and upon and within the terms of the authority so granted by said commission said public utility shall have full and absolute right of eminent domain to be exercised under the provisions of Chapter Ten (10), Title Four (4) of the Code.

Sec. 13. Any public utility violating any of the provisions of this act shall forfeit for each offense and for each of said violation the sum of fifty (\$50.00), the same to be collected in an appropriate action by the state, and any exercise or attempted exercise of any powers, rights or privileges under this act may be enjoined at the suit of the state or any citizen thereof at his own proper costs and expense. The commission shall have power to suspend such fine and forfeiture while the public utility is in good faith preparing to comply with the provisions of this act.

The state of Iowa shall have a preferred lien, second only to the lien for taxes, upon the plant of any public utility which has failed to pay the amount due the state for fines, forfeitures and costs, which lien may be foreclosed by appropriate action brought for said purpose.

Sec. 14. Every certificate of necessity granted by the commission shall be upon the following express condition which forms a part thereof:

Every public utility consents to sell at any time its plant to the state of Iowa, any subdivision of the state, county or municipality, for its just and reasonable value.

Sec. 15. It is hereby specifically provided that the rights and powers herein granted to any such person or public utility and all rights and powers, obtained by such person or public utility, through said commission under the terms hereof, shall be subject to the provisions of Section 1619 of the Code and shall not constitute a vested or contract right; and shall be subject to revocation or future regulation by the State Legislature, the right being reserved to amend or repeal this act.

Sec. 16. All acts or parts of acts in conflict herewith are repealed, but this act shall not affect pending litigation.

Sec. 17. This act being deemed of immediate importance shall take effect from after its publication in the Register and Leader, and the Des Moines Capital, newspapers published in the city of Des Moines, Polk County, Iowa.

Read first and second time and referred to Sifting Committee.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate Joint Resolution No. 16, authorizing and directing the secretary of state to publish, in pamphlet form, Senate File No. 3, known as the workmen's compensation act, beg leave to report they have had the same under consideration and recommend the same do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Larrabee of Fayette, Senate Joint Resolution No. 16, joint resolution authorizing and directing the secretary of state to publish in pamphlet form Senate File No. 3, known as the workmens' compensation act, with report of committee recommending passage, was taken up, and considered.

Mr. Larrabee moved that the rules be suspended, the joint resolution read a third time now, which motion prevailed, and the resolution was read a third time.

JOINT RESOLUTION Authorizing and Directing the Secretary of State to Publish, in Pamphlet Form, Senate File No. 3, Known as the Workmen's Compensation Act.

Whereas, The people of the state of Iowa are interested in knowing the terms of the compensation act known as Senate File No. 3, enacted by the Thirty-fifth General Assembly, for the purpose of enabling them to prepare and adjust their business to the change contemplated within, and as provided by such act. Now, therefore

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

That the secretary of state be and he is hereby authorized and directed to cause the act known as the Workmen's Compensation Act, Senate File No. 3, to be printed in pamphlet form for general distribution to those who apply for a copy thereof, upon the payment of twenty-five (25) cents, the proceeds received by the secretary of state to be paid into the state treasury.

This resolution being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Capital and Register and Leader, newspapers published in Des Moines, Iowa.

On the question, "Shall the resolution pass?"

The ayes were:

Anderson of Montgomery, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griggs, Grout, Hadley, Halstead, Hamilton, Hansen, Heaton, Helming, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kelso, Kingland, Koontz, Kulp, Larrabee, LeRoy, Manning, McHose, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Ring, Rohwer, Rone, Scholz, Shankland, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Workman, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Bartle, Bauman, Craig, Elwood, Fraley, Griffin, Halgrims, Hazen, Huntley, Jensen, Kane, Klay, Lenocker, Lounsberry, Lund, McCullough, McVicker, Miller, Power, Reeve, Saltzmann, Scott, Sherman, Stipe, Webb, Whitney—27.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate Joint Resolution No. 14, approving estimates of cost, plans and specifications for buildings at the state university, the state college of agriculture and mechanic arts, and the state teachers' college, etc., beg leave to report they have had the same under consideration and recommend the same be amended as follows:

Amend section two by striking from lines three, four, five and six the following: "ninety thousand dollars (\$90,000) of this to be taken out of the funds available under the millage tax, and one hundred sixty thousand dollars (\$160,000) out of the special appropriation granted by the Thirty-fifth General Assembly.

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Larrabee of Fayette, Senate Joint Resolution No. 14, approving estimates of cost, plans and specifications for buildings at the state university, the state college of agriculture and mechanic arts, and the state teachers' college, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments were adopted.

Mr. Larrabee moved that the rules be suspended, the joint resolution be considered engrossed, and read a third time now, which motion prevailed, and the resolution was read a third time.

SENATE JOINT RESOLUTION NO. 14.

Approving Estimates of Cost, Plans and Specifications for Buildings at the State University, the State College of Agriculture and Mechanic Arts, and the State Teachers' College.

Approving Estimates of Cost, Plans and Specifications for the Erection of New Buildings at the State University, at the State College of Agriculture and Mechanic Arts, and at the State Teachers College.

Approving Estimates of Cost, Plans and Specifications for the Erection of a Gymnasium, Reconstruction of Roof of Medical Laboratory, Changes in Chemical Laboratory, Warehouse, Tunnel to Currier Hall, Kitchen for Hospital, at the State University; a Chemistry Building, Agricultural Laboratories, Transportation Laboratory, Animal Husbandry Laboratories, at the State College of Agriculture and Mechanic Arts; a Dormitory for Women, and a Manual Training Building at the State Teachers College.

Whereas: The state board of education has submitted to the 35th General Assembly of the state of Iowa, estimates of cost, plans and specifications for the erection of a gymnasium, reconstruction of roof of medical laboratory, changes in chemical laboratory, ware house, tunnel to Currier hall, and kitchen for hospital at the state university; a chemistry building, agricultural laboratories, transportation laboratory, and animal husbandry laboratories at the state college of agriculture and mechanic arts; a woman's dormitory, and manual training building at the state teachers college, to be built and erected under the provisions of chapter 201 of the acts of the 34th General Assembly, and

Whereas: The 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 gymnasium at a cost not to exceed one hundred twenty-five thousand dollars (\$125,000.00), reconstruction of roof of medical laboratory, at a cost not to exceed twelve thousand dollars (\$12,000.00), changes in chemical laboratory at a cost not to exceed eight thousand dollars (\$8,000.00), ware-

house at a cost not to exceed three thousand dollars (\$3,000.00), tunnel to Currier hall at a cost not to exceed thirteen thousand dollars (\$13,000), and kitchen for hospital at a cost not to exceed fifteen thousand dollars (\$15,000), at the state university, submitted to the general assembly of Iowa for approval, are hereby approved.

Sec. 2. That the plans and specifications for the erection of a chemistry building at a cost not to exceed two hundred fifty thousand dollars (\$250,000.00), agricultural laboratories at a cost not to exceed ninety-five thousand dollars (\$95,000.00), transportation laboratory, at a cost not to exceed sixty-five thousand dollars (\$65,000.00), animal husbandry laboratories at a cost not to exceed fifty thousand dollars (\$50,000.00), at the state college of agriculture and mechanic arts, submitted to the general assembly of Iowa for approval, are hereby approved.

Sec. 3. That the plans and specifications for the erection of a woman's dormitory at a cost not to exceed one hundred thousand dollars (\$100,000.00), and a manual training building at a cost not to exceed one hundred thousand dollars (\$100,000.00), at the state teachers college, submitted to the general assembly of Iowa for approval, are hereby approved.

Sec. 4. The state board of education is hereby authorized to erect all of the buildings enumerated in sections 1, 2 and 3 of this joint resolution.

On the question, "Shall the resolution pass?"

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, Lenoeker, LeRoy, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Shankland, Sherman, Sidey, Stokes, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker—85.

The nays were:

Hansen, Scott, Stutt, Thompson—4.

Absent or not voting:

Anderson of Greene, Barry, Bauman, Brockway, Burt, Clark, Doze, Fraley, Lounsberry, Lund, McCullough, Miller, Munro, Odendahl, Reeve, Scholz, Steelsmith, Stipe, Webb—19.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File 383, a bill for an act to amend the law as it appears in chapter eleven-c (11-c) of title thirteen (XIII) of the Supplement to the Code, 1907, relating to the state sanatorium for the treatment of tuberculosis, to provide for the care of advanced cases in said sanatorium, etc., beg leave to report they have had the same under consideration and recommend the same do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Larrabee of Fayette, Senate File No. 383, a bill for an act to amend the law as it appears in chapter eleven-c (11-c), of title thirteen (XIII), of the supplement to the code, 1907, relating to the state sanatorium for the treatment of tuberculosis, to provide for the care of advanced cases in said sanatorium and making an appropriation therefor, and to repeal the law as it appears in section twenty-seven hundred twenty-seven-a-86 (2727-a-86), of the supplement to the code, 1907, and enact a substitute therefor requiring counties to pay for the care of patients in the sanatorium and making such patients and persons legally bound for their support liable to counties for money so paid, with report of committee recommending passage, was taken up, and considered.

Mr. Larrabee moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton,

Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Larrabee, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Stutt, Thompson, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker—92.

The nays were:

None.

Absent or not voting:

Brockway, Clark, Fraley, Grout, Hazen, Kulp, McCullough, Miller, Munro, Odendahl, Reeve, Scott, Steelsmith, Stipe, Stokes, Webb—16.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 553, a bill for an act making an appropriation for carrying out the provisions of Senate File No. 491, beg leave to report they have had the same under consideration and recommend the same do pass.

W. LARRABEE, JR.,

Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Larrabee of Fayette, Senate File No. 553, a bill for an act making an appropriation for carrying out the provisions of Senate File No. 491, with report of committee recommending passage was taken up, and considered.

Mr. Larrabee moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Boettger,

Bradley, Brady, Brockway, Brown, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Hamilton, Hansen, Hazen, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kelso, Kingland, Koontz, Larrabee, Lenoeker, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Whitney, Mr. Speaker—84.

The nays were:

Halstead—1.

Absent or not voting:

Bernbrock, Black, Bruce, Clark, Downey, Fraley, Grout, Heaton, Jensen, Kane, Klay, Kulp, Lounsberry, McCullough, Miller, Munro, Odendahl, Reeve, Scott, Steelsmith, Webb, White, Workman—23.

So the bill having received a constitutional majority was declared to have passed the House 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. 404, a bill for an act to amend section 816 of the Code relating tolein of tax.

JOS. E. MEYER,

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 section 5119 of the Code defining vagrancy.

JOS. E. MEYER,

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. 693, a bill for an act to confirm the title of Jacob Arnold to the south $\frac{1}{2}$ of the S. W. $\frac{1}{4}$ sec. 20, twp. 85, north range 30, west 5th P. M. Greene county, Iowa, and authorize the issuance of a patent therefor

JOS. E. MEYER,
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. 535, a bill for an act to prevent fraud in the manufacture of and sale of commercial fertilizers, etc.

JOS. E. MEYER,
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. 451, a bill for an act to amend section 1304, Supplement to the Code, 1907, relating to exemptions of different classes of property.

JOS. E. MEYER,
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. 515, a bill for an act to amend section 1304, Supplement to the Code, 1907, relating to the exemption of certain classes of property from taxation.

JOS. E. MEYER,
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. 11, a bill for an act to provide for widows who are the mothers of dependent children.

JOS. E. MEYER,
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. 691, a bill for an act that on and after July 1, 1913, all annual appropriations to state schools shall be paid in monthly installments.

JOS. E. MEYER,
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. 526, a bill for an act to amend section 4623 of the Code in relation to books of account in evidence.

JOS. E. MEYER,
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. 641, a bill for an act to repeal the law as it appears in chapter 129, acts of the Thirty-fourth General Assembly.

JOS. E. MEYER,
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 to amend section 1, chapter 43, acts of the Thirty-fourth General Assembly relating to street improvements, etc.

JOS. E. MEYER,
Secretary.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 290, a bill for an act to amend section six hundred ninety-six (696) of the Supplement to the Code, 1907, relating to the prevention of nuisances and the regulation of slaughter houses and other such places by cities and towns and making said section applicable to cities acting under special charter.

Also:

House File No. 350, a bill for an act to amend section twenty-seven hundred thirty-four-p (2734-p) Supplement to the Code, 1907, relating to qualifications of teachers.

Also:

House File No. 380, a bill for an act to fix and declare the liability of persons, firms or private corporations, entering into contracts with the state of Iowa, or with any county, city, town, city organized under special charter, school corporation or with any municipal corporation now existing or hereafter created and to provide for immunity to witnesses in proceedings to establish such liability, and to fix and declare the measure of damages for violation of this act.

Also:

House File No. 461, a bill for an act to amend the law relating to the destruction of weeds as it appears in sections three (3) and four (4) of chapter ninety-six (96) of the acts of the Thirty-third General Assembly.

Also:

House File No. 33, a bill for an act to establish legal weights and measures, to provide for the inspection of the same, to punish the keeping or use of false or incorrect weights and measures, to provide for statements of net weight, placing the enforcement in charge of the dairy and food commissioner and to repeal acts in conflict with this act.

Also:

House File No. 58, a bill for an act to amend section eleven hundred eighty-two (1182) of the Code, relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors.

Also:

House File No. 347, a bill for an act to amend section thirty-five hundred thirty-four (2534) of the Code, relating to service by publication when an affidavit is filed that personal service cannot be made on defendant within this state.

Also:

House File No. 349, a bill for an act to amend the law as it appears in section seven (7) of chapter one hundred sixty-nine (169) of the acts of the Thirty-third General Assembly, relating to the compensation of the state bee inspector, and to make an appropriation therefor.

Also:

House File No. 514, a bill for an act to amend House File Ninety-three (93) of the acts of the Thirty-fifth General Assembly, relating to the payment of tuition of pupils attending high school located in other districts.

Also:

House File No. 361, a bill for an act to repeal section two thousand twenty-two (2022) of the Supplement to the Code, 1907, and to enact a

substitute therefor, providing for private crossing over railroads and giving the board of railroad commissioners power to make orders when the land owner and railroad company are unable to agree.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 33, a bill for an act to establish legal weights and measures, to provide for the inspection of the same, to punish the keeping or use of false or incorrect weights and measures, to provide for statements of net weight, placing the enforcement in charge of the dairy and food commissioner and to repeal acts in conflict with this act.

Also:

House File No. 58, a bill for an act to amend section eleven hundred eighty-two (1182) of the Code, relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors.

Also:

House File No. 347, a bill for an act to amend section thirty-five hundred thirty-four (2534) of the Code, relating to service by publication when an affidavit is filed that personal service cannot be made on defendant within this state.

Also:

House File No. 349, a bill for an act to amend the law as it appears in section seven (7) of chapter one hundred sixty-nine (169) of the acts of the Thirty-third General Assembly, relating to the compensation of the state bee inspector, and to make an appropriation therefor.

Also:

House File No. 514, a bill for an act to amend House File Ninety-three (93) of the acts of the Thirty-fifth General Assembly, relating to the payment of tuition of pupils attending high school located in other districts.

Also:

House File No. 361, a bill for an act to repeal section two thousand twenty-two (2022) of the Supplement to the Code, 1907, and to enact a substitute therefor, providing for private crossing over railroads and giving the board of railroad commissioners power to make orders when the land owner and railroad company are unable to agree.

Also :

House File No. 290, a bill for an act to amend section six hundred ninety-six (696) of the Supplement to the Code, 1907, relating to the prevention of nuisances and the regulation of slaughter houses and other such places by cities and towns and making said section applicable to cities acting under special charter.

Also :

House File No. 350, a bill for an act to amend section twenty-seven hundred thirty-four-p (2734-p) Supplement to the Code, 1907, relating to qualifications of teachers.

Also :

House File No. 380, a bill for an act to fix and declare the liability of persons, firms or private corporations, entering into contracts with the state of Iowa, or with any county, city, town, city organized under special charter, school corporation or with any municipal corporation now existing or hereafter created and to provide for immunity to witnesses in proceedings to establish such liability, and to fix and declare the measure of damages for violation of this act.

Also :

House File No. 461, a bill for an act to amend the law relating to the destruction of weeds as it appears in sections three (3) and four (4) of chapter ninety-six (96) of the acts of the Thirty-third General Assembly.

W. W. ANDERSON,

Chairman House Committee.

JOHN H. TAYLOR,

Chairman Senate Committee.

Report adopted.

INTRDOUCTION OF BILLS.

By committee on Appropriations, House Joint Resolution No. 16.

HOUSE JOINT RESOLUTION NO. 16.

House Joint Resolution No. 16, Approving Estimate of Cost, Plans and Specifications for Buildings and Improvements at the Soldiers' Orphans' Home, School for the Deaf, Institute for Feeble-Minded Children, State Sanatorium for the Treatment of Tuberculosis, Industrial School for Boys, Mount Pleasant State Hospital for Insane, Independence State Hospital for Insane, Clarinda State Hospital for Insane, Cherokee State Hospital for Insane, State Hospital for Inebriates, State Penitentiary and State Reformatory.

Whereas, The board of control of state institutions has submitted to the Thirty-fifth General Assembly of the state of Iowa, estimated cost, plans and specifications, for the erection of certain buildings and improvements to be completed and erected under the provisions of the laws enacted by the Thirty-fifth General Assembly, and

Whereas, Said estimate of cost, plans and specifications are in every way proper and suitable, therefore

Be it Resolved by the Thirty-fifth General Assembly of the state of Iowa:

Section 1. That the plans and specifications for the erection of a hospital, at a cost not to exceed \$25,000.00; and for a school house at a cost not to exceed \$14,000.00 at the Soldiers' Orphans' Home, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 2. That the plans and specifications for the erection of a cottage for girls, at a cost not to exceed \$125,000.00; for an addition to the main building, bake shop, office, and school room, at a cost not to exceed \$20,000.00, for kitchen and dining room for boys, at a cost not to exceed \$15,000.00; for a hospital for consumptives at a cost not to exceed \$8,000.00; for cow barn at a cost not to exceed \$9,000.00, at the institution for feeble-minded children, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 3. That the plans and specifications for the erection of a hospital for advanced cases of tubercular patients, for the treatment of tuberculosis, at a cost not to exceed \$50,000.00; for the erection of a medical building for the treatment of tuberculosis at a cost not to exceed \$35,000.00, at the state sanatorium for the treatment of tuberculosis, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 4. That the plans and specifications for the erection of a wing to administration building, at a cost not to exceed \$60,000.00; for laundry building and equipment, at a cost not to exceed \$15,000.00, at the industrial school for boys, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 5. That the plans and specifications for the erection of psychopathic hospital for men, at a cost not to exceed \$85,000.00; for an addition to infirmary, at a cost not to exceed \$15,000.00, at the state hospital for insane, at Mount Pleasant, submitted to the General Assembly for Iowa for approval, are hereby approved.

Sec. 6. That the plans and specifications for a building for home for employes, at a cost not to exceed \$57,500.00 at the state hospital for insane, at Independence, submitted to the General Assembly of Iowa, for approval, are hereby approved.

Sec. 7. That the plans and specifications for the psychopathic hospital, at a cost not to exceed \$135,000.00 at the state hospital for insane, at Clarinda, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 8. That the plans and specifications for the building for employes' home, at a cost not to exceed \$57,500.00; hospital for tubercular patients at a cost not to exceed \$50,000.00 at the hospital for insane at Cherokee, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 9. That the plans and specifications for the hospital building at a cost not to exceed \$15,000.00; for custodial building at a cost not to exceed \$40,000.00, for state hospital for inebriates, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 10. That the plans and specifications for the office and industrial building, including isolation cells, at a cost not to exceed \$38,000.00, at the state reformatory, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 11. The board of control of state institutions is hereby authorized to erect all of the buildings enumerated in sections one (1), two (2), three (3), four (4), five (5), six (6), seven (7), eight (8), of this joint resolution, and that the hospital for tubercular patients at the state sanatorium, for treatment of tuberculosis, be erected during the year nineteen hundred fourteen (1914).

Read first and second time and placed on file.

Unanimous consent was granted suspending the rules prohibiting the second and third reading of bills on the same day.

CONSIDERATION OF BILLS.

On motion of Larrabee of Fayette, House Joint Resolution No. 16, joint resolution approving estimate of cost, plans and specifications for buildings and improvements at the soldiers' orphans' home, school for the deaf, institute for feeble-minded children, state sanatorium for the treatment of tuberculosis, industrial school for boys, Mount Pleasant state hospital for insane, Independence state hospital for insane, Clarinda state hospital for insane, Cherokee state hospital for insane, state hospital for inebriates, state penitentiary and state reformatory, was taken up, and considered.

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

JOINT RESOLUTION.

Joint Resolution Approving Estimate of Cost, Plans and Specifications for Buildings and Improvements at the Soldiers' Orphans' Home, School for the Deaf, Institute for Feeble-Minded Children, State Sanatorium for the Treatment of Tuberculosis, Industrial School for Boys, Mount Pleasant State Hospital for Insane, Independence State Hospital for Insane, Clarinda State Hospital for Insane, Cherokee State Hospital for Insane, State Hospital for Inebriates, State Penitentiary and State Reformatory.

Whereas, The board of control of state institutions has submitted to the Thirty-fifth General Assembly of the State of Iowa, estimated

cost, plans and specifications, for the erection of certain buildings and improvements to be completed and erected under the provisions of the laws enacted by the Thirty-fifth General Assembly, and

Whereas, Said estimate of cost, plans and specifications are in every way proper and suitable, therefore

Be it Resolved by the Thirty-fifth General Assembly of the State of Iowa:

Section 1. That the plans and specifications for the erection of a hospital, at a cost not to exceed \$25,000.00, and for a school house at a cost not to exceed \$14,000.00, at the Soldiers' Orphans' Home, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 2. That the plans and specifications for the erection of a cottage for girls, at a cost not to exceed \$125,000.00, for an addition to the main building, bake shop, office, and school room, at a cost not to exceed \$20,000.00, for a kitchen and dining room for boys, at a cost not to exceed \$15,000., for a hospital for consumptives at a cost not to exceed \$8,000.00; for cow barn at a cost not to exceed \$9,000.00, at the institution for feeble-minded children, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 3. That the plans and specifications for the erection of a hospital for advanced cases of tubercular patients, for the treatment of tuberculosis, at a cost not to exceed \$50,000.00; for the erection of a medical building for the treatment of tuberculosis at a cost not to exceed \$35,000.00, at the state sanatorium for the treatment of tuberculosis, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 4. That the plans and specifications for the erection of a wing to administration building, at a cost not to exceed \$60,000.00; for laundry building and equipment, at a cost not to exceed \$15,000.00, at the industrial school for boys, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 5. That the plans and specifications for the erection of psychopathic hospital for men, at a cost not to exceed \$85,000.00; for an addition to infirmary, at a cost not to exceed \$15,000.00, at the state hospital for insane, at Mount Pleasant, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 6. That the plans and specifications for building for home for employees, at a cost not to exceed \$57,500.00 at the state hospital for insane, at Independence, submitted to the General Assembly of Iowa, for approval, are hereby approved.

Sec. 7. That the plans and specifications for the psychopathic hospital, at a cost not to exceed \$135,000.00 at the state hospital for insane, at Clarinda, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 8. That the plans and specifications for the building for employees home, at a cost not to exceed \$57,500.00; hospital for tubercular patients at a cost not to exceed \$50,000.00 at the hospital for insane at Cherokee, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 9. That the plans and specifications for the hospital building at a cost not to exceed \$15,000.00; for custodial building at a cost not to exceed \$40,000.00, for state hospital for inebriates, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 10. That the plans and specifications for the office and industrial building, including isolation cells, at a cost not to exceed \$38,000.00, at the state reformatory, submitted to the General Assembly of Iowa for approval, are hereby approved.

Sec. 11. The board of control of state institutions is hereby authorized to erect all of the buildings enumerated in sections one (1), two (2), three (3), four (4), five (5), six (6), seven (7), eight (8), of this joint resolution, and that the hospital for tubercular patients at the state sanatorium, for the treatment of tuberculosis, be erected during the year nineteen hundred fourteen (1914).

On the question "Shall the joint resolution pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Crozier, Daniels, Dawson, Dunlap, Elliott, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Kane, Kelso, Kingland, Koontz, Larrabee, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Peterson, Pickford, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Stokes, Stutt, Thompson, Townsend, Trumbauer, Whitney, Workman—70.

The nays were:

Mr. Speaker—1.

Absent or not voting:

Bartle, Black, Brown, Burt, Clark, Craig, Cronbaugh, Dixon, Downey, Doze, Eggleston, Erickson, Fraley, Grout, Hansen, Hazen, Jacobson, Jones, Klay, Kulp, Lenocker, LeRoy, Lounsberry, Lund, McCullough, Miller, Munro, Newcomb, Odendahl, Power, Reeve, Scott, Sidey, Steelsmith, Stipe, Webb, White—37.

So the joint resolution having received a constitutional majority was declared to have passed the House 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 herewith requests immediate return of the following bill:

Senate File No. 530, a bill for an act to amend the law relating to the selection of school text books.

JOS. E. MEYER,
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. 108, a bill for an act to prohibit the sale, keeping for sale, loaning, giving or carrying of certain dangerous weapons, etc.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Dawson of Cherokee moved that the House concur in the request of the Senate for the return of Senate File No. 530.

Motion prevailed.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 555, a bill for an act amending chapter two hundred one (201) of the laws of the Thirty-fourth General Assembly, relating to plans and specifications and estimates of cost of building under the control of the board of education and the employment of an architect and assistants, 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 amended by the following substitute amendment:

A BILL for an Act Amending Chapter Two Hundred One (201) of the Laws of the Thirty-fourth General Assembly, Relating to Plans and Specifications and Estimates of Cost of Buildings Under the Control of the Board of Education and the Employment of an Architect and Assistants and Making Appropriation Therefor.

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

Section 1. That section 2, chapter two hundred one (201) of the laws of the Thirty-fourth General Assembly be and the same is hereby

amended by striking out the word "an" after the word "by" and before the word "architect" in line four (4) and substituting the following: "the state."

Sec. 2. That section 2, chapter two hundred one (201) of the laws of the Thirty-fourth General Assembly be and the same is hereby amended by inserting after the word "betterments" and before the word "provide" in the fifth line thereof the following: "and such plans and specifications, together with the said estimates of cost, shall be so submitted within thirty (30) days from the first day of any regular session."

Sec. 3. That section 2, chapter two hundred one (201) of the laws of the Thirty-fourth General Assembly be and the same is hereby amended by substituting for the last sentence beginning with the words, "Nothing in this act," the following:

"The state architect is hereby authorized, by and with the consent of the executive council, to employ extra draftsmen, and there is hereby appropriated out of the funds of the state treasury not otherwise appropriated, the sum of five thousand dollars (\$5,000.00) annually, or so much thereof as is necessary for salaries of such draftsmen"; and when so amended the bill do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Larrabee of Fayette, Senate File No. 555, a bill for an act amending chapter two hundred one (201) of the laws of the Thirty-fourth General Assembly relating to plans and specifications and estimates of cost of buildings under the control of the board of education and the employment of an architect and assistants and limiting expenditures therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Larrabee moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Downey, Dumas, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of

Grundy, Greene of Clinton, Griffin, Griggs, Halgrims, Halstead, Hamilton, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Larrabee, LeRoy, Lund, Manning, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Atkinson, Bingham, Chapman, Clark, Dixon, Doze, Fraley, Grout, Hadley, Hansen, Hazen, Jacobson, Kulp, Lenocker, Lounsberry, McCullough, Munro, Newcomb, Odendahl, Reeve, Steel-smith, Webb—22.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The Speaker announced that as Speaker of the House, he had signed in the presence of the House, House Files Nos. 33, 361, 349, 514, 290, 380, 461, 350, 347 and 58.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations, to whom was referred substitute for Senate File No. 146, a bill for an act to amend sections five (5), 10, 12, 15 and 16 of chapter one hundred twenty-eight (128) acts of the Thirty-fourth General Assembly, relative to the duties and compensation of the state fire marshal and the deputy state fire marshal, and making an appropriation for the maintenance of the state fire marshal's office, beg leave to report they have had the same under consideration and recommend the same do pass.

W. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up substitute for Senate File No. 146 and yielded the floor to Carson of Davis.

On motion of Mr. Carson, substitute for Senate File No. 146, a bill for an act to amend sections five (5), ten (10), twelve (12), fifteen (15) and sixteen (16) of chapter one hundred twenty-eight

(128) acts of the Thirty-fourth General Assembly, relative to the duties and compensation of the state fire marshal and the deputy state fire marshal, and making an appropriation for the maintenance of the state fire marshal's office, with report of committee recommending passage, was taken up and considered.

Mr. Carson moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bauman, Bernbroek, Bingham, Black, Blackford, Bliss, Bradley, Brown, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Koontz, Lenoeker, LeRoy, Lund, Manning, McHose, Meredith, Miller, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Whitney, Workman, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Bartle, Boettger, Brady, Brockway, Bruce, Burt, Clark, Doze, Fraley, Griggs, Halgrims, Hansen, Kelso, Kulp, Larrabee, Lounsbury, McCullough, McVicker, Munro, Odendahl, Reeve, Scott, Stipe, Webb, White—26.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Greene of Grundy, Senate File No. 82, a bill for an act to provide additional chairs in the college of homeopathic medicine of the State University of Iowa, additional to chapter 168 of the acts of the Sixteenth General Assembly, was taken up and considered.

Mr. Green moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bartle, Bernbrock, Black, Blackford, Bliss, Brockway, Bruce, Cannon, Carson, Chapman, Clark, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Lenocker, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Shankland, Sidey, Steel-smith, Stipe, Stokes, Stutt, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker—79.

The nays were:

Atkinson—1.

Absent or not voting:

Anderson of Greene, Barry, Bauman, Bingham, Boettger, Bradley, Brady, Brown, Burt, Buxton, Cole, Cronbaugh, Doze, Eggleston, Fraley, Griggs, Hazen, Jensen, Larrabee, McCullough, Miller, Munro, Newcomb, Odendahl, Reeve, Sherman, Thompson, Webb—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Klay of Sioux, Senate File No. 348, a bill for an act to repeal section two hundred twelve (212) of the supplement to the code, 1907, relating to the appointment of an assistant attorney general and to his salary and to enact a substitute therefor, was taken up and considered.

Mr. Klay moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bernbrock, Bingham, Bliss, Bradley, Brockway, Bruce, Cannon, Carson, Chapman, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene

of Clinton, Griffin, Grout, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Jacobs, Jacobson, Jensen, Kelso, Kingland, Klay, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Miller, Milton, Mitchell, Peterson, Pickford, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stutt, Townsend, Trumbauer, White, Whitney, Workman—74.

The nays were:

Brown, Halstead, Odendahl, Scott, Thompson, Mr. Speaker—6.

Absent or not voting:

Anderson of Greene, Bauman, Black, Blackford, Boettger, Brady, Burt, Buxton, Cronbaugh, Doze, Fraley, Greene of Grundy, Griggs, Hadley, Halgrims, Hansen, Hutchins, Jamison, Jones, Kane, Larrabee, Munro, Newcomb, Power, Reeve, Saltzmann, Stokes, Webb—28.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILLS.

By committee on Appropriations, House File No. 700:

A BILL for an Act for the Levy of a Special Tax upon the Taxable Property of the State for the Purpose of Creating a Fund for the Further Equipment and Support of Extension Work, Experimentation, Collegiate and Non-collegiate Courses of Study at the Iowa State College of Agriculture and Mechanic Arts.

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

Section 1. For the purpose of creating a fund for the further equipment and support of extension work, experimentation, collegiate and non-collegiate courses of study at the Iowa state college of agriculture and mechanic arts, there shall be levied for two years a special tax of one-half of a mill on the dollar upon the taxable property of the state, the proceeds whereof shall be carried into the treasury of the state to be used for the several purposes mentioned in this act in amounts hereinafter specified. Said levy shall be made in the year 1913 and 1914.

Sec. 2. For the further equipment and support of extension work, experimentation, collegiate and non-collegiate courses of study at the Iowa state College of agriculture and mechanic arts, there shall be set aside from the fund created by this act for each of the two consecutive years beginning with 1914, sums as follows:

For additional support of collegiate departments, \$125,000.00; for agricultural extension, \$48,000.00; for agricultural experiment station, \$57,000.00, of which sum not exceeding thirty-five thousand dollars (\$35,000.00) may be used for the purchase of an additional farm for experimental purposes; for agricultural one year and two year non-collegiate courses,

\$12,500.00; for trade school and engineering extension work, \$25,000.00; for engineering experiment station, \$5,000.00; for veterinary practitioners' course, \$5,000.00; for veterinary investigations, \$10,000.00; for repair and contingent fund, \$10,000.00; for the support of two and four year courses in home economics for home makers and teachers, \$20,000.00; for equipment of departments and buildings, \$40,000.00; for maintenance and improvements of public grounds, \$10,000.00; for the enlargement of buildings and small additional buildings, \$10,000.00.

The sums specified in this section shall be drawn from the treasury of the state upon warrants drawn by the auditor of the state upon order of the Iowa state board of education.

Sec. 3. Any balance of the annual fund created by this levy not used for the purposes specified in section 2 of this act, shall be covered into the general revenues of the state on the first day of April, 1915, and on the first day of April each year thereafter during the period of the levy of the tax herein provided.

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 at Des Moines, Iowa.

Read first and second time and placed on file.

CONSIDERATION OF BILLS.

On motion of Lund of Hamilton, Senate File No. 446, a bill for an act to amend section four (4), of chapter sixty-three (63), acts of the Thirty-fourth General Assembly, relating to assessments of stock of national, state and savings banks, was taken up, and considered.

Mr. Lund moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bernbrock, Bingham, Bradley, Brockway, Bruce, Buxton, Cannon, Chapman, Craig, Cronbaugh, Daniels, Dixon, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Greene of Clinton, Griffin, Hadley, Halstead, Hamilton, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kingland, Klay, Koontz, Kulp, Lenoeker, Lounsberry, Lund, Manning, McHose, Meredith, Milton, Newcomb, Odendahl, Peterson, Rohwer, Rone, Scholz, Scott, Shankland, Sherman, Sidey, Steelsmith, Thompson, Townsend, Workman, Mr. Speaker—61.

The nays were:

Atkinson, Brown, LeRoy—3.

Absent or not voting:

Anderson of Greene, Barry, Bartle, Bauman, Black, Blackford, Bliss, Boettger, Brady, Burt, Carson, Clark, Cole, Crozier, Dawson, Doze, Erickson, Fraley, Greene of Grundy, Griggs, Grout, Halgrims, Hazen, Helming, Kane, Kelso, Larrabee, McCullough, McVicker, Miller, Mitchell, Munro, Pickford, Power, Reeve, Ring, Saltzmann, Stipe, Stokes, Stutt, Trumbauer, Webb, White, Whitney—44.

So the bill having received a constitutional majority was declared to have passed the House 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 concurred in House amendment to the following Senate Concurrent Resolution relative to time of employment of certain desk employees of the Thirty-fifth General Assembly.

JOS. E. MEYER,
Secretary.

Also:

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

Senate Joint Resolution No. 15, joint resolution fixing the number and compensation of employes in the department of state at the seat of government.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

SENATE JOINT RESOLUTION NO. 15.

Senate 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, 1915, 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.
Two assistants to the attorney general at salaries, each, of not to exceed	\$ 2,500.00
Two stenographers at salaries, each, not to exceed.....	900.00
Additional assistance and contingent fund not to exceed the sum of	6,500.00
To pay claims against the department prior to January 1, 1910	1,000.00
One law clerk and stenographer	1,200.00
For the office of Auditor of State.	
One chief clerk in the insurance department at a salary not to exceed	1,800.00
One securities clerk in the insurance department, who shall give bond, at a salary of not to exceed.....	1,600.00
One fee clerk in the insurance department, who shall give bond, at a salary of not to exceed.....	1,400.00
Extra clerical assistance in insurance, revenue and banking departments, expense in adjusting accounts between the state and counties, expense in attending meetings of the insurance commissioners and such other expense as shall be approved by the executive council, not to exceed.....	1,000.00
One chief clerk in the revenue department at a salary of not to exceed	1,600.00
One chief clerk in the banking department at a salary of not to exceed	1,600.00
One assistant clerk in the banking department at a salary of not to exceed	1,000.00
Five stenographers at salaries, each, of not to exceed.....	900.00
One janitor at a salary of not to exceed.....	780.00
One chief clerk in the department of municipal accounting, also to serve as general clerk, at a salary of not to exceed....	1,500.00
One additional clerk at a salary of not to exceed.....	1,200.00
For the office of the Clerk of the Supreme Court.	
One clerk at a salary not to exceed.....	1,200.00
One clerk at a salary of not to exceed.....	900.00
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 not to exceed.....	840.00
For additional clerical assistance not to exceed.....	150.00

For the office of the Governor.

One pardon clerk at a salary of not to exceed.....	1,300.00
One requisition clerk at a salary of not to exceed.....	1,300.00
One notarial clerk and stenographer at a salary of not to exceed	900.00
One messenger and usher, who shall act as janitor, at a salary not to exceed	900.00

For the State Librarian's Office.

One cataloger at a salary of not to exceed.....	1,000.00
One stenographer and bookkeeper at a salary of not to exceed	900.00
One janitor at a salary of not to exceed.....	780.00
One legislative and general reference assistant, (who shall be under the direction of assistant to librarian)	1,000.00
One stenographer for the law and document department at a salary of not to exceed.....	900.00
Extra allowance for special janitor work in the law department, not to exceed.....	200.00
One apprentice assistant in law department at a salary of not to exceed	300.00

For the Office of Railroad Commissioners.

One general clerk at a salary of not to exceed.....	1,300.00
One statistical and rate clerk at a salary of not to exceed....	1,200.00
One assistant statistical and rate clerk at a salary of not to exceed	900.00
One reporter at a salary of not to exceed.....	1,200.00
Two stenographers at a salary, each, of not to exceed.....	900.00

For the Office of Secretary of State.

One chief clerk, who shall give bond, at a salary of not to exceed	1,600.00
One corporation clerk at a salary of not to exceed.....	1,200.00
One assistant corporation clerk at a salary of not to exceed..	1,200.00
One general clerk at a salary of not to exceed.....	1,200.00
Two stenographers at salaries, each, of not to exceed.....	900.00
One librarian of document department at a salary of not to exceed	1,200.00
One document clerk and accountant for storage building at a salary of not to exceed.....	1,200.00
One janitor and messenger at a salary of not to exceed.....	900.00

Motor Vehicle Department.

One chief clerk at a salary of not to exceed.....	1,500.00
One cashier at a salary of not to exceed.....	1,200.00
One chief examiner of applications, at a salary of not to exceed	1,200.00
One bookkeeper at a salary of not to exceed.....	1,000.00

One stenographer, at a salary of not to exceed.....	900.00
One index clerk at a salary of not to exceed.....	900.00
One general clerk, (receipts, plates, etc.) at a salary of not to exceed	900.00

Extra Help. (Estimated.)

Eight clerks at \$65.00 per month, each, for three months.
 Three clerks at \$65.00 per month, each, for four months.
 Two clerks at \$65.00 per month, each, for two months.

For the Office of Superintendent of Public Instruction.

Two stenographers at salaries, each, of not to exceed.....	900.00
One janitor, at a salary of not to exceed.....	780.00
For extra clerical assistance, not to exceed.....	750.00

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 not to exceed.....	900.00
For stenographic and messenger service, not to exceed.....	6,300.00

For the Office of Treasurer of State.

One cashier, who shall give bond, at a salary of not to exceed	1,500.00
One bookkeeper at a salary of not to exceed.....	1,200.00
One general clerk at a salary of not to exceed.....	900.00
One stenographer at a salary of not to exceed.....	900.00
One watchman, who shall be janitor, and who shall be prohibited from depositing or handling state funds, at a salary of not to exceed.....	780.00
For additional clerical assistance and contingent, not to exceed	300.00

For the office of the Curator of the State Historial Department.

Two assistants to the curator, at salaries, each, of not to exceed	1,200.00
One clerk and stenographer at a salary of not to exceed.....	900.00
One museum director at a salary of not to exceed.....	1,200.00
Six guards, at salaries, each, of not to exceed.....	780.00
One porter,*who shall be under forty-five of age.....	780.00
One index clerk for archives department, at a salary of not to exceed	900.00
One matron, at a salary of not to exceed.....	780.00

The guards and porter above provided are in lieu of all janitors, elevator tenders, and night watchmen heretofore provided for the Historical Building.

For the Executive Council.

One secretary at a salary of not to exceed.....	\$ 2,400.00
One clerk at a salary of not to exceed.....	1,600.00

One clerk in the supply room, who shall keep the stock book, the office supply accounts, make the quarterly reports to officers, and who shall give bond, at a salary of not to exceed	1,100.00
One capitol grounds extension representative, to be named by the governor, at a salary of not to exceed.....	1,500.00
For stenographic and clerical assistants to be employed by the secretary, upon the approval of the executive council, not to exceed	2,200.00
One postmaster, who shall carry mail as directed by the executive council, not to exceed.....	1,000.00
One janitor, who shall also be janitor for the board of health to be named by the secretaries of the executive council and of the board of health, not to exceed.....	780.00
For the Board of Control.	
One chief accountant at a salary of not to exceed.....	1,800.00
One storekeeper and clerk at a salary of not to exceed.....	1,200.00
One estimate clerk at a salary of not to exceed.....	1,200.00
One stenographer and proof reader, at a salary of not to exceed	1,000.00
Three stenographers and clerk at salaries, each, of not to exceed	900.00
One clerk and janitor at a salary of not to exceed.....	780.00
For extra clerical assistance not to exceed.....	1,500.00
For the Department of Geological Survey.	
One stenographer at a salary of not to exceed.....	900.00
For Weather and Crop Service.	
Director's salary	1,500.00
Clerical assistance not to exceed.....	720.00
For the Office of State Mine Inspector.	
One clerk at a salary of not to exceed.....	1,000.00
For the Office of the State Board of Health.	
One assistant secretary, not to exceed.....	1,200.00
One clerk and stenographer at a salary not to exceed.....	900.00
Extra clerical assistance not to exceed the sum of.....	900.00
For one clerk and stenographer for vital statistics at a salary of not to exceed.....	900.00
One keeper of accounts.....	900.00
For the Office of Supreme Court Reporter.	
One clerk at a salary of not to exceed.....	720.00
For the Office of the Library Commission.	
One secretary at a salary of not to exceed.....	1,600.00

One librarian, (traveling library) at a salary of not to exceed	1,080.00
One field and reference assistant at a salary of not to exceed..	1,000.00
One library organizer at a salary of not to exceed.....	900.00
One clerk and general stenographer, at a salary of not to exceed	900.00
One cataloger, not to exceed.....	900.00
One general assistant, at a salary of not to exceed.....	600.00
For extra help as needed, including service of shipping clerk, not to exceed.....	400.00

For the Office of State Pharmacy Commission.

One secretary at a salary of not to exceed.....	1,500.00
For extra clerical assistance not to exceed the sum of.....	150.00

For the Office of the Food and Dairy Commissioner.

One clerk at a salary of not to exceed.....	900.00
One clerk at a salary of not to exceed.....	900.00
One janitor for rooms occupied by food and dairy commissioner and state veterinarian, at a salary of not to exceed.....	780.00
For extra clerical assistance, to be used only in case of neces- sity, on approval of executive council, not to exceed.....	1,000.00

(For janitors for certain offices.)

For the offices of the department of agricultural (agricultural society) there shall be one janitor to be selected by them, at a salary of not to exceed.....	780.00
For the offices of the pharmacy department, mining inspector and labor bureau, there shall be one janitor, to be selected by the custodian, at a salary not to exceed.....	780.00
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 not to exceed.....	780.00
For the offices of the railroad commissioners, horticultural department and attorney general there shall be one janitor, selected by them, at a salary of not to exceed.....	780.00
The last four 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.....	\$ 1,500.00
One first assistant engineer at a salary of not to exceed....	1,200.00
One second assistant engineer at a salary of not to exceed...	1,200.00
One electrician and machinist at a salary of not to exceed...	1,200.00
One assistant electrician and machinist at a salary of not to exceed	1,000.00
One carpenter at a salary of not to exceed.....	1,000.00
One chief of police at a salary of not to exceed.....	900.00
Two night watchmen at a salary, each, of not to exceed.....	900.00

One boiler tender at a salary of not to exceed.....	900.00
Six firemen and wardens at salaries, each, of not to exceed..	840.00
Eight floor janitors at salaries, each, not to exceed.....	780.00
One storage room janitor, to be named by the executive council, at a salary of not to exceed.....	780.00
One janitress to have charge of the ladies' toilet rooms at a salary of not to exceed.....	780.00
One elevator tender at a salary of not to exceed	780.00
Allowance for washing towels not to exceed.....	600.00
One florist and yard man at a salary not to exceed.....	840.00
Extra help as may be needed, not to exceed the sum.....	720.00
One clerk and stenographer at a salary of not to exceed.....	900.00
Three janitors for capitol building, who shall be less than forty-five years of age, at a salary, each, of not to exceed	780.00

For the Bureau of Labor Statistics.

One clerk and statistician at a salary of not to exceed.....	1,000.00
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All janitors employed 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 shall discharge any janitor for incompetency, neglect of duty or insubordination.

All employes provided for in this act shall devote their entire time to the service of the state, except that this requirement shall not be interpreted to prevent the allowance of a reasonable vacation, such vacation to be at the discretion of the head of the department or commission interested, and in no case to exceed two weeks in any one year.

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.

No additional help shall be employed by the head of any department, and no additional pay shall be granted or authorized to any of the employees provided for in this act, without first having received the approval of the committee on retrenchment and reform.

Any head of a department may at any time discharge any clerk or other employe in such department for neglect of duty, insubordination or incapacity.

Passed on file.

On motion of Shankland of Polk, the House adjourned until 7:30 P. M.

EVENING SESSION.

House reconvened, Speaker Pro Tempore 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 Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 247, a bill for an act to amend section 510-b, Supplement to the Code, 1907, relating to sheriffs, deputy sheriffs and their compensation.

Jos. E. MEYER,
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. 17, joint resolution to the practice of polygamy in certain parts of the United States.

Jos. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 247, a bill for an act to amend section five hundred ten-b (510-b) supplement to the code, 1907, relating to sheriffs, deputy sheriffs and their compensation.

Read first and second time and referred to Sifting committee.

SENATE JOINT RESOLUTION NO. 17.

JOINT RESOLUTION Relating to the Practice of Polygamy in Certain Parts of the United States Under Federal Jurisdiction and Control and Reserving to Each State the Right of Each State to Make and Enforce its Own Laws Relative to Marriage and Divorce.

Whereas, It appears from investigation recently made by the Senate of the United States, and otherwise, that polygamy still exists in certain places in the United States, notwithstanding prohibitory statutes enacted by the several states thereof, and

Whereas, The practice of polygamy is generally condemned by the people of the United States, and there is a demand for the more effectual prohibition thereof by placing the subject under federal jurisdiction and control, at the same time reserving to each state the right to make and enforce its own laws relating to marriage and divorce; now therefore

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

That the application be made and hereby is made to congress under the provisions of article five (V) of the constitution of the United States

for the calling of a convention to propose an amendment to the constitution of the United States whereby polygamy and polygamous cohabitation shall be prohibited, and congress shall be given power to enforce such prohibition by appropriate legislation.

Resolved, further, that the legislatures of all other states of the United States, now in session or when next convened, be and they hereby are respectfully requested to join in this application by the adoption of this or an equivalent resolution.

Resolved, further, that the secretary of state be and he hereby is directed to transmit copies of this application to the Senate and House of Representatives of the United States, and to the several members of said bodies representing this state therein; also to transmit copies thereof to the legislatures of all other states of the United States.

Read first and second time and referred to Sifting committee.

CONSIDERATION OF BILLS.

On motion of Larrabee of Fayette, Senate Joint Resolution No. 15, Joint Resolution fixing the number and compensation of employees in the department of state at the seat of government, was taken up and considered.

Stipe of Page proposed the following amendment:

Amend by striking out that part of the resolution. "providing for a capitol extension superintendent and providing for his salary."

Amendment lost.

Unanimous consent was granted suspending the rules prohibiting the second and third reading of bills on the same day.

Mr. Larrabee moved that the rules be suspended, the Joint Resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

SENATE JOINT RESOLUTION NO. 15.

Senate Joint Resolution Fixing the Number and Compensation of Employees 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, 1915, 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.
Two assistants to the attorney general at salaries, each, of not to exceed	\$2,500.00
Two stenographers at salaries, each not to exceed.....	900.00
Additional assistance and contingent fund not to exceed the sum of	6,500.00
To pay claims against the department prior to January 1, 1910	1,000.00
One law clerk and stenographer.....	1,200.00

For the Office of Auditor of State.

One chief clerk in the insurance department at a salary not to exceed	1,800.00
One securities clerk in the insurance department, who shall give bond, at a salary of not to exceed.....	1,600.00
One fee clerk in the insurance department, who shall give bond, at a salary of not to exceed.....	1,400.00
Extra clerical assistance in insurance, revenue and banking departments, expense in adjusting accounts between the state and counties, expense in attending meetings of the insurance commissioners and such other expense as shall be approved by the executive council, not to exceed.....	1,000.00
One chief clerk in the revenue department at a salary of not to exceed	1,600.00
One chief clerk in the banking department at a salary of not to exceed	1,600.00
One assistant clerk in the banking department at a salary of not to exceed	1,000.00
Five stenographers at salaries, each, of not to exceed.....	900.00
One janitor at a salary of not to exceed.....	780.00
One chief clerk in the department of municipal accounting, also to serve as general clerk, at a salary of not to exceed....	1,500.00
One additional clerk at a salary of not to exceed.....	1,200.00

For the Office of the Clerk of the Supreme Court.

One clerk at a salary not to exceed.....	1,200.00
One clerk at a salary of not to exceed.....	900.00
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 not to exceed.....	840.00
For additional clerical assistance not to exceed.....	150.00

For the Office of the Governor.

One pardon clerk at a salary of not to exceed.....	1,300.00
One requisition clerk at a salary of not to exceed.....	1,300.00
One notarial clerk and stenographer at a salary of not to exceed	900.00
One messenger and usher, who shall act as janitor, at a salary not to exceed	900.00

For the State Librarian's Office.

One cataloger at a salary of not to exceed.....	1,000.00
One stenographer and bookkeeper at a salary of not to exceed	900.00
One janitor at a salary of not to exceed.....	780.00
One legislative and general reference assistant, (who shall be under the direction of assistant to librarian).....	1,000.00
One stenographer for the law and document department at a salary of not to exceed.....	900.00
Extra allowance for special janitor work in the law depart- ment, not to exceed.....	200.00
One apprentice assistant in law department at a salary of not to exceed	300.00

For the Office of Railroad Commissioners.

One general clerk at a salary of not to exceed.....	1,300.00
One statistical and rate clerk at a salary of not to exceed..	1,200.00
One assistant statistical and rate clerk at a salary of not to exceed	900.00
One reporter at a salary of not to exceed.....	1,200.00
Two stenographers at a salary, each, of not to exceed.....	900.00

For the Office of Secretary of State.

One chief clerk, who shall give bond, at a salary of not to exceed	1,600.00
One corporation clerk at a salary of not to exceed.....	1,200.00
One assistant corporation clerk at a salary of not to exceed..	1,200.00
One general clerk at a salary of not to exceed.....	1,200.00
Two stenographers at salaries, each, of not to exceed.....	900.00
One librarian of document department at a salary of not to exceed	1,200.00
One document clerk and accountant for storage building at a salary of not to exceed.....	1,200.00
One janitor and messenger at a salary of not to exceed.....	900.00

Motor Vehicle Department.

One chief clerk at a salary of not to exceed.....	1,500.00
One cashier at a salary of not to exceed.....	1,200.00
One chief examiner of applications, at a salary of not to exceed	1,200.00
One bookkeeper at a salary of not to exceed.....	1,000.00

One stenographer, at a salary of not to exceed.....	900.00
One index clerk at a salary of not to exceed.....	900.00
One general clerk, (receipts, plates, etc.) at a salary of not to exceed	900.00

Extra Help. (Estimated.)

Eight clerks at \$65.00 per month, each, for three months.
 Three clerks at \$65.00 per month, each, for four months.
 Two clerks at \$65.00 per month, each, for two months.

For the Office of Superintendent of Public Instruction.

Two stenographers at salaries, each, of not to exceed.....	900.00
One janitor, at a salary of not to exceed.....	780.00
For extra clerical assistance, not to exceed.....	750.00

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 not to exceed.....	900.00
For stenographic and messenger service, not to exceed.....	6,300.00

For the Office of Treasurer of State.

One cashier, who shall give bond, at a salary of not to exceed	1,500.00
One bookkeeper at a salary of not to exceed.....	1,200.00
One general clerk at a salary of not to exceed.....	900.00
One stenographer at a salary of not to exceed.....	900.00
One watchman, who shall be janitor, and who shall be prohibited from depositing or handling state funds, at a salary of not to exceed.....	780.00
For additional clerical assistance and contingent, not to exceed	300.00

For the Office of the Curator of the State Historical Department.

Two assistants to the curator, at salaries, each, of not to exceed	1,200.00
One clerk and stenographer at a salary of not to exceed....	900.00
One museum director at a salary of not to exceed.....	1,200.00
Six guards, at salaries, each, of not to exceed.....	780.00
One porter, who shall be under forty-five of age.....	780.00
One index clerk for archives department, at a salary of not to exceed	900.00
One matron, at a salary of not to exceed.....	780.00

The guards and porter above provided are in lieu of all janitors, elevator tenders, and night watchmen heretofore provided for the Historical Building.

For the Executive Council.

One secretary at a salary of not to exceed.....\$	2,400.00
One clerk at a salary of not to exceed.....	1,600.00

One clerk in the supply room, who shall keep the stock book, the office supply accounts, make the quarterly reports to officers, and who shall give bond, at a salary of not to exceed	1,100.00
One capitol grounds extension representative, to be named by the governor, at a salary of not to exceed.....	1,500.00
For stenographic and clerical assistants to be employed by the secretary, upon the approval of the executive council, not to exceed	2,200.00
One postmaster, who shall carry mail as directed by the executive council, not to exceed.....	1,000.00
One janitor, who shall also be janitor for the board of health to be named by the secretaries of the executive council and of the board of health, not to exceed.....	780.00
For the Board of Control.	
One chief accountant at a salary of not to exceed.....	1,800.00
One storekeeper and clerk at a salary of not to exceed.....	1,200.00
One estimate clerk at a salary of not to exceed.....	1,200.00
One stenographer and proof reader, at a salary of not to exceed	1,000.00
Three stenographers and clerk at salaries, each, of not to exceed	900.00
One clerk and janitor at a salary of not to exceed.....	780.00
For extra clerical assistance not to exceed.....	1,500.00
For the Department of Geological Survey.	
One stenographer at a salary of not to exceed.....	900.00
For Weather and Crop Service.	
Director's salary	1,500.00
Clerical assistance not to exceed.....	720.00
For the Office of State Mine Inspector.	
One clerk at a salary of not to exceed.....	1,000.00
For the Office of the State Board of Health.	
One assistant secretary, not to exceed.....	1,200.00
One clerk and stenographer at a salary not to exceed.....	900.00
Extra clerical assistance not to exceed the sum of.....	900.00
For one clerk and stenographer for vital statistics at a salary of not to exceed.....	900.00
One keeper of accounts	900.00
For the Office of Supreme Court Reporter.	
One clerk at a salary of not to exceed.....	720.00
For the Office of the Library Commission.	
One secretary at a salary of not to exceed.....	1,600.00

One librarian, (traveling library) at a salary of not to exceed	1,080.00
One field and reference assistant at a salary of not to exceed..	1,000.00
One library organizer at a salary of not to exceed.....	900.00
One clerk and general stenographer, at a salary of not to exceed	900.00
One cataloger, not to exceed.....	900.00
One general assistant, at a salary of not to exceed.....	600.00
For extra help as needed, including service of shipping clerk, not to exceed	400.00

For the Office of State Pharmacy Commission.

One secretary at a salary of not to exceed.....	1,500.00
For extra clerical assistance not to exceed the sum of.....	150.00

For the Office of Food and Dairy Commissioner.

One clerk at a salary of not to exceed.....	900.00
One clerk at a salary of not to exceed.....	900.00
One janitor for rooms occupied by food and dairy commissioner and state veterinarian, at a salary of not to exceed.....	780.00
For extra clerical assistance, to be used only in case of neces- sity, on approval of the executive council, not to exceed....	1,000.00

(For janitors for certain offices.)

For the offices of the department of agricultural (agricultural society) there shall be one janitor to be selected by them, at a salary of not to exceed.....	780.00
For the offices of the pharmacy department, mining inspector and labor bureau, there shall be one janitor, to be selected by the custodian, at a salary not to exceed.....	780.00
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 not to exceed.....	780.00
For the offices of the railroad commissioners, horticultural department and attorney general there shall be one janitor, selected by them, at a salary of not to exceed.....	780.00
The last four 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.....	\$ 1,500.00
One first assistant engineer at a salary of not to exceed.....	1,200.00
One second assistant engineer at a salary of not to exceed..	1,200.00
One electrician and machinist at a salary of not to exceed...	1,200.00
One assistant electrician and machinist at a salary of not to exceed	1,000.00
One carpenter at a salary of not to exceed.....	1,000.00
One chief of police at a salary of not to exceed.....	900.00
Two night watchmen at a salary, each, of not to exceed.....	900.00

One boiler tender at a salary of not to exceed.....	900.00
Six firemen and wardens at salaries, each, of not to exceed..	840.00
Eight floor janitors at salaries, each, not to exceed.....	780.00
One storage room janitor, to be named by the executive council, at a salary of not to exceed.....	780.00
One janitress to have charge of the ladies' toilet rooms at a salary of not to exceed.....	780.00
One elevator tender at a salary of not to exceed.....	780.00
Allowance for washing towels not to exceed.....	600.00
One florist and yard man at a salary not to exceed.....	840.00
Extra help as may be needed, not to exceed the sum.....	720.00
One clerk and stenographer at a salary of not to exceed.....	900.00
Three janitors for capitol building, who shall be less than forty-five years of age, at a salary, each, of not to exceed	780.00

For the Bureau of Labor Statistics.

One clerk and statistician at a salary of not to exceed..... 1,000.00

All janitors employed 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 shall discharge any janitor for incompetency, neglect of duty or insubordination.

All employes provided for in this act shall devote their entire time to the service of the state, except that this requirement shall not be interpreted to prevent the allowance of a reasonable vacation, such vacation to be at the discretion of the head of the department or commission interested, and in no case to exceed two weeks in any one year.

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.

No additional help shall be employed by the head of any department, and no additional pay shall be granted or authorized to any of the employes provided for in this act, without first having received the approval of the committee on retrenchment and reform.

Any head of a department may at any time discharge any clerk or other employe in such department for neglect of duty, insubordination or incapacity.

On the question, "Shall the Joint Resolution pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger,

Bradley, Brady, Brockway, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Kulp, Larrabee, Lenoeker, LeRoy, Lounsberry, Manning, McCullough, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Mr. Speaker—90.

The nays were:

Scott—1.

Absent or not voting:

Atkinson, Burt, Clark, Cronbaugh, Downey, Eggleston, Grout, Helming, Kelso, Koontz, Lund, McHose, Miller, Stipe, Reeve, Stutt, Workman—17.

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Barry of Linn, Senate File No. 488, a bill for an act to amend the law as it appears in section ten hundred ninety-three (1093) supplement to the code, 1907, relating to election boards, was taken up and considered.

Mr. Barry moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brown, Bruce, Buxton, Cannon, Carson, Chapman, Craig, Cronbaugh, Crozier, Daniels, Dawson, Dixon, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hadley, Halgrims, Halstead, Hamilton, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kingland, Lenoeker, LeRoy, Lounsberry, Lund, Manning, McVicker, Meredith, Milton, Mitchell, Munro,

Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, White—80.

The nays were:

Scott—1.

Absent or not voting:

Atkinson, Brady, Brockway, Burt, Clark, Cole, Downey, Greene of Grundy, Grout, Hansen, Jacobson, Kelso, Klay, Koontz, Kulp, Larrabee, McCullough, McHose, Miller, Reeve, Sherman, Sidey, Stipe, Stutt, Whitney, Workman, Mr. Speaker—27.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ring of Linn moved to withdraw the motion to reconsider the vote by which House File No. 115 passed the House.

Motion prevailed.

Mr. Ring moved to withdraw the motion to reconsider the vote by which House File No. 115 passed to its third reading.

Motion prevailed.

Speaker Cunningham in the chair.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 362, a bill for an act to amend the law as it appears in section twenty-six hundred twenty-two (2622), Supplement to the Code, 1907, and to repeal the law as it appears in section twenty-seven hundred thirty-eight (2738), Supplement to the Code, 1907, as amended by chapter one hundred thirty (130), acts of the Thirty-fourth General Assembly, and to enact a substitute therefor, relating to normal institutes.

Also:

House File No. 481, a bill for an act to amend the law as it appears in section twenty-three hundred fifty-eight (2358) of the Code, relating to partition fences

Also:

House File No. 608, a bill for an act to amend the law as it appears in sections eight hundred seventy-nine-d (879-d), and eight hundred seventy-nine-g (879-g), Supplement to the Code, 1907, and to repeal section

eight hundred seventy-nine-o (879-o), Supplement to the Code, 1907, relative to the powers and duties of river front improvement commission.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 362, a bill for an act to amend the law as it appears in section twenty-six hundred twenty-two (2622), Supplement to the Code, 1907, and to repeal the law as it appears in section twenty-seven hundred thirty-eight (2738), Supplement to the Code, 1907, as amended by chapter one hundred thirty (130), acts of the Thirty-fourth General Assembly, and to enact a substitute therefor, relating to normal institutes.

Also:

House File No. 481, a bill for an act to amend the law as it appears in section twenty-three hundred fifty-eight (2358) of the Code, relating to partition fences

Also:

House File No. 608, a bill for an act to amend the law as it appears in sections eight hundred seventy-nine-d (879-d), and eight hundred seventy-nine-g (879-g), Supplement to the Code, 1907, and to repeal section eight hundred seventy-nine-o (879-o), Supplement to the Code, 1907, relative to the powers and duties of river front improvement commission.

W. W. ANDERSON,
Chairman House Committee.
JOHN H. TAYLOR,
Chairman Senate Committee.

Report 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 Senate was asked:

House File No. 412, a bill for an act to amend sections 9 and 13, chapter 118, acts of the Thirty-third General Assembly, in relation to action involving drainaige districts.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 556, a bill for an act to amend an act passed by the Thirty-fifth General Assembly creating a state highway commission.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 424, a bill for an act to regulate the levy and collection of special assessments in cities and towns, etc.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 116, a bill for an act making appropriations for construction, repair, etc., of all state institutions.

JOS. E. MEYER,
Secretary.

Also:

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

Senate Joint Resolution No. 14, a bill for an act approving estimates of cost, plans and specifications of state educational institutions.

JOS. E. MEYER,
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. 49, a bill for an act relating to cold storage and refrigerating warehouses, the disposition or sale of the food kept or preserved, etc.

JOS. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On motion of Crozier of Marion, House File No. 560, a bill for an act relating to injuries sustained by employees which occur prior to the taking effect of an act enacted by the Thirty-fifth

General Assembly, relating to employer's liability for injuries sustained by employes while in line of duty, was taken up, and considered.

Mr. Crozier moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Barry, Bartle, Bauman, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brown, Bruce, Buxton, Cannon, Chapman, Cronbaugh, Crozier, Daniels, Dawson, Downey, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hadley, Halstead, Hazen, Heaton, Huff, Hunt, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kingland, Klay, Kulp, Lund, Manning, McCullough, McVicker, Meredith, Miller, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Saltzmann, Scholz, Scott, Shankland, Sherman, Sidey, Stokes, Stutt, Thompson, Townsend, Webb, Whitney, Mr. Speaker—76.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Atkinson, Brockway, Burt, Carson, Clark, Cole, Craig, Dixon, Doze, Fraley, Grout, Halgrims, Hamilton, Hansen, Helming, Huntley, Jacobson, Kelso, Koontz, Larrabee, Lenocker, LeRoy, Lounsberry, McHose, Reeve, Rone, Steelsmith, Stipe, Trumbauer, White, Workman—32.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Senate concurrent resolution relative to permitting the city of Waterloo to erect a building at the Panama-Pacific exposition in San Francisco to be known as the official headquarters of the state.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Bernbrock of Black Hawk called up Senate concurrent resolution relative to the city of Waterloo being permitted to erect a building at the Panama Pacific Exposition to be known as the official headquarters of the state of Iowa, and moved its adoption.

CONCURRENT RESOLUTION.

Concurrent Resolution Relative to Representation of the State of Iowa and the City of Waterloo, Iowa, at the Panama-Pacific International Exposition to be held at San Francisco, California, Celebrating the Opening and Commercial Use of the Panama canal.

Whereas, An official invitation has been extended to the state of Iowa to take part in and to be represented at such exposition, and

Whereas, The legislature of Iowa has refused to make an appropriation whereby the said state of Iowa may be represented at the said exposition, and

Whereas, The city of Waterloo, Iowa, desires to be represented at the said exposition and stands ready by and through its commercial organizations to provide an adequate sum of money to erect a building which will be a credit to the said city of Waterloo and to the state of Iowa, and to provide for an exhibition of the industries and agricultural pursuits of the said state of Iowa, now therefore

Be it Resolved by the Senate, the House Concurring:

That permission is hereby granted to the said city of Waterloo, Iowa, to officially accept, upon the part of the said city and the said state of Iowa, the invitation to be represented at and to take part in the said exposition and that the building erected at the said exposition by the said citizens of Waterloo, shall be the official headquarters of the said state at such exposition.

Motion prevailed and the resolution was adopted.

MOTION TO RECONSIDER.

Jamison of Des Moines called up motion to reconsider the vote by which the committee report was adopted and Senate File No. 522 was indefinitely postponed.

Dixon of Sac moved the previous question.

Ring of Linn seconded the motion.

Motion prevailed.

Roll call was demanded by Jacobs of Calhoun and Power of Jefferson.

On the question, "Shall the House reconsider the vote by which the report of the committee was adopted?"

The ayes were :

Bernbrock, Black, Boettger, Bradley, Brady, Brockway, Buxton, Cannon, Cronbaugh, Daniels, Dixon, Doze, Elliott, Elwood, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Hamilton, Heaton, Helming, Huff, Hutchins, Jacobs, Jamison, Jensen, Kane, Kelso, Klay, Koontz, Lenocker, LeRoy, Lund, Manning, McCullough, McVicker, Meredith, Miller, Mitchell, Rohwer, Rone, Scholz, Shankland, Sidey, Stipe, White, Workman—49.

The nays were :

Anderson of Greene, Bartle, Bauman, Bingham, Blackford, Bliss, Brown, Burt, Carson, Chapman, Cole, Craig, Crozier, Dawson, Dunlap, Eggleston, Hadley, Halstead, Huntley, Jacobson, Jones, Kingland, Kulp, Larrabee, Lounsberry, Milton, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Scott, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, Webb, Whitney—41.

Absent or not voting :

Anderson of Montgomery, Atkinson, Barry, Bruce, Clark, Downey, Enger, Grout, Halgrims, Hansen, Hazen, Hunt, McHose, Reeve, Saltzmann, Sherman, Stutt, Mr. Speaker—18.

Motion prevailed.

Jamison of Des Moines moved the rejection of the committee report on Senate File No. 522.

Ring of Linn moved the previous question.

Jensen of Pocahontas seconded the motion.

Motion prevailed.

Roll call was demanded by Jacobs of Calhoun and Jamison of Des Moines.

On the question, "Shall the report of the committee be adopted?"

The ayes were :

Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Brown, Bruce, Burt, Carson, Chapman, Craig, Cronbaugh, Crozier, Dawson, Downey, Dunlap, Eggleston, Hadley, Halstead, Hazen, Huntley, Jacobson, Jones, Kingland, Koontz, Kulp,

Larrabee, Lounsberry, Milton, Munro, Odendahl, Peterson, Pickford, Power, Ring, Scott, Steelsmith, Thompson, Townsend, Webb, Workman, Mr. Speaker—44.

The nays were:

Anderson of Montgomery, Bernbrock, Black, Boettger, Bradley, Brady, Brockway, Buxton, Cannon, Daniels, Dixon, Doze, Elliott, Elwood, Enger, Fraley, Greene of Clinton, Griffin, Griggs, Halgrims, Hamilton, Heaton, Helming, Huff, Hutchins, Jacobs, Jamison, Jensen, Kane, Kelso, Klay, Lenoeker, LeRoy, Lund, Manning, McVicker, Meredith, Mitchell, Newcomb, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Sidey, Stipe, Trumbauer, White, Whitney—49.

Absent or not voting:

Atkinson, Clark, Cole, Erickson, Greene of Grundy, Grout, Hansen, Hunt, McCullough, McHose, Miller, Rone, Reeve, Stokes, Stutt—15.

So the House refused to adopt the report of the committee.

CONSIDERATION OF BILLS.

On motion of Jacobs of Calhoun, Senate File No. 522, a bill for an act to establish an insurance department, providing for an insurance commissioner, defining his duties, fixing his compensation and determining his term of office, was taken up, and considered.

Mr. Jacobs moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Bernbrock, Black, Boettger, Bradley, Brady, Brockway, Bruce, Cannon, Daniels, Dixon, Doze, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Griggs, Hamilton, Heaton, Helming, Huff, Hutchins, Jacobs, Jamison, Jensen, Kane, Kelso, Klay, Koontz, Lenoeker, LeRoy, Lund, Manning, McCullough, McVicker, Meredith, Miller, Mitchell, Newcomb, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Sidey, Stipe, Stokes, Trumbauer, White, Whitney, Mr. Speaker—55.

The nays were:

Anderson of Greene, Barry, Bartle, Bauman, Bingham, Blackford, Bliss, Brown, Burt, Buxton, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Dawson, Downey, Dunlap, Eggleston, Hadley, Halstead, Huntley, Jacobson, Jones, Kulp, Larrabee, Lounsberry, Milton, Munro, Odendahl, Peterson, Pickford, Power, Ring, Scott, Steelsmith, Stutt, Thompson, Townsend, Webb, Workman—42.

Absent or not voting:

Atkinson, Clark, Greene of Grundy, Grout, Halgrims, Hansen, Hazen, Hunt, Kingland, McHose, Reeve—11.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MOTIONS TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 697 failed to pass the House.

T. A. KINGLAND.

I second the motion.

I. D. McVICKER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 697 passed to its third reading.

T. A. KINGLAND.

I second the motion.

I. D. McVICKER.

Brockway of Louisa called up the motion to reconsider the vote by which House File No. 697 failed to pass the House.

Roll call was demanded by Klay of Sioux and Brockway of Louisa.

On the question, "Shall the house reconsider the vote by which House File No. 697 failed to pass the House?"

The ayes were:

Anderson of Montgomery, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Carson, Cole, Daniels, Dawson, Downey, Dunlap, Elliott, Erickson, Fraley, Griggs, Hamilton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, LeRoy, Lund, Manning, McVicker, Meredith, Munro, Newcomb, Pickford, Ring, Rohwer, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Thompson, Trumbauer, Whitney, Workman—57.

The nays were :

Anderson of Greene, Bartle, Bradley, Brown, Burt, Cannon, Chapman, Craig, Cronbaugh, Crozier, Dixon, Eggleston, Greene of Clinton, Hadley, Halgrims, Halstead, Hansen, Heaton, Lenoeker, Odendahl, Saltzmann, Scott, Stutt, Webb, White—25.

Absent or not voting :

Atkinson, Barry, Bauman, Bernbrock, Buxton, Clark, Doze, Elwood, Enger, Greene of Grundy, Griffin, Grout, Hazen, Larrabee, Lounsberry, McCullough, McHose, Miller, Milton, Mitchell, Peterson, Power, Reeve, Rone, Townsend, Mr. Speaker—26.

Motion prevailed.

Brockway of Louisa moved to withdraw motion to reconsider the vote by which House File No. 697 passed to its third reading.

Motion prevailed.

On the question, "Shall the bill pass?"

The ayes were :

Anderson of Montgomery, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Carson, Cole, Daniels, Dawson, Dixon, Elliott, Elwood, Erickson, Fraley, Griggs, Hamilton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelsø, Kingland, Klay, Koontz, Kulp, LeRoy, Lund, Manning, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Pickford, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Stipe, Trumbauer, Whitney, Workman—59.

The nays were :

Anderson of Greene, Bartle, Bradley, Brown, Burt, Chapman, Craig, Cronbaugh, Crozier, Downey, Dunlap, Eggleston, Greene of Clinton, Hadley, Halgrims, Halstead, Hansen, Heaton, Lenoeker, Odendahl, Scott, Stokes, Thompson, Webb, White, Mr. Speaker—26.

Absent or not voting :

Atkinson, Bauman, Buxton, Cannon, Clark, Doze, Enger, Greene of Grundy, Griffin, Grout, Hazen, Larrabee, Lounsberry, McCullough, McHose, Miller, Peterson, Power, Reeve, Saltzmann, Steelsmith, Stutt, Townsend—23.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Hamilton of Lee, Senate File No. 360, a bill for an act to provide for the improvement of the water and harbor fronts of incorporated or chartered cities and towns situated on navigable waterways, within or bordering on the state of Iowa; for the acquirement, construction, maintenance and operation of public docks, and for the acquirement by condemnation or otherwise of lands or rights or interests therein for same; to create a department to be administered by a board to carry on such work and to regulate and control the construction, maintenance and operation of belt railways, wharves, docks, slips, quay walls, piers, basins other water-front lands or rights or interests therein, in said cities and towns; to authorize the issuance and sale of bonds and to levy a tax for carrying out the above purposes, was taken up and considered.

Mr. Hamilton moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Crozier, Daniels, Dixon, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griggs, Hamilton, Hansen, Hazen, Huff, Hunt, Hutchins, Jacobs, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Koontz, Larrabee, Lenoeker, LeRoy, Lounsberry, Meredith, Milton, Mitchell, Newcomb, Odenahl, Pickford, Power, Ring, Rohwer, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Workman, Mr. Speaker—73.

The nays were:

Scott—1.

Absent or not voting:

Atkinson, Bingham, Clark, Cole, Craig, Cronbaugh, Dawson, Downey, Doze, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Halstead, Heaton, Helming, Huntley, Jacobson, Klay, Kulp, Lund, Manning, McCullough, McHose, McVicker, Miller, Munro, Peterson, Reeve, Rone, Saltzmann, White, Whitney—34.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Jacobs of Calhoun, Senate File No. 451, a bill for an act granting additional powers to the executive council, was taken up and considered.

Mr. Jacobs moved that the rules be suspended, the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Whitney of Woodbury in the chair.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Brady, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Craig, Daniels, Dixon, Doze, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griggs, Halstead, Hansen, Hazen, Huff, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Lenoeker, Lounsberry, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Pickford, Ring, Rohwer, Rone, Shankland, Sherman, Sidey, Steelsmith, Townsend, Trumbauer, Webb, Whitney, Workman, Mr. Speaker—59.

The nays were:

Odendahl—1.

Absent or not voting:

Atkinson, Bartle, Bauman, Black, Bradley, Brockway, Clark, Cole, Cronbaugh, Crozier, Dawson, Downey, Dunlap, Eggleston, Greene of Grundy, Griffin, Grout, Hadley, Halgrims, Hamilton, Heaton, Helming, Hunt, Huntley, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, LeRoy, Lund, Manning, McCullough, McHose, Miller, Peterson, Power, Reeve, Saltzmann, Scholz, Scott, Stipe, Stokes, Stutt, Thompson, White—48.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Dixon of Sac, Senate File No. 452, a bill for an act to amend the law relating to the compensation of members of the General Assembly as the same appears in section twelve (12) of the code, as amended by chapter one (1) of the acts of the Thirty-fourth General Assembly, was taken up and considered.

Mr. Dixon moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bauman, Bingham, Black, Blackford, Bliss, Brady, Burt, Buxton, Cannon, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Helming, Huff, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Koontz, Kulp, Larrabee, Lenoeker, Lounsberry, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sidey, Stokes, Thompson, Townsend, Webb, Whitney, Workman—70.

The nays were:

Bradley, Brown, Cronbaugh, Downey, Scott—5.

Absent or not voting:

Atkinson, Bartle, Bernbrock, Boettger, Brockway, Bruce, Clark, Cole, Doze, Greene of Grundy, Griggs, Grout, Heaton, Hunt, Huntley, Kingland, Klay, LeRoy, Lund, Manning, McCullough, McHose, Miller, Odendahl, Reeve, Saltzmann, Sherman, Steelsmith, Stipe, Stutt, Trumbauer, White, Mr. Speaker—33.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion of Ring of Linn, Senate File No. 427, a bill for an act to amend section seven hundred fifty-one (751) of the code relating to streets and public grounds, was taken up and considered.

The Sifting committee proposed the following substitute amendment:

A BILL for an Act to Amend Section Seven Hundred Fifty-one (751) of the Code Relating to Streets and Public Grounds.

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

Section 1. That section seven hundred fifty-one (751) of the Code be and the same is hereby amended by adding thereto the following:

That in all cities having a population of more than thirty thousand (30,000), such cities shall have the power to extend, improve and repair streets, highways, avenues, alleys, public grounds, wharfs, landings and market places within their limits. The expense of such extension, improvement and repairs may be paid from the general fund or from the highway or poll taxes of such cities or towns, or partly from each of such funds or by assessing all or any portion of the cost thereof on abutting property according to the benefits derived from such extension, repairs or improvement as provided in chapter seven (7) of title five (5) of the Code, and amendments thereto.

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 Capital, newspapers published in Des Moines, Iowa.

Substitute amendment adopted.

Mr. Ring moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bingham, Bradley, Brady, Brown, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Crozier, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Halgrims, Halstead, Hamilton, Hansen, Huff, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Koontz, Kulp, Larrabee, Lenoeker, Lounsberry, McVicker, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Steelsmith, Stipe, Stokes, Thompson, Trumbauer, Webb, White, Whitney, Workman—68.

The nays were:

None.

Absent or not voting:

Atkinson, Bartle, Bauman, Bernbrock, Black, Blackford, Bliss, Boettger, Brockway, Bruce, Clark, Cronbaugh, Daniels, Downey, Doze, Griggs, Grout, Hazen, Heaton, Helming, Hunt, Huntley, Kingland, Klay, LeRoy, Lund, Manning, McCullough, McHose, Meredith, Miller, Odendahl, Reeve, Saltzmann, Scott, Sherman, Sidey, Stutt, Townsend, Mr. Speaker—40.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On request of Griffin of Woodbury, House File No. 593 was withdrawn from the further consideration of the House.

Jacobs of Calhoun presented the following Concurrent Resolution, asked unanimous consent for immediate consideration, and moved its adoption:

CONCURRENT RESOLUTION.

Resolved by the House, the Senate Concurring, That the enrolling clerk of the House be required to remain at the capitol and perform her duties as such for a period of two days after the close of the session of the Thirty-fifth General Assembly, for the purpose of reading, correcting, arranging, preserving and certifying the records of the session and closing up the business of her office and that she receive the same compensation per day for such extra time as she now receives.

Motion prevailed and the Resolution was adopted.

CONSIDERATION OF BILLS.

On motion of Crozier of Marion, Senate File No. 558, a bill for an act to provide for the transfer of judges from one judicial district to another in certain cases, was taken up and considered.

Mr. Crozier moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Barry, Bingham, Black, Blackford, Bliss, Brady, Burt, Cannon, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Fraley, Greene of Clinton, Hadley, Halgrims, Halstead, Hazen, Helming, Hunt, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Koontz, Kulp, Larrabee, Lenocker, Lounsberry, McVicker, Milton, Mitchell, Munro, Newcomb, Peterson, Pickford, Ring, Rohwer, Rone, Scholz, Shankland, Sidey, Steelsmith, Stipe, Stokes, Thompson, Townsend, White, Whitney, Workman—63.

The nays were:

Scott—1.

Absent or not voting:

Atkinson, Bartle, Bauman, Bernbrock, Boettger, Bradley, Brockway, Brown, Bruce, Buxton, Clark, Cole, Cronbaugh, Downey,

Doze, Greene of Grundy, Griffin, Griggs, Grout, Hamilton, Hansen, Heaton, Huff, Huntley, Jacobs, Kelso, Kingland, Klay, LeRoy, Lund, Manning, McCullough, McHose, Meredith, Miller, Oden-dahl, Power, Reeve, Saltzman, Sherman, Stutt, Trumbauer, Webb, Mr. Speaker—44.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ring of Linn moved moved to withdraw from the House motion to reconsider the vote by which House File No. 115 passed the House.

Motion prevailed.

MESSAGES FROM THE SENATE.

The following message was received from the Senate.

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

Senate File No. 562, a bill for an act to make appropriation for the payment of state and judicial officers, state and other expenses.

JOS. E. MEYER,
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. 530, a bill for an act to amend the law relating to the selection of school text books, as it appears in sections 2831, 2832, Supplement to the Code, 1907, and section 2834 of the Code.

JOS. E. MEYER,
Secretary.

Also,:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith requests the return of the following bill:

House File No. 441, a bill for an act to regulate the sale of calcium carbide or so-called carbide and prescribe the manner in which the same shall be packed and labeled.

JOS. E. MEYER,
Secretary.

Also,:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith requests the return of the following bill:

Senate File No. 406, a bill for an act to repeal section 3138, Supplement to the Code, 1907, chapter 195, laws Thirty-third General Assembly, and enact a substitute relating to the care of property belonging to guests of hotels and inns, etc., and lien of hotel and innkeepers thereon.

JOS. E. MEYER,
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:

Senate concurrent resolution relative to the committee on Retrenchment and Reform investigating and reporting plan of redistricting the judicial districts of the state and reporting to the Thirty-sixth General Assembly.

JOS. E. MEYER,
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:

Senate concurrent resolution relative to final adjournment of the Thirty-fifth General Assembly at 12 o'clock M. Saturday, April, 19th.

JOS. E. MEYER,
Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 562, a bill for an act to make appropriation for the payment of state and judicial officers, state and other expenses.

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

Senate File No. 530, a bill for an act to amend the law relating to the selection of school text books, as it appears in sections twenty-eight hundred thirty-one (2831), twenty-eight hundred thirty-two (2832), supplement to the code, 1907, and twenty-eight hundred thirty-four (2834), of the code.

Dawson of Cherokee moved that Senate File No. 530 be placed on file.

Having failed to receive a two-thirds majority, the motion was lost.

Senate File No. 530 was referred to the Sifting Committee.

Dawson of Cherokee moved that Senate File No. 530 be withdrawn from the Sifting Committee.

Chair ruled the motion out of order.

Jacobs of Calhoun moved that the House concur in the request of the Senate for the return of Senate File No. 406.

Motion prevailed.

Mr. Jacobs moved that the House concur in the request of the Senate for the return of House File No. 441.

Motion prevailed.

Ring of Linn called up concurrent resolution relative to committee on Retrenchment and Reform investigating and reporting plan of redistricting the judicial districts of the state and reporting to the 36th General Assembly and moved its adoption.

CONCURRENT RESOLUTION.

Whereas The number of district judges in the various judicial districts in the state varies greatly with the population in such districts, and there is reason to believe the work of such judges is more or less unequal, entailing a useless expense, and

Whereas, Such inequalities may be improved by re-arranging the judicial districts of the state, and

Whereas, More definite information to the conditions in the various districts is necessary to a proper re-districting of the state, now therefore be it

Resolved, That the committee on Retrenchment and Reform be and is hereby instructed to obtain from the various district judges of the state and from the clerks of the district courts, and any and all other officers, the number of cases tried, number of days court is held, the number of cases brought and disposed for a definite length of time in each county and such other information as the committee may deem pertinent and in such form as it may determine; and that such various officers shall so furnish such information in the manner and time as directed by said committee and that said committee shall report the facts so obtained in complete and convenient form for the use of the next general assembly, and at the same time shall report its conclusions together with a plan of redistricting the state or changing the judicial districts if it appear any such change should be made, together with any information of value connected with a greater uniformity of judicial districts; and that such report shall be made within twenty days from the beginning of the Thirty-sixth General Assembly, and that such information be obtained by said committee without expense for traveling or per diem for any member of the committee.

Motion prevailed and the Resolution was adopted.

CONCURRENT RESOLUTION.

Be it Resolved by the Senate, the House Concurring, That the time for adjournment of the Thirty-fifth General Assembly be fixed for Saturday, April 19th, 1913, at twelve o'clock M.

Laid over under Rule 34.

On motion of Jacobs of Calhoun the House adjourned until Saturday at 9:00 o'clock A. M.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES.
DES MOINES, IOWA, APRIL 19, 1913.

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

Prayer was offered by Rev. Henry McCraven of Des Moines, Iowa.

Journal of Friday, April 18th, corrected and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Whitney of Woodbury presented petition of citizens of Woodbury county favoring uniformity of text books.

Referred to Sifting committee.

CONSIDERATION OF BILLS.

On motion of Jones of Dickinson, Senate File No. 513, a bill for an act to amend the law as it appears in section two thousand five hundred seventy-eight-b (2578-b) of the supplement to the code, 1907, relating to trial upon appeal to the district court from decisions of the state board of medical examiners, revoking physicians' licenses, was taken up, and considered.

Mr. Jones moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Brady, Brockway, Brown, Bruce, Burt, Cannon, Carson, Clark, Cole, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Erickson, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen,

Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jones, Kane, Koontz, Kulp, Lenoeker, LeRoy, Lounsberry, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Munro, Newcomb, Odendahl, Peterson, Pickford, Power, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stokes, Stutt, Thompson, Webb, White, Whitney, Workman—81.

The nays were:

None.

Absent or not voting:

Bauman, Boettger, Bradley, Buxton, Chapman, Cronbaugh, Fraley, Greene of Grundy, Griggs, Hamilton, Helming, Jamison, Jensen, Kelso, Kingland, Klay, Larrabee, Lund, McCullough, Miller, Reeve, Ring, Shankland, Stipe, Townsend, Trumbauer, Mr. Speaker—27.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CORRECTION OF ERROR IN RECORDING VOTE.

On page 2093 of the House Journal, I notice that I am erroneously recorded as voting "Aye" on House File No. 669. I in fact voted "No" and I ask that this correction be recorded in today's Journal.

WALTER P. JENSEN.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 548, a bill for an act to legalize the issuance of \$18,000.00 sewer outlet and disposal or purifying plant bonds of the city of Valley Junction, issued on the 3rd day of February, A. D. 1913, and secured by special taxes levied and pledged to the payment of said bonds and interest.

Also:

Senate File No. 375, a bill for an act to amend section four thousand six hundred twelve (4612) of the Code relating to criminal questions propounded to witness in certain cases.

Also:

Senate File No. 561, a bill for an act legalizing the acts of the city council, clerk and treasurer of the city of Belle Plaine, Iowa relating to overdrafts upon the general fund, water fund, bond fund, city improvement fund, water and sewer fund, and sewer outlet fund.

W. W. ANDERSON,
Chairman House Committee.
JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Halgrims of Humboldt, House File No. 700, a bill for an act for the levy of a special tax upon the taxable property of the state for the purpose of creating a fund for the further equipment and support of extension work experimentation, collegiate and non-collegiate courses of study at the Iowa state college of agriculture and mechanic arts, was taken up, and considered.

Speaker Cunningham in the chair.

Kulp of Palo Alto proposed the following amendment:

Amend by adding after the words "state" in the 6th line of section 1, the words "including moneys and credits which shall be in addition to that already provided by law on moneys and credits."

Dixon of Sac moved the previous question.

Jacobs of Calhoun seconded the motion.

Motion prevailed.

Roll call was demanded by Kulp of Palo Alto and Bradley of Wapello.

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

The ayes were:

Anderson of Greene, Atkinson, Bartle, Bauman, Blackford, Brown, Bruce, Burt, Buxton, Clark, Craig, Cronbaugh, Crozier,

Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Greene of Clinton, Hadley, Halstead, Kingland, Kulp, Lounsberry, Miller, Odendahl, Peterson, Power, Rone, Scott, Steelsmith, Stokes, Stutt, Thompson, White, Workman—37.

The nays were:

Anderson of Montgomery, Bingham, Black, Bliss, Boettger, Brady, Brockway, Cannon, Carson, Chapman, Cole, Daniels, Dixon, Elliott, Enger, Erickson, Greene of Grundy, Griffin, Grout, Halgrims, Hansen, Hazen, Heaton, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, LeRoy, Manning, McHose, McVicker, Meredith, Milton, Pickford, Ring, Rohwer, Sherman, Sidey, Townsend, Webb, Whitney, Mr. Speaker—46.

Absent or not voting:

Barry, Bernbrock, Bradley, Fraley, Griggs, Hamilton, Helming, Huff, Kane, Kelso, Klay, Koontz, Larrabee, Lenoeker, Lund, McCullough, Mitchell, Munro, Newcomb, Reeve, Saltzmann, Scholz, Shankland, Stipe, Trumbauer—25.

Amendment lost.

Mr. Halgrims moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Bradley, Brady, Brockway, Bruce, Cannon, Chapman, Cole, Craig, Daniels, Dawson, Dixon, Dunlap, Elliott, Enger, Erickson, Greene of Grundy, Greene of Clinton, Griffin, Grout, Halgrims, Halstead, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jones, Klay, Koontz, LeRoy, Lund, Manning, McHose, McVicker, Milton, Newcomb, Peterson, Pickford, Ring, Rohwer, Saltzmann, Scholz, Shankland, Sherman, Sidey, Stokes, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker—64.

The nays were:

Bartle, Brown, Burt, Carson, Clark, Cronbaugh, Downey, Doze, Eggleston, Hadley, Hansen, Kingland, Kulp, Lounsberry, Mitchell, Power, Rone, Scott, Steelsmith, Stutt, Thompson—21.

Absent or not voting:

Bauman, Buxton, Crozier, Elwood, Fraley, Griggs, Hamilton, Hazen, Jacobson, Jamison, Jensen, Kane, Kelso, Larrabee, Lenoeker, McCullough, Meredith, Miller Munro, Odendahl, Reeve, Stipe, Webb—23.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on enrolled bills respectfully report that they have this day sent to the governor for his approval:

House File 362, a bill for an act to amend the law as it appears in section twenty-six hundred twenty-two (2622), Supplement to the Code, 1907, and to repeal the law as it appears in section twenty-seven hundred thirty-eight (2738), Supplement to the Code, 1907, as amended by chapter one hundred thirty (130), acts of the Thirty-fourth General Assembly, and to enact a substitute therefor, relating to normal institutes.

Also:

House File No. 481, a bill for an act to amend the law as it appears in section twenty-three hundred fifty-eight (2358) of the Code, relating to partition fences.

Also:

House File 608, a bill for an act to amend the law as it appears in sections eight hundred seventy-nine-d (879-d), and eight hundred seventy-nine-g (879-g), Supplement to the Code, 1907, and to repeal section eight hundred seventy-nine-o (879-o), Supplement to the Code, 1907, relative to the powers and duties of river front improvement commissioners.

Also:

House File No. 290, a bill for an act to amend section six hundred ninety-six (696) of the Supplement to the Code, 1907, relating to the prevention of nuisances and the regulation of slaughter houses and other such places by cities and towns and making said section applicable to cities acting under special charter.

Also:

House File No. 350, a bill for an act to amend section twenty-seven hundred thirty-four-p (2734-p) Supplement to the Code, 1907, relating to qualifications of teachers.

Also:

House File No. 380, a bill for an act to fix and declare the liability of persons, firms or private corporations, entering into contracts with the state of Iowa, or with any county, city, town, city organized under special charter, school corporation or with any municipal corporation now existing or hereafter created and to provide for immunity to witnesses in proceedings to establish such liability, and to fix and declare the measure of damages for violation of this act.

Also:

House File No. 461, a bill for an act to amend the law relating to the destruction of weeds at it appears in sections three (3) and four (4) of chapter ninety-six (96) of the acts of the Thirty-third General Assembly.

Also:

House File No. 33, a bill for an act to establish legal weights and measures, to provide for the inspection of the same, to punish the keeping or use of false or incorrect weights and measures, to provide for statements of net weight, placing the enforcement in charge of the dairy and food commissioner and to repeal acts in conflict with this act.

Also:

House File No. 58, a bill for an act to amend section eleven hundred eighty-two (1182) of the Code, relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors.

Also:

House File No. 347, a bill for an act to amend section thirty-five hundred thirty-four (3534) of the Code, relating to service by publication when an affidavit is filed that personal service cannot be made on defendant within this state.

Also:

House File No. 349, a bill for an act to amend the law as it appears in section seven (7) of chapter one hundred sixty-nine (169) of the acts of the Thirty-third General Assembly, relating to the compensation of the state bee inspector, and to make an appropriation therefor.

Also :

House File No. 514, a bill for an act to amend House File Ninety-three (93) of the acts of the Thirty-fifth General Assembly, relating to the payment of tuition of pupils attending high schools located in other districts.

Also :

House File No. 361, a bill for an act to repeal section two thousand twenty-two (2022) of the Supplement to the Code, 1907, and to enact a substitute therefor, providing for private crossing over railroads and giving the board of railroad commissioners power to make orders when the land owner and railroad company are unable to agree.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 551, a bill for an act to amend the law relating to the investment of the funds of life insurance companies and associations as the same appears in section eighteen hundred six (1806) Supplement to the Code, 1907.

Also :

Substitute for Senate File No. 424, a bill for an act to regulate the levy and collection of special assessments in cities and towns and cities acting under special charter and cities under commission plan of government. (Amendatory to chapter seven (7) title five (V) of the Code.)

Also :

Senate File No. 381, a bill for an act to repeal section five (5) of chapter ninety-four (94) of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor relating to the duty of commerce council.

Also :

Senate File No. 491, a bill for an act making special provision for the enforcement of sanitary conditions by the state board of health upon complaint made by five (5) or more citizens.

Also :

Senate File No. 553, a bill for an act making an appropriation for carrying out the provisions of Senate File No. 491.

Also :

Substitute for Senate File No. 146, a bill for an act to amend sections five (5), ten (10) twelve (12), fifteen (15) and sixteen (16) of chapter one hundred twenty-eight (128) acts of the Thirty-fourth General Assembly, relative to the duties and compensation of the state fire marshal and the deputy state fire marshal, and making an appropriation for the maintenance of the state fire marshal's office.

Also :

Senate File No. 367, a bill for an act relating to levees, drains, ditches and water courses additional to chapter two, (2) title X of the Code and amendments thereto and to chapter two-a (2-a) title X of the Supplement to the Code, 1907, and amendments thereto and amending section one thousand nine hundred eighty-nine-a-twenty-one (1989-a-21) and section one thousand nine hundred eighty-nine-a-fifty-two (1989-a-52) of the Supplement to the Code, 1907, and section one thousand nine hundred eighty-nine-a-forty-nine (1989-a-49) as amended by section seven (7) chapter eighty-seven (87) laws of the Thirty-fourth General Assembly.

Also :

Senate File No. 287, a bill for an act to amend section two hundred twenty-seven (227) of the Supplement to the Code, 1907, relating to the division of the state into judicial districts and increasing the number of district judges in the fifteenth judicial district and providing for the appointment of a judge to fill the vacancy and for the election of a judge for the place at the next general election.

Also :

Senate File No. 482, a bill for an act to confer additional powers upon certain cities organized under chapter forty-eight (48) of the acts of the Thirty-second General Assembly of Iowa as the same appears in chapter fourteen-c (14-c) of title five of the Supplement to the Code, 1907, providing for the levy and collection of a special tax for the purchase and maintenance of apparatus and equipment for use in police service in the department of public safety.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Larrabee of Fayette, Senate File No. 562, a bill for an act to make appropriation for the payment of judicial officers, state and other expenses, was taken up, and considered.

Speaker Pro Tempore in the chair.

Mr. Larrabee moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bingham, Black, Bradley, Brady, Brockway, Brown, Burt, Buxton, Cannon, Carson, Chapman, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Dunlap, Eggleston, Elwood, Enger, Erickson, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kelso, Klay, Koontz, Kulp, Larrabee, Lenoeker, Lounsberry, Lund, Manning, McCullough, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Odendahl, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, White, Whitney, Workman—83.

The nays were:

None.

Absent or not voting:

Bauman, Bernbrock, Blackford, Bliss, Boettger, Bruce, Clark, Crozier, Doze, Elliott, Griggs, Hamilton, Hazen, Helming, Jensen, Kane, Kingland, LeRoy, Miller, Munro, Reeve, Shankland, Trumbauer, Webb, Mr. Speaker—25.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 526, a bill for an act to amend section four thousand six hundred and twenty-three (4623) of the Code relating to books of account as evidencea.

Also:

House File No. 515, a bill for an act to amend section thirteen hundred four (1304) of the Supplement to the Code, 1907, as amended by chapter sixty-one (61) of the acts of the Thirty-fourth General Assembly relating to the exemption of certain classes of property from taxation.

Also:

House File No. 691, a bill for an act providing that on and after July 1, 1913, all annual appropriations made to the state university, the Iowa state college of agriculture and mechanic arts, the Iowa state teachers college and the college for the blind shall be paid in monthly installments.

Also:

House File No. 647, a bill for an act for the relief of M. O. Clemmens for personal injuries sustained by him while employed as engineer in the state sanitarium for the treatment of tuberculosis at Oakdale, Iowa.

Also:

House File No. 677, a bill for an act to legalize the regular city election of the city of Winterset, Iowa held on the 31st day of March, A. D. 1913, and to legalize a certain franchise, and the ratification thereof by the voters at such election, granted by the said city of Winterset to the Winterset mutual telephone company.

Also:

House File No. 684, a bill for an act to amend section four hundred ninety-one (491) of the Code, relative to deputy and clerk hire in the office of treasurer of counties containing a population of less than ten thousand.

Also:

House File No. 685, a bill for an act to amend the law relating to fire escapes at the same appears in section forty-nine hundred ninety-nine-a seven (4999-a7) Supplement to the Code, 1907.

Also :

House File No. 675, a bill for an act to amend the law relating to the levy of taxes for the support of cemeteries as the same appears in chapter thirty-eight (38) of the acts of the acts of the Thirty-third General Assembly, amendatory of sections five hundred eight-six (586) and eight hundred ninety-four (894) Supplement to the Code, 1907.

Also :

House File No. 694, a bill for an act to legalize the incorporation of the town of Lattners, Dubuque county, Iowa.

Also :

House File No. 695, a bill for an act to create in each township a special culvert fund for the year of 1913, to defray the cost of culverts constructed by the board of supervisors during 1913 upon the township road system.

Also :

House File No. 11, a bill for an act to amend section two hundred fifty-four-a tyenty (254-a20) of the Supplement to the Code, 1907, providing for the maintenance of dependent children whose mothers are widows.

Also :

House File No. 338, a bill for an act to amend section one (1) of chapter one hundred eighty-three (183) of the acts of the Thirty-fourth General Assembly, defining vagrancy.

Also :

House File No. 404, a bill for an act to amend section eight hundred sixteen (816) of the Code relating to lein of tax.

Also :

House File No. 451, a bill for an act to amend the law as it appears in section thirteen hundred and four (1304) of the Supplement to the Code, 1907, as amended by chapter 81 of the acts of the Thirty-third General Assembly and chapter 61 of the acts of the Thirty-fourth General Assembly, relating to exemptions of different classes of property.

Also:

House File No. 476, a bill for an act to amend section one (1) of chapter forty-three (43) acts of the Thirty-fourth General Assembly relating to street improvements in towns, and to the levy of special taxes therefor.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 11, a bill for an act to amend section two hundred fifty-four-a tyenty (254-a20) of the Supplement to the Code, 1907, providing for the maintenance of dependent children whose mothers are widows.

Also:

House File No. 338, a bill for an act to amend section one (1) of chapter one hundred eighty-three (183) of the acts of the Thirty-fourth General Assembly, defining vagrancy.

Also:

House File No. 404, a bill for an act to amend section eight hundred sixteen (816) of the Code relating to lein of tax.

Also:

House File No. 451, a bill for an act to amend the law as it appears in section thirteen hundred and four (1304) of the Supplement to the Code, 1907, as amended by chapter 81 of the acts of the Thirty-third General Assembly and chapter 61 of the acts of the Thirty-fourth General Assembly, relating to exemptions of different classes of property.

Also:

House File No. 476, a bill for an act to amend section one (1) of chapter forty-three (43) acts of the Thirty-fourth General Assembly relating to street improvements in towns, and to the levy of special taxes therefor.

Also:

House File No. 677, a bill for an act to legalize the regular city election of the city of Wineset, Iowa, held on the 31st day of March, A. D. 1913, and to legalize a certain franchise, and the ratification thereof by the voters at such election, granted by the said city of Wineset to the Wineset mutual telephone company.

Also:

House File No. 684, a bill for an act to amend section four hundred ninety-one (491) of the Code, relative to deputy and clerk hire in the office of treasurer of counties containing a population of less than ten thousand.

Also:

House File No. 685, a bill for an act to amend the law relating to fire escapes at the same appears in section forty-nine hundred ninety-nine-a seven (4999-a7) Supplement to the Code, 1907.

Also:

House File No. 675, a bill for an act to amend the law relating to the levy of taxes for the support of cemeteries as the same appears in chapter thirty-eight (38) of the acts of the Thirty-third General Assembly, amendatory of sections five hundred eight-six (586) and eight hundred ninety-four (894) Supplement to the Code, 1907.

• Also:

House File No. 694, a bill for an act to legalize the incorporation of the town of Lattners, Dubuque county, Iowa.

Also:

House File No. 695, a bill for an act to create in each township a special culvert fund for the year of 1913, to defray the cost of culverts constructed by the board of supervisors during 1913 upon the township road system.

Also:

House File No. 526, a bill for an act to amend section four thousand six hundred and twenty-three (4623) of the Code relating to books of account as evidence.

Also :

House File No. 515, a bill for an act to amend section thirteen hundred four (1304) of the Supplement to the Code, 1907, as amended by chapter sixty-one (61) of the acts of the Thirty-fourth General Assembly relating to the exemption of certain classes of property from taxation.

Also :

House File No. 691, a bill for an act providing that on and after July 1, 1913, all annual appropriations made to the state university, the Iowa state college of agriculture and mechanic arts, the Iowa state teachers college and the college for the blind shall be paid in monthly installments.

Also :

House File No. 647, a bill for an act for the relief of M. O. Clemmens for personal injuries sustained by him while employed as engineer in the state sanitarium for the treatment of tuberculosis at Oakdale, Iowa.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report:

MR. SPEAKER—Your committee on Appropriations to whom was referred Senate File No. 557, a bill for an act making an emergency appropriation for the Iowa state college of agriculture and mechanic arts, beg leave to report they have had the same under consideration and recommend the same do pass.

W. LARRABEE JR.,
Chairman.

Report adopted.

The Speaker Pro Tempore announced that as Speaker Pro Tempore of the House, he had signed in the presence of the House, House Files Nos. 362, 481 and 608.

MOTION TO RECONSIDER.

White of Benton called up motion to reconsider the vote by which substitute for Senate File No. 136 failed to pass the House.

Roll call was demanded by Daniels of Appanoose and White of Benton.

On the question, "Shall the House reconsider the vote by which Senate File No. 136 failed to pass the House?"

The ayes were:

Anderson of Greene, Atkinson, Bernbrock, Bingham, Black, Blackford, Boettger, Brady, Brockway, Cannon, Cole, Dawson, Dixon, Doze, Elliott, Erickson, Fraley, Greene of Grundy, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Huff, Hunt, Jacobs, Jacobson, Jamison, Jones, Kelso, Klay, Kulp, Lenocker, LeRoy, Lund, Manning, McHose, Mitchell, Newcomb, Pickford, Power, Rohwer, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stokes, Thompson, Townsend, Trumbauer, White, Whitney, Workman—56.

The nays were:

Anderson of Montgomery, Bartle, Bliss, Bradley, Brown, Burt, Chapman, Clark, Cronbaugh, Daniels, Downey, Dunlap, Eggleston, Elwood, Enger, Greene of Clinton, Heaton, Huntley, Hutchins, Meredith, Odendahl, Peterson, Rone, Stutt, Webb—25.

Absent or not voting:

Barry, Bauman, Bruce, Buxton, Carson, Craig, Crozier, Griffin, Griggs, Hamilton, Helming, Jensen, Kane, Kingland, Koontz, Larrabee, Lounsberry, McCullough, McVicker, Miller, Milton, Munro, Reeve, Ring, Shankland, Stipe, Mr. Speaker—27.

Roll call verified.

So the motion to reconsider prevailed.

On the question, "Shall the bill pass?"

The ayes were:

Anderson of Greene, Atkinson, Barry, Bernbrock, Bingham, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Cannon, Craig, Daniels, Dawson, Dixon, Doze, Elliott, Erickson, Fraley, Greene of Grundy, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Klay, Koontz, Kulp, Lenocker, Lund, McHose, Mitchell, Munro, Newcomb, Pickford, Power, Rohwer, Saltzmann, Scholz, Scott, Sherman, Sidey, Steelsmith, Stokes, Thompson, Trumbauer, White, Whitney, Workman—58.

The nays were:

Anderson of Montgomery, Bradley, Brown, Burt, Buxton, Carson, Chapman, Clark, Cronbaugh, Crozier, Downey, Dunlap, Eggleston, Elwood, Greene of Clinton, Griffin, Heaton, Huntley, Larrabee, LeRoy, McVicker, Meredith, Odendahl, Peterson, Rone, Webb—26.

Absent or not voting:

Bartle, Bauman, Black, Cole, Enger, Griggs, Hamilton, Helming, Jensen, Kane, Kelso, Kingland, Lounsberry, Manning, McCullough, Miller, Milton, Ring, Reeve, Shankland, Stipe, Stutt, Townsend, Mr. Speaker—24.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Larrabee of Fayette called up Senate concurrent resolution relative to final adjournment:

CONCURRENT RESOLUTION.

Be it Resolved by the Senate, the House Concurring, That the time for adjournment of the Thirty-fifth General Assembly be fixed for Saturday, April 19, 1913, at twelve o'clock M.

Mr. Larrabee moved to amend by inserting immediately before the word "adjournment" the words "sine die."

Amendment adopted.

Mr. Larrabee moved that the House adopt the resolution as amendment.

On the question, "Shall the concurrent resolution be adopted?"

The ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bernbrock, Blackford, Bliss, Boettger, Brady, Brockway, Brown, Bruce, Burt, Carson, Craig, Daniels, Dawson, Downey, Doze, Dunlap, Eggleston, Elwood, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, Kulp, Larrabee, LeRoy, Lounsberry, Lund, Manning, McHose, McVicker, Meredith, Milton, Mitchell, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Saltzmann, Scholz, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, Webb, Whitney, Workman—77.

The nays were:

Bingham, Odendahl—2.

Absent or not voting:

Barry, Bauman, Black, Bradley, Buxton, Cannon, Chapman, Clark, Cole, Cronbaugh, Crozier, Dixon, Elliott, Enger, Erickson, Griggs, Hamilton, Jacobs, Lenoeker, McCullough, Miller, Munro, Reeve, Scott, Shankland, Sherman, Stipe, White, Mr. Speaker—29.

So the concurrent resolution was adopted.

The Speaker Pro Tempore announced that as Speaker Pro Tempore of the House, he had signed in the presence of the House, Senate Files Nos. 367, 287, 482, 424, 381, 491, 553, 146, 548, 375 and 561.

Speaker Cunningham in the chair.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Senate File No. 407, a bill for an act to repeal chapter 168, acts of the 33d General Assembly and to enact a substitute relating to hotels, public lodging houses, restaurants, etc.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Senate File No. 407, a bill for an act to repeal chapter one hundred sixty-eight (168) of the acts of the Thirty-third General Assembly, and to enact in lieu thereof the following relating to hotels, public lodging houses and restaurants, defining the same and prescribing rules for their operation and maintenance, so as to insure the safety and health of employes and patrons of same, providing for inspection thereof, establishing a hotel commission and providing for a hotel commissioner and for the licensing of hotel and restaurant keepers, and fixing penalties for violation of such rules and regulations.

Read first and second time and passed on file.

CONSIDERATION OF BILLS.

On motion of Whitney of Woodbury, Senate File No. 407, a bill for an act to repeal chapter one hundred sixty-eight (168) of the acts of the Thirty-third General Assembly, and to enact in lieu thereof the following relating to hotels, public lodging houses and restaurants, defining the same and prescribing rules for their operation and maintenance, so as to insure the safety and health of employes and patrons of same, providing for inspection thereof, establishing a hotel commission and providing for a hotel commissioner and for the licensing of hotel and restaurant keepers, and fixing penalties for the violation of such rules and regulations, was taken up, and considered.

Trumbauer of Keokuk proposed the following substitute amendment:

A BILL for an Act to Amend the Law Relating to the Inspection of Hotels, inns and lodging houses as the same appears in chapter one hundred sixty-eight (168) of the acts of the Thirty-third General Assembly.

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

Section 1. That the law as it appears in section one (1) of chapter one hundred sixty-eight (168) of the acts of the Thirty-third General Assembly, be and the same is hereby amended by striking from the

fourth (4th) line of said section the word and figures "ten (10)" and by inserting in lieu thereof the word and figures "four (4)".

Sec. 2. That the law as it appears in section six (6) of chapter one hundred sixty-eight (168) of the acts of the Thirty-third General Assembly, be and the same is hereby amended by adding thereto at the end thereof the following:

"Each bed, bunk, cot or other sleeping place provided for the use of guests shall be supplied with pillow-slips and under and top sheets, each top sheet to be made ninety-six (96) inches long, and of sufficient width to completely cover the mattress and springs; said sheets and pillow-slips to be made of white cotton or linen, and all such sheets and pillow-slips, after being used by one guest, to be washed and ironed before they are used by any other guest, a clean set being furnished each succeeding guest. All bedding used in any hotel shall be thoroughly aired and kept clean. Any room in any hotel under this act which shall become infested with vermi or bed-bugs shall be renovated until said vermin or bed-bugs are exterminated."

Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Register and Leader and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Substitute amendment adopted.

Unanimous consent was granted suspending the rules prohibiting the second and third reading of bills on the same day.

Mr. Whitney moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Bartle, Bernbrock, Bingham, Blackford, Bliss, Boettger, Brown, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Clark, Cole, Craig, Cronbaugh, Crozier, Dawson, Doze, Dunlap, Eggleston, Elliott, Elwood, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Halstead, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kingland, Klay, Koontz, LeRoy, Lounsberry, Lund, McHose, MeVicker, Meredith, Milton, Mitchell, Peterson, Pickford, Power, Ring, Rone, Scholz, Scott, Shankland, Sidey, Steelsmith, Stopes, Stutt, Townsend, Trumbauer, Webb, White, Workman.
Mr. Speaker—77.

The nays were :

None.

Absent or not voting :

Anderson of Greene, Barry, Bauman, Black, Bradley, Brady, Brockway, Daniels, Dixon, Downey, Erickson, Griggs, Hamilton, Hazen, Kelso, Kulp, Larrabee, Lenoeker, Manning, McCullough, Miller, Munro, Newcomb, Odendahl, Reeve, Rohwer, Saltzmann, Sherman, Stipe, Thompson, Whitney—31.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

REPORT OF COMMITTEE.

Larrabee of Fayette, from the committee on Appropriations, submitted the following report :

MR. SPEAKER—Your committee on Appropriations to whom was referred House File No. 207, a bill for an act to make appropriation for the state university, the Iowa state college of agriculture and mechanic arts, the Iowa state teachers college and the college for the blind, 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 amended by the following substitute amendment:

A BILL for an Act Making Apropriations for the State University, the Iowa State Teachers College and the College for the Blind.

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

Section 1. State University—Support, repair and contingent funds. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, to the state university, the sum of ninety-nine thousand dollars (\$99,000.00) annually hereafter for the following purposes:

Additional support fund	\$ 69,000.00
University extensjon work	15,000.00
Repair and contingent fund	10,000.00
Epidemiologist and laboratory	5,000.00

Sec. 2. State university—Improvements, equipment, land, etc. There is further appropriated out of any money in the state treasury not otherwise appropriated, to the state university the sum of one hundred fifty-five thousand dollars (\$155,000.00) for the following purposes:

Equipment and supplies	\$ 15,000.00
Equipment of buildings and buildings partially equipped.....	60,000.00
Purchase of additional land	10,000.00
Paving, sidewalks and campus	10,000.00
One thousand feet of underground tunnel connecting the cen- tral heating plant with the hospital heating plant.....	10,000.00
Domestic science building and equipment.....	17,000.00
Engineering equipment	25,000.00
Equipment for dentistry	8,000.00

The sums mentioned in the first section shall be paid in quarterly installments on order of the Iowa state board of education. The sums mentioned in the section, with the exception of the item making appropriation for the underground tunnel, shall be paid on order of the Iowa state board of education, but not more than one-half of the entire amount shall be paid before July 1st, 1914. The appropriation for the tunnel is made available July 1st, 1913.

Sec. 3. State teachers college—Support and contingent fund. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, to the state teachers college, the sum of forty thousand dollars (\$40,000.00) annually hereafter for the following purposes:

Additional teachers fund	\$ 20,000.00
Additional contingent fund	15,000.00
Additional summer term fund	5,000.00

Sec. 4. State teachers college—Furniture and paving. There is further appropriated out of any money in the state treasury not otherwise appropriated, to the state teachers college, the sum of six thousand eight hundred dollars (\$6,800.00) for the following purposes:

For furniture for new training school building and new emer- gency hospital	\$ 5,000.00
For paving	1,800.00

Sec. 5. College for the blind. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, to the college for the blind the sum of forty-one thousand five hundred dollars (\$41,500.00) annually hereafter, for the following purposes:

General support	\$ 40,000.00
Repair and contingent	1,500.00

Sec. 6. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, to the college for the blind, the sum of sixty-eight thousand (\$68,000.00) for the following purposes:

Well and equipment fund.....	\$ 3,000.00
Remodeling and extension of main building.....	65,000.00

The sums mentioned in section 5 shall be paid in quarterly installments on order of the Iowa state board of education. The sums mentioned in section 6 shall be available July 1st, 1913, and paid on order of the state board of education.

Sec. 7. Agricultural college—Support, extension work, etc. There is hereby appropriated out of any money in the state treasury not otherwise appropriated to the Iowa state college of agriculture and mechanic arts, the additional sum of ninety-two thousand dollars (\$92,000.00) for the following purposes:

Additional support fund	\$ 20,000.00
Agricultural extension	7,000.00
Two year and other agricultural short courses.....	4,000.00
Agricultural experiment station	10,000.00
Trade schools and trade school extension work.....	10,000.00
Veterinary investigations	3,000.00
Repair and contingent fund including enlargements of water work and sewerage plant	8,000.00
Heating plant equipment, including steam lines.....	30,000.00

The sums mentioned in section 3 shall be paid in monthly installments on order of the Iowa state board of education. The sums appropriated for any fiscal year shall be available for use until January 1st following the close of the fiscal year. The sums mentioned in section 4 shall be paid on order of the Iowa state board of education, but not more than one-half the entire amount shall be paid before July 1, 1914.

Sec. 8. 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.

WM. LARRABEE, JR.,
Chairman.

Report adopted.

CONSIDERATION OF BILLS.

On motion of Larrabee of Fayette, House File No. 207, a bill for an act making appropriation for the state university, the Iowa state college of agriculture and mechanics arts, the Iowa state teachers college, and the college for the blind, with report of committee recommending passage as amended, was taken up, considered, and the committee substitute amendment substituted for the original bill.

Mr. Larrabee moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Barry, Bartle, Bauman, Bernbrock, Bingham, Blackford, Bliss, Boettger, Brady, Brockway, Bruce, Burt, Buxton, Cannon, Carson, Chapman, Cole, Crozier, Dawson, Dixon, Dunlap, Eggleston, Elliott, Elwood, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Hazen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kingland, Klay, Koontz, Larabee, Lenocker, Lounsberry, Lund, Manning, McHose, McVicker, Mitchell, Newcomb, Peterson, Pickford, Power, Ring, Rohwer, Rone, Scholz, Shankland, Sherman, Sidey, Steelsmith, Stokes, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Black, Bradley, Brown, Clark, Craig, Cronbaugh, Daniels, Downey, Doze, Enger, Erickson, Fraley, Jamison, Kelso, Kulp, LeRoy, McCullough, Meredith, Miller, Milton, Munro, Odendahl, Reeve, Saltzmann, Scott, Stipe, Stutt, Thompson—28.

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 535, a bill for an act to prevent fraud in the manufacture and sale of commercial fertilizers, providing for licensing of such products and making provision for enforcement.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 535, a bill for an act to prevent fraud in the manufacture and sale of commercial fertilizers, providing for licensing of such products and making provision for enforcement.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Lund of Hamilton moved that all bills on the calendar be re-referred to the Sifting committee.

Klay of Sioux moved as a substitute that the House take up consideration of Senate File No. 1.

Motion lost.

Motion to refer all bills on the calendar to the Sifting committee, prevailed.

Larrabee of Fayette called up Conference committee report on House File No. 326, and moved its adoption:

To the Senate and House of Representatives of the Thirty-fifth General Assembly:

Your conference committee, to whom was submitted House File No. 326, beg leave to report that they have had the same under consideration and recommend the following:

Amend by striking out of the second line of section 1 the words and figures "twenty-five thousand dollars (\$25,000.00)" and inserting in lieu thereof the words and figures "forty thousand dollars (\$40,000.00).

Also omit the period (.) at the end of section 1, and add thereto the following: "and to investigate and prepare cases affecting Iowa intrastate rates and services."

Also we recommend that House File No. 327, be indefinitely postponed.

JOSEPH MATTES,

F. F. JONES,

A. J. SCHRUP,

A. M. McCOLL,

Senate Committee.

J. M. BROCKWAY,

RALPH SHERMAN,

ALBERT HANSEN,

A. O. BENBROCK,

House Committee.

Motion prevailed and the report was adopted.

Mr. Larrabee moved that the House adopt and concur in the amendments as proposed by the Conference committee.

On the question, "Shall the House concur in and adopt the amendments proposed by the Conference committee?"

The ayes were:

Anderson of Montgomery, Atkinson, Barry, Bernbrock, Bingham, Blackford, Bliss, Brockway, Bruce, Carson, Chapman, Cole, Craig, Cronbaugh, Crozier, Dawson, Dunlap, Eggleston, Elliott, Enger, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halstead, Hansen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jensen, Jones, Kane, Kingland, Kulp, Larrabee, LeRoy, Manning, McHose, McVicker, Meredith, Newcomb, Peterson, Pickford, Power, Ring, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stokes, Thompson, Townsend, Trumbauer, Webb, White, Whitney, Workman, Mr. Speaker—65.

The nays were:

Downey—1.

Absent or not voting:

Anderson of Greene, Bartle, Bauman, Black, Boettger, Bradley, Brady, Brown, Burt, Buxton, Cannon, Clark, Daniels, Dixon, Doze, Elwood, Erickson, Griggs, Halgrims, Hamilton, Hazen, Helming, Jamison, Kelso, Klay, Koontz, Lenocker, Lounsberry, Lund, McCullough, Miller, Milton, Mitchell, Munro, Oden Dahl, Reeve, Rohwer, Rone, Saltzmann, Scott, Sidey, Stutt—42.

Conference committee amendment adopted.

CONSIDERATION OF BILLS.

Larrabee of Fayette called up Senate File No. 557, and yielded the floor to Halgrims of Humboldt.

On motion of Mr. Halgrims, Senate File No. 557, a bill for an act making an emergency appropriation for the Iowa state college of agriculture and mechanics arts, was taken up, and considered.

Mr. Halgrims moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Anderson of Greene, Atkinson, Bartle, Bernbrock, Bingham, Black, Blackford, Bliss, Boettger, Brady, Bruce, Burt, Cannon, Chapman, Cole, Cronbaugh, Dawson, Dixon, Downey, Eggleston, Elliott, Elwood, Fraley, Greene of Grundy, Greene of Clinton, Griffin, Griggs, Grout, Hadley, Halgrims, Halstead, Hamilton, Hansen, Heaton, Helming, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Kingland, Klay, Koontz, LeRoy, Lund, Manning, McHose, McVicker, Mitchell, Newcomb, Peterson, Ring, Rohwer, Rone, Saltzmann, Sherman, Sidey, Steelsmith, Stokes, Townsend, Webb, Whitney, Workman, Mr. Speaker—71.

The nays were:

Odendahl—1.

Absent or not voting:

Barry, Bauman, Bradley, Brockway, Brown, Buxton, Carson, Clark, Craig, Crozier, Daniels, Doze, Dunlap, Enger, Erickson, Hazen, Kulp, Larrabee, Lenocker, Lounsberry, McCullough, Meredith, Miller, Milton, Munro, Pickford, Power, Reeve, Scholz, Scott, Shankland, Stipe, Stutt, Thompson, Trumbauer, White—36.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

House File No. 407, a bill for an act to repeal section 170-d, Supplement to the Code, 1907, and to enact a substitute requiring state officials to turn into the state reasury all fees collected.

Jos. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

On request of Klay of Sioux, unanimous consent having been given, House File No. 407, a bill for an act repealing section one hundred and seventy-d of the supplement to the code, 1907, and to enact a substitute in lieu thereof, requiring all boards, commissions, departments and officers of state to turn into the state treasury, all fees collected, with Senate amendments, was taken up, and the amendments read and considered.

SENATE AMENDMENTS.

Amend by inserting after the word "the" and before the word "day" in the eighth line of section 1 the word "third".

Also amend by striking out the word "Daily" in the publication clause. amend section 1 by inserting after the comma (,) after the word "thereof" in the 9th line the following: "ninety per cent of".

Amend by adding to section 1 after the word "statement" ni the last line the following "the balance actually collected in cash remaining in the hands of any officer board or department shall not exceed the sum of \$5,000.00 and no money collected shall be held more than thirty days".

Mr. Klay moved that they House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bernbrock, Bingham, Blackford, Bradley, Brown, Bruce, Cannon, Carson, Chapman, Cole, Craig, Crozier, Daniels, Dawson, Eggleston, Elliott, Elwood, Greene of Grundy, Greene of Clinton, Griffin, Hadley, Hamilton, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jamison, Jensen, Jones, Kingland, Klay, Koontz,

Kulp, LeRoy, Lund, Manning, McCullough, Mitchell, Newcomb, Odendahl, Peterson, Ring, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sherman, Steelsmith, Stipe, Stokes, Stutt, Townsend, White, Workman—63.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Bauman, Black, Bliss, Boettger, Brady, Brockway, Burt, Buxton, Clark, Cronbaugh, Dixon, Downey, Doze, Dunlap, Enger, Erickson, Fraley, Griggs, Grout, Halgrims, Halstead, Helming, Jacobson, Kane, Kelso, Larrabee, Lenocker, Lounsberry, McHose, McVicker, Meredith, Miller, Milton, Munro, Pickford, Power, Reeve, Scott, Sidey, Thompson, Trumbauer, Webb, Whitney, Mr. Speaker—45.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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:

Substitute for Senate File No. 252, a bill for an act to amend the law as it appears in sections eighty-six (86), ninety-eight (98), one hundred fifteen (115) and two hundred eleven (211) of the Code, and section two hundred five (205) Supplement to the Code, 1907, relating to the compensation of the secretary of state, the auditor of state, treasurer of state, the attorney general, and the clerk of the supreme court.

Also:

Senate File No. 348, a bill for an act to repeal section two hundred twelve (212) of the Supplement to the Code, 1907, relating to the appointment of an assistant attorney general and to his salary, and to enact a substitute therefor.

Also:

Senate File No. 82, a bill for an act to provide additional chairs in the college of homeopathic medicine of the state university of Iowa, additional to chapter 168 of the acts of the Sixteenth General Assembly.

Also :

Senate File No. 446, a bill for an act to amend section four (4) of chapter sixty-three (63) acts of the Thirty-fourth General Assembly, relating to assessment of stocks of national, state and savings banks.

Also :

Senate File No. 483, a bill for an act to confer certain powers on cities organized under chapter forty-eight (48) of the acts of the Thirty-second general Assembly of Iowa, as the same appears in chapter fourteen-c (14-c) of title five of the Supplement to the Code, 1907, providing for the levy and collection of a special tax for the purchase, equipment, construction and maintenance of a garbage disposal plant.

Also :

Senate Joint Resolution No. 16, a bill for an act authorizing and directing the secretary of state to publish, in pamphlet form, Senate File No. 3, known as the workmen's compensation act.

Also :

Senate File No. 289, a bill for an act to amend the law as it appears in section twenty-four hundred seventy-two (2472) of the Supplement to the Code, 1907, and section twenty-four hundred seventy-four (2474) of the Code, and to repeal section twenty-four hundred seventy-seven (2477) of the Supplement to the Code, 1907, and chapter one hundred forty-four (144) of the acts of the Thirty-third (33) General Assembly amendatory to section twenty-four hundred seventy-seven (2477) of the Supplement to the Code, 1907, and to enact a substitute therefor, all relating to the bureau of labor statistics and providing for reports of accidents by employers and prescribing a penalty for the violation thereof.

Also :

Senate File No. 327, a bill for an act to amend section two thousand seventy-seven (2077) of the Supplement to the Code, 1907, relative to passenger rates and providing passenger transportation charges to towns and cities within this state at which fairs are or may hereafter be held.

Also :

Senate File No. 383, a bill for an act to amend the law as it appears in chapter eleven-c (11-c) of title thirteen (XIII) of the Supplement to the Code, 1907, relating to the state sanatorium for the treatment of tuberculosis, to provide for the care of advanced cases in said sanatorium and making an appropriation therefor, and to repeal the law as it appears in section twenty-seven hundred twenty-seven-a86 (2727-a86) of

the Supplement to the Code, 1907, and to enact a substitute therefor requiring counties to pay for the care of patients in the sanitorium and making such patients and persons legally bound for their support liable to couties for money so paid.

Also :

Senate File No. 559, a bill for an act for the purpose of having a patent issued in the name of Charles Martin for a certain tract of land.

Also :

Senatè Joint Resolution No. 14, approving estimate oc cost, plans and specifications for buildings at the state university, the state college of agriculture and mechanic arts, and the state teachers' college.. Approving estimates of cost, plans and specifications for the erection of new buildings at the state university, at the state college of agriculture and mechanic arts, and at the state teachers' college. Approving estimate of cost, plans and specifications for the erection of a gymnasium, reconstruction of roof of medical laboratory, changes in chemical laboratory, ware house, tunnel to currier hall, kitchen for hospital, at the state university; a chemistry building, agricultural laboratories, transportation laboratory, animal husbandry laboratories, at the state college of agriculture and mechanic arts; a dormitory for women, and a manual training building at the state teachers' college.

Also :

Senate File No. 488, a bill for an act to amend the law as it appears in section ten hundred ninety-three (1093) Supplement to the Code, 1907, relating to election boards.

W. W. ANDERSON,
Chairman House Committee.
JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your committee on Enrolled Bills respectfully report that they have this day sent to to the governor for his approval:

House File No. 11, a bill for an act to amend section two hundred fifty-four-a twenty (254-a20) of the Supplement to the Code, 1907, providing for the maintenance of dependent children whose mothers are widows.

Also :

House File No. 338, a bill for an act to amend section one (1) of chapter one hundred eighty-three (183) of the acts of the Thirty-fourth General Assembly, defining vagrancy.

Also :

House File No. 404, a bill for an act to amend section eight hundred sixteen (816) of the Code relating to the lien of tax.

Also :

House File No. 451, a bill for an act to amend the law as it appears in section thirteen hundred and four (1304) of the Supplement to the Code, 1907, as amended by chapter 81 of the acts of the Thirty-third General Assembly and chapter 61 of the acts of the Thirty-fourth General Assembly, relating to exemptions of different classes of property.

Also :

House File No. 476, a bill for an act to amend section one (1) of chapter forty-three (43) acts of the Thirty-fourth General Assembly relating to street improvements in towns, and to the levy of special taxes therefor.

Also :

House File No. 535, a bill for an act to prevent fraud in the manufacture and sale of commercial fertilizers, providing for licensing of such products and making provision for enforcement.

Also :

House File No. 526, a bill for an act to amend section four thousand six hundred and twenty-three (4623) of the Code relating to books of account as evidence.

Also :

House File No. 515, a bill for an act to amend section thirteen hundred four (1304) of the Supplement to the Code, 1907, as amended by chapter sixty-one (61) of the acts of the Thirty-fourth General Assembly relating to the exemption of certain classes of property from taxation.

Also :

House File No. 691, a bill for an act providing that on and after July 1, 1913, all annual appropriations made to the state university, the Iowa state college of agriculture and mechanic arts, the Iowa state teachers college and the college for the blind shall be paid in monthly installments.

Also :

House File No. 647, a bill for an act for the relief of M. O. Clemmens for personal injuries sustained by him while employed as engineer in the state sanitarium for the treatment of tuberculosis at Oakdale, Iowa.

Also :

House File No. 677, a bill for an act to legalize the regular city election of the city of Winterset, Iowa, held on the 31st day of March, A. D. 1913, and to legalize a certain franchise, and the ratification thereof by the voters at such election, granted by the said city of Winterset to the Winterset mutual telephone company.

Also :

House File No. 684, a bill for an act to amend section four hundred ninety-one (491) of the Code, relative to deputy and clerk hire in the office of treasurer of counties containing a population of less than ten thousand.

Also :

House File No. 685, a bill for an act to amend the law relating to fire escapes at the same appears in section forty-nine hundred ninety-nine-a seven (4999-a7) Supplement to the Code, 1907.

Also :

House File No. 675, a bill for an act to amend the law relating to the levy of taxes for the support of cemeteries as the same appears in chapter thirty-eight (38) of the acts of the acts of the Thirty-third General Assembly, amendatory of sections five hundred eight-six (586) and eight hundred ninety-four (894) Supplement to the Code, 1907.

Also :

House File No. 694, a bill for an act to legalize the incorporation of the town of Lattners, Dubuque county, Iowa.

Also :

House File No. 695, a bill for an act to create in each township a special culvert fund for the year of 1913, to defray the cost of culverts constructed by the board of supervisors during 1913 upon the township road system.

W. W. ANDERSON,
Chairman.

Report adopted.

Ring of Linn presented the following resolution and moved its adoption:

Resolved, that the Secretary of State be directed to mail to each member of the House, two copies of the House Journal of April 19, and that any member having any corrections thereto shall return one of these at once to the Chief Clerk showing the corrections desired.

Motion prevailed and the resolution was adopted.

The Speaker announced that as Speaker of the House, he had signed in the presence of the House, House File Nos. 11, 515, 526, 451, 338, 476, 404, 694, 695, 685, 677, 691, 647, 684, 675, and 535.

The Speaker announced that the House would be at ease for thirty minutes.

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 the following bill in which the concurrence of the Senate was asked:

Senate File No. 427, a bill for an act to amend Section 751 of the Code relating to streets and public grounds.

Jos. E. MEYER,
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:

House Concurrent Resolution relative to the Enrolling Clerk of the House, remaining to complete her work.

Jos. E. MEYER,
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 final adjournment of the 35th General Assembly.

Jos. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate returns herewith without action:

House File No. 441, a bill for an act to regulate the sale of calcium carbide or so-called carbide and prescribe the manner in which the same shall be packed and labeled.

Jos. E. MEYER,
Secretary.

CONSIDERATION OF BILLS.

On motion of Burt of Taylor, Substitute for Senate File No. 1, a bill for an act to provide for the regulation and supervision of investment companies, and providing penalties for the violation thereof, was taken up, and considered.

The Sifting committee proposed the following amendments:

That sub-division one of section eighteen be amended by inserting the following between the words "associations" which appears between the eight and ninth lines and the word "or" which appears in the ninth line of said sub-division, to-wit: a comma (,) and "or to the sale of real estate under bond or contract where the actual transfer of title thereto is contingent upon the future payment or considerations,".

By striking out the comma (,) following the word "commission" in the sixth line of subdivision four of section eighteen and inserting in lieu thereof a period (.).

By striking out all of said subdivision four following the word "commission".

That section fifteen be amended by striking out the period (.) at the end of said section and inserting in lieu thereof a semi-colon (;) and the following: "provided that if it appears such violation was not intentional and no fraud was shown only so much of said bond shall be forfeited which shall be equal to the amount of damages sustained."

Amendments adopted.

Elwood of Howard proposed the following amendment:

Amend section 1 of the substitute for Senate File No. 1, by striking out the word "Iowa" in the fifteenth line thereof.

Amendment adopted.

Mr. Burt moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bartle, Bingham, Blackford, Bliss, Bradley, Brady, Brockway, Brown, Bruce, Burt, Buxton, Carson, Cole, Craig, Cronbaugh, Daniels, Dawson, Dixon, Downey, Dunlap, Elwood, Enger, Greene of Grundy, Greene of Clinton, Griffin, Grout, Hadley, Halgrims, Hansen, Heaton, Huntley, Hutchins, Jacobson, Jensen, Kingland, Klay, Larrabee, Lounsberry, McHose, McVicker, Meredith, Miller, Newcomb, Peterson, Power, Ring, Rone, Shankland, Sherman, Stipe, Townsend, Webb, Whitney, Mr. Speaker—57.

The nays were:

Black, Boettger, Eggleston, Fraley, Halstead, Hazen, Jamison, Kane, Mitchell, Rohwer, Stokes, Stutt—12.

Absent or not voting:

Anderson of Greene, Bauman, Bernbrock, Cannon, Chapman, Clark, Crozier, Doze, Elliott, Erickson, Griggs, Hamilton, Helming, Huff, Hunt, Jacobs, Jones, Kelso, Koontz, Kulp, Lenoeker, LeRoy, Lund, Manning, McCullough, Milton, Munro, Odendahl, Pickford, Reeve, Saltzmann, Scholz, Scott, Sidey, Steelsmith, Thompson, Trumbauer, White, Workman—39.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Pro Tempore in the chair.

Klay of Sioux called up Senate Joint Resolution No. 17.

Boettger of Scott objected for the reason that all bills had been referred to the Sifting committee.

Mr. Boettger moved that the House refuse to consider any bills except appropriation bills.

Motion prevailed by rising vote.

Boettger of Scott, from the joint committee, appointed for the purpose of securing chairs and gavels for the President of the Senate and the Speaker of the House, submitted the following report:

REPORT OF COMMITTEE APPOINTED FOR THE PURPOSE OF SECURING CHAIRS FOR THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE.

Your special committee, appointed for the purpose of securing chairs and gavels for the president of the Senate and the Speaker of the House, respectfully 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.

Respectfully submitted,

JOHN B. SULLIVAN,
JOHN T. CLARKSON,
RALPH SHERMAN,
WALTER P. JENSEN,
H. H. BOETTGER.

Committee.

The Speaker Pro Tempore announced that as Speaker Pro Tempore of the House, he had signed in the presence of the House; Senate Files Nos. 252, 348, 559, 488, 466, 483, 289, 327, 383 and Senate Joint Resolution No. 14.

Sherman of Poweshiek moved that a committee of three be appointed to conduct the Speaker to the chair.

Motion prevailed.

The Speaker Pro Tempore appointed as such committee, Sherman of Poweshiek, Jensen of Pocahontas and Boettger of Scott.

Boettger of Scott in presenting to the Speaker the chair and gavel, made the following remarks:

MR. SPEAKER AND GENTLEMEN OF THE HOUSE:

It is truly a great honor and pleasure to me today to represent the members of the lower house of the Thirty-fifth General Assembly of Iowa in presenting to you, Mr. Speaker, the gavel and chair used by you while presiding over the deliberations of the House during this session.

I think that every member of this House will agree with me when I say that the Thirty-fifth General Assembly has been confronted with the weightiest and most intricate measures that have ever come up for deliberation before any preceding Legislature of this State, and, Mr. Speaker, it was in anticipation of this fact that this House placed upon your shoulders, the mantle of Speakership at the opening of this session. I have no hesitancy in saying, Mr. Speaker, that we made no mistake. "To err is human," and no doubt in our deliberation concerning the great measures that have confronted this House we have unconsciously made mistakes, but when the members of this House elected as Speaker of the Thirty-fifth General Assembly Edward H. Cunningham we made no mistake. The importance and weight of our deliberations necessarily imposed upon you the burden of deciding some of the most complicated and intricate questions of parliamentary law ever presented to the Speaker of any preceding Legislative body. Your ability as a presiding officer, Mr. Speaker, has been of wonderful assistance to this House in its deliberations. Your efforts, Mr. Speaker, as presiding officer of the Thirty-fifth General Assembly are worthy of the highest commendation. In your official capacity as Speaker, you have acted at all times with fairness and justice; and I say this not on account of the spirit of the occasion, but because it is an absolute truth. You have treated every member of this House, regardless of party affiliations, regardless of strength, regardless of standing, without fear or favor, with justice and wonderful fairness.

In conclusion, Mr. Speaker, as a token of your splendid career as presiding officer of this House during this session, also as a token of your great services to the people of this State, we extend to you this chair and gavel. May they always bring to your mind the undying friendship and good will of the members of the Thirty-fifth General Assembly.

The Speaker responded as follows:

MEMBERS OF THE HOUSE, GENTLEMEN: (And I might also add ladies, as there are some ladies here in our presence this afternoon, who have been about as regular in their attendance as have the members of the House):

I think, perhaps, I owe you an apology, gentlemen, because of the fact that I have come before you at this time unprepared to make any

remarks that would be suitable to the occasion. This is one of the occasions that but illustrates the poverty and the inexpressiveness of words. Had I a sufficient command of the English language to frame into words the sentiment which I feel, I then could convince you of my gratitude. I am grateful, indeed, for the words spoken by your chairman, but I shall not require that you endorse everything he has said. I have made mistakes; I am only human. I have offended you, gentlemen, and for such offense I ask your forgiveness, and I as freely forgive. I said at the beginning of the session that I had never been privileged to meet with an assembly of men who seemed so conscientious in their desire to serve their constituents and their state. I have been criticised for my lack of judgment of human nature. I have been told that I did not possess the judgment necessary for a man who was charged with the responsibility of selecting the committees who would handle all the important legislation before this body. We have now come to the close of this session, gentlemen, and I want to repeat with added emphasis what I said at the beginning of the session. I still regard the integrity, the ability and the honesty of the personnel of this body higher than that of any assembly of men I have ever assembled with, or had the privilege of laboring with.

I am of the opinion that the majority of you hold a different conception of the problems of legislation than those you held before you had had any actual experience; at least I am convinced in my own mind that you have a clearer understanding of the situation. But you have been good troops; I have never seen any disposition on your part to desert your post, or any tendency to swerve from what you thought was your line of duty. You have been under a constant cross fire of criticism which I deplore very much, as I realize fully that it is hard work when you are endeavoring to the best of your ability to serve your constituents and your state, that you should be criticised by those who should have been the first to lend you their assistance and aid in solving the problems that confronted you. I am satisfied that the people of this state are going to approve of what you have done here this winter. I have no criticism to offer. It is barely possible that you were a little hasty in the Capitol extension ground bill. I am of the opinion that that measure should have been submitted to the people for their approval. But that was your judgment, and I am not going to offer any criticism. Your work here as a whole will be commended by any honest citizen.

The new law with reference to school legislation is the grandest piece of legislation that has been written on the statute books of Iowa since the organization of this state. It will bring to the minds of the members of this House more solid comfort in the declining years of their life than all the balance of their work put together, for it will be at that period of life that you will be able to see the beneficent results that must come from this legislation; it will manifest itself in the throngs of intelligent, happy and prosperous people of our commonwealth.

Never before has so many large problems confronted a general assembly, and it was to be expected that in the limited time we have

at our disposal that it would be absolutely impossible to consider them all. You have, however, laid the foundation for the future general assembly to build by, and they will profit by the knowledge you have gained upon the practical subjects that have fallen by the wayside. The criticism that has been heaped upon you relative to the road legislation enacted here is unjust and wholly unwarranted, and when the merits of the road law enacted by the Thirty-fifth General Assembly become known the recoil from the bombardment of criticism hurled at you will bury and completely annihilate those who have maligned you. The road bill is a very meritorious measure, but it will be very difficult to get quick results owing to the unfair manner in which it as been presented to our people; it must stand between two extreme ideas on road building; the one is the policy of doing nothing, the other was through a small beginning to go to the extreme in extravagance in road building. We have record of this extravagant manner in all road building as it obtains in other states, especially New York, and it is such as to make the honest people of the state of New York blush for shame. What we want and must have in Iowa is a sound, sane policy that does not tend toward extravagance, and one that will allow the people of every county to build such roads as conditions in that community will warrant. It is for you gentlemen to give to the people of this state the information that they want relative to matters that have been before this body. When you go back to your homes and back to your people you should lose no opportunity to give them what they want, and the only thing that they will demand of you is the truth as it pertains to all things and all matters that have confronted you. The people of this state want that information and I want you gentlemen to give it to them.

And now, gentlemen, again I acknowledge with thanks my gratitude to you. You have been more than kind to me. I shall cherish your memory as long as I live, and I would be an ingrate did I not endeavor to make my life conform to the high order of citizenship you represent in order that I may live up to the things you have said to me. I will do my best. I thank you.

Sherman of Poweshiek made the following remarks:

MR. SPEAKER AND MEMBERS OF THE HOUSE:

I wish to endorse the sentiments so well expressed by the gentleman from Scott, and I regard the privilege of speaking for the membership of this House at this time a great honor. The words I am able to summon can only in a feeble way express our gratitude for your services. I suppose that, after all, I can say nothing new, yet we wish to impress you, Mr. Speaker, with the fact that the membership of this House has the trend of gratitude in its disposition. It is a pleasure for us to recognize the fairness of your rulings.

When any man seeks and is given representative power his opportunities are not less than his responsibilities. To an unusual degree the power has been given you to see, regardless of political or other dif-

ferences, the good in those whose procedure you have had in control, the ability to view questions from the other fellow's standpoint; inclined to be fair almost to a fault, yet a firmness that was not to be disregarded. Back of the undemonstrative, conservative countenance of their leader, the membership of this House has discovered a true heart, a ready sympathy, a sincere friendliness, and it is said that "Friendship rules the world."

The response from the lower House of the Thirty-fifth General Assembly is "He Suits Us."

With memories old and wishes new,
Yes, here's a hearty health to you,
And here's to you, and here's to you.

Jensen of Pocahontas made the following remarks:

MR. SPEAKER AND GENTLEMEN OF THE HOUSE:

In this closing hour of the session when the goodbyes are being said, when the associations of the present are being broken and when the joys of the friendships formed are marred by the thought of parting our hearts are touched with mingled and conflicting emotions. It is as when a large and happy family sees its unity being broken by the call of duty which leads its members to many diverging fields. And just as at such an hour the members of a family center their thoughts and affections about the parent whose guiding hand has thus far shaped their course, so the membership of this house in this time of parting centers its thoughts and affections about our beloved speaker whose hand has guided us throughout the deliberations of this session.

Fitting indeed it has been that members from the majority and the minority have joined their voices in expression of the sentiment of appreciation felt by us all. I want now, Mr. Speaker, in behalf of the new members of the house, of those of us who have spent our first session in your company and under your guidance to express our special appreciation for the kindnesses that have been shown us. And speaking now, as I know I do, for every new member of this house, I express the sentiment shared in by us all that as we shall part, it is our hope that in the years to come the world may bestow upon you its tenderest smiles and may extend to you the same kindness and sympathy and helpfulness that has characterized your attitude toward us, the baby members of your legislative family.

Mr. Jensen then presented the following resolution and moved its adoption:

Be It Resolved, That we, the representatives of the Thirty-fifth General Assembly, appreciative of the valued services rendered by the Honorable Henry Brady as Speaker pro tem of the House, do hereby express to him our hearty good will, and extend to him our sincere best wishes for his future happiness and prosperity.

Motion prevailed and the resolution was unanimously adopted.

The Speaker appointed Jenson of Pocahontas as a committee to escort Speaker Pro Tempore Brady to the chair.

Mr. Brady then made the following remarks:

MR. SPEAKER AND GENTLEMEN OF THE HOUSE:

When this legislature convened it faced the most difficult problems ever faced by any legislature in the history of Iowa, the workingmens' compensation; the public utilities and good roads have all received consideration by honest, earnest workers.

In my opinion the one mistake of the Assembly was in not providing a prison farm for convict labor and abolishing the contract system of prison labor. After we have all returned home and received our shower of bouquets and brickbats and once more settled down to business, I believe the happiest thought of our lives will be the pleasant memories of our associates of the Thirty-fifth General Assembly; and now gentlemen in conclusion, I wish to thank you for the confidence you have imposed to me in electing me speaker pro tem of the House and my greatest satisfaction is the knowledge that confidence has never been betrayed.

Speaker Cunningham in the chair.

In presenting the Speaker a gold headed cane and collar and cuff set, Crozier of Marion made the following remarks:

MR. SPEAKER AND GENTLEMEN OF THE HOUSE:

The presiding officer of the legislative body of a great state like Iowa, or rather of the great state of Iowa—for there is no other state like Iowa—occupies a situation of the gravest responsibility and he who has filled it well is entitled to the highest honor.

I have very much enjoyed this session of the General Assembly. I am gratified to say that however much there may have been of difference of opinion between different members of this body, our deliberations have been entirely free from partisan spirit, and I am proud to know that he who occupies this chair has not been swayed or influenced by any other motive than to promote the public good and to secure to every member, no matter what his politics may be, a fair and impartial hearing.

I have today an agreeable duty to perform on behalf of the minority members of this body, recognizing the spirit of fairness and impartiality in the ruling and decisions of the chair, the democratic members of this body have directed me to present to you a slight token of their regard. I trust that no one will consider this as merely perfunctory in character. I assure you that the presentation of this token is made in all sincerity and to express to you our sincere respect for the able, fair and impartial manner in which you have exercised the duties of our presiding officer.

I beg you will accept it, sir, in the spirit in which it is offered. The pecuniary value is small, but be assured it carries with it the sincere desire of those by whom it is presented for your continued happiness and

prosperity, and the hope that your years may be lengthened until you shall see the great state of Iowa take rank in the sisterhood of states beyond our fondest anticipations, in the prosperity of her people and the wisdom of her laws.

Miller of Bremer made the following remarks:

MR. SPEAKER:

In this closing hour of this Assembly, when we are about to depart for that particular section of God's country which each of us describe as home, it is my pleasure on behalf of the minority to extend to the gentleman who has presided over our deliberations with firmness, yet with kindness, an evidence of the warm esteem that has grown within us during the period we have heeded the direction of his gavel and his voice.

Of course we all love Brady,
We like to talk and walk with Brady,
But when it comes to the Speaker's job,
Oh you Ed!

As we depart for our several homes I know there is a feeling among all the members of this Assembly that is more than friendship, as much as that word describes, and that such is not held in greater measure toward our esteemed Speaker by the majority than by the minority, I am sure that all on this side will agree. That being true, we with the majority wish him all the blessings that can properly come to one so fair, so worthy and so square, and we wish this with all our hearts.

Dixon of Sac then spoke of the power of music to "soothe the savage breast," the charm of the music of the cataract, the mountain stream, but the sweetest music of all was the human voice.

He then introduced to the House, Mrs. T. A. Kingland, wife of the representative from Winnebago county, who sang "April Morn," by Batten. In response to encores she sang, "An Open Secret" by Woodman, and the following song by Carrie Jacobs Bond, "A Perfect Day."

When you come to the end of a perfect day,
And you sit alone with your thought,
While the chimes ring out with a carol gay,
For the joy that the day has brought,
Do you think what the end of a perfect day
Can mean to a tired heart?
When the sun goes down with a flaming ray,
And the dear friends have to part?

Well, this is the end of a perfect day,
Near the end of a journey, too,
But it leaves a thought that is big and strong,
With a wish that is kind and true.
For mem'ry has painted this perfect day
With colors that never fade,
And we find, at the end of a perfect day,
The soul of a friend we've made.

Scholz of Clayton spoke of the great pleasure he felt in hearing once more the beautiful voice of Mrs. Kingland and moved that the House extend to her a vote of thanks.

Motion prevailed unanimously by rising vote.

Speaker Cunningham then invited Dr. Gibson to favor the House with a solo.

The doctor responded with a number of ballads, closing with "Iowa" in which all members of the House joined.

Sherman of Poweshiek presented the following resolution and moved its adoption:

We, the Representatives of the Thirty-fifth General Assembly, by this resolution, desire to show in a small way our gratitude and appreciation for the many kindnesses and courtesies extended to the membership by Mr. A. C. Gustafson, Chief Clerk; Mr. J. B. Hockersmith, Assistant Clerk; Mr. Harlan G. Knapp, Reading Clerk; Mrs. Lola S. Elliott, Frank G. Luke, Journal Clerks; Mrs. Caroline Young Smith, Engrossing Clerk; Miss Mabel Elwood, Enrolling Clerk; Harry Cook, File Clerk; E. H. Trease, Bill Clerk; Mrs. Clara Patterson, Postmistress; Mr. John F. Offil, Sergeant-at-Arms; H. Armstrong, Chief Doorkeeper, and all other clerks, doorkeepers, pages and janitors.

Motion prevailed and the resolution was unanimously adopted.

Bradley of Wapello make the following remarks:

MR. SPEAKER AND GENTLEMEN OF THE HOUSE:

In addressing you in the closing hours of the session, standing on the floor of this house, a wave of consciousness strikes the inner recess of my brain that lifts the latch string of my heart.

I am grateful for the honor conferred upon me by the members of this Thirty-fifth General Assembly in requesting me to address you on this auspicious occasion. The Thirty-fifth General Assembly now about to adjourn sine die has been the most important session since Iowa was admitted as a state. Every man of the body believes in a government of the people, by the people and for the people, holding to the fundamental idea that all just government derived it just from the consent of the governed upon the sacred page of the history of this state, being its fundamental law, which is a reincarnation of the declaration of independence, holding that all men are created equal and endowed by their Creator with inalienable rights, among these being life, liberty and the pursuit of happiness, they held to the theory that all men were equal before law and every man on the floor of this house is believed to be a patriot and lover of his country and its flag. The legislature recognized that the mortal doctrine coming down from the day of Blackstone, but the greatest power that one man can exercise over another is that of a member of the legislative body. Every one of you have learned to discharge your duty as an American citizen, working for the common good and general welfare for the people of this state.

We have not been infallible, nor will our decisions be irrevocable, but I believe all of you have been sincere and had a pure motive doing good for the welfare of the state. The committees of our body had perplexing questions before them, and being many men of many minds we would have to harmonize those ideas for the benefit of all, and I assure you that I believe that every man on the several committees in the House tried to discharge his duty honestly, faithfully and diligently, and held at all times that he was a servant of the people. You can go back home to your people without any stain of corruption charged against your character or your honesty. In conclusion will say that presiding over this body was that genial, kind-hearted gentleman from Buena Vista, a man whom we all revere and cherish for his honesty in doing right. He ever stood for the principles of right and justice and accorded every member a square deal. His name will go down in history as an honest, kind-hearted man, whose heart ever pulsated for the rights of all men. In concluding will say that in years to come I can turn back the page of the history of this commonwealth with cherished memory and say that we were all kindly treated by our speaker, Ed Cunningham. Gentlemen, I now thank you for your kind attention and bid you farewell.

Eggleston of Clarke addressed the House as follows:

MR. SPEAKER:

As one of the new members of this Assembly, one of the farmers of this House, I desire to say that I have been waiting for some time to hear from my senior associates of the same avocation in life. This Assembly is made up of men of nearly every avocation. I must say that no man has enjoyed this session more than I have. I believe this Assembly has been one of the most remarkable sessions ever held in the state. To be sure, we have been criticised not so much for what we have done as for what we did not do. But we have worked with a will. In our might we have tried to make it right, and we as agriculturists want to take part in this appreciation and praise of our most worthy and impartial Speaker of the House, Edward H. Cunningham. As farmers we appreciate the support and unprejudiced acts of every member of this House. Great questions have been dealt with, and as I believe dealt with honestly. We have not only made a record and pages of history for our great state, but we have made footprints on the sands of time that are as memorial monuments that will never be forgotten. This session is my first. Fond memories of my first experience as a legislator will never be forgotten. Our race from the cradle to the grave is but short, and we are weak at the best. But our friends are waiting for us at home. We must tell them of what we have done and what we didn't do. In conclusion let me say to you, Iowa first in intelligence, first in industry, first in education and, above all, first in the hearts of every true citizen of Iowa, is the perpetuity of our state and the perpetuity of our nation. As an impartial Speaker, able, courteous and a man of honest integrity, long live Speaker E. H. Cunningham.

MESSAGE 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 concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution relative to the participation of the state historical department in the Panama-Pacific international exhibition at San Francisco, California.

Jos. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted and concurred in amendments recommended by the Conference committee on the following bill in which the concurrence of the Senate was asked:

House File 326, a bill for an act making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission.

Jos. E. MEYER,
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. 698, a bill for an act to amend chapter 2, acts of the Thirty-fourth General Assembly authorizing the executive council to pay costs taxed to or other expenses incurred by the state etc.

Jos. E. MEYER,
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. 700, a bill for an act for the levy of a special tax upon the taxable property of the state for the purpose of creating a fund for the further equipment and support of the Iowa state college of agriculture and mechanic arts.

Jos. E. MEYER,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in and adopted House substitute amendment to the following bill in which the concurrence of the Senate was asked:

Senate File No. 407, a bill for an act to amend the law relating to the inspection of hotels, inns and lodging houses, etc.

Jos. E. MEYER,
Secretary.

Bernbrock of Black Hawk called up Senate concurrent resolution relative to participation of the state historical department in the Panama-Pacific international exhibition at San Francisco and moved its adoption.

CONCURRENT RESOLUTION.

Relative to the participation of the state historical department in the Panama-Pacific international exhibition at San Francisco, California.

Whereas the people of Iowa are conscious of the tender ties of blood and sentiment that bind them to the people of California, and,

Whereas, in any participation of the people of Iowa with the people of California in the opening and commercial use of the Panama Canal it may be desirable to stimulate interest in the history and traditions of our state, and

Whereas, the historical collections of the state have never been allowed to be carried outside the state without express authority from the General Assembly, therefore

Be it resolved by the Senate, the House concurring, that the curator of historical collections be and he is hereby authorized and directed, by and with the consent of the board of trustees of the state historical department, to prepare and ship a suitable collection of portraits, documents and object materials for use and display in connection with any exhibition or participation by or on behalf of the state of Iowa that may be made at the Panama-Pacific International Exhibition at San Francisco.

Motion prevailed and the resolution was adopted.

Speaker Pro Tempore in the chair.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson of Greene, from the committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report they have examined and find correctly enrolled:

House File No. 441, a bill for an act to regulate the sale of calcium carbide or so-called carbide and prescribe the manner in which the same

Also:

House File No. 49, a bill for an act relating to cold storage and refrigerating warehouses, the disposition or sale of the food kept or preserved therein, and defining the duties of the state dairy and food commissioner in relation thereto.

Also:

House File No. 407, a bill for an act repealing section one hundred and seventy-d (170^d) of the Supplement to the Code, 1907, and to enact a substitute in lieu thereof requiring all boards, commissions, departments, and officers of state to turn into the state treasury all fees collected.

Also:

House File No. 693, a bill for an act to confirm the title of Jacob Arnold to the south half of the southwest quarter of section No. 20, township No. 85, north, range No. 30, west 5th., P. M., Greene county, Iowa, and authorizing the issuance of a patent therefor.

Also:

House File No. 641, a bill for an act to repeal the law as it appears in chapter one hundred twenty-nine (129) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to the prevention of the procreation of criminals, rapists, idiots, feeble-minded, imbeciles, lunatics, drunkards, drug fiends, epileptics, syphilitics, moral and sexual proverts, and diseased and degenerate persons.

Also:

House File No. 412, a bill for an act to amend sections nine (9) and thirteen (13), of chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly in relation to actions involving drainage districts.

Also:

House File No. 108, a bill for an act to prohibit the sale, keeping for sale, loaning, giving away or carrying of certain dangerous weapons, to prevent the carrying of concealed weapons, except in specified cases when a permit is issued therefor; to provide punishment for the violation of the provisions hereof.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 693, a bill for an act to confirm the title of Jacob Arnold to the south half of the southwest quarter of section No. 20, township No. 85, north, range No. 30, west 5th., P. M., Greene county, Iowa, and authorizing the issuance of a patent therefor.

Also:

House File No. 641, a bill for an act to repeal the law as it appears in chapter one hundred twenty-nine (129) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to the prevention of the procreation of criminals, rapists, idiots, feeble-minded, imbeciles, lunatics, drunkards, drug fiends, epileptics, syphilitics, moral and sexual proverts, and diseased and degenerate persons.

Also:

House File No. 412, a bill for an act to amend sections nine (9) and thirteen (13), of chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly in relation to actions involving drainage districts.

Also:

House File No. 108, a bill for an act to prohibit the sale, keeping for sale, loaning, giving away or carrying of certain dangerous weapons, to prevent the carrying of concealed weapons, except in specified cases when a permit is issued therefor; to provide punishment for the violation of the provisions hereof.

Also:

House File No. 441, a bill for an act to regulate the sale of calcium carbide or so-called carbide and prescribe the manner in which the same shall be packed and labeled.

Also:

House File No. 49, a bill for an act relating to cold storage and refrigerating warehouses, the disposition or sale of the food kept or preserved therein, and defining the duties of the state dairy and food commissioner in relation thereto.

Also:

House File No. 407, a bill for an act repealing section one hundred and seventy-d (170-d) of the Supplement to the Code, 1907, and to enact a substitute in lieu thereof requiring all boards, commissions, departments, and officers of state to turn into the state treasury all fees collected.

Also:

Senate File No. 560, a bill for an act relating to the injuries sustained by employees which occur prior to the taking effect of an act enacted by the Thirty-fifth General Assembly relating to employers' liability for injuries sustained by employees while in line of duty.

Also:

Senate File No. 556, a bill for an act to amend an act passed by the Thirty-fifth General Assembly and approved on the 3d day of April, 1913, and entitled "a bill for an act to create a state highway commission, and to provide for the appointment, term of office, compensation, powers and duties of such commission, to provide for the removal of the members of said commission, to create a system of county and township road, bridge and culvert construction and maintenance and to prescribe the procedure and manner of carrying on such improvements, and the rights, duties and power of county, township, and other officers and employees with reference thereto, to fix the rights of parties contracting with reference to such work, to repeal section twenty-six hundred seventy-four-f (2674-f) Supple-

ment to the Code, 1907, relating to highway commission and to amend section three (3), of chapter twenty-four (24), of the acts of the Thirty-fourth General Assembly, relating to county road building fund and to repeal all acts and parts of acts in conflict with this act."

Also:

Senate File No. 477, a bill for an act to appropriate money for the purpose of defraying the expenses incurred in the election contests in the nineteenth (19) senatorial district of Iowa and in the forty-sixth (46) senatorial district of Iowa, and to pay sundry persons for services, mileage and other expenses incurred in connection with said election contests.

Also:

Senate File No. 558, a bill for an act to provide for the transfer of judges from one judicial district to another in certain cases.

Also:

Senate File No. 427, a bill for an act to amend section seven hundred fifty-one (751) of the Code, relating to streets and public grounds.

Also:

Senate File No. 513, a bill for an act to amend the law as it appears in section two thousand five hundred seventy-eight-b (2578-b) of the Supplement to the Code, 1907, relating to trial upon appeal to the district court from decisions of the state board of medical examiners revoking physicians' licenses.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Speaker Cunningham 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 Senate has amended and concurred in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 555, a bill for an act to amend chapter 201, laws of the Thirty-fourth General Assembly, relating to plans and estimates of buildings under board of control.

JOS. E. MEYER,
Secretary.

Also:

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

House Joint Resolution No. 16, approving estimates of cost, plans and specifications for the state institutions.

JOS. E. MEYER,
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 repeal section 495, Supplement to the Code, 1907, and to enact a substitute, relating to the duties and compensation of county recorders.

JOS. E. MEYER,
Secretary.

Also:

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

Senate File No. 1, a bill for an act to provide for the regulation and supervision of investment companies.

JOS. E. MEYER,
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. 207, a bill for an act making appropriations for the state educational institutions.

JOS. E. MEYER,
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. 564, a bill for an act to provide for the general levy for state purposes for the year 1913 and 1914.

JOS. E. MEYER,
Secretary.

SENATE MESSAGE CONSIDERED.

Senate File No. 564, a bill for an act to provide for the general levy for state purposes for the years nineteen hundred and thirteen (1913) and nineteen hundred and fourteen (1914).

Read first and second time and passed on file.

CONSIDERATION OF BILLS.

Unanimous consent was granted suspending the rules forbidding the second and third reading of bills on the same day.

On motion of Jacobs of Calhoun, Senate File No. 564, a bill for an act to provide for the general levy for state purposes for the years nineteen hundred and thirteen (1913) and nineteen hundred and fourteen (1914), was taken up and considered.

Mr. Jacobs moved that the rules be suspended, 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 ayes were:

Anderson of Montgomery, Atkinson, Barry, Bingham, Blackford, Brady, Brockway, Brown, Bruce, Burt, Cannon, Carson, Chapman, Craig, Crozier, Daniels, Dawson, Dixon, Downey, Doze, Dunlap, Eggleston, Elliott, Elwood, Fraley, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Hutchins, Jacobs, Jacobson, Jamison, Jones, Kane, Kelso, Kingland, Klay, Koontz, LeRoy, Lounsberry, Lund, McCullough, McHose, McVicker, Miller, Milton, Mitchell, Newcomb, Odendahl, Peterson, Power, Rohwer, Rone, Saltzmann, Scholz, Shankland, Sidey, Steelsmith, Stokes, Stutt, Thompson, Townsend, Trumbauer, White, Whitney, Workman, Mr. Speaker—75.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Bartle, Bauman, Bernbrock, Black, Bliss, Boettger, Bradley, Buxton, Clark, Cole, Cronbaugh, Enger, Erickson, Greene of Grundy, Griffin, Hamilton, Helming, Huntley, Jensen, Kulp, Larrabee, Lenocker, Manning, Meredith, Munro, Pickford, Reeve, Ring, Scott, Sherman, Stipe, Webb—33.

So the bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The Speaker appointed as the minority members of the permanent Retrenchment and Reform committee, on the part of the House, Representatives Black of Muscatine and Miller of Bremer.

The Speaker announced that as Speaker of the House, he had signed in the presence of the House, House Files Nos. 49, 441, 407, 641, 108, 693 and 412.

Speaker Pro Tempore in the chair.

SENATE MESSAGE CONSIDERED.

On request of Jacobs of Calhoun, unanimous consent having been given, Senate File No. 555, a bill for an act amending chapter two hundred one (201) of the laws of the Thirty-fourth General Assembly; relating to plans and specifications and estimates of cost of buildings under the control of the board of education and the employment of an architect and assistants and limiting expenditures therefor, with Senate amendments to House amendments, was taken up and the amendments read and considered.

Amend the title by placing a period after the word "education" in the second line from the close of the title and striking out all the words and punctuation following the said word "education."

Strike out section 3 of the substitute as passed by the House.

Mr. Jacobs moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were:

Anderson of Montgomery, Atkinson, Bingham, Black, Blackford, Bliss, Bradley, Brady, Brockway, Bruce, Cannon, Carson, Craig, Crozier, Daniels, Dawson, Dixon, Dunlap, Elliott, Elwood, Greene of Grundy, Greene of Clinton, Griggs, Grout, Hadley, Halgrims, Halstead, Hansen, Hazen, Heaton, Huff, Hunt, Huntley, Hutchins, Jacobs, Jacobson, Jamison, Jensen, Jones, Kane, Kelso, Klay, Lund, McCullough, McHose, Meredith, Milton, Newcomb, Odendahl, Peterson, Power, Rohwer, Rone, Saltzmann, Steelsmith, Stipe, Stokes, Stutt, Thompson, Townsend, Trumbauer, Workman—62.

The nays were:

None.

Absent or not voting:

Anderson of Greene, Barry, Bartle, Bauman, Bernbrock, Boettger, Brown, Burt, Buxton, Chapman, Clark, Cole, Cronbaugh, Downey, Doze, Eggleston, Enger, Erickson, Fraley, Griffin, Hamilton, Helming, Kingland, Koontz, Kulp, Larrabee, Lenoeker, LeRoy,

Lounsberry, Manning, McVicker, Miller, Mitchell, Munro, Pickford, Reeve, Ring, Scholz, Scott, Shankland, Sherman, Sidey, Webb, White, Whitney, Mr. Speaker—46.

So the House concurred in Senate amendment to House amendment:

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

House File No. 693, a bill for an act to confirm the title of Jacob Arnold to the south half of the southwest quarter of section No. 20, township No. 85, north, range No. 30, west 5th., P. M., Greene county, Iowa, and authorizing the issuance of a patent therefor.

Also:

House File No. 412, a bill for an act to amend sections nine (9) and thirteen (13), of chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly in relation to actions involving drainage districts.

Also:

House File No. 641, a bill for an act to repeal the law as it appears in chapter one hundred twenty-nine (129) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to the prevention of the procreation of criminals, rapists, idiots, feeble-minded, imbeciles, lunatics, drunkards, drug fiends, epileptics, syphilitics, moral and sexual proverts, and diseased and degenerate persons.

Also:

House File No. 108, a bill for an act to prohibit the sale, keeping for sale, loaning, giving away or carrying of certain dangerous weapons, to prevent the carrying of concealed weapons, except in specified cases when a permit is issued therefor; to provide punishment for the violation of the provisions hereof.

Also:

House File No. 441, a bill for an act to regulate the sale of calcium carbide or so-called carbide and prescribe the manner in which the same shall be packed and labeled.

Also:

House File No. 49, a bill for an act relating to cold storage and refrigerating warehouses, the disposition or sale of the food kept or preserved therein, and defining the duties of the state dairy and food commissioner in relation thereto.

Also:

House File No. 407, a bill for an act repealing section one hundred and seventy-d (170-d) of the Supplement to the Code, 1907, and to enact a substitute in lieu thereof requiring all boards, commissions, departments, and officers of state to turn into the state treasury all fees collected.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 15, fixing the number and compensation of employes in the department of state at the seat of government.

Also:

Senate File No. 451, a bill for an act granting additional powers to the executive council.

Also:

Senate File No. 452, a bill for an act to amend the law relating to the compensation of members of the general assembly as the same appears in section twelve (12) of the Code, as amended by chapter one (1) of the acts of the Thirty-fourth General Assembly.

W. W. ANDERSON,
Chairman House Committee.
JOHN H. TAYLER,
Chairman Senate Committee.

Report adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 700, a bill for an act for the levy of a special tax upon the taxable property of the state for the purpose of creating a fund for the further equipment and support of extension work, experimentation, collegiate and non-collegiate courses of study at the Iowa State College of Agriculture and Mechanics Arts.

Also:

House File No. 326, a bill for an act making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission.

Also:

House File No. 698, a bill for an act to amend the law as the same appears in chapter two (2), acts of the Thirty-fourth General Assembly authorizing the executive council to pay court costs taxed to or other expenses incurred by the state in any suit or proceeding instituted by or against any of the state departments.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson of Greene, from the joint 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. 700, a bill for an act for the levy of a special tax upon the taxable property of the state for the purpose of creating a fund for the further equipment and support of extension work, experimentation, collegiate and non-collegiate courses of study at the Iowa State College of Agriculture and Mechanics Arts.

Also:

House File No. 326, a bill for an act making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission.

Also:

House File No. 698, a bill for an act to amend the law as the same appears in chapter two (2), acts of the Thirty-fourth General Assembly authorizing the executive council to pay court costs taxed to or other expenses incurred by the state in any suit or proceeding instituted by or against any of the state departments.

W. W. ANDERSON,
Chairman House Committee.
JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Anderson 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. 16, approving estimate of cost, plans and specifications for buildings and improvements at the soldiers' orphans' home, school for the deaf, institute for feeble minded children, state sanatorium for the treatment of tuberculosis, industrial school for boys, Mount Pleasant state hospital for insane, Independence state hospital for insane, Clarinda state hospital for insane, Cherokee state hospital for insane, state hospital for inebriates, state penitentiary and state reformatory.

Also:

House File No. 358, a bill for an act to repeal section four hundred ninety-five (495) of the supplement to the code, 1907, and to enact a substitute therefor, relating to the duties and compensation of county recorder.

Also:

House File No. 207, a bill for an act making appropriations for the state university, the Iowa state teachers' college, the college for the blind, the Iowa state college of agriculture and mechanic arts.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson of Greene, from the joint 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. 16, approving estimate of cost, plans and specifications for buildings and improvements, at the soldiers' orphans' home, school for the deaf, institute for feeble minded children, state sanitorium for the treatment of tuberculosis, industrial school for boys, Mount Pleasant state hospital for insane, Independence state hospital for insane, Clarinda state hospital for insane, Cherokee state hospital for insane, state hospital for inebriates, state penitentiary and state reformatory.

Also:

House File No. 358, a bill for an act to repeal section four hundred ninety-five (495) of the supplement to the code, 1907, and to enact a substitute therefor, relating to the duties and compensation of county recorder.

Also:

House File No. 207, a bill for an act making appropriations for the state university, the Iowa state teachers' college, the college for the blind, the Iowa state college of agriculture and mechanic arts.

W. W. ANDERSON,
Chairman House Committee.

JOHN H. TAYLOR,
Chairman Senate Committee.

Report adopted.

Speaker Pro Tempore Brady announced that as Speaker Pro Tempore of the House, he had signed in the presence of the House, House Files Nos. 326, 698, 700, 207, 358 and House Joint Resolution No. 16.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval House File No. 700, a bill for an act for the levy of a special tax upon the taxable property of the state for the purpose of creating a fund for the further equipment and support of extension work, experimentation, collegiate and non-collegiate courses of study at the Iowa State College of Agriculture and Mechanic Arts.

Also:

House File No. 326, a bill for an act making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission.

Also:

House File No. 698, a bill for an act to amend the law as the same appears in chapter two (2), acts of the Thirty-fourth General Assembly authorizing the executive council to pay court costs taxed to or other expenses incurred by the state in any suit or proceeding instituted by or against any of the state departments.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House Joint Resolution No. 16, approving estimate of cost, plans and specifications for buildings and improvements at the soldiers' orphans' home, school for the deaf, institute for feeble minded children, state sanitorium for the treatment of tuberculosis, industrial school for boys, Mount Pleasant state hospital for insane, Independence state hospital for insane, Clarinda state hospital for insane, Cherokee state hospital for insane, state hospital for inebriates, state penitentiary and state reformatory.

Also:

House File No. 358, a bill for an act to repeal section four hundred ninety-five (495) of the supplement to the code, 1907, and to enact a substitute therefor, relating to the duties and compensation of county recorder.

Also:

House File No. 207, a bill for an act making appropriations for the state university, the Iowa state teachers' college, the college for the blind, the Iowa state college of agriculture and mechanic arts.

W. W. ANDERSON,
Chairman.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Anderson 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. 555, a bill for an act amending chapter two hundred one (201) of the laws of the Thirty-fourth General Assembly, relating to plans and specifications and estimates of cost of buildings under the control of the board of education.

Also:

Senate File No. 360, a bill for an act to provide for the improvement of the water and harbor fronts of incorporated or chartered cities and towns situated on navigable waterways within or bordering on the state of Iowa; for the acquirement, construction, maintenance and operation of public docks, and for the acquirement by condemnation or otherwise of lands or rights or interest therein for same; to create a department to be administered by a board to carry on such work and to regulate and control the construction, maintenance and operation of belt railways, wharves, docks, slips, quay walls, piers, basins, other water front lands or rights or interests therein in said cities and towns; to authorize the issuance and sale of bonds and to levy a tax for carrying out the above purposes.

Also:

Senate File No. 116, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for the Iowa soldiers' home, Iowa soldiers' orphans' home, school for the deaf, institution for the feeble minded children, sanitorium for the treatment of tuberculosis, industrial schools, state hospitals, penitentiary and reformatory.

Also:

Senate File No. 407, a bill for an act to amend the law relating to the inspection of hotels, inns and lodging houses as the same appears in chapter one hundred sixty-eight (168) of the acts of the Thirty-third General Assembly.

Also:

Senate File No. 564, a bill for an act to provide for the general levy for state purposes for the years nineteen hundred and thirteen (1913) and nineteen hundred and fourteen (1914).

Also:

Senate File No. 557, a bill for an act making an emergency appropriation for the Iowa state college of agriculture and mechanic arts.

Also :

Senate File No. 507, a bill for an act to establish a laboratory for the manufacture and distribution of hog cholera serum toxines, vaccines and biological products at the Iowa State College of Agriculture and Mechanic Arts, under the supervision of the president of said college, and to make an appropriation therefor; to abandon the laboratory for manufacturing hog cholera serum now being operated by the state of Iowa; to regulate the sale and keeping for sale or use or using of hog cholera serum and virus; to provide penalties for the violation of said regulations; and to repeal chapter one hundred fifty-one (151), of the acts of the Thirty-third General Assembly and chapter one hundred fourteen (114) of the acts of the Thirty-fourth General Assembly.

Also :

Senate File No. 522, a bill for an act to establish an insurance department providing for an insurance commissioner, defining his duties, fixing his compensation and determining his term of office.

Also :

Senate File No. 136, a bill for an act to provide for the destruction of noxious weeds and other weeds upon lands, highways and other places; prescribing penalties for the violation thereof; assessing the costs and expenses of the destruction of the same to the land and owners thereof; and providing funds with which to destroy the same, and repealing all of chapter ninety-six (96) of the acts of the Thirty-third General Assembly relating to weeds upon lands and highways.

Also :

Senate File No. 1, a bill for an act to provide for the regulation and supervision of investment companies, and providing penalties for the violation thereof.

Also :

Senate File No. 562, a bill for an act to make appropriation for the payment of state and judicial officers, state and other expenses.

W. W. ANDERSON,

Chairman House Committee.

JOHN H. TAYLOR,

Chairman Senate Committee.

Report adopted.

The Speaker Pro Tempore announced that as Speaker Pro Tempore of the House, he had signed in the presence of the House, Senate Files Nos. 513, 427, 556, 116, 560, 558, 477, 452, 551, 522, 507, 360 and Senate Joint Resolution No. 15.

Speaker Cunningham in the chair.

The Speaker announced that as Speaker of the House he had signed in the presence of the House, Senate Files Nos. 136, 564, 407, 557, 555, 562 and 1.

A committee from the Senate appeared and notified the House that it was ready to adjourn.

Chapman of Guthrie moved that a committee be appointed to notify the Governor that the House is ready to adjourn.

Motion prevailed, and the Speaker appointed as such committee Chapman of Guthrie, Enger of Winneshiek, Burt of Taylor, Dawson of Cherokee, Scholz of Clayton.

The committee appointed to notify the Governor that the House was ready to adjourn reported that it had performed its duty.

Carson of Davis moved that a committee be appointed to notify the Senate that the House is ready to adjourn.

Motion prevailed, and the Speaker appointed as such committee: Carson of Davis, Anderson of Greene, Brady of Dallas, Jacobs of Calhoun, Larrabee of Fayette.

The committee retired and later returned and reported that they had so notified the Senate.

The hour of 12:00 noon having arrived, Speaker Cunningham declared the House of Representatives of the Thirty-fifth General Assembly adjourned sine die.

RESOLUTIONS IN MEMORIAM

Adopted by the House of Representatives of the Thirty-fifth General Assembly.

HON. JOHN A. KASSON.

MR. SPEAKER—Your committee appointed to draft resolutions commemorating the life, character and public services of the Honorable John A. Kasson of Des Moines, Iowa, a late member of the House, beg leave to report the following memorial:

John Adams Kasson was born at Charlotte, Chittenden county, Vermont, January 11, 1822, and died in the city of Washington, May 19, 1910. Mr. Kasson was a descendant of James Kasson who came from the northern part of Ireland in the first quarter of the eighteenth century, and was of the Scotch-Irish stock which has furnished to America so much of its best blood and brain. James Kasson with his sons, settled on a large tract of land in the colonies of Rhode Island and Connecticut.

John A. Kasson attended the public schools of his native state; took a course at an academy, and at Burlington college. He later entered the University of Vermont, graduating therefrom in 1842. After some time spent in the law office of his brother, Charles D. Kasson, he taught school for a year in the state of Virginia. While there he saw enough of the institution of slavery to make him its enemy, an enmity that never flagged until he saw it abolished. Returning to New England, he continued the study of law, being admitted to the bar at Lowell, Mass. He then went to New Bedford where he practiced his profession for five years. Determining to go where there were greater opportunities for a young lawyer, he located at St. Louis where he acquired a large practice. After six years' residence in St. Louis, his health became impaired and in 1857 he removed to Des Moines.

Shortly after coming to Des Moines he was appointed by Governor Lowe as chairman of a commission to investigate the records and condition of the state offices. The report thereon was exhaustive and contained many valuable suggestions.

While yet at New Bedford, he went as a delegate to the national convention at Buffalo which nominated Martin Van Buren for president and Charles Francis Adams for vice-president in 1848, and which was the beginning of the Free Soil party. It is believed that Mr. Kasson survived every other person who was a member of that historic convention.

In 1860 he was a delegate to the famous Wigwam convention, which nominated Abraham Lincoln for the presidency. At that convention he

was a member of the committee on resolutions, and had a large share in framing the platform on which the victory of the party was won in that year. He was the author of the resolution that declared freedom to be the normal condition of all the territories. He also wrote the tariff plank adopted by the convention. The New York Tribune, whose editor was also a member of the committee on resolutions, gave Mr. Kasson credit for being principal author of the platform.

The first nomination made by President Lincoln after the selection of his cabinet, was that John A. Kasson for first assistant postmaster-general. The nomination was made at the suggestion of Senator Grimes and was quite unexpected by Mr. Kasson. It was during his incumbency that the railway postoffice system was permanently established. Besides attending to the details of the office, Mr. Kasson found time to revise and codify the postal laws, and to lay the basis for uniformity and great reduction of postal rates with foreign countries. He faithfully discharged the duties of the important position which he occupied.

In 1862 he was chosen the representative from the new fifth congressional district, and was re-elected to the succeeding congress. Before taking his seat in the House of Representatives, he was invited by the postmaster-general to complete some unfinished business which he had inaugurated. Shortly afterwards, the president, at the suggestion of the postmaster-general, appointed Mr. Kasson to represent the United States at a postal congress to be held at Paris. In that congress, several nations were represented. The work of the congress resulted in improving the international postal service and it has been the basis of most, if not all, of the postal treaties since made.

Mr. Kasson was made a member of the committee on Ways and Means as soon as he entered congress. The definite establishment of the national banking system was part of his work there. He supported the conscription act, favored the enrollment of negro soldiers and advocated the abolition of the franking privilege. Another measure which he advocated was the reservation of all mineral property for the men who would work the lodes. His speech in 1865 favoring the constitutional amendment abolishing slavery was pronounced by those opposed to the measure, the greatest speech that was made for the amendment.

The measures which Mr. Kasson brought forward, most of which he succeeded in getting on the statute books, demonstrate the broad statesmanship of the man.

After he retired from Congress in 1867, the department made use of his services in the negotiation of postal treaties with foreign countries, in which he was quite successful. While thus abroad, he was, without his knowledge, nominated for representative in the Twelfth General Assembly. To this position he was twice re-elected. While a member of the Iowa legislature he was largely instrumental in having the work begun for the erection of the present State House. At the adjourned session of 1873 he was chairman of the committee on the consideration of the Code of that year, and doubtless it was largely because of his ability and promptness that the work was done in the short time of thirty days.

In 1872 Mr. Kasson was again elected to congress and again in 1874. In 1877, President Hayes appointed him minister to Vienna. Returning from that court, he was again chosen to congress. In 1884 President Arthur appointed him ambassador to Germany. While there he was the nation's special envoy to the Congo conference. Four years later he attended the Samoan conference where negotiations were made entirely satisfactory to this country. President McKinley made liberal use of Mr. Kasson's services in the negotiation of treaties looking to reduce custom duties under the tariff act of 1897.

Mr. Kasson was a high minded statesman. Enduring public good was his aim. Things temporary had little attraction for him.

Therefore, be it resolved that in the death of John A. Kasson, the state and nation has been called upon to mourn the departure of a worthy, upright citizen; a great statesman and an honorable man, and

Be it further resolved, that a copy of these resolutions be printed in the Journal of the House.

FRANK S. SHANKLAND,
GEO. F. CARSON,
M. F. THOMPSON.

Committee.

Adopted April 10, 1913.

HON. WILLARD LEE EATON.

MR. SPEAKER—Your committee appointed to draft resolutions commemorating the life, character and public services of the Honorable Willard Lee Eaton of Osage, Iowa, a late member of the House, beg leave to report the following memorial:

Willard Lee Eaton, twenty-eighth speaker of the House of Representatives, died at his home at Osage, June 7, 1911. He was born in Delhi, Delaware county, Iowa, October 13, 1848, and was hence in the sixty-third year of a useful life when death claimed him. His father, Gen. Ariel K. Eaton, was a leading man in early Iowa, and was a member of this House in the Third and Fourth General Assemblies and thus took part in framing the Iowa Code of 1851. Young Eaton was educated in the common schools and Cedar Valley Seminary. In 1872 he was made LL. B. in the law department of the State University. He practiced his profession at Osage and served as county attorney of Mitchell county one term. He was mayor of Osage three terms. In 1897 he was elected to represent the county of Mitchell in the House, and was twice re-elected. In 1902 he was chosen speaker, the second native of Iowa to attain to that position. He gave eminent satisfaction as a presiding officer, as he had been useful as a member. In 1906 he was elected a member of the board of railroad commissioners, worthily performing the mixed administrative and judicial duties thereof. His labors there wore upon his health, and he willingly retired at the end of one term, soon thereafter to pass from earth.

One, himself a member of the legal profession for three score years, said of him during his lifetime: "Mr. Eaton is a man of very decided superior abilities, and with a liberal literary education and a thorough legal course, it is not strange that with his industry and excellent character, he should have attained, as he has, a high position at the bar. No man in his district stands higher in these respects than does Mr. Eaton. Ey heredity he came legitimately to these excellences."

Resolved, That the House of Representatives presents this tribute to the memory of a faithful public servant and mourns that a life so useful was not longer spared to the community and the state that he was so well calculated to serve.

A. BARTLE,
FRED W. JONES,
T. A. KINGLAND,

Committee.

Adopted April 17, 1913.

HON. ISAAC BRANDT.

MR. SPEAKER—Your committee appointed to draft resolutions commemorating the life, character and public services of the Honorable Isaac Brandt of Des Moines, Iowa, a late member of the House, beg leave to report the following memorial:

Isaac Brandt, born April 7, 1827, in Fairfield county, Ohio, died at the capital of this state September 12, 1909. Mr. Brandt was the youngest of a large family, the head of which, David, had immigrated from the state of Pennsylvania in 1813. The father of the latter came to America from Germany in 1756. His wife, Isaac Brandt's mother, was a Hamilton, and of Scotch stock, on her father's side though, with an admixture of French. On her mother's side she was of Celtic race. Isaac worked on a farm during his early boyhood, going in winter to the district school. At the age of sixteen, he was apprenticed to learn boot and shoe making, and in accordance with the custom of the time without other compensation for the first two years than the instruction imparted. The day he was of age he went into business for himself, and soon got into a fair share of patronage. In his twenty-third year he was united in marriage with Miss Harriet Wisely. Shortly afterwards, he and his young wife removed to the county of DeKalb, Indiana. A few years later, he was elected sheriff, serving therein two years. About the close of his term in that office Mr. Brandt visited Iowa, seeing much of the young state, and walking from Des Moines to Council Bluffs and return. That visit conspired to make him wish to live in this state, and in the year 1858 he brought his wife and their three children to Des Moines, to be thereafter their home. He at once entered actively into mercantile business, which he followed for several years, when he went into the real estate business. In 1867, he became deputy treasurer of state, which office he held for six years. The year he left the treasury, he was elected a Representative in the General Assembly from the county of Polk. In that capacity he was as ever active. He was made by Speaker Gear, who

had a high appreciation of Mr. Brandt's ability, chairman of the two important committees of Ways and Means, and Cities and Towns. The man's natural leadership was soon manifested. One of the measures he got through increased the appropriation for the construction of the capitol to warrant the capitol commission to make the cornices, the capitals of the columns, and the staircases of stone. The board in order to keep the cost of the edifice within the limit set by the appropriation act of 1872, had planned, much against the wishes of its members, to make those parts of the building of iron. Mr. Brandt's tact was seen in the management of the business of that legislature. This was the famous Grange legislature, the one chosen in 1873, just after the financial crash of that year, and one which came to the capitol strongly prepossessed against most of the state officers and decidedly averse to making any appropriations except those most needed. Before its adjournment that spirit was largely overcome, and mainly through the tactful leadership of Mr. Brandt.

In 1890 Br. Brandt was appointed postmaster of Des Moines, and as usual was a most efficient officer.

One in writing of Mr. Brandt nearly forty years ago, said of him: "He is full of life and activity; has a spare frame, but well supported with muscles. His carriage is erect; his step quick and firm, indicating energy and determination, coupled with impetuosity. Whatever he undertakes to do he does with his might, and, with well developed order, works to successful ends. He is always looking ahead—onward and upward—devoting his energies to the well-being of others, not neglecting himself!" At the close of his long and useful life another said of the man, "Here was a unique character, so well known, in spite of his advanced years so active, so vital a part of the community, so potent a factor in its up-building and in perpetuating memorials of men and events, that one could hardly think of him in connection with physical death." Thus the man sustained to the end a character of usefulness in the largest sense.

Mr. Brandt was heartily in sympathy with the great reforms of his time. The first piece of money he ever earned, a quarter, which he had kept under his pillow every night, he gave to a poor runaway slave to help him on his way towards the north star. With the family of the famous John Brown he kept up a steady correspondence. The cause of temperance was another to which he devoted means and energy.

His work in securing a place for the location of the state fair must not be overlooked. His part in that undertaking was that of chief promoter, keeping at it unceasingly until the tract was secured and the fair definitely located. That location is, moreover, added evidence of the man's excellent judgment.

Resolved, That in the departure from the earth of Isaac Brandt, the state, as well as the community he helped to energize, had a distinct loss, and it may well feel, as was said of him, that his place in both is one that may hardly be filled.

Resolved, That a copy hereof, duly executed and attested, be communicated to the family bereaved by his loss, with an expression of the sympathy of the House in that bereavement.

W. S. FRALEY,
F. J. LUND,
J. M. C. HAMILTON,
Committee.

Adopted April 14, 1913.

HON. AYLETT R. COTTON.

MR. SPEAKER—Your committee appointed to draft and present resolutions commemorating the life, character, and public services of the Honorable Aylett R. Cotton, a late member of the House of Representatives in the Twelfth and Fourteenth General Assemblies, beg leave to submit the following as their report:

Aylett Rains Cotton, the thirteenth Speaker of this House, died at San Francisco, Cal., October 30, 1912. He was a native of the county of Trumbull, Ohio, where he was born November 29, 1826. In that state he attended school. When he was seventeen years old he came with his parents to the territory of Iowa, coming to Clinton County in the year 1844. Returning east he taught school in Ohio, Tennessee and Pennsylvania. In the last named state he attended for a time Alleghany College at Meadville. Returning to Iowa after reading law, he was admitted to the bar in 1848. When the gold discoveries of that period made crowds seek California, young Cotton went there with an ox team. Remaining in that state a couple of years, he came back to Iowa. In 1851 he was elected the first County Judge of Clinton County. This office he resigned, and accepted that of Prosecuting Attorney. In 1857 the county sent him to represent her in the convention that made the present constitution of the state. In 1867 he was elected a representative in the Twelfth General Assembly, and was chosen a second time two years later. In the Twelfth, although a new member, he was put at the head of the Committee on the Judiciary. At that session the law was passed that established the Circuit Court, and along with it an Appellate Court, styled the General Term. Judge Cotton did not favor the measure, preferring another measure that was then pending, which proposed to enlarge the jurisdiction of the County Courts.

The House of Representatives, in January, 1870, made him its Speaker. In this capacity he was one of the most efficient of officers. The session was an exceptionally exciting one. It was then that the construction of the elegant building was determined on. At the close of the session the usual complimentary resolutions were adopted, but there was an exceptional interest added by the manner in which Mr. Kasson, the leader of the House on the floor, whose memory we have recalled at this session, expressed the feelings of the House towards the Speaker. Said he, in the course of his felicitous address: "We were aware at the time of election of Speaker that we

were conferring an honor in the selection of any member of this House to preside over the deliberations of this body during the present session. We are glad to recognize, at the close of the session, that the patience, forbearance and intelligence of the gentleman who was selected have enabled him to leave no feeling of enmity or hostility or anger in the breast of a single member of this House. These qualities, which have made the transaction of business on this floor so pleasant to every member, have rendered them unwilling to part from their Speaker without something further than the ordinary testimonial of their appreciation of his services. * * * They now instruct me to present to the Presiding Officer of this House, in token of their appreciation of his many excellent traits, this elegant cane, which I hold in my hand, and beg you to accept it, and with it the memory of those upon this floor, every one of whom parts with you as his friend, every one of whom wishes you a lasting and continued prosperity during the remainder of your years upon the earth." The Speaker's reply was equally graceful. In that reply, while acknowledging the graciousness of the gift and the givers, the Speaker referred briefly to the action of the Legislature. After referring to the ratification of the fifteenth amendment to the Federal Constitution, he continued (and this is of especial interest at this time): "Following this came the first expression of an Iowa Legislature in favor of admitting the sisterhood of our land into full fellowship in the government of our state. In this connection, I must not omit to mention, as among the memorable events of this session, that choice made by this House of one of its officers, whereby, for the first time, an Iowa legislative body has made public recognition of the right of woman to occupy any position for which she may be competent—a choice which we all unite in saying has proven eminently satisfactory.

"The General Assembly will also have laid the foundation of that edifice in which our successors in the General Assembly of Iowa will convene long centuries after we shall have ceased to have any concern in the affairs of life."

In the same year in which that session was held, Judge Cotton was chosen to represent the Second District in the Forty-second Congress, and in 1872 he was again chosen, but declined further service in that body. In 1883 he removed to California, where was henceforward his home.

Resolved, That the House of Representatives directs that this minute be entered on its records as a memorial and an expression of its appreciation of the work well and wisely done by this pioneer among the lawgivers of this commonwealth.

J. W. DUNLAP,
WM. J. GREENE,
JAS. KELSO, JR.

Committee.

Adopted April 16, 1913.

HON. HENRY C. SCHROEDER.

MR. SPEAKER—Your committee appointed to prepare suitable resolutions respecting the life, character and public services of the Hon. Henry C. Schroeder, late member of the House of Representatives of the Thirty-second and Thirty-third General Assemblies of Iowa, beg leave to report the following memorial:

Hon. Henry C. Schroeder was born October 5, 1854, in Germany, and died at his home in Schleswig, Crawford County, Iowa, July 13, 1911. He attended school in Germany until fifteen years of age, whence he emigrated to this country in 1870, and was engaged in farming in Illinois until 1878, attending school and private (evening) school. In 1878 he moved to Crawford County, Iowa, where on January 27, 1882, he was married to Miss Minnie Zabel, to which union three children were born, respectively, Hulda Schroeder Reinking, Clare Schroeder Jessen and H. H. Schroeder. He was identified with the Democratic party and was active in the council of same. In the fall of 1896 he was elected Township Clerk and re-elected in 1898. In 1900 he was elected a member of the Board of Supervisors, serving his people faithfully for six years, and in 1906 he was elected Representative and re-elected in 1908, where he served the people of his county and state in a faithful and capable manner, which has reflected credit to himself and those whom he was called upon to represent. Mr. Schroeder was a man who was loved and respected by all who knew him and his life, character and public services were such as to command respect and admiration from all who knew him. Therefore be it

Resolved, That in his death the county and state has lost a citizen of worth, and whose influence has done much. Be it further

Resolved, That we extend to his family and friends our sincere sympathy, and that a copy of these resolutions be entered upon the Journal of the House, and a copy of the same be forwarded to the bereaved family of the deceased.

EDW. DOWNEY,
JULIUS ROHWER,
J. D. PETERSON,
Committee.

Adopted January 22, 1913.

HON. PHILIP SCHALLER.

MR. SPEAKER—Your committee appointed to draft resolutions of respect to the memory of the Honorable Philip Schaller respectfully submit the following:

Philip Schaller was born in the town of Worth, Alsace, Germany, January 6, 1838, and received his education in the common schools of his native country. At the age of sixteen years he came to the United States, tarrying for a short time in the eastern states, and coming to Iowa in 1854, making his home in Clayton County.

August 8, 1862, he enlisted in Company E, Twenty-seventh Iowa Infantry, and participated in the engagements of his regiment, including Steele's Arkansas expedition, the Meridian campaign, the Red River campaign (where Mr. Schaller won distinction in the capture of Fort De Russy), Smith's expeditions to Tupelo, Oxford and Nashville, and the other engagements of his regiment throughout his service. One of his officers has said, "Phil Schaller was the bravest man I ever knew." He was mustered out with his regiment August 8, 1865, and returned to Clayton County, Iowa, and engaged in business. In the spring of 1872 he settled in Eden Township, Sac County, Iowa, on a fine tract of land.

In October, 1865, Mr. Schaller was married to Miss Emeline L. Knight of Clayton County, who departed this life February 13, 1899, and on July 10, 1900, he was married to Mrs. Catherine Fishman. The faithful widow and congenial companion survives him.

A man of Mr. Schaller's ability and public spirit could not stay long out of politics in this new country, and he was elected a member of the Board of Supervisors, was County Treasurer for eight years and was elected Representative from Sac County to the Twenty-first General Assembly, which convened in 1886. His ability and force of character were soon discovered upon his accession to the House.

In 1896 Mr. Schaller was chosen as an alternate at large to the Republican National Convention. In recent years he served two terms as Mayor of Sac City, and was elected the last term without opposition. In all his official duty he manifested his public spirit and uprightness of character.

Mr. Schaller held official positions with several banks. He was a liberal contributor in various public enterprises, and was a trustee of Buena Vista College, of Sac City Institute and of the Presbyterian Church, of which he was a member. He held membership in the various lodges of Free Masonry, from the Blue Lodge to the Consistory and Commandery; was Grand Treasurer of the Grand Lodge of Iowa Masons. He was a diligent and faithful worker in the Grand Army of the Republic, and served as Department Commander for Iowa.

Mr. Schaller was an efficient and faithful officer, a brave soldier and a big hearted man, and his death has caused the deepest sorrow in the community where he lived and throughout the state. He lived up to his opportunities and carried forward the torch of human enlightenment. He stood as the poet has said:

"For the truth that lacks assistance,
For the wrong that needs resistance,
For the future in the distance
And the good that we can do."

In view of these facts so briefly set forth in the life of this brave and noble man, be it

Resolved, By the House of Representatives of the Thirty-fifth General Assembly of the State of Iowa, that we mourn in his death the passing of a brave and noble man; that we express our sincere sympathy to the surviving family who have lost a devoted husband and father; and be it further

Resolved, That this memorial be spread upon the Journal of the House and that engrossed copies of the same be prepared and forwarded to the surviving wife and daughters of the deceased.

All of which is respectfully submitted.

W. J. DIXON,
C. B. HUTCHINS,
JOHN W. JACOBS,
Committee.

Adopted January 25, 1913.

HON. DELOS ARNOLD.

MR. SPEAKER—Your committee appointed to draft and present resolutions commemorative of the life, character and public services of the Honorable Delos Arnold, late a member of the House of Representatives in the Sixth and Thirteenth General Assemblies, beg leave to submit the following as their report:

Delos Arnold was born in Chenango County, New York, July 21, 1830, and was past seventy-nine years of age at the time of his death he having lived to a ripe old age. Mr. Arnold was educated in the common schools of New York, and Fredonia Academy, and later graduated at the Albany Law School in the year 1853. During the same year he moved to Marietta, Iowa, then the county seat of Marshall County, and suffered all the hardships of a pioneer in what at that time was the great undeveloped west. Mr. Arnold moved to Marshalltown when the county seat was relocated, and up to the time he moved to Pasadena, California, as a pioneer of the far west in the year 1886, he was one of Marshall county's leading citizens. During his residence in Marshall County Mr. Arnold practiced law, and was also a leading contractor and builder.

Mr. Arnold served the people of Marshall County in many ways, and was elected County Attorney and County Treasurer, and filled these positions very acceptably. He was elected by the people of Marshall County as a Republican member of the Sixth and Thirteenth General Assemblies of Iowa. He later represented Marshall and Grundy Counties as State Senator for two terms, and was Senator at the time that the Capitol was located at Des Moines.

Mr. Arnold was also a leading citizen of Pasadena, California, and took a deep interest in the schools of that city, where he was elected a member of the School Board. He possessed one of the finest collections of minerals, fossils, shells and corals ever gathered in California, which were valued at \$15,000, and presented them to Leland Stanford University of California.

On the morning of August 31, 1909, Mr. Arnold died at his home in Pasadena, California, his body being cremated and his ashes brought to Marshalltown for burial, the city he loved, and which still bears his name in a public school building.

To honor his memory, it is therefore

Resolved, That a copy of these resolutions be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an engrossed copy to the family of the deceased.

H. C. LOUNSBERRY,

E. K. GREENE,

CHAS. E. SCHOLZ,

Committee.

Adopted January 28, 1913.

HON. HIRAM DEWELL.

MR. SPEAKER—Your committee appointed to draft suitable resolutions of respect in honor of the Honorable Hiram Dewell, beg leave to offer the following:

Whereas, An All Wise Providence has taken unto himself on July 19, 1911, Hon. Hiram Dewell of Clarence, Cedar County, Iowa, a member of the House of Representatives in the Thirty-second and Thirty-third General Assemblies.

Hiram Dewell was born in Indiana, May 20, 1849, and came to Cedar County in 1855, where he grew to manhood and became a successful farmer and prominent in local affairs, being especially interested in school work. He was elected to the State Legislature in 1906 and again in 1908. He was a member of the Baptist Church, and was known and respected by the entire community.

Resolved, That we mourn his loss, extend our sympathy to the family of the deceased and commend him as an example for future generations; therefore be it

Resolved, That a transcript of this memorial be spread upon the Journal of the House and a copy be furnished to the family of the deceased.

F. L. MILTON,

ALBERT HANSEN,

FRED W. JONES,

Committee.

Adopted January 28, 1913.

HON. WILLIAM BREMNER.

MR. SPEAKER—Your committee appointed to prepare suitable resolutions commemorating the life, character and public service of Honorable William Bremner, a member of the House of Representatives in the Eighth General Assembly, beg leave to submit the following as their report:

William Bremner was born in Scotland, of sturdy Scotch parentage, March 21, 1831, and when he was an infant his parents, James Bremner and wife, emigrated to this country. While William was young they made their home in New York State and Massachusetts, but in the year 1839 moved to New Hampshire, where William Bremner spent the days of his early manhood during a residence of seventeen years.

As a young man Mr. Bremner studied engineering, and later law, and as an engineer was a member of a railroad engineering corps that did much work throughout Connecticut in the early days.

In the year 1856, realizing that there were greater opportunities for a young man in the then far west, Mr. Bremner came to Iowa, and after looking about the few towns then settled, selected Marshalltown as the point where he would begin his business career. He formed a co-partnership with Hon. W. P. Hepburn, late Congressman from the Eighth District, who was a brother-in-law of Mr. Bremner, and for a few years practiced law.

Preferring out of door life to the law office he decided to take up his earlier work, and did much of the early surveying of the county. In 1865 he was elected County Surveyor and continued to be re-elected year after year until he had served forty-five years continuously in the same position. Mr. Bremner retired from office during the year 1910 owing to old age. He was made City Engineer of Marshalltown in 1863, and held this position until a short time before his death.

During the years 1860-1862 William Bremner represented Marshall County in the Legislature, having been elected by the Republican party, of which he was a lifelong member. He took but little interest in politics, however, and aside from his work as surveyor and in the Legislature, the only public office he ever held was that of Justice of the Peace in an early day.

William Bremner was married at Iowa City, May 24, 1860, to Miss Kate Hampton. Mr. Bremner is survived by three of their four children: George H. Bremner of La Grange, Ill.; Mrs. O. A. Byington of Iowa City, and William H. Bremner of Minneapolis, now General Solicitor for the Minneapolis and St. Louis Railroad. One daughter, Annabel, died during the year 1897. Mr. Bremner is also survived by two sisters, Miss Anna Bremner of Marshalltown and Mrs. Ellen B. Tilton of Newburyport, Massachusetts. William Bremner died at Iowa City, August 29, 1911, and his body was brought to Marshalltown for burial.

Both Mr. and Mrs. Bremner were prominent members of the Presbyterian Church of Marshalltown, and from 1868 until about two years before his death he was an elder in the church. Mr. Bremner was one of the grand old men of Marshalltown, a man blessed with many friends and no enemies. His death marked the close of a good life well spent and the end of the career of one of God's noblemen.

Whereas, William Bremner's life, character and services to the state were such as to entitle him to the confidence, esteem and gratitude of his fellow citizens; therefore be it

Resolved, That in his death the state and county in which he resided lost a worthy and upright citizen, and an honest, conscientious and honorable man, and we hereby extend to his bereaved family 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 forward an engrossed copy to the children of the deceased.

H. C. LOUNSBERRY,

H. C. RING,

G. W. KOONTZ,

Committee.

Adopted January 29, 1913.

HON. FRANCIS M. ESTES.

MR. SPEAKER—Your committee appointed to prepare and present suitable resolutions commemorating the life, character and public services of Honorable Francis M. Estes of Fremont County, late member of this House, beg leave to report the following:

Francis M. Estes was born in Andrew County, Missouri, September 3, 1846, the son of Joel and Patsy (Stolling) Estes. In 1859 he went with his father to Colorado, where they discovered what is now known as Estes Park, and where he remained till the spring of 1866, coming then to Fremont County, Iowa. In August of the same year he married Mary C. Hiatt, daughter of Reuben and Nancy Hiatt, with whom he founded a home north of Sidney, Iowa. They were blessed with six children: Robert L., Lovy Ann, Joel S., Charles F., Reuben N. and Giles R., to whom he was ever a generous and loving father.

During his residence in Iowa he was an extensive farmer, stock raiser and horticulturalist, being especially proud of a large orchard. The leadership of the Democrats in his vicinity came naturally to Mr. Estes, and he had the honor of representing his district in the Twenty-second and Twenty-third General Assemblies. He was intensely interested in and advocated election reform, and was instrumental in securing the passage of the Australian ballot law enacted by the Twenty-fourth General Assembly. He also served his community as Justice of the Peace and member of the School Board.

Fraternally he was for many years connected with the Masonic order, and was a consistent and faithful member of the Primitive Baptist Church.

Following the death of his wife in 1907, he sold his Fremont County holdings and went to Cement, Caddo County, Oklahoma, where he engaged in banking, being president of three banks at the time of his death. In the spring of 1911 he built a church near Cement, Oklahoma, donating it to the Liberty Primitive Baptist Church.

His death occurred at his home in Cement, Oklahoma, October 7, 1911, of paralysis of the heart. Services were held over his remains at Cement, Oklahoma, Oklahoma City and at Sidney, Iowa, where he was laid to rest by the side of his faithful companion in the Sidney cemetery.

A great and good man has been taken from us. He was a friend to all. The human elements were so mingled in him that nature could say to the world, "This was a man." Therefore be it

Resolved, That the House of Representatives of the Thirty-fifth General Assembly extend to the bereaved members of his family this expression of sympathy and condolence in the death of Hon. Francis M. Estes. In token whereof they have caused these resolutions to be spread upon the Journal of the House and a copy of same sent to the surviving relatives.

ISAAC G. SCOTT,
A. S. WORKMAN,
A. BARTLE,

Committee.

Adopted February 17, 1913.

HON. GUSTAV DIEDERICH.

MR. SPEAKER—Your committee appointed to draft resolutions of respect to the memory of Gustav Diederich respectfully submit the following:

Whereas, The Honorable Gustav Diederich, a member of the House of the Twenty-fifth General Assembly, departed this life on the tenth day of June, 1912, at Frankfurt-on-the-Meine, Germany, while on a visit to the place of his birth:

The subject of this memorial was born at Minden, Germany, March 14, 1845; emigrated to America at the age of sixteen; made his home in New York City for four years; in 1865 he moved to Davenport, Iowa; was married in Davenport on November 6, 1866; moved from Davenport to Avoca, Iowa, in the spring time of 1870, where he made his permanent home until the time of his death.

He was very closely identified with the pioneer settlers of Pottawattamie county; was president of and one of the founders of the Pottawattamie County Fair and Agricultural Society; served as mayor of Avoca several terms; was one of the leading members of the Avoca State Bank; was the proprietor of one of our largest general merchandise firms of Avoca; was a man of excellent character and untiring energy.

He was elected as a member of the Twenty-fifth General Assembly, being a Democrat in political faith.

Whereas, The life and character of the deceased was such as to command the respect and esteem of all who knew him; therefore be it

Resolved, That in his death the state and county have suffered the loss of a worthy and upright man, and that we hereby extend to his bereaved relatives and friends our heartfelt sympathy; and be it further

Resolved, That a copy of these resolutions be spread upon the Journal of the House, and that the Chief Clerk transmit an engrossed copy thereof to the family of the deceased.

J. T. HAZEN,
A. T. STOKES,
A. BARTLE,

Committee.

Adopted February 20, 1913.

HON. GEORGE CONDE CALKINS.

MR. SPEAKER—Your committee appointed to draft resolutions commemorative of the life and service of the late Honorable George C. Calkins, a former member of this House, respectfully submit the following:

The Honorable George Conde Calkins was born in Glenville, Schenectady County, New York, of American born parentage, October 4, 1835, and departed this life June 28th, 1911.

He received his education in the common schools of Schenectady County and in Kingsborough Academy.

During the year of 1859, in keeping with the spirit of that time, he sought a new field of usefulness in the western state of Illinois. The first few years of his sojourn in that state were spent in teaching school. He then took up farming and auctioneering as his life work.

In the year of 1863 he was married to Miss Mary Taylor Scott, who survives him.

Mr. Calkins remained in Illinois until the spring of 1871, when he came to Iowa and located in Adams County, where he continued to exert a telling influence in all public matters up until the time of his death.

To Mr. and Mrs. Calkins were born six children, three sons and three daughters, all living. They are: C. C. Calkins, N. W. Calkins, Frank Calkins, Mrs. W. J. Frederick, Mrs. E. M. Cain and Mrs. H. S. Septer.

Mr. Calkins was a Democrat in politics and was elected as Representative from Adams County to the Thirty-second and Thirty-third General Assemblies. Every time he was a candidate he carried his home township, Lincoln, a township two to one Republican, and his majorities were always large, showing how he was regarded by his home people and neighbors.

While his nature was an optimistic and charitable one, he was outspoken, and there never was a time when his position on a public question could not be ascertained.

Mr. Calkins was a man of aggressive temperament and was possessed of many qualities which built up around him a strong circle of friends wherever he lived and moved; therefore be it

Resolved, That in the death of the Honorable George Conde Calkins the state and county in which he resided have lost a worthy citizen and an honest and upright man; and be it further

Resolved, That these resolutions be entered in the Journal of the House, and that an engrossed copy be presented to the family of the deceased by the Chief Clerk.

WALTER NEWCOMB,
W. J. DIXON,
G. W. KOONTZ,

Committee.

Adopted March 19, 1913.

HON. ZENO H. GURLEY.

MR. SPEAKER--Your committee, appointed to draft resolutions commemorative of the life, character and public service of Honorable Zeno H. Gurley beg leave to submit the following:

Reverend Zeno H. Gurley was born at Laharp, Hancock County, Illinois, February 24, 1842. He was for many years a leading minister in the Reorganized Church of Jesus Christ of Latter Day Saints, and from 1874 to 1885 one of the twelve apostles of that body.

He served in the Twenty-fifth and Twenty-sixth sessions and Twenty-sixth extra session of the General Assembly, which position he filled with credit to himself and his constituency. He also served the state as Deputy Warden of the penitentiary at Anamosa. Always maintained a moral character above reproach, and was a man of much more than ordinary ability, especially as a public speaker.

He died at his home in Canton, Missouri, November 22, 1912.

Whereas, The long and honorable career of this honorable citizen should command our respect and goad us on to nobler achievements in this life; therefore be it

Resolved, By the House of Representatives of the Thirty-fifth General Assembly that a transcript of this memorial be furnished to the family of the deceased and a copy thereof be spread on the Journal of the House.

M. F. THOMPSON,
D. C. STEELSMITH,
JOHN L. BROWN,
Committee.

Adopted March 20, 1913.

HON. JOHN E. DEMPSTER.

MR. SPEAKER—Your committee appointed to prepare a memorial to commemorate the life and public service of the Honorable John E. Dempster, an honored member of the Twenty-seventh General Assembly, beg leave to submit the following report:

John E. Dempster was born in Morgan County, Ohio, January 3, 1837. In the early days of his life he attended the district schools of Ohio, and later came to settle on the fertile acres of his father's farm in Scott County, Iowa.

By his industry and thrift he was able while still a young man to purchase a small farm near his parents, which, as the years went by, increased to 180 acres.

Mr. Dempster was twice married. In 1868 he was joined in marriage to Esther E. Burch and to the union were born two daughters and one son. On December 24, 1873, this union was broken by the death of his wife. He was again married in 1875 to Josephine Fitzsimmons, who bore him two sons and one daughter.

He gave his time liberally to public service, being for thirty-one years secretary of the School Board. In 1897 his great activity and interest in public affairs brought him to the attention of the community in which he lived, and he was elected by the Republican party as Representative of Scott County to the Legislature of the Twenty-Seventh General Assembly.

He was a faithful and consistent follower of the Methodist Episcopal Church, and was for more than twenty years Sunday school superintendent in that church.

In 1900 Mr. Dempster moved to Poweshiek County where, at the time of his death, he owned a 320-acre farm.

One of the sturdy Iowa pioneers who laid the foundation of our material prosperity, Mr. Dempster was one of the most agreeable and loyal of friends.

He was candid and outspoken in his ideas, a close and analytical student of men and of affairs, and liberal and tolerant in public and private life.

Resolved, That we extend to his family and friends our sincere sympathy, and that a copy of these resolutions be entered upon the Journal of the House, and that a copy of the same be forwarded to the bereaved family of the deceased.

THOS. W. GRIGGS,
RALPH SHERMAN,
HENRY H. BOETTGER,
Committee.

Adopted March 26, 1913.

HON. JAMES S. CRAWFORD.

MR. SPEAKER—Your committee appointed to prepare suitable resolutions commemorating the life, character and public service of the Honorable James S. Crawford, a member of the Twenty-fourth General Assembly, respectfully submit the following:

James Shannon Crawford was born in Coshocton County, Ohio, in December, 1851. His parents were Scotch and his ancestors in Scotland were of aristocratic stock. He moved with his parents, Robert and Sarah (Shannon) Crawford, to Allamakee County, Iowa, in 1853. He grew up on the farm, was educated in the country schools, and was always deeply interested in matters agricultural. He attended Upper Iowa University and the State University, and was naturally a student.

He taught school, and while so engaged was married to Louise Morphy in Lewis, Cass County. To them one son, Archibald R., was born. He was superintendent of schools in Cass County, was a member of the State Board of Examiners, and was Representative from Cass County in the Twenty-fourth General Assembly. He engaged for a time in newspaper work on the Atlantic Telegraph and later on the Cherokee Herald. Under his direction both of these papers became powers in their respective fields.

In 1900 he was chosen a member of Ferdinand W. Peck's staff of custodians of the United States exhibit at the Universal Exposition in Paris. He had charge of the corn kitchen and did much to educate the European people to the uses of corn as a food. In 1902-03-04 he was connected with the Department of Exploitation of the World's Fair in St. Louis, many of his articles appearing in World's Work, Atlantic Monthly and other leading magazines. As a writer he was very interesting and bestowed much time and thought on economic subjects, being the author of two books, "Political Socialism, Would It Fail in Success?" and "Philosophic Anarchism."

In politics he was a Republican, while fraternally he was a member of the Masonic and Odd Fellow organizations. He made no profession of religion, yet he was an habitual church attendant. The early training received from his parents in the Presbyterian faith had a marked effect on his whole life, as evidenced by the sterling integrity and sincerity of purpose which characterized the man.

He died in Chicago, Illinois, on March 2, 1913, after a short illness, at the age of 61 years. The body was brought to his home at Cherokee, Iowa, where it was laid to rest with suitable services by the fraternal organizations with which he had been identified.

He leaves a widow, Mrs. Louise Crawford, of Cherokee, and Archibald R. Crawford of Ames, Iowa.

Whereas, The life, character and service of the deceased was such as to entitle him to the confidence and esteem of his fellow citizens; therefore be it

Resolved, That in the death of this former member of the House there has been lost one whose labors and influence were beneficial to the state; that his family is bereft of a loving husband and a kind father; that we mourn with them in their loss, and extend our sympathy in their hour of sorrow; and further

Resolved, That in appreciation of the useful and well spent life of Hon. James S. Crawford these resolutions be spread upon the Journal of the House, and that an engrossed copy thereof be sent to the widow and son:

J. D. PETERSON,
W. P. DAWSON,
JULIUS ROHWER,
Committee.

Adopted April 3, 1913.

HON. JOSEPH A. KECK.

MR. SPEAKER—Your committee appointed to prepare suitable resolutions of respect to the life, character and public service of the late Honorable Joseph A. Keck, a member of the Twenty-eighth General Assembly, beg leave to report the following:

The subject of this sketch was born in Westmoreland County, Pennsylvania, December 9, 1827, and came to this state in 1845, settling near Utica, Van Buren County, where he lived until his removal to Seattle, Washington, in September, 1910. He was married in 1853 to Miss Inghaba Ebert, who survives him. He was the father of twelve children, ten of whom are still living, one dying in infancy, and a daughter, Mrs. Mary Dougherty of Seattle, dying less than a year ago. He also has one brother and two sisters surviving. He was an active member in the Utica Methodist Episcopal Church and an ardent Sunday school worker.

He lived fifty years in Cedar Township, Van Buren County, on one of the best farms in Iowa, devoting his time to stock raising, feeding and shipping. Mr. Keck possessed far more than average ability as a man of affairs, his talents being demanded in many offices of public service. He was Township Trustee, Justice of the Peace, and for two years was the President of the Van Buren County Agricultural Society. This was one of the most useful and honorable positions in the county, having been held by such men as ex-Senator George G. Wright, George W. Games, Dr. George S. Guernsey, J. B. Bleakmore, George C. Duffield, Colonel H. Blackledge, B. S. Ream and others. It is needless to say the affairs under his administration were successful. He was also interested in the Bentonsport Milling Company for some time. He recruited and drilled a Home Guard Militia Company, known as the "Bonaparte Guards," under authority of chapter thirty-five, Ninth General Assembly, and was elected its Captain.

He represented Van Buren County in the Twenty-eighth General Assembly, discharging the duties of the office with honesty and fidelity to his constituents and the public, and was at all times and under all circumstances an honest, sincere and faithful public servant. He would have been re-elected for another term had he not been absent from the state when the nominating convention was held. Therefore be it

Resolved, That in his death the state and county has lost a worthy and honorable citizen, and we hereby extend to the relatives and friends our tribute of respect; and be it further

Resolved, That these resolutions of respect be printed in the Journal of the House and the Chief Clerk be directed to forward an engrossed copy to the family of the deceased.

S. H. BAUMAN,
J. W. BLACKFORD,
C. C. CANNON,

Committee.

Adopted April 3, 1913.

HON. WILLIAM GIDEON CROW.

MR. SPEAKER—Your committee appointed to prepare and present suitable resolutions of respect to the life, character and public service of the late William Gideon Crow, a member of the Twenty-fifth and Twenty-sixth General Assemblies, beg leave to report the following:

The subject of this sketch was born in Tennessee, July 2, 1837, and removed to Appanoose County, Iowa, in 1856. In 1872 he removed to Eldon, Wapello County, where he resided until his death. At the age of twenty-seven years he enlisted in Company D of the Sixth Iowa Infantry, and was wounded at the battle of Kenesaw Mountain

in 1864. On May 1, 1865, he was promoted to the office of Seventh Corporal and mustered out of service at Louisville, Kentucky, on July 27th of the same year.

He was an active member of the Methodist Episcopal Church and took a great interest in church and Sunday school work, serving as Sunday School Superintendent for many years. He was a Republican in politics, and an uncompromising worker for the temperance cause. He leaves surviving him a wife, who still lives in Eldon, and one stepson, William R. Russell, of Ottumwa, Iowa.

From 1872 until 1882 he was a locomotive engineer on the C. R. I. & P. R. R., and in the latter year he engaged in the mercantile business in Eldon, continuing in this business until 1890. He was elected in 1891 as a member of the Twenty-fifth General Assembly, and re-elected in 1893 as a member of the Twenty-sixth General Assembly, also serving in the extra session of that Assembly.

He was one of the organizers of the Eldon District Fair, known as the "Big Four," and through his efforts made it a great success, serving as its president for years. He was progressive and aggressive in all of his work, and did much for the advancement of home and state. He was very popular as a speaker, and was much in demand for addresses at Soldiers' Reunions and Farmers' Institutes, and was always a leader in patriotic and moral movements. Therefore be it

Resolved, That the state and county in which Mr. Crow resided lost a worthy and upright citizen and a conscientious and honorable man, and that we extend to his relatives and friends our sympathy in their sorrow; and be it further

Resolved, That a copy of these resolutions be spread upon the Journal of the House, and the Chief Clerk be instructed to forward an engrossed copy to the wife of the deceased.

E. J. BRADLEY,

WM. F. STIPE,

S. H. BAUMAN,

Committee.

Adopted April 4, 1913.

HON. DANIEL ALEXANDER LA FORCE.

MR. SPEAKER—Your committee appointed to draft suitable resolutions of respect to the memory of Hon. Daniel Alexander La Force respectfully submit the following:

The Hon. Daniel Alexander La Force, a member of the House of Representatives, during the Twenty-first General Assembly, departed this life on Sunday, the 10th day of March, 1912, at his home in Ottumwa, Wapello County, Iowa.

The subject of this memorial was born in Lexington, Indiana, May 17, 1837. He was of French Huguenot descent, being a descendant of Duke De La Force, Grand Marshal of France. He came to Iowa in 1842 with his parents, settling in Van Buren County. He studied medicine and began the practice of this profession in Ashland, Wapello County, Iowa.

At the opening of the war in which the dissolution of this nation was threatened, he was appointed Assistant Surgeon in the United States Hospital at Keokuk, and the following year was commissioned Assistant Surgeon of the Fifty-sixth United States Cavalry Troops in the field, and early promoted to Surgeon and later made Medical Director of the eastern department of Arkansas, serving in this position until he was mustered out September 15, 1866.

In October, 1866, he was united in marriage with Miss Mehala Jane Dudley at Mt. Pleasant, Iowa, where he practiced medicine three years.

Shortly after his removal to Ottumwa, Iowa, in 1884, he was elected to the State Legislature as Representative.

He was Mayor of Ottumwa from 1893 to 1897, and was always interested in the political and public welfare of his community and state, and gave of his time and experience for the physical and social betterment of the people, not only in the county of his residence, but throughout the state; and,

Whereas, The life and character of the deceased was such as to command the respect and esteem of all who knew him; therefore be it

Resolved, That in his death the state and county have suffered the loss of a worthy and influential citizen, and that we hereby extend to the bereaved relatives and friends our heartfelt sympathy; and be it further

Resolved, That a copy of these resolutions be spread upon the Journal of the House, and that the Chief Clerk transmit an engrossed copy thereof to the family of the deceased.

E. R. MITCHELL,

J. A. BLISS,

A. J. COLE,

Committee.

Adopted April 5, 1913, by rising vote.

HON. PRINCE A. SAWYER.

MR. SPEAKER—Your committee, appointed to prepare and present to this body suitable resolutions regarding the life, character and public service of the Honorable Prince A. Sawyer, beg leave to submit the following report.

Whereas, Hon. Prince A. Sawyer, formerly a member of the House of Representatives of the state of Iowa, passed from this life on October 23, A. D. 1912; and,

Whereas, We deem it proper that public attention be called to a life record which represents a high type of Christian character and patriotic manhood, we present the following facts:

Mr. Sawyer was born in the town of Dixfield, Oxford County, Maine, on June 23, 1847. He received a public school education in his native state, and for a time was a school teacher. He came to Iowa when seventeen years of age, and lived in this state for about two years, when he returned to his native state and engaged in the practice of law. On November 16, 1868, he was married to Miss Elvira Oakes at Phillips, Maine. He held the office of Secretary of State of the state of Maine, and after retiring from that office he returned to Iowa in 1890 and located in Sioux City, where he engaged in the practice of law. He was elected to the Iowa Legislature in 1893, and represented Woodbury County in that body in the Twenty-fifth General Assembly. At the expiration of his term of office he declined reelection, and continued in the practice of law up to the time of his death. Mr. Sawyer always took a leading and active part in church and charitable affairs. He was a consistent and devoted member of the Methodist Episcopal Church, and was one of the founders of Morningside College, which is located at Sioux City. He was an honest, charitable, upright and patriotic citizen, and was admired and respected by all who knew him. He died at Sioux City, Iowa, on October 23, 1912. He leaves surviving him his widow, Mrs. Elvira Sawyer, and one son, Dr. Prince E. Sawyer, both of whom reside at Sioux City. In his death the people of the state lost a faithful and loyal citizen. Therefore be it

Resolved, By the House of Representatives of the Thirty-fifth General Assembly of the state of Iowa that we mourn the passing of a good man, a true and upright citizen, and invite attention to his life and character, and we extend our sincere sympathy to his surviving wife and son; and be it further

Resolved, That engrossed copies of these resolutions be prepared and forwarded to the surviving wife, Mrs. Elvira Sawyer, and the sur-

viving son, Dr. Prince E. Sawyer, and that the same be spread upon the Journal of this House.

Respectfully submitted,

E. B. GRIFFIN,
A. B. ELLIOTT,
M. F. THOMPSON,

Committee.

Adopted April 10, 1913.

HON. ALVIN M. WHALEY.

MR. SPEAKER—Your committee appointed to draft resolutions of respect in honor of Alvin Manley Whaley, a former member of this body, respectfully submit the following:

Alvin Manley Whaley was born in Wyoming county, New York, May 14, 1838. He was a pupil in the common schools until the age of fifteen when he entered Middlebury academy in Wyoming county, continuing there, except during the winters he taught, until 1861, when the breaking out of the rebellion put an end to peaceful pursuits.

Patriotic and loyal, he quickly enlisted for service and, although without experience, was elected by his companions, second lieutenant of Company K, Seventeenth N. Y. volunteers, one of the first companies to enlist. Going to the front, he was with the army of the Potomac, where, on account of bravery and merit, he was successively advanced to the rank of first lieutenant and then captain.

At Fredricksburg, while leading his men in an assault on the rebel works, he was struck on the head by a musket ball and it was supposed by all that this was the end of his brilliant career. Although the skull was fractured, prompt surgical skill saved his life, but so remarkable was his recovery that the case was reported at length in "The Medical and Surgical History of the Rebellion" and pieces of his skull are still preserved in the museum at Washington. Since that accident, he had always worn a silver plate over his brain.

After being discharged from the hospital at Georgetown, he was mustered out, but almost immediately re-entered the service, receiving a commission as quarter master and serving as assistant quarter master general. Being ordered to Alabama, he went to Vicksburg and was with Sherman on his raid and later in his famous march to the sea. Soon afterwards, the war ended and he returned to engage in farming in his native county in New York.

In 1869, he came to Iowa, where he settled at Aplington, Butler county, where he rapidly became one of the wealthy men of the community through his extensive grain, lumber and stock operations, and later because of his banking interests as president of the Exchange bank for many years.

Capt. Whaley was a leading republican all his life and for many years was well known and honored in the councils of his party. In 1877, he was elected to represent Butler county in the Iowa legislature and was returned to the same office in 1879. On the death of Senator W. B. Gaylord, he was chosen to represent the forty-sixth senatorial district, which included Butler, Floyd and Mitchell counties, for the unexpired term, being also re-elected for the second term.

He was chairman of the committee on military affairs of the Senate and also chairman of the Senate committee which selected Marshalltown, Iowa, as the location for the Iowa soldiers' home.

He again re-entered politics when on the election of President McKinley, he was made postmaster at Aplington, an office which he held until a few years ago.

He was a member of the Presbyterian church of Aplington and for over twenty years was an elder in the church, being sent to represent the church in the Presbytery and being sent in 1898 to the general assembly as representative of the Waterloo Presbytery.

He was a member of the Masonic lodge of Parkersburg, having been honored as a Knight Templar and as a member of the Mystic Shrine. He was also a member of the John Bradley G. A. R. post at Parkersburg.

Mr. Whaley was married on October 17, 1871, to Jane Hull Smith, daughter of George B. Smith, one of the oldest leading residents of Aplington. She passed away a year ago last July. Four sons are left to mourn their father's death.

Resolved, That in the death of this noble man the state has lost a worthy citizen, soldier and statesman and the House and Senate a loved and honored member, and be it further

Resolved, That these sentiments be entered upon the House Journal and a copy be sent to the bereaved family of the deceased.

W. I. ATKINSON,
M. F. LEROY,
GEO. W. CROZIER,
Committee.

Adopted April 10, 1913.

HON. JAMES SKILLEN.

MR. SPEAKER—Your committee appointed to draft proper resolutions of respect in honor of the Honorable James A. Skillen, a former member of this body respectfully submit the following:

The Honorable James A. Skillen was born at Cherry Valley, New York, February 26, 1832. He passed out of this life at the home of his daughter, Mrs. D. A. Long, in Waverly, Iowa, November 7, 1912, being in his eighty-first year.

At four years of age Mr. Skillen moved with his parents to Greene, Chenango county, New York, where he continued to reside about twenty years, or until 1856. The next two years were spent in Waverly, Iowa, where he worked with W. P. Harmon, the founder of that town, returning at the end of the two years to his boyhood home. Here he again lived until after his marriage to Miss Lucinda Adams, which occurred October 2, 1862. Immediately after their marriage Mr. and Mrs. Skillen came to Iowa to the then new West, settling on a farm which Mr. Skillen purchased near Tripoli. Here they resided some thirty years, until Mrs. Skillen's death May 12, 1892. Two years later Mr. Skillen came to Waverly, where he continued to reside till the time of his death. During the last eight years of his life he had made his home with his daughter, Mrs. D. A. Long.

There were born to Mr. and Mrs. Skillen two daughters. The elder died in infancy. The younger, Mrs. D. A. Long, of Waverly, with the one grandson, Herbert Long, and two brothers, Robert Skillen of Waterloo and Hugh Skillen of Virginia, constitute the surviving members of his own and his father's family. His nephew and wife, Mr. and Mrs. M. S. Fitch, of Tripoli, were also counted as members of his family.

James A. Skillen was of a family of thirteen children, being of Scotch-Irish parentage. He was a man of strict integrity, honored, respected and trusted not only by his fellow townsmen, but by the citizens of Bremer county, who sent him to represent them in 1872-3 in the Fourteenth Iowa Assembly. C. C. Carpenter was Governor at that time. During his legislative term he served on the committee on highways and was an influential member of that body. He voted for the abolition of capital punishment and was an earnest advocate of progress in educational affairs, advocating among other things an act establishing public libraries in the townships and independent school districts of the state. He also had a large part in the formulation and success of a measure in making the state historical society the valuable institution that it is today.

For six years prior to his death Mr. Skillen was president of the Waverly Savings Bank. He had the confidence of the people of his county in a remarkable degree, and both in public and private matters was true to every trust that was reposed in his hands. As his record as a legislator was without a blemish so was his private life without stain. Therefore be it

Resolved, That the House of Representatives take this occasion to express its high regard and appreciation of his character and public services, and at this time extend to his family its sincere 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.

C. W. MILLER,
W. I. ATKINSON,
GEO. W. KOONTZ,
Committee.

Adopted April 10, 1913.

HON. JOHN HOMRIGHAUS.

MR. SPEAKER—Your committee appointed to draft proper resolutions of respect in honor of the Honorable John Homrighaus, a former member of this body, respectfully submit the following:

The Honorable John Homrighaus was born November 16, 1844, in Tuscarawas county, Ohio, of German parents. In 1850 he was brought by his parents to Cook county, Illinois, where he received his education in the public schools. In 1863 he moved to Iowa and settled in Bremner county, where he has ever since resided. He was engaged as a contractor and builder and was also the proprietor of a wagon and blacksmith shop. In 1872 he retired from business on account of health; and made an extensive visit to Germany and other European countries. On his return to Iowa he engaged in farming. He was justice of the peace for six years. In 1880 he read law and 1882 was elected county supervisor. In 1888 he was elected state representative from his county to the Iowa legislature and in this the Twenty-second General Assembly he introduced and carried through three important bills, the insurance bill, a revenue bill, and a bill to enhance the usefulness of the Iowa agricultural college. During this Assembly he was chairman of the agricultural committee, a member of the committee on ways and means, committee on elections and compensation of public officers and one of the committee on representative districts. He received the re-election to the Twenty-fifth General Assembly, and while a member of that House he introduced the oleomargarine bill which became a law that is of inestimable value to the farmers of this state. This is one of the most important bills passed by that legislature and Mr. Homrighaus received much honorable mention at the time as he had solved in a simple way a problem that had been perplexing the friends of the dairy interests for many years. This Iowa law was immediately copied by other states and finally adopted as a federal statute, applying to every section of the country.

In 1896 he traveled through the south and west of the United States and on his return engaged in the mercantile business in Denver, Iowa. Here he was instrumental in having an electric railroad built connecting his town with Waverly and Waterloo. He helped to organize the bank of his town and also helped to organize the Janesville savings bank and later was instrumental in various other financial and industrial corporations.

For a number of years prior to his death he served his town as mayor, in which position he led and gave inspiration to various movements for the moral and material advancement of his community. During his administration a system of water works was inaugurated and his last effort for the civic advancement was to secure the electric lighting of his town.

During the early part of his manhood Mr. Homrighaus affiliated with the republican party but in 1888 he joined hands with Horace Boies and other prominent republicans in repudiating that party on account of its attitude on the liquor question. The passage of the McKinley tariff law still further divorced him from his early political preference, and ever afterwards he devoted himself to the success of the democratic party, giving its principles and its candidates the same zealous support and championship that marked his energies in whatever direction they were turned. Though in the later years of his life he persistently declined the political honors that his party associates frequently sought to confer upon him, he never faltered in his zeal in behalf of democracy, and he was serving as chairman of the county committee at the time of his death.

As a pioneer in the movement that resulted in the establishment of cooperative farmers mutual fire insurance companies throughout Iowa and the application of his splendid mind to the subject of such organization, made his opinions of high worth to those similarly interested. In recognition of his equipment in this regard he was chosen to serve the Iowa mutual insurance associations as its president in 1910-1911, and he also served this organization as a member of its legislative committee for a number of years, during which many of his practical ideas were embraced in our insurance laws.

Mr. Homrighaus was married in 1867 to Miss Sophia Platte, who died in 1871. In 1873 he was again married, Miss Eliza H. Ottman of Palatia being the companion of his choice and his present bereaved widow. Other surviving relatives are his brother, Christine of Galveston, Texas, his sister, Mrs. Marie Boeserm and his sister-in-law, Miss Laura Dammerman, all of Denver.

Mr. Homrighaus was identified with various fraternal organizations, including the Masonic Order, the Knights of Pythias, and the Modern Woodmen of America, and was a member of the Lutheran Church.

The death of this splendid man occurred at his home in Denver on Wednesday, April 24, 1912, following an illness of several weeks and his death is a distinct loss to the state of Iowa and thus recognized by all who are familiar with the measure of his splendid service in matters of statecraft and his exalted example of true American citizenship. Now, therefore be it

Resolved, By the House of Representatives of the Thirty-fifth General Assembly that an engrossed transcript of this memorial be furnished to the family of the deceased and a copy thereof be spread upon the Journal of the House.

C. W. MILLER,
W. I. ATKINSON,
GEO. W. KOONTZ,

Committee.

Adopted April 10, 1913.

HON. LEWIS FORDYCE.

MR. SPEAKER—Your committee appointed to draft and present resolutions commemorating the life, character, and services of the Honorable Lewis Fordyce, late a member of the House of Representatives in the Fourth and Twentieth General Assemblies, beg leave to submit the following report:

Lewis Fordyce was born in Wabash county, Illinois, November 5, 1820. At the age of seventeen he came with his parents to Lee county, Iowa, and two years later to Van Buren county. In 1845 he returned to Lee county where he was united in marriage to Miss Maisy Newby on March 27, 1846. Had Mr. Fordyce lived only three days longer, he and the bride of his young manhood would have celebrated their sixty-sixth anniversary. Eight sons were born to them, five of whom together with the wife and mother still survive. The family moved to Jefferson county in 1872 and resided on the farm near Libertyville until the time of Mr. Fordyce's death.

Mr. Fordyce was chosen to represent Van Buren county in the Fourth General Assembly. He was again chosen to represent the county of Jefferson in the Twentieth General Assembly. He was a broad-minded man and believed that the christian citizen (as he was) should interest himself in whatever concerned the state and so as a member of the General Assembly he was faithful and devoted in his services to the state and the people of his county.

He became a member of the Methodist Episcopal Church at the age of twenty-seven and remained a faithful member of the same until called to join the church triumphant. In 1857 he was ordained a minister and became a member of the Iowa conference, which he served as secretary

for thirty years. As a pioneer preacher he had much to do with the organization of many church societies and while some have passed into history, many others still live and bless his memory. In the hearts of his neighbors and acquaintances his memory is revered as a faithful Christian, a true friend, and an inspiration to a purer and nobler life.

March 24, 1912, Mr. Fordyce passed away, having passed the ninety-second "mile stone", which marks the years along life's journey. There was left to mourn his departure the wife who has shared all his joys and burdens, and from whom he is separated for only a little while, and five sons. Therefore, be it

Resolved, That in his death the state has lost a most worthy citizen, a conscientious and an honorable man, and we hereby extend our sympathy to the surviving family who have lost a devoted husband and father, and be it further

Resolved, That the chief clerk is instructed to send an engrossed copy of these resolutions to the surviving wife and family, and that the same be spread upon the Journal of the House.

S. A. POWER,
FRED W. JONES,
C. C. CANNON,
Committee.

Adopted April 10, 1913.

HON. ANTON HANSMAN.

MR. SPEAKER—Your committee appointed to draft resolutions commemorating the life, character and public services of the Honorable Anton Hansman, of Clinton county, late member of the House, beg leave to report the following memorial:

Anton Hansman was born in Baden, Germany, June 9, 1835, and died at his home at De Witt, Iowa, Sunday March 16, 1913, at the age of seventy-seven years. On May 3, 1862, he was married to Miss Margaret Sophy, who with four children survive him.

Mr. Hansman was elected to the lower house from Clinton county Iowa, as a member of the Twenty-seventh General Assembly, and was re-elected as a member of the Twenty-eighth General Assembly, and within these walls he manifested at all times his strong principles of manhood and his true loyalty and devotion to the teachings of his sainted mother.

In politics Mr. Hansman was an uncompromising democrat, but at the same time over and above all a lover of his country and its institutions for which he constantly believed his party stood sponsor. Though a farmer by occupation he was always interested in public affairs and held many offices of trust in his community and was careful and painstaking in the discharge of his duties of each. Faithful to every obliga-

tion, loyal to his friends, contributing to the happiness of others he was accorded the gratitude of a wide circle of acquaintances. His home life was commendable to a degree that he was a good husband, a kind and indulgent father and ever on the alert for the welfare of his family. Mr. Hansman was a man who was loved and respected by all who knew him. He was an active member of the Roman Catholic Church and took an interest in all matters pertaining to the welfare of that organization. So the good man died as he lived, quietly, simply, the smile of good nature upon his face. He died among the scenes he loved, his home. Be it therefore

Resolved, That we as a legislative body, members of the House of the Thirty-fifth General Assembly, bow our heads on this occasion with a deep sense of the states loss over a statesman and a guiding hand and our grief over the loss of a fellow citizen who was so summarily taken from our midst and that we extend to the stricken and mourning wife and children our deep and sincere sympathy, and as they sit by the fireside in their home in ashes of deep affliction, we would convey to them a message of consolation so true and sincere as to touch the deepest chords of their natures, and enable them to realize that in such depths of sadness the whole state is kin. And that all our people bow with them in the great loss that has come to us all in the death of Anton Hansman. Be it further

Resolved, That a copy of these resolutions be spread upon the Journal of the House, and that the chief clerk transmit an engrossed copy thereof to the family of the deceased.

WM. J. GREENE,

J. W. DUNLAP,

A. J. KANE,

Committee.

Adopted April 14, 1913.

HON. MAHLON HARVEY.

MR. SPEAKER—Your committee appointed to draft resolutions commemorating the life, character and public services of the Honorable Mahlon Harvey, of Rochester, Minnesota, late member of the House, beg leave to report the following memorial:

Mahlon Harvey was born in Potsdam, St. Lawrence county, New York, August 26, 1844 (his parents being born in the same county). He received his education in the schools of Potsdam and Canton, taught school for some time, then learned the art of cheese-making in his early twenties which he followed during the summer seasons until he came to Iowa, Osceola county, in the spring of 1874, where he settled on his present farm near Sibley. Was secretary of the school board in his township for thirty

years, and for six years was a member of the board of township trustees; elected representative in 1906, re-elected in 1908 and 1910; was a republican in politics.

An old-time friend and neighbor said of him "indeed he was a diamond in the rough, all the brightness of his nature slightly concealed by a thin crust which only needed a little human suffering to reveal it in all its beauty." He was found to be simply honest, truthful and conscientious, tributes of which his friends were proud.

He passed from this life at Rochester, Minnesota, on December 21, 1912, and was buried at Sibley, Iowa, on December 24, 1912.

Resolved, That, in token of our appreciation of his well spent life, this brief sketch be spread on the Journal of the House and that the chief clerk be directed to forward an engrossed copy of these resolutions to the family of the decedent.

D. C. STEELSMITH,
S. H. BAUMAN,
W. P. DAWSON,
Committee.

Adopted April 14, 1913.

HON. HENRY B. MITCHELL.

MR. SPEAKER—Your committee appointed to prepare resolutions commemorating the life and work of the Honorable H. B. Mitchell, late of Fairfield, Iowa, beg leave to report as follows:

Henry Blake Mitchell was born in Claremont, New Hampshire, on July 5, 1818. He was reared on a farm, and having lost his father at the age of fourteen thereafter was left to make his own way in the world. Having reached the years of his majority, and attracted by the allurements of the west, he left his native state and journeyed by wagon to Troy, New York, then by canal to Buffalo across the state of Ohio, then down the Ohio river and up the Mississippi to Keokuk. In 1840 he came to Jefferson County and located on a farm near Fairfield, where he and his brother, Thomas, afterward a pioneer of Polk County, builded a cabin, the first house west of Fairfield.

October 26th, 1847, deceased was united in marriage to Maria Elizabeth Tool in Jasper County. For more than sixty years these two shared life's joys and responsibilities. To them were born ten children. Mrs. Mitchell died about three years before the death of Mr. Mitchell.

Mr. Mitchell was always interested in state and national affairs. He served as a member of the House in the Fourth General Assem-

bly, being the first Whig ever so chosen, and it is thought his death removes from earth the last survivor of the membership of the Fourth General Assembly, which Assembly was the last to meet at Iowa City before the Capitol was removed to Des Moines. For seventeen years he was president of the Fairfield Township School Board. He was for nine years a member of the Jefferson County Board of Supervisors, eight of which he held the place of Chairman. In 1886 he was again elected to membership in the House of Representatives and was elected Temporary Speaker.

Mr. Mitchell was one of the founders of the Iowa State Agricultural Society, which held its first two fairs at Fairfield. He also helped organize the Jefferson County Fair Association and was for fifteen years its president. A man of the highest integrity, he was also one of the most useful men the community, where his home was so long, has known. To those who were less fortunate than himself he was always a friend. His counsel was always sought when good advice was needed. He passed from this earth at the home of his daughter, Mrs. U. B. Rogers, at Fairfield, Iowa, June 2, 1912. He carried with him the esteem of every man with whom he had transactions of any kind, for he did his utmost to make life worth living for those about him.

Resolved, That the House of Representatives directs that a memorial be entered on its records, attesting our appreciation of the man, and while the mournful fact is presented to us of his departure from earth, yet there is a measure of gratification that one so well deserving our commendation was so long permitted to remain to bless the community and state; and be it further

Resolved, That a copy hereof duly attested be transmitted to the family of the departed pioneer.

S. A. POWER,

J. T. HAZEN,

H. C. RING,

Committee.

Adopted April 16, 1913.

HON. DAVID J. PATTEE.

MR. SPEAKER—Your committee appointed to draft resolutions commemorating the life, character and public services of the Honorable David J. Pattee of Okoboji, Iowa, a late member of the House of Representatives, begs leave to report the following memorial:

David J. Pattee was born December 22, 1839, in the county of Chittenden, state of Vermont, and died at his summer home at Okoboji, Iowa, July 19, 1912, at the age of seventy-three years. He was educated in the public schools of Vermont in his native county of

Chittenden, afterward clerking in a store until a call for troops to preserve the union came, and David answered the call, as had his ancestors in the war of the Revolution. The young man enlisted in the Ninth Vermont, and took part in the battles of that regiment, being captured at Harper's Ferry. While on parole he was discharged for disability. He then came to Des Moines, where he again took a position as clerk. While here he again entered the military service, this time in the Forty-seventh Iowa. Shortly after his re-enlistment he was made Lieutenant and later Captain of his company. Upon his return from the army he became a partner in the business where he had been clerking, and where his position had been kept open for him while he was serving his country.

In 1867 he went to the new town of Perry, where he engaged in the mercantile business, and afterwards the realty and loan business, and in 1883 in company with another he opened a private bank. Later the firm purchased the controlling interest in the First National Bank of Perry, and he became President, a position which he held until the last.

After serving as Supervisor of the county a year, Mayor of the city three years and Postmaster thirteen years, Captain Pattee was elected in 1883 and 1885 to the House of Representatives. He was Chairman of Municipal Corporations and a member of several other important committees. Mr. Pattee was an active member. It is said of him by those who ought to be familiar with his work that no man has done more for the town where he lives than Captain Pattee. In 1903 he gave to the city a tract of twenty acres for a park.

When death came the city felt his loss keenly, and on the day of his funeral nearly every business house in the city was closed during the services, and everywhere there seemed to be a feeling that the community had sustained a great loss.

Captain Pattee was married in 1872 to Miss Belle Moore, daughter of Mr. John H. Moore, also a pioneer of the town of Perry. They were the parents of six children, one of whom with the mother passed away before the father. Therefore be it

Resolved, That in the death of David J. Pattee the state and nation has been called upon to mourn the departure of a worthy, upright citizen, a great statesman and an honorable man; and be it further

Resolved, That a copy of these resolutions be printed in the Journal of the House.

HENRY BRADY,
F. S. SHANKLAND,
J. W. JACOBS,

Committee.

Adopted April 16, 1913.

HON. THOMAS A. THORNBURG.

MR. SPEAKER—Your committee appointed to draft resolutions commemorating the life, character and public services of the Honorable Thomas A. Thornburg, of Linden, Iowa, a late member of the House of Representative, begs leave to report the following memorial:

Thomas A. Thornburg was born in Wayne county, Indiana, April 9, 1847, and died at his home in Linden, Dallas county, Iowa, July 1, 1912, at the age of sixty-five.

In 1856 he came with his parents to the county of Dallas where he was reared on a farm. He attended the local district school, also afterward entered the state university, while attending that institution he entered the forty-sixth Iowa volunteers, serving until the close of the regiment's term of service.

At the age of nineteen years, because of his father's impaired health, he took charge of the home farm, and for more than a third of a century he was an extensive buyer and shipper of live stock.

In 1887 and 1889 he was elected to the General Assembly, as a member of the House of Representatives; while occupying a seat in this body he was chairman of the committees on agriculture and the agricultural college, and a member of several other important committees including railroads and transportation, and roads and highways.

He was a man of enterprise and public spirit and was exceptionally successful in business, which diffused itself throughout the community of his home. He was also active in church work and fraternal circles.

It was well said of him, while he was yet in life, "He is the same honorable gentleman, whose well worth merits the high regard which is uniformly given him."

In 1871 he was married to Miss Jennie, daughter of Simon H. Vestal, and to them were born six children.

Mr. Thornburg was a high-minded statesman. Enduring public good was his aim. Things temporary had little attraction for him. Therefore, be it

Resolved, That in the death of Thomas A. Thornburg, the state and nation has been called upon to mourn the departure of a worthy, upright citizen, a great statesman, and an honorable man; and, be it further

Resolved, That a copy of these resolutions be printed in the Journal of the House.

HENRY BRADY,
F. S. SHANKLAND,
J. W. JACOBS,
Committee.

Adopted April 16, 1913.

HON. LEONARD PARKER.

MR. SPEAKER—Your committee appointed to draft resolutions commemorative of the life, public services and character of Honorable Leonard Parker, a former member of the House, respectfully submits the following:

Professor Leonard Fletcher Parker, a valued member of the Twelfth General Assembly, died at Grinnell, December 11, 1911, aged eighty-six. He was a native of the state of New York, where he was born August 3, 1825. He was of puritan and revolutionary stock. Both parents were born at Lowell, Massachusetts, and among his ancestors were early officials of the town of Concord, where the war of the revolution began.

Left fatherless at the age of only four years, he was reared on the little farm where he was born, getting the ordinary schooling of the locality. When about of age he went to Oberlin, where he was graduated in 1851. During a part of his career at that college, he was tutor as well as student. Leaving there, he contemplated entering the missionary field, but failing health, which it was feared was before long to terminate fatally, caused him to abandon what to him was a cherished ambition. After teaching for three years at Brownsville, Pa., he came to Grinnell in 1856, where he taught a preparatory school, which he was enabled to attach to Iowa College (now Grinnell College) when that institution was removed to that town in 1860. From that time until 1865, Mr. Parker was the virtual principal of the school, he and his wife being spoken of as "the life and light of the college." He continued to teach at the college until he accepted an invitation to take the chair of ancient languages at the State University. Meantime he was for four years the first county superintendent of the county, and also served as an officer in the Forty-sixth Iowa. In 1867 he was elected to the General Assembly where he at once took rank with the ablest of the body. As chairman of the committee on schools, he was especially valuable in guarding the interest of education in the state. He was also helpful in getting into the railroad grant, acts of that General Assembly the reservation to the legislature of power to fix rates of fare and freight on the road of the companies accepting the grants.

In 1869 he was again chosen superintendent of the common schools of the county. Next year he went to the state university where he occupied latterly, the chair of history. In the early years of his residence in Iowa, he had served as "trustee" of that institution. That was before the creation of the board of regents.

In 1887 he returned to Grinnell, where he took the chair of history. As an educator, Professor Parker stood in the highest rank. At a reception tendered him in the state of North Dakota, a judge of the supreme court of that state said this of him, "He had done more to enable student-life than any man I ever met." He gave to the world a

"History of Poweshiek County," a work of much higher grade than most publications that are spoken of as county histories. His was also a valuable work on "Higher Education in Iowa."

In 1853 he was married to Miss Sarah Candace Pearse, his college classmate. To them were born five children, of whom four preceded their parents in death. The surviving one is Mrs. Harriet Parker Campbell, a graduate of our State University, as is also her husband, long chief justice of Colorado.

Professor Parker's devoted wife was called hence several years before her husband. Three years later he was united in marriage with Mrs. Nellie Greene Clarke, also a graduate of Oberlin, by whom he is survived.

Resolved, That the House of Representatives, while mourning the loss of such a man, cannot but feel a measure of gratification that the educational interests of Iowa have had the helpful constructive work of one who in his own career helped make the more true his own observation that "Iowa pioneers had a passion for education."

Resolved, That this memorial be entered on the Journal of this House as an expression of our appreciation of Iowa for one who was of so much service to her educational interests and that a copy hereof, duly attested, be transmitted to the family of Professor Parker.

RALPH SHERMAN,
HERBERT A. HUFF,
WALTER P. JENSEN,

Committee.

Adopted April 17, 1913.

HON. BENJAMIN F. KEABLES.

MR. SPEAKER—Your committee appointed to prepare and present proper resolutions of respect in honor of the Honorable Benjamin F. Keables, a member of this House in the Thirteenth and Fourteenth General Assemblies, who died at his residence in Pella, Iowa, on May 8, 1911, respectfully submit:

Benjamin Franklin Keables was born in Elba, Genesee county, New York, November 30, 1828, and moved with his parents to Jackson county, Michigan, in the year 1832.

At the age of nineteen he moved to Illinois, where for some years he was engaged in school teaching and at the same time studying medicine.

He afterwards moved to Keokuk, Iowa, and graduated from the Rush Medical College in that city.

In 1852 he moved to Pella and on February 24, 1853, was married to Sarah J. Scholte, daughter of Rev. H. P. Scholte, founder of the Holland

Colony at Pella. He continued in the practice of medicine in the city of Pella up to within a short time prior to his death and attained high rank in his profession.

He enlisted in the Third Iowa Infantry in the War of the Rebellion and became surgeon of the regiment, which position he held till the regiment was mustered out.

He represented his county in this House in the Thirteenth and Fourteenth General Assemblies, in which he discharged his duties as a legislator with honor and fidelity, to the interest of the state and to the interests of his constituents.

He took a lively interest in the upbuilding of his town, and particularly in educational matters; was for a long time a member of the school board and for many years a member of the Board of Trustees of the Central University of Iowa located at Pella.

His life and character were such as won the respect and esteem of all who knew him—beloved by all for his usefulness in public and private life, his generous and kindly heart, his sterling integrity and uprightness of character; therefore, be it

Resolved, That this House take this occasion to express its high regard of his character and public service and extend to his family its sincere sympathy in their sorrow; and be it further

Resolved, That a copy of these resolutions be spread upon the Journal of the House and an engrossed copy be sent to the family of the deceased.

GEO. W. CROZIER,
S. H. BAUMAN,
JOHN L. BROWN,
Committee.

Adopted April 17, 1913.

HON. SAMUEL H. MOORE.

MR. SPEAKER—Your committee appointed to prepare and present suitable resolutions respecting the life, character, and public service of the Honorable Samuel H. Moore, who represented Wayne county in the Twenty-fourth and Twenty-fifth General Assemblies, beg leave to report the following:

The Honorable Samuel H. Moore, who represented the county of Wayne in this House in the Twenty-fourth and Twenty-fifth General Assemblies, died at his home in Humeston, Iowa, August 20, 1912, aged sixty-six years. Mr. Moore was a native of the county of Greene, Pennsylvania, where he was born March 9, 1845. He remained at his home until in response to the country's call for men he entered the Eighty-fifth Penn-

sylvania Infantry whence he was transferred to the Eighty-eight. With that regiment he participated in many of the hard battles of the war as the struggle drew to a close. Returning home, he remained there until 1870, when he came to Iowa, settling in the county of Wayne. There he engaged in farming, gathering into his possession a large tract of land, well stocked with improved breeds of cattle.

He held repeatedly the local offices of township and school district as well as being for six years supervisor of the county. In 1892 he entered the General Assembly and at that legislature he introduced a bill and had it passed requiring owners of osage orange and other fences along the highway to keep them trimmed. The act as he framed it with few modifications, is substantially the law to-day on the subject. In both sessions he was on the committees on railroads, agriculture, and mines and mining and in 1894 was chairman of committee on claims. He was very watchful as to expenditures, repeatedly voting against appropriations and entering on the Journal his reasons for so acting. The embarrassed condition of the country's business seemed principally to enter into Mr. Moore's thought as to needed legislation. His was the course of a sincere man.

Mr. Moore was married in 1868 to Miss Martha Scott, daughter of Elias Scott, like himself a native of Pennsylvania. He is survived by his wife and son, D. Moore, of Humeston, and another son, W. T. Moore of Shamrock, Tenn., and one daughter, Mrs. J. W. Fisher of Centerville, Iowa.

Resolved, That in his death his family, to whom we extend our heartfelt sympathy, is deprived of a kind and affectionate husband and father, and the county and state of a worthy and loyal citizen, therefore be it further

Resolved, That a copy of these resolutions be spread upon the Journal of the House and the Chief Clerk instructed to mail an engrossed copy to the wife and children of the deceased.

J. E. DOZE,
M. F. THOMPSON,
CLARK W. HUNTLEY,
Committee.

Adopted April 17, 1913.

BILLS AND JOINT RESOLUTIONS

Passed by the Thirty-fifth General Assembly

Titles of laws enacted and joint resolutions passed by the Thirty-fifth General Assembly to April 19, 1913.

A. C. GUSTAFSON,
Chief Clerk.

HOUSE BILLS.

House File No. 1, by Kingland of Winnebago, a bill for an act to amend the law as it appears in sections ten hundred eighty-seven-a-ten (1087-a10), ten hundred eighty-seven-a-twenty-two (1087-a22), and ten hundred eighty-seven-a-twenty-seven (1087-a27), of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the thirty-third (33d) general assembly, section eleven hundred six (1106) of the supplement to the code, 1907, and sections eleven hundred fifty (1150), eleven hundred fifty-one (1151), eleven hundred fifty-seven (1157), and eleven hundred sixty-two (1162), of the code, and repealing chapter one (1) of the acts of the special session of the thirty-second (32d) general assembly, and enacting a substitute therefor, all relating to the nomination of candidates for the office of senator in the congress of the United States and of the canvass of the vote for senator in the congress of the United States, and providing for nominations for such office in case of vacancy.

House File No. 3, by Bingham of Emmet, a bill for an act to amend section 732 of the supplement to the code, 1907, in relation to library funds and transfer thereof.

House File No. 5, by Klay of Sioux, a bill for an act providing for the non-partisan nomination and election of judges of the supreme, district and superior courts of Iowa.

House File No. 6, by Lund of Hamilton, a bill for an act to amend section twenty-eight hundred forty-nine (2849) of the supplement to the code, 1907, relative to school loans.

House File No. 11, by Shankland of Polk, a bill for an act to amend section two hundred fifty-four a 2Q (254-a20) of the supplement to the code, 1907, providing for the maintenance of dependent children whose mothers are widows.

House File No. 12, by Jensen of Pocahontas, a bill for an act to amend the law as it appears in section two thousand six hundred thirty-four-f (2634-f) of the supplement to the code, 1907, relating to the acceptance of graduation from institutions of higher learning as evidence that a teacher possesses the scholarship and professional fitness for a state certificate.

House File No. 17, by Ring of Linn, a bill for an act giving school boards in certain districts authority to use school grounds as public recreation and playgrounds and providing for the levy of separate tax for the support of same, and authorizing cities within such districts to appropriate money for the same purpose. Additional to chapter fourteen (14), title thirteen (XIII) of the code.

House File No. 20, by Griffin of Woodbury, a bill for an act to grant power to cities now or hereafter having a population of twenty-five thousand or over and organized under chapter fourteen-C (14-C), of title five (5), of the supplement to the code, 1907, and amendments thereto, to assume charge, custody and control of all trees and shrubbery and the planting and maintenance thereof on the public streets and to provide for the payment of the costs thereof.

House File No. 22, by Boettger of Scott, a bill for an act to repeal section three thousand one hundred sixty-five (3165) of the code and to enact a substitute in lieu thereof, relating to liability for family expenses.

House File No. 23, by Whitney of Woodbury, a bill for an act to provide for the appointment of clerk of the supreme court, and reporter of the supreme court, to fix the term of office of such officials, and to repeal section one thousand sixty-seven (1067) of the code.

House File No. 30, by Boettger of Scott, a bill for an act to amend section twenty-seven hundred twenty-seven C (2727 C) of the supplement to the code, 1907, relating to the salary of the chief executive officer of the Iowa Soldiers' Orphans' Home at Davenport.

House File No. 31, by Boettger of Scott, a bill for an act to repeal section six hundred seventy four (674) of the supplement to the code 1907, and to enact a substitute therefor relating to the compensation of assessors in cities and towns.

House File No. 33, by Miller of Bremer, a bill for an act to establish legal weights and measures, to provide for the inspection of the same, to punish the keeping or use of false or incorrect weights and measures, to provide for statements of net weight placing the enforcement in charge of the dairy and food commissioner and to repeal acts in conflict with this act.

House File No. 34, by Black of Muscatine, a bill for an act to amend section seven hundred forty-one-d (741-d) of the supplement to the code, 1907, relating to the power to erect a city hall and to purchase the ground therefor in certain cities.

House File No. 36, by McHose of Boone, a bill for an act to amend section eight hundred fifty-a (850-a) of the supplement to the code, 1907, relating to the election of park commissioners, and providing for the appointment of park commissioners until the next regular municipal election.

House File No. 40, by Elwood of Howard, a bill for an act making it unlawful for any candidate for any office to promise support or influence in behalf of another for any position, place or office in consideration of any other person supporting him, and providing a penalty thereof.

House File No. 42, by Hazen of Pottawattamie, an act to amend the law as it appears in section 850-c of the supplement to the code, 1907, as amended by chapters 56 and 57 of the acts of the 33d general assembly and chapter 44 of the acts of the 34th general assembly relating to the tax levy for park purposes:

House File No. 44, by Huff of Hardin, a bill for an act to amend section six hundred sixteen (616) of the code relative to taxation of unplatted lands within the limits of cities and towns.

House File No. 47, by Hunt of Harrison, a bill for an act to authorize the incorporation in each county of the state of an association for the advancement and improvement of agriculture, animal husbandry and horticulture, to define the powers and rights of such association and its members, to provide for the submission to the voters of the question of levying a tax in aid of the objects of such association and to provide for the termination of said tax.

House File No. 48, by Greene of Clinton, a bill for an act to amend section six hundred fifteen (615) of the supplement to the code, 1907, relative to the extension of the limits of cities and towns.

House File No. 49, by Scholz of Clayton, a bill for an act relating to cold storage and refrigerating warehouses, the disposition or sale of the food kept or preserved therein, and defining the duties of the state dairy and food commissioner in relation thereto.

House File No. 53, by Whitney of Woodbury, a bill for an act to repeal paragraph sixteen (16) of section five hundred eleven (511) of the supplement to the code, 1907, as amended by chapter thirty-six (36) of the acts of the thirty-third general assembly and to enact a substitute therefor relating to the boarding and lodging of prisoners.

- House File No. 54, by Whitney of Woodbury, a bill for an act providing for the sanitation of bakeries, canneries, packing houses, slaughter houses, dairies, creameries, cheese factories, confectioners, restaurants, hotels, groceries, meat markets, and all other food-producing establishments, manufactories, or other places where food is prepared, manufactured, packed, stored, sold or distributed, and vehicles in which food is placed for transportation; providing for the licensing of persons, firms, or corporations operating or conducting bakeries, candy factories, ice cream factories, canning factories, slaughter-houses, meat markets or places where fresh meats are sold at retail; fixing such license fee and the duration of such license and the rights thereunder; defining food, regulating the wholesomeness of food manufactured, prepared, packed, stored, sold, distributed or transported; defining the duties of the state food and dairy commissioner in relation thereto; providing penalties for the violation thereof, and repealing acts in conflict therewith.
- House File No. 55, by Anderson of Montgomery, a bill for an act to amend section one thousand eighty-seven-a-10 (1087-a-10) of the supplement to the code, 1907, relating to nomination papers.
- House File No. 58, by Bartle of Scott, a bill for an act to amend section eleven hundred eighty-two (1182) of the code, relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors.
- House File No. 66, by Kulp of Palo Alto, a bill for an act to amend the law as it appears in sections 1989-a-19, 1989-a-27, and 1989-a-38, of the supplement to the code, 1907, and section 16 of chapter 118 of the acts of the thirty-third general assembly, section 5 of chapter 24 of the acts of the thirty-fourth general assembly, and chapter 120 of the acts of the thirty-third general assembly, relating to assessments for benefits to roads, streets, and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued.
- House File No. 69, by Whitney of Woodbury, a bill for an act to authorize the repayment to the estate of W. R. Benton of money paid to the state of Iowa.
- House File No. 78, by Stutt of Jones, a bill for an act to amend the law as it appears in section twenty-one hundred and fifty-seven-s (2157-s) supplement to the code, 1907, relating to the transportation of live stock.
- House File No. 85, by Stipe of Page, a bill for an act to repeal section five thousand twenty-eight-b (5028-b) of the supplement to the code, 1907, and chapter two hundred twenty-two (222), laws of the thirty-third general assembly amendatory thereof, and to enact a substitute therefor relating to unfair discriminations in any commodity of commerce between different sections, localities, communities, cities or towns.

House File No. 86, by Griffin of Woodbury, a bill for an act to amend section two hundred twenty-seven (227) of the supplement to the code, 1907, as amended by the thirty-fourth general assembly, and to provide for an additional judicial district and an additional judge for the fourth judicial district.

House File No. 90, by Boettger of Scott, a bill for an act to repeal section five (5) of chapter sixty-one (61) of the acts of the thirty-third general assembly, as amended by chapter fifty (50) of the acts of the thirty-fourth general assembly, and to enact a substitute therefor relating to pensions for disabled and retired firemen.

House File No. 93, by Enger of Winneshiek, a bill for an act to repeal chapter one hundred and forty-six (146) of the acts of the thirty-fourth general assembly, and to enact a substitute therefor, relating to high school tuition.

House File No. 105, by Newcomb of Adams, a bill for an act to provide for the payment of bounties for killing crows.

House File No. 108, by Hazen of Pottawattamie, a bill for an act to prohibit the sale, keeping for sale, loaning, giving away or carrying of certain dangerous weapons, to prevent the carrying of concealed weapons, except in specified cases when a permit is issued therefor; to provide punishment for the violation of the provisions hereof.

House File No. 110, by Shankland of Polk, a bill for an act to provide for the nomination of district judges in judicial districts composed wholly of one county and having a population of 75,000 or more at the primary election.

House File No. 115, by McVicker of Wright, a bill for an act creating cities, including cities under commission form of government, incorporated towns, and civil townships wholly outside of any city or incorporated town, trustees for funds bequeathed or donated for the permanent maintenance of property within cemeteries; and to amend the law as it appears in section two hundred fifty-four-a-twelve (254-a-12) of the supplement to the code, 1907, relating to the appointment of trustees by the district court to manage, control, and invest cemetery funds; and to amend the law as it appears in section seven hundred forty (740) of the supplement to the code, 1907, and as amended by chapter forty-seven (47) of the acts of the thirty-third general assembly, relating to the maintenance of certain institutions of benevolence, including hospitals.

House File No. 119, by Erickson of Lyon, by request, a bill for an act to amend chapter twenty-five of the laws of the thirty-fourth general assembly, relative to the dependent soldiers' and sailors' tax.

House File No. 124, by Blackford of Henry, a bill for an act to indemnify H. C. Jackson for personal injury sustained by him while employed as head farmer at the state hospital at Mt. Pleasant, Iowa.

House File No. 127, by Lounsberry of Marshall, a bill for an act to amend the law as it appears in section twenty-six hundred four (2604) of the supplement to the code, 1907, in regard to the qualifications of certain officers of the soldiers' home.

House File No. 131, by Sidey of Adair, a bill for an act to amend the law as it appears in section seven hundred twenty-four (724), supplement to the code 1907, and in section eight hundred ninety-four (894), supplement to the code 1907 relating to the powers of cities and towns.

House File No. 132, by Pickford of Cerro Gordo, a bill for an act to provide state aid to consolidated schools equipped with two or more rooms and making an appropriation therefor.

House File No. 134, by McVicker of Wright, a bill for an act to amend the law as it appears in paragraph eight (8) of section eight hundred and ninety-four (894) of the supplement to the code, 1907, relating to the levy of special taxes by cities.

House File No. 135, by Sherman of Poweshiek, a bill for an act to amend the law as it appears in chapter sixty-four (64) of the acts of the thirty-third (33d) general assembly as amended by chapters fifty-two (52) fifty-four (54) and fifty-five (55) of the acts of the thirty-fourth (34th) general assembly relating to the government of certain cities.

House File No. 138, by Elliott of Monona, a bill for an act to legalize certain warrants of the city of Onawa, Iowa.

House File No. 143, by Cole of Hancock, a bill for an act to repeal the law as it appears in section twenty-five hundred sixty-four (2564) of the supplement to the code, 1907, and to enact a substitute therefor, relative to the state board of health.

House File No. 149, by Grout of Black Hawk, a bill for an act to amend the law as it appears in section ten hundred and fifty-six-a-nine (1056-a-9) of the supplement to the code, 1907, relating to municipal accounting of cities and towns.

House File No. 155, by Lund of Hamilton, a bill for an act amending sections three thousand one hundred forty six (3146) and three thousand one hundred forty-seven (3147) of the Code, relative to the time for making return of solemnization of marriage.

House File No. 158, by Klay of Sioux, a bill for an act to repeal section three thousand seven hundred and five (3705) of the code, and to enact a substitute in lieu thereof relative to the instructions of the district court.

House File No. 160, by Klay of Sioux, a bill for an act to repeal sections one hundred ninety-three (193) and one hundred ninety-four (194) of the code and to enact a substitute therefor providing for an increase in the number of judges in the supreme court of Iowa and providing for a division of said court into sections, and to amend section ten hundred sixty-six (1066) of the supplement to the code, 1907, in reference to the selection of the chief justice of said court.

House File No. 162, by Enger of Winneshiek, a bill for an act to legalize the special election held in the town of Calmar, Iowa, on the 16th day of October, 1911, wherein there was submitted to the voters of said town the question of issuing bonds in the sum of five thousand dollars (\$5,000.00) for the purpose of erecting a system of gas-works and to validate and legalize the bonds issued in pursuance of said election.

House File No. 169, by Huntley of Lucas, a bill for an act to amend division two of section twenty-four hundred forty-eight (2448) of supplement to the code, 1907, relating to the limits within which intoxicating liquors may be sold.

House File No. 170, by Huntley of Lucas, a bill for an act to encourage the dairy and beef growing industries of the state of Iowa and to aid in providing instruction in practical and scientific methods and making an appropriation therefor.

House File No. 175, by Kulp of Palo Alto, a bill for an act to amend section 2732 of chapter 12, title XIII of the supplement to the code, 1907, and section 2772 of the code, regulating the conduct of pupils of the public schools and forbidding the use of tobacco by such pupils.

House File No. 177, by Lounsberry of Marshall, a bill for an act to legalize certain acts of the mayor and city council of the city of Marshalltown, and to legalize certain warrants of the said city of Marshalltown, Iowa.

House File No. 179, by Kane of Dubuque, a bill for an act authorizing the recording of transcripts from recorder's office of instruments affecting real estate. (Additional to chapter 6, title 14 of the code relating to conveyances of real estate.)

House File No. 189, by Dawson of Cherokee, a bill for an act legalizing and curing the acts and proceedings of the incorporated town of Aurelia and the town council of the said incorporated town, in the county of Cherokee and state of Iowa, in relation to the establishment, erection, maintenance and operation of a system of water works and a gas plant and the issuance of bonds and warrants of said town in payment thereof, and authorizing the town council of said town to issue bonds for the purpose of taking up its floating indebtedness represented by its bonds and warrants.

- House File No. 192, by Doze of Wayne, a bill for an act to amend the law as it appears in section three thousand four hundred forty-seven, (2447) of the code, relating to the limitation of actions to set aside wills.
- House File No. 200, by Shankland of Polk, a bill for an act to amend section one (1) of chapter one hundred sixty-one (161), of the laws of the thirty-fourth general assembly relating to the foreclosure of real estate mortgages.
- House File No. 201, by Hansen of Shelby, a bill for an act establishing the state colony for epileptics and making provision for the purchase of land and the erection of buildings for said colony.
- House File No. 206, by Burt of Taylor, by request, a bill for an act to legalize the ordinances of the town of New Market, Taylor county, Iowa.
- House File No. 207, by Larrabee of Fayette, a bill for an act making appropriations for the state university, the Iowa state teachers' college, the college for the blind, the Iowa state college of agriculture and mechanic arts.
- House File No. 212, by Sidey of Adair, a bill for an act to amend the law as it appears in section seven hundred twenty (720) supplement to the code, 1907, as amended by chapter forty-four (44) acts of the thirty-third (33) general assembly, and chapter thirty-four (34) acts of the thirty-fourth (34) general assembly and to authorize cities and towns to enter into contracts to purchase heat, gas, and electric current, and to sell the same.
- House File No. 220, by Halgrims of Humboldt, a bill for an act to amend section three (3), chapter one hundred seventy-four (174), laws of the thirty-fourth (34th) general assembly, relating to the misbranding of foods.
- House File No. 223, by Hutchins of Kossuth, a bill for an act to amend section sixteen hundred fifty-seven-n (1657-n), supplement to the code, 1907, relative to the compensation of the secretary of the department of agriculture.
- House File No. 224, by Greene of Clinton, a bill for an act to amend section 1989-a41 of the supplement of the code, 1907, and amendments thereto relative to the compensation to be paid appraisers of damages and commissioners of drainage districts.
- House File No. 226, by Pickford of Cerro Gordo, a bill for an act to amend section sixteen hundred and sixty (1660) of the supplement to the code, 1907, to aid county agricultural societies.
- House File No. 235, by Burt of Taylor, an act to legalize certain warrants of the city of Bedford, Iowa.

House File No. 241, by Stipe of Page, a bill for an act to repeal section two thousand five hundred and seventy-five A-52 (2575-a-52) of the supplement of the code, 1907, and to enact a substitute therefore, making annual appropriations for carrying on the work of the state entomologist.

House File No. 247, by Halgrims of Humboldt, a bill for an act to declare certain diseases, contagious and infectious, and to provide rules and regulations for the control of the same, and to fix punishment for violation thereof.

House File No. 249, by Hazen of Pottawattamie, a bill for an act making an appropriation to reimburse certain employes of the Iowa school for the deaf for loss of wearing apparel by fire at said school on the 23d day of April, 1911.

House File No. 259, by Dixon of Sac, a bill for an act creating the office of state examiners for counties, fixing their compensation, duties, terms of office and method of appointment, providing for a system of public accounting and supervision of county officers, establishing a uniform system of accounts, reports and audits for counties, and providing penalties for violations of this act.

House File No. 260, by White of Benton, a bill for an act to amend section two thousand seven hundred twenty-seven-C (2727-C) of chapter eleven-A (11-A) of the supplement to the code, 1907, relating to college for blind.

House File No. 261, by Atkinson of Butler, a bill for an act to amend section twenty-eight hundred and fourteen (2814) of the supplement to the code, 1907, relative to the acquisition of school sites.

House File No. 265, by Lund of Hamilton, a bill for an act to repeal section twenty-one (21) and to amend section twenty-four (24) of chapter one hundred thirty-one (131) of the acts of the thirty-third general assembly, relating to the powers and duties of the sheriff, and providing for the payment of the officers and men of the national guard.

House File No. 266, by Lund of Hamilton, a bill for an act to amend sections twenty-six (26) and forty-three (43) of chapter one hundred thirty-one (131) of the acts of the thirty-third general assembly, relating to armory rent and making an appropriation therefor.

House File No. 278, by Grout of Black Hawk, a bill for an act to amend the law as it appears in section twenty-four hundred twenty-eight (2428), of the code, relating to the duties of peace officers.

House File No. 288, by Sherman of Poweshiek, a bill for an act to make an appropriation for the payment of the expenses of printing of briefs and the traveling expenses of one of the railroad commissioners, Clifford Thorne, while in attendance at the final hearing in the case before the interstate commerce commission involving general advancement in rates.

House File No. 290, by Elliott of Monona, a bill for an act to amend section six hundred ninety-six (696) of the supplement to the code, 1907, relating to the prevention of nuisances and the regulation of slaughter houses and other such places by cities and towns and making said section applicable to cities acting under special charter.

House File No. 291, by Stipe of Page, a bill for an act to amend section five thousand and forty a (5040-a) of the supplement to the code, 1907, relating to the proper observance of Decoration day.

House File No. 293, by Halgrims of Humboldt, a bill for an act to legalize the incorporation of Humboldt State Bank, Humboldt, Iowa.

House File No. 298, by Kulp of Palo Alto, a bill for an act relating to elevators and warehouses, coal sheds, ice houses, buying stations, flour mills and other buildings on railroad land, and prescribing methods and conditions of procuring and holding sites therefor, and liability for loss or destruction thereof.

House File No. 300, by Griffin of Woodbury, a bill for an act to amend the law as it appears in section four thousand seven hundred and ninety-nine-A (4799-A) of the supplement to the code, 1907, relating to burglary with explosives.

House File No. 303, by Huff of Hardin, a bill for an act to require all persons, partnerships, companies or corporations owning or operating a railway in this state, to equip the cab of all locomotive engines with frost glass in front of the seat of the engineer and fireman of said engine, and providing a penalty for the violation thereof.

House File No. 304, by Huff of Hardin, a bill for an act to amend chapter one hundred eighty-four (184), of the acts of the thirty fourth (34th) general assembly relative to the suspension of the execution of the sentence of certain convicts of first conviction.

House File No. 306, by Newcomb of Adams, a bill for an act to amend sections seven hundred thirty-two (732), and eight hundred ninety-four (894), of the supplement to the code, 1907, relative to the levying of taxes for public libraries.

House File No. 312, by Koontz of Johnson, a bill for an act to confer certain powers on cities organized under the commission form of government and on cities having a population of five thousand (5000) or more organized under chapter two (2) of title five (5) of the code, and cities organized under special charter, relating to the organization, equipment and operations of fire departments and providing for the levy and collection of a special tax for the use and benefit of such fire departments and granting power to anticipate said tax to issue fire fund certificates or bonds.

House File No. 313, by Koontz of Johnson, a bill for an act to legalize certain warrants of the city of Iowa City, Iowa.

- House File No. 323, by Grout of Black Hawk, a bill for an act to repeal section five thousand twenty-eight-a (5028-a) of the supplement to the code, 1907, and to enact a substitute therefor, relative to the prevention and punishment of the desecration, mutilation or improper use of the flag of the United States of America and the flag of the state of Iowa.
- House File No. 326, by Brockway of Louisa, a bill for an act making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission.
- House File No. 335, by Bernbrock of Black Hawk, a bill for an act to amend the law as it appears in sub-division five (5) section one thousand seven hundred and nine (1709) of the supplement to the code, 1907, relating to health, accident and liability insurance.
- House File No. 336, by Doze of Wayne, a bill for an act authorizing the issue of a patent to the southeast quarter (se 1-4) of the southeast quarter (se1-4) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.
- House File No. 337, by Doze of Wayne, a bill for an act authorizing the issue of a patent to the northeast quarter (ne 1-4) of the southeast quarter (se 1-4) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.
- House File No. 338, by Newcomb of Adams, a bill for an act to amend section one (1) of chapter one hundred eighty-three (183) of the acts of the thirty-fourth general assembly, defining vagrancy.
- House File No. 340, by Barry of Linn, a bill for an act to amend the law as it appears in sections ten hundred seventy-two (1072), twenty-seven hundred forty-two (2742), and twelve hundred seventy-two (1272), supplement to the code, 1907, relating to the office of county superintendent of schools; to repeal section twenty-seven hundred thirty-four-b (2734-b), supplement to the code, 1907, relating to the office of county superintendent of schools and to provide for the election, qualification, duties and compensation of a county superintendent of schools.
- House File No. 343, by Hunt of Harrison, a bill for an act to legalize an election held in the town of Modale, Iowa, March 25, 1912, in electing councilmen; and to legalize the acts of the council of said town in filling vacancies in said council.
- House File No. 346, by Bruce of Floyd, a bill for an act to repeal section thirty-five thousand forty-three (3543) and to enact a substitute in lieu thereof relative to the filing of a lis pendens.
- House File No. 347, by Bruce of Floyd, a bill for an act to amend section thirty-five hundred thirty-four (2534) of the code, relating to service by publication when an affidavit is filed that personal service cannot be made on defendant within this state.

House File No. 349, by Peterson of Cass, a bill for an act to amend the law as it appears in section seven (7) of chapter one hundred sixty-nine (169) of the acts of the thirty-third general assembly, relating to the compensation of the state bee inspector, and to make an appropriation therefor,

House File No. 350, by Halgrims of Humboldt, a bill for an act to amend section twenty seven hundred thirty-four-P (2734-p) supplement to the code, 1907, relating to qualifications of teachers.

House File No. 356, by Jones of Dickinson, a bill for an act to amend section four thousand eight hundred twenty-three (4823) of the code pertaining to malicious mischief and trespass.

House File No. 358, by Bernbrock of Black Hawk, a bill for an act to repeal section four hundred ninety-five (495) of the supplement to the code, 1907, and to enact a substitute therefor, relating to the duties and compensation of county recorder.

House File No. 361, by Ring of Linn, a bill for an act to repeal section two thousand twenty-two (2022) of the supplement to the code, 1907, and to enact a substitute therefor, providing for private crossing over railroads and giving the board of railroad commissioners power to make orders when the land owner and railroad company are unable to agree.

House File No. 362, by Townsend of Tama, a bill for an act to amend the law as it appears in section twenty-six hundred twenty-two (2622), supplement to the code, 1907, and to repeal the law as it appears in section twenty-seven hundred thirty-eight (2738), supplement to the code, 1907, as amended by chapter one hundred thirty (130), acts of the thirty-fourth general assembly, and to enact a substitute therefor, relating to normal institutes.

House File No. 375, by Boettger of Scott, a bill for an act to authorize the sale and conveyance of that part of the west half (w1-2) of the southwest quarter (sw 1-4) of section numbered nineteen (19) in township numbered seventy-eight (78) north of range numbered four (4) east of the fifth principal meridian bounded by lines described as follows: Commencing at a point in the east boundary line of said west half (w1-2) of the southwest quarter (sw1-4) twenty-three 12-100 (23.12) chains north of the southeast corner of said west half (w 1-2) of the southwest quarter (sw 1-4), thence running west five (5) chains, thence north nine (9) chains, thence east five (5) chains to said east boundary line, thence south along said boundary line to the place of beginning, subject to recorded highway reservations.

House File No. 380, by Whitney of Woodbury, a bill for an act to fix and declare the liability of persons, firms or private corporations, entering into contracts with the state of Iowa, or with any county, city, town, city organized under special charter, school corporation or with any municipal corporation now existing or hereafter created and to provide for immunity to witnesses in proceedings to establish such liability, and to fix and declare the measure of damages for violation of this act.

House File No. 384, by Chapman of Guthrie, a bill for an act to amend the law as it appears in section six hundred thirty-nine (639) of the code relating to the classes of cities and towns.

House File No. 385, by McHose of Boone, a bill for an act to legalize an ordinance of the incorporated town of Sheldahl, Iowa, granting a franchise to Boone Electric Company, to erect, maintain, and operate an electric power plant in said town.

House File No. 391, by Grout of Black Hawk, a bill for an act to amend the law as it appears in section two hundred and twenty-seven (227) of the supplement to the code, 1907, relative to judicial districts and the number of judges therein and to provide for three judges in the tenth district.

House File No. 404, by Hamilton of Lee, a bill for an act to amend section eight hundred sixteen (816) of the code relating to lien of tax.

House File No. 407, by committee on Retrenchment and Reform, a bill for an act repealing section one hundred and seventy-d (170-d) of the supplement to the code, 1907, and to enact a substitute in lieu thereof requiring all boards, commissions, departments, and officers of state to turn into the state treasury all fees collected.

House File No. 408, by Burt of Taylor, by request, a bill for an act to legalize certain conveyances and other instruments of writing affecting real estate.

House File No. 412, by Kulp of Palo Alto, a bill for an act to amend sections nine (9) and thirteen (13) of chapter one hundred eighteen (118) of the acts of the thirty-third general assembly in relation to actions involving drainage districts.

House File No. 413, by Milton of Cedar, a bill for an act to amend the law as it appears in section twenty-eight hundred six (2806), supplement to the code, 1907, and chapter one hundred eighty-two (182), of the acts of the thirty-third general assembly relating to school taxes and to increase the amount that may be levied in the teachers' fund and the contingent fund.

House File No. 417, by Elwood of Howard, a bill for an act amending chapter one hundred fifty-seven (157) of the acts of the thirty-fourth general assembly relative to legalizing certain conveyances by foreign administrators and executors; regulating the proof of titles to real property and legalizing certain instruments and proceedings as against defects arising prior to 1900; legalizing certain proceedings and instruments when of record ten (10) years and regulating proof of title as affected by such defects; legalizing certain instruments executed by executors, administrators, trustees, guardians, referees and commissioners prior to 1910; declaring certain bonds and contracts for deeds void; giving certain assignments the same force and effect as a deed of conveyance; providing that pending litigation shall not be affected by the provisions of this act and giving claimants one (1) year in which to commence actions and barring their rights thereafter.

House File No. 418, by Munro of Washington, a bill for an act to repeal section ten (10) of chapter twenty-six (26) acts of the thirty-third (33d) general assembly, and to enact a substitute therefor, relating to the maintenance of county hospitals.

House File No. 424, by Downey of Crawford, a bill for an act to amend section two thousand seventeen (2017) of the code, relating to the right of railroad companies to raise or lower highways where they are crossed by railroads, and giving the board of railroad commissioners authority to order undergrade or overhead crossings.

House File No. 431, by Shankland of Polk, a bill for an act to repeal section eight hundred fifty-c (850-c) of the supplement to the code, 1907, as amended by chapter fifty-seven (57) of the acts of the thirty-third general assembly relative to the tax levy for park purposes, and to enact a substitute therefor.

House File No. 440, by Craig of Madison, a bill for an act to amend the law as it appears in section three thousand four hundred and forty-seven (3447) of the code, and to fix the time within which certain actions for the recovery of real estate may be brought.

House File No. 446, by Townsend of Tama, a bill for an act enabling the board of directors of the independent school districts of Tama, Iowa, to compensate a member for services as superintendent of schools.

House File No. 451, by Hamilton of Lee, a bill for an act to amend the law as it appears in section thirteen hundred and four (1304) of the supplement to the code, 1907, as amended by chapter 81 of the acts of the thirty third general assembly and chapter 61 of the acts of the thirty fourth general assembly, relating to exemptions of different classes of property.

House File No. 456, by Boettger of Scott, a bill for an act authorizing cities and towns, including those acting under special charter and cities under the commission form of government, to adopt a building code and to provide penalties for violation thereof.

House File No. 458, by Ring of Linn, a bill for an act to promote patriotism and to provide for the display of the flag of the United States of America upon public buildings of the state and within certain public buildings of the state.

House File No. 460, by McHose of Boone, a bill for an act submitting the creation of the county of Larrabee to the legal voters of the county of Kossuth, Iowa.

House File No. 461, by Webb of Cass, a bill for an act to amend the law relating to the destruction of weeds as it appears in sections three (3) and four (4) of chapter ninety-six (96) of the acts of the thirty-third general assembly.

House File No. 464, by Stipe of Page, a bill for an act to repeal sections seven hundred twenty-nine-a (729-a), five hundred ninety-two-a (592-a) and seven forty-one-n (741-n), supplement to the code, 1907, and to enact substitutes therefor; to amend sections four hundred twenty-two (422), supplement to the code, 1907; and section twenty-eight hundred six (2806) of the code; all relating to the benefits of free public libraries and to confer additional powers upon boards of library trustees, township trustees, boards of county supervisors, boards of school directors, and city and town councils, in relation thereto.

House File No. 466, by Lounsberry of Marshall, a bill for an act to repeal section four thousand eight hundred ninety-seven-a (4897-a) of the supplement to the code, 1907, and to enact a substitute relating to escapes from the penitentiary and reformatory, including violations of parole.

House File No. 474, by Whitney of Woodbury, a bill for an act to amend section six hundred and ninety-four-a (694-a) of the supplement to the code 1907, relating to membership fees and dues in league of Iowa municipalities.

House File No. 476, by Trumbauer of Keokuk, a bill for an act to amend section one (1) of chapter forty-three (43) acts of the thirty-fourth general assembly relating to street improvements in towns, and to the levy of special taxes therefor.

House File No. 481, by Helming of Allamakee, a bill for an act to amend the law as it appears in section twenty-three hundred fifty-eight (2358) of the code, relating to partition fences.

House File No. 484, by Stipe of Page, a bill for an act to amend section two thousand one hundred and sixteen (2116) of the supplement to the code, 1907, as amended by chapter one hundred twenty-eight (128) acts of the thirty-third general assembly, and to define what is reasonable passenger service on certain lines of railroads.

House File No. 488, by Buxton of Warren, a bill for an act to repeal section four hundred seventy-five (475) of the code and an act to substitute therefor relating to the criminal statistics to be kept by the county auditor and the reporting of same by the county auditor to the clerk of the district court.

House File No. 489, by Buxton of Warren, a bill for an act to repeal section two hundred ninety-three (293) of the code, and chapter three (3) of the acts of the thirty-third general assembly, and to enact a substitute therefor relating to the keeping of criminal statistics by the clerk of the district court and the reporting of same to the board of parole.

House File No. 490, by Milton of Cedar, a bill for an act to regulate the passing of automobiles or other vehicles by another traveling in the same direction.

House File No. 493, by Jensen of Pocahontas, a bill for an act to prohibit fraudulent advertising, and providing a penalty therefor.

House File No. 505, by Mitchell of Wapello, a bill for an act to amend section two thousand five hundred forty (2540) supplement to the code, 1907, and chapter one hundred fifty-three (153), acts of the 33d general assembly, relating to season during which fish may be taken.

House File No. 506, by Lenocker of Pottawattamie, a bill for an act to amend section one thousand nine hundred eighty-nine-a-thirteen (1989-a-13) of the supplement to the code, 1907, as amended by chapter one hundred eighteen (118) of the acts of the thirty-third general assembly, relating to the use of drainage warrants in the payment of drainage assessments.

House File No. 509, by Boettger of Scott, a bill for an act to repeal section one (1) of chapter forty-nine (49) of the acts of the thirty-fourth general assembly relating to the improvement of water fronts in cities acting under special charter and enacting a substitute therefor and to amend section two (2) of chapter forty-nine (49) of the acts of the thirty-fourth general assembly relating to the levee improvement commission in such cities.

House File No. 513, by Peterson of Cass, a bill for an act to prohibit the importation of diseased bees.

House File No. 514, by Chapman of Guthrie, a bill for an act to amend house file ninety-three (93) of the acts of the thirty-fifth general assembly, relating to the payment of tuition of pupils attending high school located in other districts.

House File No. 515, by Townsend of Tama, a bill for an act to amend section thirteen hundred four (1304) of the supplement to the code, 1907, as amended by chapter sixty-one (61) of the acts of the thirty-fourth general assembly relating to the exemption of certain classes of property from taxation.

House File No. 517, by Committee on Roads and Highways, a bill for an act to authorize the governor to direct the attorney general to appear in certain cases, for and on behalf of the counties, cities, towns, and other municipalities and officers and contractors thereof and to employ legal assistance in such cases and providing for payment therefor.

House File No. 518, by Huff of Hardin, a bill for an act providing for the entry of an order by the district court requiring a person in this state to attend and give testimony in a criminal action pending in another state after a petition has been filed in the office of the clerk of said court, and the person given an opportunity to be heard in opposition thereto, and providing punishment for failing to do so.

House File No. 519, by White of Benton, a bill for an act to amend section one hundred eighty-one (181) of the code relating to joint committee on retrenchment and reform.

House File No. 524, by Koontz of Johnson, a bill for an act to authorize and empower the governor of the state of Iowa to issue a land patent attested by the secretary of state, to Albert Husa, conveying certain real estate in Johnson county, Iowa, more particularly described as lot seven (7), block fifty-five (55), Iowa City, Iowa.

House File No. 525, by Koontz of Johnson, a bill for an act to authorize and empower the governor of the state of Iowa to issue land patent attested by the secretary of state to and in favor of John Vesely, conveying certain real estate located in Johnson county, Iowa, and described more particularly as lot six (6), block nine (9), county seat of Johnson county, Iowa.

House File No. 526, by Crozier of Marion, a bill for an act to amend section four thousand six hundred and twenty-three (4623) of the code relating to books of account as evidence.

House File No. 528, by Dunlap of Clinton, a bill for an act to amend the law as it appears in section two (2) of chapter seventy (70), acts of the thirty-fourth (34th) general assembly, relating to the dragging of public roads.

House File No. 535, by Brady of Dallas, a bill for an act to prevent fraud in the manufacturer and sale of commercial fertilizers, providing for licensing of such products and making provisions for enforcement.

House File No. 546, by Whitney of Woodbury, a bill for an act to provide for the terms of court in the fourth and twenty-first judicial districts.

House File No. 547, by Peterson of Cass by request, a bill for an act to amend the law as it appears in section twenty-five hundred ninety-four (2594) of the code relating to licensing itinerant vendors of drugs.

House File No. 548, by Ring of Linn, a bill for an act to amend section one (1) of chapter one hundred eighty-four (184) of the acts of the thirty-third general assembly as amended by section one (1) of chapter one hundred forty-five (145) of the acts of the thirty-fourth general assembly, and to amend section two (2) of chapter one hundred eighty-four (184) of the acts of the thirty-third general assembly as amended by section two (2) of chapter one hundred forty-five (145) of the acts of the thirty-fourth general assembly, relative to the limit of indebtedness of independent school districts.

House File No. 552, by Klay of Sioux, a bill for an act authorizing and empowering the joint committee on retrenchment and reform to employ expert accountants and efficiency engineers, to institute reform, and making an appropriation therefor.

House File No. 553, by Huff of Hardin, a bill for an act to repeal section three thousand five hundred thirty-eight (3538) of the code, and to enact a substitute therefor, relative to the bringing of actions against unknown defendants.

House File No. 554, by Greene of Clinton, a bill for an act to amend the law as it appears in section six hundred sixty-nine (669) of the supplement to the code, 1907, relating to the compensation of councilmen when acting as members of the board of review.

House File No. 564, by Lund of Hamilton, a bill for an act making provisions for the settlement of all liabilities of the state growing out of the sale of certain lands of the Des Moines river, improvement grant as school lands.

House File No. 574, by Klay of Sioux, a bill for an act to repeal section five hundred forty-nine (549) of the code and to enact a substitute therefor, relating to the publication of notices.

House File No. 575, by Klay of Sioux, a bill for an act to provide for the restoration of lost or destroyed public records.

House File No. 583, by Atkinson of Butler, a bill for an act to amend the law as it appears in section thirty-three hundred forty-eight (3348) of the code relating to the payment of claims against the estates of decedents.

House File No. 588, by Black of Muscatine, a bill for an act to amend section twenty-five hundred forty (2540) of the supplement to the code, 1907, as amended by chapter one hundred fifty-three (153) of the acts of the thirty third general assembly, relating to the taking of fish by the use of spear, except during certain months.

House File No. 591, by Mitchell of Wapello, a bill for an act specifying qualifications for county attorneys additional to chapter nine (9), title three (3) of the code.

House File No. 592, by Crozier of Marion, a bill for an act to repeal the law as it appears in section forty-nine hundred thirteen-a (4913-a) of the supplement to the code, 1907, and to enact a substitute therefor in regard to bringing into certain state institutions and other places where inmates may lawfully be, drugs or liquors, or weapons, explosive or other article for use in making or attempting an escape.

House File No. 595, by Griffin of Woodbury, a bill for an act to repeal section three thousand ninety-three (3093) of the code, and to enact a substitute therefor relating to subcontractor's mechanics' liens and the liability of the owner of a building or structure to the principal contractor and the subcontractor.

House File No. 608, by Grout of Black Hawk by request, a bill for an act to amend the law as it appears in sections eight hundred seventy-nine-d (879-d), and eight hundred seventy-nine-g (879-g), supplement to the code, 1907, and to repeal section eight hundred seventy-nine-o (879-o), supplement to the code, 1907, relative to the powers and duties of river front improvement commissioners.

House File No. 611, by Power of Jefferson, a bill for an act authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employes, providing the powers, duties and compensation of such board and setting forth the manner in which the investigation of disputes shall be made and the publication and recording of the decision and finding of said board and making appropriation therefor.

House File No. 613, by Trumbauer of Keokuk, a bill for an act to amend section four thousand eight hundred fifty two-d (4852-d) supplement to the code, 1907, relating to larceny of poultry.

House File No. 633, by Buxton of Warren, a bill for an act to amend section twenty-four (24) chapter sixty-eight (68) of the acts of the thirty-fourth general assembly, relating to the payment of collateral inheritance tax.

House File No. 641, by Halgrims of Humboldt, a bill for an act to repeal the law as it appears in chapter one hundred twenty-nine (129) of the acts of the thirty-fourth general assembly, and to enact a substitute therefor relating to the prevention of the procreation of criminals, rapists, idiots, feeble-minded, imbeciles, lunatics, drunkards, drug fiends, epileptics, syphilitics, moral and sexual perverts, and diseased and degenerate persons.

House File No. 646, by Committee on Municipal Corporations, a bill for an act granting to cities of all classes and towns power to license and regulate plumbers: to determine the qualifications and provide for the examination thereof: to prescribe rules and regulations for the installation of plumbing and the inspection thereof and to provide for the removal of plumbing installed in violation of the manner prescribed and to impose penalties for a violation of ordinances enacted under this act and to amend section seven hundred (700) of the supplement to the code, 1907.

House File No. 647, by Committee on Claims, a bill for an act for the relief of M. O. Clemens for personal injuries sustained by him while employed as engineer in the state sanitarium for the treatment of tuberculosis at Oakdale, Iowa.

House File No. 650, by Committee on Public Health, a bill for an act to amend the law as it appears in section twenty-five hundred eighty-three-c (2583-c), supplement to the code, 1907, relating to the practice of osteopathy.

House File No. 651, by Committee on Public Health, a bill for an act to amend the law as it appears in sections twenty-five hundred seventy-six (2576) and twenty-five hundred seventy-eight-a (2578-a) supplement to the code, 1907, relating to the practice of medicine.

House File No. 652, by Committee on Judiciary, a bill for an act to legalize the act of the electors of the city of Osceola, Iowa, in voting for the issuance of bonds in aid of improvement and extension of city water works.

House File No. 653, by Committee on Fish and Game, a bill for an act to repeal section three (3) of chapter one hundred eighteen (118) of the acts of the thirty-fourth general assembly, providing for the distraint of deer; and to enact a substitute therefor.

House File No. 657, by Committee on Judiciary, a bill for an act to legalize decrees obtained prior to January 1, 1911, where the proof of the publication of an original notice was made by the editor of the newspaper in which the original notice was published.

House File No. 658, by Committee on Judiciary, a bill for an act to legalize the platting of an addition to the town of Kensett, Iowa, executed by Mrs. Marget Lukason, deceased, dated March 21, 1898, and filed for record in the office of the recorder of Worth county, Iowa, April 9, 1898.

House File No. 666, by Committee on Schools and Text Books, a bill for an act to amend section twenty-seven hundred sixty-one (2761) of the code relating to the duties of secretaries of school boards.

House File No. 667, by Committee on Schools and Text Books, a bill for an act to amend section one (1) of chapter one hundred forty-five (145) acts of the thirty-fourth general assembly, relative to the limit of indebtedness of independent school districts.

House File No. 668, by Committee on Insurance, a bill for an act to amend division one (1) section seventeen hundred nine (1709) supplement to the code, 1907, as amended by chapter eighteen (18) acts of the thirty-fourth (34th) general assembly, relating to kinds of insurance that may be written.

House File No. 669, by Committee on Appropriations, a bill for an act to provide for the levy of a special tax upon the assessed valuation of the taxable property of the state for a period of ten years for the purchase of real estate for the extension and for the improvement of the state capitol grounds: to define the limits of said extension: to authorize the purchase by executive council of all grounds within said limits: to adopt a plan for the location of buildings, monuments, etc., on said extended ground, and to provide for the sale of certain real estate known as "Governor Square."

House File No. 670, by Committee on Board of Control, a bill for an act to repeal section twenty-six hundred six (2606) of the supplement to the code, 1907, and to enact a substitute therefor relating to admission to soldiers' home.

House File No. 671, by Committee on Domestic Manufactures, a bill for an act to authorize the construction of a business men's coliseum and convention hall over the Cedar river in the city of Waterloo, Iowa.

House File No. 673, by Committee on Roads and Highways, a bill for an act to prohibit public officers or deputies from divulging any part of the contents of sealed bids and to fix and declare the liquidated damages inuring in favor of municipal corporations by reason of the violation of such prohibition.

House File No. 675, by Committee on Public Health, a bill for an act to amend the law relating to the levy of taxes for the support of cemeteries as the same appears in chapter thirty-eight (38) of the acts of the thirty-third general assembly, amendatory to sections five hundred eighty-six (586) and eight hundred ninety-four (894) supplement to the code, 1907.

House File No. 677, by Sifting Committee, a bill for an act to legalize the regular city election of the city of Winterset, Iowa, held on the 31st day of March, A. D. 1913, and to legalize a certain franchise, and the ratification thereof by the voters at such election, granted by the said city of Winterset to the Winterset mutual telephone company.

House File No. 682, by Sifting Committee, a bill for an act to amend section thirty-one hundred thirty-eight (3138) of the supplement to the code, 1907, as amended by chapter one hundred ninety-five (195) of the acts of the thirty third general assembly relating to the care of property belonging to guests of hotels and inns and to the lien of hotel and innkeepers thereon.

House File No. 684, by Sifting Committee, a bill for an act to amend section four hundred ninety-one (491) of the code, relative to deputy and clerk hire in the office of treasurer of counties containing a population of less than ten thousand.

House File No. 685, by Sifting Committee, a bill for an act to amend the law relating to fire escapes as the same appears in section forty-nine hundred ninety-nine-a seven (4999-a7) supplement to the code, 1907.

House File No. 687, by Committee on Schools and Text Books, a bill for an act to repeal sections twenty-eight hundred twenty-three-j (2823-j), twenty-eight hundred twenty-three-k (2823-k), twenty-eight hundred twenty-three-l (2823-l), and twenty-eight hundred twenty-three-m (2823-m), supplement to the code, 1907, and enact a substitute therefor relating to the publication and distribution of school laws.

House File No. 691, by Sifting Committee, a bill for an act providing that on and after July 1, 1913, all annual appropriations made to the state university, the Iowa state college of agriculture and mechanic arts, the Iowa state teachers college and the college for the blind shall be paid in monthly installments.

House File No. 693, by Sifting Committee, a bill for an act to confirm the title of Jacob Arnold to the south half of the southwest quarter of section No. 20, township No. 85, north, range No. 30, west 5th P. M. Greene county, Iowa, and authorizing the issuance of a patent therefor.

House File No. 694, by Sifting Committee, a bill for an act to legalize the incorporation of the town of Lattners, Dubuque county, Iowa.

House File No. 695, by Sifting Committee, a bill for an act to create in each township a special culvert fund for the year of 1913, to defray the cost of culverts constructed by the board of supervisors during 1913 upon the township road system.

House File No. 698, by Sifting Committee, a bill for an act to amend the law as the same appears in chapter two (2) acts of the thirty-fourth general assembly authorizing the executive council to pay court costs taxed to or other expenses incurred by the state in any suit or proceeding instituted by or against any of the state departments.

House File No. 700, by Committee on Appropriations, a bill for an act for the levy of a special tax upon the taxable property of the state for the purpose of creating a fund for the further equipment and support of extension work, experimentation, collegiate and non-collegiate courses of study at the Iowa state college of agriculture and mechanic arts.

HOUSE JOINT RESOLUTIONS.

House Joint Resolution No. 3, by Whitney of Woodbury, a joint resolution proposing an amendment to the constitution of the state of Iowa, repealing section seven (7) of article two (2) of said constitution and proposing a substitute therefor, relating to and providing for the time of holding general elections.

House Joint Resolution No. 4, by Klay of Sioux, a joint resolution proposing an amendment to the constitution of the state of Iowa, authorizing the General Assembly to provide for the exclusive taxation of classes of property for state revenue purposes.

House Joint Resolution No. 5, by Kulp of Palo Alto, a joint resolution to amend the constitution relating to legislative authority; providing for the initiative and referendum with reference to the enactment of laws, or laws enacted by the general assembly, and amendments to the constitution.

House Joint Resolution No. 6, by Bruce of Floyd, joint resolution proposing an amendment to the constitution of the state of Iowa by repealing section one (1) of article two (2) of said constitution and the enactment and adoption of a substitute therefor, relating to the right of suffrage.

House Joint Resolution No. 7, by Bruce of Floyd, a joint resolution and enactment ratifying the amendment to the constitution of the United States, proposed by the congress of the United States relating to the selection of senators in the congress of the United States.

Joint Resolution No. 9, by Klay of Sioux, authorizing the joint committee on retrenchment and reform to employ expert accountants and efficiency engineers, to institute reform, and appropriating funds therefor.

House Joint Resolution No. 10, by Clark of Monroe, a House joint resolution amending senate joint resolution No. 1 of the thirty-fifth (35th) general assembly relating to the compensation of additional employes of the thirty fifth general assembly.

House Joint Resolution No. 16, by Committee on Appropriations, approving estimate of cost, plans and specifications for buildings and improvements at the soldiers' orphans' home, school for the deaf, institute for feeble minded children, state sanatorium for the treatment of tuberculosis, industrial school for boys, Mount Pleasant state hospital for insane, Independence state hospital for insane, Clarinda state hospital for insane, Cherokee state hospital for insane, state hospital for inebriates, state penitentiary and state reformatory.

BILLS AND JOINT RESOLUTIONS

Passed by the Thirty-fifth General Assembly

Titles of laws enacted and joint resolutions passed by the Thirty-fifth General Assembly to April 19, 1913.

JOS. E. MEYER,
Secretary of the Senate.

Senate File No. 1, by Senator Thomas, a bill for an act to provide for the regulation and supervision of investment companies, and providing penalties for the violation thereof.

Senate File No. 3, by Senator Clarkson, a bill for an act relating to employers' liability for personal injury sustained by employees in line of duty, fixing compensation therefor, securing the payment thereof, providing for the appointment of a commissioner and defining his duties.

Senate File No. 4, by Senator Clarkson, a bill for an act to repeal section twenty-eight hundred thirteen (2813), supplement to the Code, 1907, and enacting a substitute therefor relating to bonded indebtedness of school corporations.

Substitute for Senate File No. 6, by Senator Clarkson, a bill for an act to repeal section 1, chapter 106, acts of the Thirty-fourth General Assembly, and enact a substitute therefor relating to the appointment of mine inspectors, and fixing their term of office.

Senate File No. 13, by Senator Balluff, a bill for an act to repeal section three hundred sixty-four (364) of the Code relating to investment of money and to enact a substitute therefor.

Substitute for Senate File No. 14, by Senator Balluff, a bill for an act to amend chapter two hundred (200) of the acts of the Thirty-third General Assembly relating to administration of the estates of absentees.

Substitute for Senate File No. 16, by Senator Balluff, a bill for an act to repeal section three thousand three hundred seventy-nine (3379) of the Code and to enact a substitute therefor relating to the share of surviving spouse.

Senate File No. 18, by Senator Balluff, a bill for an act to amend section nine hundred thirty-seven of the Code relating to the filling of vacancies in the office of alderman in cities under special charters.

Senate File No. 21, by Senator Wilson of Clinton, a bill for an act to repeal section 1869 of the supplement to the Code, 1907, and to enact a substitute therefor providing for the compensation of officers and directors of state and savings banks and providing for loans to such officers and directors and penalty for the violation of the provisions of the law.

Substitute for Senate File No. 24, by Senator Francis, a bill for an act to appropriate money for the indemnity by way of compensation to Clara Bahls for personal injury sustained while working in the laundry department in the state institution for the deaf and dumb at Council Bluffs, Iowa.

Senate File No. 27, by Senator Schrup, a bill for an act to require all railroad companies owning railroads in the state of Iowa of less than four (4) feet, eight and one-half (8½) inches gauge to adopt such gauge within such reasonable time as may be fixed by the railroad commissioners.

Senate File No. 29, by Senator Cowles, a bill for an act to transfer to the city of Burlington, Iowa, the title, use and control of a certain island in the Mississippi river near the city of Burlington, Iowa, known as Otter island.

Senate File No. 32, by Senator Spaulding, a bill for an act to amend the law as it appears in section two hundred sixty-five (265) of the Code relating to the clerk of the superior court.

Senate File No. 35, by Senator Chase, a bill for an act to legalize a certain election held in the town of Jewell Junction, Iowa.

Substitute for Senate File No. 37, by Senator Sullivan, a bill for an act to repeal section five thousand two hundred fifty-six (5256) of the Supplement to the Code, 1907, relating to the appointment, duties and compensation of the clerks of the grand jury, and enacting a substitute therefor.

Senate File No. 38, by Senator Sullivan, a bill for an act to provide for the compilation of the laws of the Thirty-third, Thirty-fourth and Thirty-fifth General Assemblies and the laws as they appear in the Supplement to the Code, 1907; to annotate same and the Code and rules of the supreme court to and including May term, 1913, of the supreme court, and to publish the said compilation and annotations as a "Supplement to the Code, 1913," and to provide for the appointing of a supervising committee, the election of an editor of such Supplement to the Code, and to establish a salary for such editor, and making an appropriation therefor, and repealing section twenty-four (24) of chapter twenty (20) of the acts of the Twenty-sixth General Assembly, extra session, as same appears on page five (5) of the prefix to the Code.

Substitute for Senate File No. 40, by Senator Malmberg, a bill for an act relating to the loaning and depositing of public funds by city treasurers.

Senate File No. 43, by Senator Sheean, a bill for an act appropriating the sum of twenty-seven hundred (\$2,700.00) dollars to indemnify Allen W. Hamaker for personal injuries sustained by him while employed as a guard in the reformatory at Anamosa, Iowa.

Substitute for Senate File No. 44, by Senator Sheean, a bill for an act to repeal the law as it appears in sections five thousand six hundred sixty-nine-a (5669-a), five thousand seven hundred sixteen (5716) and five thousand seven hundred eighteen-a-twenty-eight (5718-a-28) of the Supplement to the Code, 1907, and in sections five thousand seven hundred seventeen (5717) and five thousand seven hundred eighteen (5718) of the Code, and to enact substitutes therefor providing for the compensation and allowances of officers and employes of the reformatory at Anamosa and the penitentiary at Fort Madison.

Senate File No. 47, by Senator Wilson of Clinton, a bill for an act to legalize the incorporation of the city of Camanche, Clinton County, Iowa, the election of its officers and certain acts done and ordinances passed by the city council of said city.

Senate File No. 49, by Senator McColl, a bill for an act making appropriations to defray the expenses of the inaugural ceremonies.

Senate File No. 52, by Senator Chase, a bill for an act requiring common carriers to settle claims for delay in delivering freight or injury or loss of freight in transit or for excessive freight rates within a specified time, and providing a penalty for failure to comply therewith.

Substitute for Senate File No. 57, by Senator Heald, a bill for an act to confer power upon the railroad commission of the state of Iowa to grant a franchise to any individual or corporation organized under the laws of Iowa, or corporation authorized to transact business in Iowa under the general incorporation laws of the state engaged in the manufacture, sale or distribution for sale of electric current, to construct transmission lines and obtain the necessary interests in real estate therefor, and the manner of making compensation to said owner of said lands for said rights.

Senate File No. 61, by Senator Larrabee, a bill for an act to provide additional funds for the soldiers' home and industrial school for boys, the industrial school for girls, the state penitentiary and the reformatory.

Senate File No. 64, by Senator Malmberg, a bill for an act to amend section 3340 of the Code relative to the examination of the owner of claims against estates.

Senate File No. 70, by Senator Savage, a bill for an act to establish a department of public instruction, and to amend section ten hundred and sixty-five (1065) of the Supplement to the Code, 1907, and to repeal chapter one (1) of title thirteen (13) of the Code, and to repeal chapter one (1) of title thirteen (13) of the Supplement to the Code, 1907, as amended, relative to the office of superintendent of public instruction, and to enact a substitute therefor.

Senate File No. 72, by Senator Boe, a bill for an act to repeal sections two (2), four (4) and nine (9) of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, and amend section eight (8) of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth (34th) General Assembly relating to the training of teachers for rural schools and making appropriation therefor.

Senate File No. 75, by Senator Arney, a bill for an act to repeal chapter one hundred sixty-six (166) of the acts of the Thirty-third General Assembly and to enact a substitute therefor relating to payments for their support by members of the soldiers' home.

Senate File No. 76, by Senator Arney, a bill for an act to amend section twenty-six hundred eight (2608) of the Supplement to the Code, 1907, and establish a minimum monthly allowance for the support of the soldiers' home.

Substitute for Senate File No. 79, by Senator Larrabee, a bill for an act to amend the law as it appears in sections twenty-eight hundred twenty-three-a (2823-a) and twenty-eight hundred twenty-three-i (2823-i), Supplement to the Code, 1907, as amended by chapter one hundred eighty-six (186) and chapter one hundred eighty-seven (187), acts of the Thirty-third General Assembly, relative to the attendance of children of a certain age in public schools.

Senate File No. 80, by Senator Chase, a bill for an act to pension the survivors of the Spirit Lake relief expedition of 1857, providing the amount of such pensions, the method of payment, and making an appropriation therefor.

Senate File No. 81, by Senator Chase, a bill for an act to legalize releases and satisfactions of mortgages and trust deeds.

Senate File No. 82, by Senator Chase, a bill for an act to provide additional chairs in the college of homeopathic medicine of the state university of Iowa, additional to chapter 168 of the acts of the Sixteenth General Assembly.

- Senate File No. 84, by Senator Malmberg, a bill for an act to legalize a special election held in the city of Carroll, Iowa, at which was submitted the question of granting a franchise for the establishment of gas works and the use of the streets, alleys and public grounds of said city in connection therewith, and to legalize an ordinance passed by the city council of said city granting said franchise, and legalizing all acts of said city and its council in connection with the grant of the same.
- Senate File No. 85, by Senator Arney, a bill for an act to repeal section seven hundred ninety-three (793) of the Code relating to street improvement, sewers and special assessments and to enact a substitute therefor.
- Senate File No. 87, by Senator Francis, a bill for an act amending the law as it appears in section 2578 of the Supplement to the Code, 1907, relating to revocation of physicians' certificates and defining unprofessional conduct.
- Substitute for Senate File No. 95, by Senator Nye, a bill for an act to legalize the incorporation of the town of Sharpsburg, Taylor county, Iowa, the election of its officers, the passage and record of all valid ordinances and resolutions, and all acts done that were in compliance with law by the council of said town.
- Senate File No. 99, by Senator Sullivan, a bill for an act amending section seven hundred ninety-two (792) of the Code relating to street improvements.
- Senate File No. 100, by Senator Sullivan, a bill for an act to legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1906, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and contracts entered into by the city council of the city of Des Moines for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water.
- Substitute for Senate File No. 103, by Senator Farr, a bill for an act declaring the emission of smoke within the corporate limits of certain cities, including cities acting under special charter, to be a public nuisance and conferring upon such cities additional powers for the abatement of such nuisances and repealing chapter thirty-seven (37) of the laws of the Thirty-fourth General Assembly.
- Senate File No. 104, by Senator Farr, a bill for an act to amend the law as it appears in paragraph four (4) of section eighteen hundred fifty (1850), Supplement to the Code, 1907, relating to the investment of funds by savings banks.
- Senate File No. 106, by Senator Perkins, a bill for an act to amend section eighteen (18) of chapter one hundred and seventy (170) of the acts of the Thirty-third General Assembly relative to the powers and duties of the state board of education and the finance committee of said board of education.

Senate File No. 114, by Senator Crist, a bill for an act to amend section 458-c of the Supplement to the Code, 1907, and chapter 32 of the acts of the Thirty-third General Assembly relating to the payment of claims for injuries to domestic animals.

Senate File No. 116, by Senator Mattes, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for the Iowa soldiers' home, Iowa soldiers' orphans' home, school for the deaf, institutions for the feeble minded children, sanatorium for the treatment of tuberculosis, industrial schools, state hospitals, penitentiary and reformatory.

Substitute for Senate File No. 118, by Senator DeWolf, a bill for an act to confer additional powers upon trust companies, state and savings banks, and to prescribe the conditions under which they may transact business.

Senate File No. 119, by Senator Arney, a bill for an act to require foreign corporations owning, controlling, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located within the state of Iowa, or the business of such works, plants or railways or owning or controlling stock in any corporation owning, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located within the state of Iowa or the business of such plants or railways to comply with the laws governing the issuance of capital stock of domestic corporations and the making of reports by domestic corporations and to require said foreign corporations to obtain a permit to transact business within the state of Iowa, and conferring upon courts of equity jurisdiction to dissolve and terminate corporations, works, plants or businesses violating this act and providing penalties for violations of this act.

Substitute for Senate File No. 121, by Senator Thomas, a bill for an act to amend the law as it appears in chapter one hundred forty-two (142) of the acts of the Thirty-third General Assembly relating to the number of persons to whom city or town councils may by resolution grant consent to sell intoxicating liquors, and making the same apply to cities acting under special charter.

Senate File No. 124, by Senator Wilson of Appanoose, a bill for an act to amend section three thousand eight hundred two (3802) of the Code relative to the lien of judgments.

Senate File No. 127, by Senator Hilsinger, a bill for an act to amend the law as it appears in section twenty-seven hundred and fifty-four (2754) of the Supplement to the Code, 1907, and section twenty-seven hundred and fifty-six (2756) of the Code relating to the election of officers in independent school districts in towns and cities, and the appointment of judges therefor in certain districts.

Senate File No. 130, by Senator Clarkson, a bill for an act to amend section ten hundred seventy-six (1076), Supplement to the Code, 1907, relating to registration of voters.

Senate File No. 134, by Senator Darrah, a bill for an act for the relief of the grantees of G. W. Perkins, and for the purpose of having a patent issued in the name of John A. Rutter for a certain tract of land.

Senate File No. 135, by Senator Quigley, a bill for an act to amend section 3377 of the Code relating to the election between the distributive share and occupancy of homestead by surviving spouse and setting off such distributive share.

Senate File No. 136, by Senator Ames, a bill for an act to provide for the destruction of noxious weeds and other weeds upon lands, highways and other places; prescribing penalties for the violation thereof; assessing the costs and expenses of the destruction of the same to the lands and owners thereof, and providing funds with which to destroy the same, and repealing all of chapter ninety-six (96) of the acts of the Thirty-third General Assembly relating to weeds upon lands and highways.

Senate File No. 139, by Senator Jones, a bill for an act to amend the law as it appears in section fifty-seven hundred seven (5707) of the Supplement to the Code, 1907, relating to the breaking of stone.

Senate File No. 140, by Senator Jones, a bill for an act to repeal the law as it appears in section fifty-six hundred eighty-five-a (5685-a) of the Supplement to the Code, 1907, and to enact a substitute therefor in regard to collection of money from visitors and its use.

Senate File No. 142, by Senator Jones, a bill for an act to repeal chapter one hundred thirty-seven (137) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to the support of the industrial schools.

Substitute for Senate File No. 144, by Senator Ames, a bill for an act to amend sections two (2), three (3), five (5) and seven (7) of the law as it appears in chapter one hundred (100) of the laws of the Thirty-fourth General Assembly, and adding new sections to the same relating to stallions and jacks.

Substitute for Senate File No. 146, by Senator Wilson of Appanoose, a bill for an act to amend sections five (5) ten (10), twelve (12), fifteen (15) and sixteen (16) of chapter one hundred twenty-eight (128), acts of the Thirty-fourth General Assembly, relative to the duties and compensation of the state fire marshal and the deputy state fire marshal, and making an appropriation for the maintenance of the state fire marshal's office.

Senate File No. 151, by Senator McColl, a bill for an act to amend the law relating to the compensation and duties of school treasurers as the same appears in section twenty-seven hundred eighty (2780) of the Code, and section twenty-seven hundred sixty-eight (2768) of the Supplement to the Code, 1907.

Senate File No. 152, by Committee on Rules, a bill for an act to fix the date of the counting of the votes for governor and lieutenant governor, and fixing the date of the inauguration of governor and lieutenant governor.

Senate File No. 156, by Senator Heald, a bill for an act repealing section one thousand three hundred twenty-six (1326) of the Code and enacting a substitute in lieu thereof relating to the assessment of stock of building and loan associations.

Substitute for Senate File No. 161, by Senator Perkins, a bill for an act in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, providing a custodial department for habitual inebriates, authorizing the board of control of state institutions on the recommendation of the superintendent to remove patients from one department to another and providing for compensation for the labor of patients.

Senate File No. 162, by Senator Perkins, a bill for an act providing for the paroling of patients in the state hospital for inebriates and certain female patients from state hospitals for the insane, and for the return of patients who violate their paroles, and repealing the law as it appears in section twenty-three hundred ten-a nineteen (2310-a-19) of the Supplement to the Code, 1907.

Senate File No. 166, by Senator Francis, a bill for an act to amend section forty-four hundred twenty (4420) of the Code relating to applications for writs of habeas corpus.

Senate File No. 170, by Senator Taylor, a bill for an act relating to the practice of dentistry, and to repeal sections twenty-six hundred-i (2600-i) and twenty-six hundred-j (2600-j) of the Supplement to the Code, 1907.

Substitute for Senate File No. 175, by Senator Spaulding, a bill for an act to amend section twenty-three hundred forty-eight (2348) of the Code relating to bounty on wolves.

Substitute for Senate File No. 176, by Senator Balluff, a bill for an act to amend section one (1) of chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly relating to the assessment and collection of a tax upon collateral estates, annuities, legacies, bequests, gifts, transfers and inheritances.

Senate File No. 177, by Senator Robinson, a bill for an act to repeal the law as it appears in sections six hundred forty-eight (648) and six hundred fifty-one (651) of the Supplement to the Code, 1907, and to enact substitutes therefor relative to the election and appointment of certain officers in cities and towns.

- Substitute for Senate File No. 178, by Senator Robinson, a bill for an act to repeal the law as it appears in section seven hundred eleven (711) of the Code, and to enact a substitute therefor relating to the powers of cities and towns to enact ordinances for protection against fires, accidents from electrical apparatus, to establish fire limits, to prohibit within such limits the erection of buildings and structures of certain construction and providing for the cost of removal or taking down of buildings erected in violation of such ordinances.
- Senate File No. 180, by Senator Robinson, a bill for an act to amend the law as it appears in section twenty-seven hundred twenty-seven-a-sixty-four (2727-a-64) of the Supplement to the Code, 1907, relating to removal of patients from county asylum and providing for the expense thereof.
- Substitute for Senate File No. 186, by Senator Heald, a bill for an act to repeal section four hundred seventy-nine (479), Supplement to the Code, 1907, and to enact a substitute therefor relating to the compensation of county auditors.
- Substitute for Senate File No. 192, by Senator McColl, a bill for an act additional to chapter five (5), title ten (10) of the Code to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same.
- Senate File No. 196, by Senator McManus, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-seven-a eighty-five (2727-a-85) of the Supplement to the Code, 1907, and to enact a substitute therefor relating to the support of the state sanatorium for the treatment of tuberculosis.
- Senate File No. 200, by Senator Neal, a bill for an act to enable the state of Iowa to assist in the celebration of the fiftieth anniversary of the battle of Gettysburg, and to appropriate therefor and provide for the disbursement thereof.
- Senate File No. 205, by Senator Savage, a bill for an act requiring the teaching of elementary agriculture, domestic science and manual training in the public schools after a specified time.
- Senate File No. 206, by Senator Wilson of Appanoose, a bill for an act to amend section one (1), chapter one hundred four (104), acts of the Thirty-third (33rd) General Assembly, as amended by chapter seventy-three (73) of the acts of the Thirty-fourth (34th) General Assembly, describing the form of index of articles of incorporation, and making it the duty of the recorder to so index said articles.
- Substitute for Senate File No. 209, by Senator Legel, an act to amend the law as it appears in section four thousand five hundred eighty-five (4585) of the Code relative to the making of a transcript from the docket and judgment of a justice of the peace where a vacancy exists.

Senate File No. 210, by Senator Boe, a bill for an act to amend the law as it appears in sections ten hundred fifty-six-a-twenty-five and ten hundred fifty-six-a-twenty-six (1056-a-25 and 1056-a-26) of the Supplement to the Code, 1907, as amended, and to provide for the appointment and powers of library trustees in certain cities.

Senate File No. 212, by Senator McColl, a bill for an act to provide for the erection of a women's and children's building on the Iowa state fair and exposition grounds, and to make an appropriation therefor.

Senate File No. 214, by Senator Mattes, a bill for an act authorizing the executive council of Iowa to incur expenses and make expenditures to procure data, make investigations and provide things not otherwise provided to enable said executive council to perform the duties imposed by law, and making appropriation therefor.

Substitute for Senate File No. 219, by Senator Sullivan, a bill for an act to provide for the transfer to the city or town treasurer of unclaimed funds in the treasury of the county where such unclaimed funds are the proceeds of an invalid tax levied to pay for the construction of an electric light plant for such city or town, and making the same a part of the general fund of such city or town.

Senate File No. 221, by Senator Jones, a bill for an act legalizing the ordinances, resolutions and acts of the council of the incorporated town of Pacific Junction, in Mills county, Iowa, so far as affected by the election of six members of said council instead of five.

Senate File No. 226, by Senator Balluff, a bill for an act to repeal the law as it appears in section twenty-six hundred ninety-one (2691) and twenty-six hundred ninety-two (2692) of the Supplement to the Code, 1907, and to enact a substitute therefor to provide for the support of the Iowa soldiers' orphans' home.

Senate File No. 229, by Senator Neal, a bill for an act to appropriate money for the purpose of entertaining the Iowa veterans who enlisted in Iowa and served in Iowa organizations and in the navy from Iowa during the civil war at a home coming during the state G. A. R. encampment at Des Moines, Iowa.

Senate File No. 230, by Senator Neal, a bill for an act to appropriate money to aid in paving East Washington street in the city of Mount Pleasant, Iowa.

Substitute for Senate File No. 231, by Senator Dunnegan, a bill for an act to amend the law as it appears in chapter eighty-three (83), acts of the Thirty-third (33rd) General Assembly relating to the issuance of bonds in cities and towns.

Senate File No. 233, by Senator Darrah, a bill for an act to provide for the election of delegates and alternate delegates to national conventions of political parties, for the election of party national committeemen and delegates to county conventions, and for a preferential vote on president and vice president of the United States (additional to chapter two-a, title six, Supplement to the Code, 1907, relating to primary elections, and for submitting to the voters of the several parties the question: "Shall the vote of the state at large or the vote of the congressional district control?")

Substitute for Senate File No. 236, by Senator Jones, a bill for an act making appropriations to the State Historical Society of Iowa.

Senate File No. 240, by Senator Gillette, a bill for an act to legalize deeds and instruments of conveyance, tax deeds, sheriffs' deeds, deeds of administrators, executors and guardians, and all other conveyances made and recorded prior to the first day of January, A. D. 1890, additional to chapter 6, title 14, of the Code relating to the conveyance of real estate.

Senate File No. 245, by Senator Dunnegan, a bill for an act to amend section eight hundred twenty (820) of the Code fixing time in which the city council or board of public works, where such board exists, shall ascertain the cost and prepare the assessment, plat and schedule relative to the special assessment of property for the making or reconstruction of street improvements.

Substitute for Senate File No. 249, by Senator Heald, a bill for an act amending section nineteen (19) and section thirty (30), chapter seventy-two (72) of the acts of the Thirty-fourth General Assembly providing additional rules and regulations for the operation of motor vehicles upon public highways within the state of Iowa.

Senate File No. 250, by Senator Hilsinger, a bill for an act to repeal sections two (2), six (6), seven (7), eight (8), eleven (11), fifteen (15), sixteen (16) and twenty-two (22) of chapter seventy-two (72) of the acts of the Thirty-fourth General Assembly, and to enact substitutes therefor relating to the registration and regulation of motor vehicles.

Substitute for Senate File No. 252, by Senator Neal, a bill for an act to amend the law as it appears in sections eighty-six (86), ninety-eight (98), one hundred fifteen (115) and two hundred eleven (211) of the Code, and section two hundred five (205), Supplement to the Code, 1907, relating to the compensation of the secretary of state, the auditor of state, the treasurer of state, the attorney general and the clerk of the supreme court.

Substitute for Senate File No. 254, by Senator Jones, a bill for an act to amend the law as the same appears in sections six hundred ninety-one (691) and six hundred ninety-two (692) of the Code relating to the jurisdiction in actions for the violation of city or town ordinances and providing for the transfer of cases from mayor's court to a justice of the peace court in certain cases.

Senate File No. 259, by Senator Jones, a bill for an act to repeal section twenty-three hundred eight-a (2308-a) of the Supplement to the Code, 1907, and to enact a substitute therefor relating to the payment of costs and expenses of non-resident insane patients.

Senate File No. 260, by Senator Jones, a bill for an act to amend section two thousand and eighty-five (2085) of the Supplement to the Code, 1907, relating to taxes in aid of railroads and in relation to the number of signatures of resident freeholders to petitions therefor in cities acting under special charter, and cities having a population of twenty-five thousand (25,000) or over.

Senate File No. 263, by Senator Perkins, a bill for an act to empower private cemetery associations to condemn land for additions to their cemeteries.

Senate File No. 265, by Senator McColl, a bill for an act providing for the deposit by state and savings banks with the treasurer of the United States of securities to secure postal savings deposits made in such banks under the provisions of the postal savings bank act.

Senate File No. 266, by Senator Spaulding, a bill for an act to amend the law as it appears in section seven hundred forty-one-o (741-o), Supplement to the Code, 1907, relating to the election of city hospital trustees.

Substitute for Senate File No. 267, by Senator White, a bill for an act to amend section two thousand seventy-seven-a (2077-a), Supplement to the Code, 1907, as amended by chapter one hundred twenty-five (125) of the acts of the Thirty-third General Assembly relating to the posting of bulletins at railway stations.

Senate File No. 275, by Senator Perkins, a bill for an act to establish the industrial school at Eldora and the department at Mitchellville as two separate and distinct institutions, to provide official designation for them, and to repeal acts in conflict with this act.

Senate File No. 277, by Senator Sullivan, a bill for an act to authorize the use and expenditure of the sinking fund provided for in chapter five (5) of title V of the Code.

Senate File No. 279, by Senator Kimball, a bill for an act to repeal the law as it appears in section twenty-seven hundred twenty-four (2724) of the Supplement to the Code, 1907, and to enact a substitute therefor relating to admission to the school for the deaf and to reports by county superintendents of deaf persons.

Senate File No. 280, by Senator Jones, a bill for an act providing for the employment of prisoners upon the highways of this state, or in the construction and improvement of any public works.

Senate File No. 287, by Senator Kimball, a bill for an act to amend section two hundred twenty-seven (227) of the Supplement to the Code, 1907, relating to the division of the state into judicial districts and increasing the number of district judges in the Fifteenth judicial district and providing for the appointment of a judge to fill the vacancy and for the election of a judge for the place at the next general election.

Senate File No. 289, by Senator Sullivan, a bill for an act to amend the law as it appears in section twenty-four hundred seventy-two (2472) of the Supplement to the Code, 1907, and section twenty-four hundred seventy-four (2474) of the Code, and to repeal section twenty-four hundred seventy-seven (2477) of the Supplement to the Code, 1907, and chapter one hundred forty-four (144) of the acts of the Thirty-third (33rd) General Assembly amendatory to section twenty-four hundred seventy-seven (2477) of the Supplement to the Code, 1907, and to enact a substitute therefor, all relating to the bureau of labor statistics and providing for reports of accidents by employers and prescribing a penalty for the violation thereof.

Senate File No. 291, by Senator Francis, a bill for an act to legalize conveyances of real property by foreign executors or trustees under foreign wills where the provisions of section 3295 of the Code were not observed or complied with.

Senate File No. 294, by Senator Francis, a bill for an act to repeal section three thousand three hundred eight (3308) of the Code, and to enact a substitute therefor relating to release and discharge of liens by foreign administrators, executors and guardians.

Senate File No. 295, by Senator Francis, a bill for an act to amend the law as it appears in section nine (9), chapter one hundred fifty-three (153), acts of the Thirty-third General Assembly relating to the protection of fish and game, and to amend the law as it appears in chapter one hundred sixteen (116) of the acts of the Thirty-fourth General Assembly relating to the compensation of the fish and game warden.

Senate File No. 300, by Senator Francis, a bill for an act to legalize releases and discharges of judgments, mortgages and deeds of trust made by administrators, executors or guardians appointed in other states or countries where the provisions of section 3308 of the Code were not observed or complied with.

Senate File No. 302, by Senator Chase, a bill for an act to repeal the law as it appears in section nineteen hundred forty-eight (1948) of the Supplement to the Code, 1907, and to repeal the law as it appears in section nineteen hundred eighty-nine-a-fifteen (1989-a-15) of the Supplement to the Code, 1907, and to enact a substitute therefor, defining nuisances in construction of drainage ditches, and making the obstruction of such ditches and levees a misdemeanor.

Senate File No. 304, by Senator Ream, a bill for an act for the relief of the grantees of David E. Fry, and for the purpose of having patents issued in the names of W. F. Pomeroy and Arthur Dilley for certain tracts of land.

Senate File No. 309, by Senator Ream, a bill for an act to provide the method of constructing and operating gypsum mines, for escape shafts and for the ventilation of such mines; to provide for the inspection of the same by the state mine inspector; to require operators to report fatal accidents, and to provide penalties for violation of this act.

Senate File No. 311, by Senator Heald, a bill for an act to amend the law as it appears in section forty-nine hundred ninety-nine-a-four (4999-a-4) of the Supplement to the Code, 1907, providing for the safety and comfort of laborers and other persons assembled in factories and buildings.

Substitute for Senate File No. 315, by Senator Larrabee, a bill for an act providing for the securing of claims of sub-contractors who furnish labor or material for construction of drainage ditches, in addition to chapter two-a (2-a), title ten (10), Supplement to the Code, 1907.

Senate File No. 316, by Senator Webber, a bill for an act to legalize the adoption of certain propositions at an election of the county of Wapello, state of Iowa, with the effect of authorizing the board of supervisors of said county to purchase land for an addition to the county home farm of said county, and to incur indebtedness for the purchase of such land, and to levy a continuing annual tax to provide for the payment of such indebtedness.

Substitute for Senate File No. 325, by Senator Sullivan, a bill for an act to repeal section two thousand nine hundred thirty (2930), Supplement to the Code, 1907, relating to the platting and transferring of real estate.

Senate File No. 327, by Senator Boe, a bill for an act to amend section two thousand seventy-seven (2077) of the Supplement to the Code, 1907, relative to passenger rates and providing passenger transportation charges to towns and cities within this state at which fairs or expositions may hereafter be held.

- Senate File No. 328, by Senator Doran, a bill for an act to confirm the title of Anna L. Edgar to the west one-half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$) of section two (2), township eighty-nine (89) north, range thirty-four (34), west of the 5th P. M., Iowa, and authorize the issuance of a patent therefor.
- Senate File No. 329, by Senator Thomas, a bill for an act to establish a minimum wage for teachers in the public schools of the state, prohibiting the contracting for or paying a lesser sum and providing penalties for the violation of same.
- Senate File No. 333, by Senator Balkema, a bill for an act providing for the license of certain classes of temporary or transient merchants doing business in cities or incorporated towns, defining the same and the manner of issuing licenses, regulating and advertising and representation of such merchants and providing for penalties for the violation thereof.
- Senate File No. 334, by Senator Kimball, a bill for an act providing for the assessment of the cost of main sewers to the property within the territory drained and defining adjacent property relative thereto, and amending section eight hundred forty-d (840-d) of the Supplement to the Code, 1907, relating to the construction of main sewers and paying the cost thereof.
- Senate File No. 348, by Senator Kimball, a bill for an act to repeal section two hundred twelve (212) of the Supplement to the Code, 1907, relating to the appointment of an assistant attorney general and to his salary, and to enact a substitute therefor.
- Senate File No. 349, by Senator Dunnegan, a bill for an act to amend the law as it appears in section eight hundred twenty-five (825) of the Code relating to street improvements and sewers.
- Senate File No. 351, by Senator Legel, a bill for an act to promote horticulture by the creation of new and better adapted varieties through scientific cross-breeding and selection, and to make an appropriation therefor.
- Senate File No. 353, by Senator Chase, a bill for an act providing for the record title of lands granted to the Dubuque and Pacific Railroad Company.
- Senate File No. 354, by Senator Sullivan, a bill for an act to amend the law as it appears in section thirty-five hundred thirty-four (3534) of the Code relating to service of original notice by publication.
- Senate File No. 355, by Senator Sullivan, a bill for an act to amend the law as it appears in section four thousand nine hundred seventy-five-c (4975-c) of the Supplement to the Code, 1907, relating to soliciting for the purpose of prostitution.

Senate File No. 357, by Senator Smith, a bill for an act to amend chapter sixty-two (62) of the acts of the Thirty-fourth General Assembly by striking out the last four (4) lines of section one (1) of said chapter and enacting a substitute therefor relating to the exemption from taxation of property of an honorably discharged union soldier or sailor of the Mexican war or of the war of the rebellion or of the widow of such soldier or sailor.

Senate File No. 358, by Senator Smith, a bill for an act legalizing a resolution passed by the council of the city of Atlantic on February twenty-seventh (27th), nineteen hundred thirteen (1913), transferring the sum of eighteen hundred dollars (\$1,800.00) from the sewer fund of said city to the general fund of said city of Atlantic, Iowa, and legalizing such transfer.

Senate File No. 360, by Senator McManus, a bill for an act to provide for the improvement of the water and harbor fronts of incorporated or chartered cities and towns situated on navigable waterways within or bordering on the state of Iowa; for the acquirement, construction, maintenance and operation of public docks, and for the acquirement by condemnation or otherwise of lands or rights or interest therein for same; to create a department to be administered by a board to carry on such work, and to regulate and control the construction, maintenance and operation of belt railways, wharves, docks, slips, quay walls, piers, basins, other water front lands or rights or interests therein in said cities and towns; to authorize the issuance and sale of bonds and to levy a tax for carrying out the above purposes.

Senate File No. 363, by Senator Kimball, a bill for an act for the purpose of having a patent issued in the name of T. F. McCaffery for a certain tract of land.

Senate File No. 367, by Senator Cowles, a bill for an act relating to levees, drains, ditches and water courses additional to chapter two (2), title X of the Code and amendments thereto, and to chapter two-a (2-a), title X, of the Supplement to the Code, 1907, and amendments thereto and amending section one thousand nine hundred eighty-nine-a-twenty-one (1989-a-21) and section one thousand nine hundred eighty-nine-a-fifty-two (1989-a52) of the supplement to the Code, 1907, and section one thousand nine hundred eighty-nine-a-forty-nine (1989-a-49) as amended by section seven (7), chapter eighty-seven (87), laws of the Thirty-fourth General Assembly.

Senate File No. 368, by Senator Darrah, a bill for an act to require the registration of charitable organizations soliciting public aid and providing penalty for the violations thereof.

Senate File No. 375, by Senator Sullivan, a bill for an act to amend section four thousand six hundred twelve (4612) of the Code relating to criminating questions propounded to witness in certain cases.

Senate File No. 376, by Senator Francis, a bill for an act to legalize ordinances of the town of Ayrshire, Iowa, and authorizing the substitution of a new ordinance record in place of the original record.

Senate File No. 378, by Senator Arney, a bill for an act to amend section twenty-one hundred and thirteen (2113) of the Supplement to the Code, 1907, as amended by chapter one hundred twenty-seven (127) of the acts of the Thirty-third General Assembly relating to the powers of the board of railroad commissioners.

Senate File No. 381, by Senator Smith, a bill for an act to repeal section five (5) of chapter ninety-four (94) of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor relating to the duty of commerce council.

Senate File No. 383, by Senator McManus, a bill for an act to amend the law as it appears in chapter eleven-c (11-c) of title thirteen (XIII) of the Supplement to the Code, 1907, relating to the state sanatorium for the treatment of tuberculosis; to provide for the care of advanced cases in said sanatorium and making an appropriation therefor, and to repeal the law as it appears in section twenty-seven hundred twenty-seven-a-86 (2727-a-86) of the Supplement to the Code, 1907, and enact a substitute therefor requiring counties to pay for the care of patients in the sanatorium and making such patients and persons legally bound for their support liable to counties for money so paid.

Senate File No. 384, by Senator Garrett, a bill for an act to amend the law as it appears in sections four hundred ninety (490) of the Supplement to the Code, 1907, and four hundred ninety-one (491) of the Code, 1897, relating to the compensation of county treasurers and their deputies.

Senate File No. 387, by Senator Sullivan, a bill for an act to legalize the proceedings of the city council of the city of Des Moines, Iowa, for the construction of the seventh ward sewer system in said city.

Senate File No. 388, by Senator Sullivan, a bill for an act to legalize certain decrees of courts entered in actions to annul marriages, in which service of the original notice was made by publication.

Senate File No. 391, by Senator Sheean, a bill for an act to legalize the proceedings of the city council of the city of Tipton, Iowa, for the construction of a sewer system.

Substitute for Senate File No. 393, by Senator Arney, a bill for an act to amend section two (2) of chapter one hundred and ninety (190) laws of the thirty-third general assembly, relative to the library commission and traveling library.

Senate File No. 397, by Senator Balluff, a bill for an act to make section eight hundred seven (807) of the Code applicable to cities acting under special charter.

Senate File No. 398, by Senator Balluff, a bill for an act amending section nine hundred twenty-two (922) of the Supplement to the Code, 1907, relating to plats by auditor, providing that no such plats shall be made for real estate situated in cities acting under special charter.

Senate File No. 407, by Senator Kimball, a bill for an act to amend the law relating to the inspection of hotels, inns and lodging houses as the same appears in chapter one hundred sixty-eight (168) of the acts of the Thirty-third General Assembly.

Senate File No. 413, by Senator Cowles, a bill for an act to legalize the incorporation and acts and proceedings of Léopold Desk Company, of Burlington, Des Moines county, Iowa.

Substitute for Senate File No. 417, by Senator Darrah, a bill for an act providing for the election of United States senators by the vote of the people.

Senate File No. 418, by Senator Chase, a bill for an act to require the equipment and maintenance of sanitary closets at railway stations in this state, providing for the regulation and inspection thereof and fixing a penalty for violation of this act.

Substitute for Senate File No. 424, by Senator Chase, a bill for an act to regulate the levy and collection of special assessments in cities and towns and cities acting under special charter and cities under commission plan of government. (Amendatory to chapter seven (7), title five (V) of the Code.)

Senate File No. 426, by Senator Heald, a bill for an act to repeal section three hundred thirteen (313) of the Code, and to enact a substitute therefor relating to the admission to the practice of law in this state of attorneys having been duly admitted to practice in other states.

Senate File No. 427, by Senator Heald, a bill for an act to amend section seven hundred fifty-one (751) of the Code relating to streets and public grounds.

Senate File No. 435, by Senator Sullivan, a bill for an act authorizing the issue of flood protection bonds by cities of the first class and cities acting under the commission plan of government.

Senate File No. 436, by Senator Sullivan, a bill for an act granting additional powers to cities organized under the commission plan of government, and amending section one (1) of chapter sixty-seven (67), laws of the Thirty-third General Assembly.

Senate File No. 439, by Committee on Highways, a bill for an act to create a state highway commission, and to provide for the appointment, term of office, compensation, powers and duties of such commission; to provide for the removal of the members of said commission; to create a system of county and township road, bridge and culvert construction and maintenance, and to prescribe the procedure and manner of carrying on such improvements, and the rights, duties and power of county, township and other officers and employes with reference thereto; to fix the rights of parties contracting with reference to such work; to repeal section two thousand six hundred seventy-four-f (2674-f) of the Supplement to the Code, 1907, relating to highway commission, and to amend section three (3) of chapter twenty-four (24) of the acts of the Thirty-fourth General Assembly relating to the county road building fund, and to repeal all acts and parts of acts in conflict with this act.

Senate File No. 446, by Senator Chase, a bill for an act to amend section four (4) of chapter sixty-three (63), acts of the Thirty-fourth General Assembly, relating to assessment of stocks of national, state and savings banks.

Senate File No. 448, by Senator Crist, a bill for an act for the relief of the grantees of Elias Myrick, and for the purpose of having a patent issued in the name of Elias Myrick for a certain tract of land.

Senate File No. 451, by Senator Fellows, a bill for an act granting additional powers to the executive council.

Senate File No. 452, by Senator Mattes, a bill for an act to amend the law relating to the compensation of members of the General Assembly as the same appears in section twelve (12) of the Code, as amended by chapter one (1) of the acts of the Thirty-fourth General Assembly.

Senate File No. 465, by Senator Sullivan, a bill for an act to legalize the special election held in the city of Valley Junction, Iowa, on the 14th day of March, 1913, wherein there was submitted to the voters of said city the question of purchasing or erecting and establishing a water works and electric light power plant, and also the question of the issuance of bonds in a sum not to exceed \$65,000.00 for water works and electric light and power plant purposes, and to validate and legalize the proceedings of the city council had in relation to said special election preliminary to the holding thereof, and to legalize the ballots used at said general election; the acts of the election boards in the conduct of said election and in making the returns thereof; the action of the city council in canvassing the returns of said election and declaring the result thereof, and to legalize the bonds to be issued in pursuance thereof.

- Senate File No. 466, by Committee on Board of Control and its Institutions, a bill for an act to authorize the board of supervisors of each county in this state to make provision for the segregation, care and support of indigent persons afflicted with pulmonary tuberculosis in advanced stages.
- Senate File No. 467, by Senator Farr, a bill for an act to prohibit the removal or destruction of articles or things placed in public highways for the purpose of guarding or inclosing unsafe places therein and providing penalties for a violation thereof.
- Senate File No. 471, by Senator Farr, a bill for an act to amend the law as it appears in section two hundred ninety-eight (298) of the Supplement to the Code, 1907, as amended by chapter sixteen (16) of the acts of the Thirty-third General Assembly relating to the compensation of clerks of the district court and their deputies.
- Senate File No. 474, by Senator McColl, a bill for an act to amend the law as it appears in an act passed by the Thirty-fifth (35th) General Assembly and approved on the 20th day of March, A. D. 1913, and entitled "A bill for an act additional to chapter five (5), title ten (10) of the Code to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same."
- Senate File No. 477, by Committee on Appropriations, a bill for an act to appropriate money for the purpose of defraying the expenses incurred in the election contests in the nineteenth (19) senatorial district of Iowa and in the forty-sixth (46) senatorial district of Iowa, and to pay sundry persons for services, mileage and other expenses incurred in connection with said election contests.
- Senate File No. 482, by Senator Sullivan, a bill for an act to confer additional powers upon certain cities organized under chapter forty-eight (48) of the acts of the Thirty-second General Assembly of Iowa as the same appears in chapter fourteen-c (14-c) of title five of the Supplement to the Code, 1907, providing for the levy and collection of a special tax for the purchase and maintenance of apparatus and equipment for use in police service in the department of public safety.
- Senate File No. 483, by Senator Sullivan, a bill for an act to confer certain powers on cities organized under chapter forty-eight (48) of the acts of the Thirty-second General Assembly of Iowa, as the same appears in chapter fourteen-c (14-c) of title five of the Supplement to the Code, 1907, providing for the levy and collection of a special tax for the purchase, equipment, construction and maintenance of a garbage disposal plant.
- Senate File No. 486, by Senator Chase, a bill for an act to legalize the passage, adoption and publication of the ordinances of the incorporated town of Rowan, Wright county, Iowa.

Senate File No. 488, by Senator Fellows, a bill for an act to amend the law as it appears in section ten hundred ninety-three (1093), Supplement to the Code, 1907, relating to election boards.

Senate File No. 491, by Senator Larrabee, a bill for an act making special provision for the enforcement of sanitary conditions by the state board of health upon complaint made by five (5) or more citizens.

Senate File No. 507, by Committee on Agriculture, a bill for an act to establish a laboratory for the manufacture and distribution of hog cholera serum, toxins, vaccines and biological products at the Iowa state college of agriculture and mechanic arts under the supervision of the president of said college, and to make an appropriation therefor; to abandon the laboratory and manufacturing of hog cholera serum now being operated by the state of Iowa; to regulate the sale and keeping for sale or use or using of hog cholera serum and virus; to provide penalties for the violation of said regulations, and to repeal chapter one hundred fifty-one (151) of the acts of the Thirty-third General Assembly and chapter one hundred fourteen (114) of the acts of the Thirty-fourth General Assembly.

Senate File No. 508, by Senator Clarkson, a bill for an act to amend section eight hundred thirty-six (836) of the Code in reference to reassessment for local improvements.

Senate File No. 510, by Senator Gillette, a bill for an act to amend the law as it appears in chapter ninety-three (93) of the acts of the Thirty-third General Assembly relative to the establishment of road districts for state lands and providing for the payment of the cost of maintaining roads therein and the collection of road poll tax within such districts.

Senate File No. 513, by Senator Francis, a bill for an act to amend the law as it appears in section two thousand five hundred seventy-eight-b (2578-b) of the Supplement to the Code, 1907, relating to trial upon appeal to the district court from decisions of the state board of medical examiners revoking physicians' licenses.

Senate File No. 516, by Senator Hilsinger, a bill for an act to legalize a certain election held January 13, 1913, in town of Miles, Jackson county, Iowa.

Substitute for Senate File No. 517, by Senator Allen, a bill for an act repealing section 2024-i, Supplement to the Code, 1907, and enacting a substitute therefor providing for condemnation of land where gravel or other suitable material for road improvement can be had, and roads leading thereto, requiring boards of supervisors to condemn said land, making said material accessible for general use for road improvement and providing punishment for use of said material for other than road purposes.

Senate File No. 520, by Senator Balluff, a bill for an act to legalize ordinances, resolutions and amendments to ordinances and resolutions passed and adopted by and the acts of the town council of the town of Buffalo, Scott county, Iowa, since the passage of an act relating to the organization of cities and towns, and known as chapter twenty-six (26) of the acts of the Thirty-second (32) General Assembly of the state of Iowa.

Senate File No. 522, by Senator Cowles, a bill for an act to establish an insurance department, providing for an insurance commissioner, defining his duties, fixing his compensation and determining his term of office.

Senate File No. 531, by Senator Thomas, a bill for an act to provide for the registration of highway routes, together with the names, color combinations and designs used in marking the same; prohibiting the duplications thereof, and providing penalties for the violation of this act.

Senate File No. 536, by Committee on Highways, a bill for an act to amend the law as it appears in section thirty-three (33), chapter seventy-two (72), acts of the Thirty-fourth General Assembly, providing for the expenditure of registration fees of motor vehicles.

Senate File No. 537, by Committee on Judiciary, a bill for an act to legalize certain warrants of the town of Milford, Iowa.

Senate File No. 539, by Committee on Suppression of Intemperance, a bill for an act to amend section twenty four hundred forty-eight, paragraph nine (2448-9) of the Supplement to the Code, 1907, regulating the hours of the day during which liquor may be sold in saloons.

Senate File No. 540, by Committee on Judiciary, a bill for an act to legalize a special election of the city of Cedar Falls, Iowa, held March 10th, 1913, for the acquiring of a municipal electric light and power plant, and voting bonds therefor, and the resolutions and acts of the city council relating to such electric light and power plant.

Senate File No. 546, by Committee on Judiciary, a bill for an act to enable benefited property to aid in the construction of trolley or electric railroads or the electrification of steam railroads, being additional to chapter five (5) of title ten (10) of the Code, as amended.

Senate File No. 547, by Committee on Judiciary, a bill for an act amending the law as it appears in section twenty-nine hundred-a twenty-three (2900-a23) of the Supplement to the Code, 1907, authorizing the executive council to lease lands belonging to the state of Iowa.

Senate File No. 548, by Committee on Judiciary, a bill for an act to legalize the issuance of \$18,000.00 sewer outlet and disposal or purifying plant bonds of the city of Valley Junction, issued on the 3rd day of February, A. D. 1913, and secured by special taxes levied and pledged to the payment of said bonds and interest.

Senate File No. 550, by Committee on Appropriations, a bill for an act providing for the levy of special taxes upon the assessed valuation of the taxable property of the state for the erection and improvement of buildings, for appurtenances and connections for the Iowa soldiers' home, Iowa soldiers' orphans' home, school for the deaf, institution for feeble minded children, state sanatorium for the treatment of tuberculosis, state industrial schools, state hospitals, penitentiary, reformatory, state colony for epileptics, Iowa industrial reformatory for females and district custodial farm, and for the purchase of land and to develop and maintain industries, and repealing acts and parts of acts in conflict with this act.

Senate File No. 551, by Sifting Committee, a bill for an act to amend the law relating to the investment of the funds of life insurance companies and associations as the same appears in section eighteen hundred six (1806), Supplement to the Code, 1907.

Senate File No. 552, by Sifting Committee, a bill for an act to amend the law relating to the taking of private property for works of internal improvement as the same appears in section twenty hundred twenty-four-d (2024-d), Supplement to the Code, 1907.

Senate File No. 553, by Committee on Appropriations, a bill for an act making an appropriation for carrying out the provisions of Senate File No. 491.

Senate File No. 554, by Sifting Committee, a bill for an act to amend the law as it appears in section two thousand nine (2009) of the Code relating to appeals from the action of the commissioners in assessing damages where private property is taken for works of internal improvement.

Senate File No. 555, by Ways and Means Committee, a bill for an act amending chapter two hundred one (201) of the laws of the Thirty-fourth General Assembly relating to plans and specifications and estimates of cost of buildings under the control of the board of education.

Senate File No. 556, by Sifting Committee, a bill for an act to amend an act passed by the Thirty-fifth General Assembly and approved on the 3d day of April, 1913, and entitled "A bill for an act to create a state highway commission and to provide for the appointment, term of office, compensation, powers and duties of such commission; to provide for the removal of the members of said commission; to create a system of county and township road, bridge and culvert construction and maintenance and to prescribe

the procedure and manner of carrying on such improvements, and the rights, duties and power of county, township and other officers and employes with reference thereto; to fix the rights of parties contracting with reference to such work; to repeal section twenty-six hundred seventy-four-f (2674-f), Supplement to the Code, 1907, relating to highway commission, and to amend section three (3) of chapter twenty-four (24) of the acts of the Thirty-fourth General Assembly relating to county road building fund and to repeal all acts and parts of acts in conflict with this act."

Senate File No. 557, by Committee on Appropriations, a bill for an act making an emergency appropriation for the Iowa state college of agriculture and mechanic arts.

Senate File No. 558, by Sifting Committee, a bill for an act to provide for the transfer of judges from one judicial district to another in certain cases.

Senate File No. 559, by Sifting Committee, a bill for an act for the purpose of having a patent issued in the name of Charles Martin for a certain tract of land.

Senate File No. 560, by Sifting Committee, a bill for an act relating to injuries sustained by employes which occur prior to the taking effect of an act enacted by the Thirty-fifth General Assembly relating to employers' liability for injuries sustained by employes while in line of duty.

Senate File No. 561, by Sifting Committee, a bill for an act legalizing the acts of the city council, clerk and treasurer of the city of Belle Plaines, Iowa, relating to overdrafts upon the general fund, water fund, bond fund, city improvement fund, water and sewer fund and sewer outlet fund.

Senate File No. 562, by Appropriations Committee, a bill for an act to make appropriation for the payment of state and judicial officers, state and other expenses.

Senate File No. 564, by Ways and Means Committee, a bill for an act to provide for the general levy for state purposes for the years nineteen hundred and thirteen (1913) and nineteen hundred and fourteen (1914).

Senate Joint Resolution No. 1, by Joint Committee on Extra Help, relating to the selection of additional employes of the Thirty-fifth General Assembly, fixing their compensation and defining their duties.

Senate Joint Resolution No. 10, by Senator Allen, referring house joint resolution No. six (6), relating to the amendment proposed to section one (1) of article two (2) of the Constitution of the state of Iowa to the Thirty-sixth General Assembly.

Senate Joint Resolution No. 14, by Committee on Ways and Means, approving estimates of cost, plans and specifications for buildings at the state university, the state college of agriculture and mechanic arts and the state teachers' college; approving estimates of cost, plans and specifications for the erection of new buildings at the state university, at the state college of agriculture and mechanic arts, and at the state teachers' college; approving estimates of cost, plans and specifications for the erection of a gymnasium, reconstruction of roof of medical laboratory, changes in chemical laboratory, warehouse, tunnel to currier hall, kitchen for hospital at the state university, a chemistry building, agricultural laboratories, transportation laboratory, animal husbandry laboratories at the state college of agriculture and mechanic arts, a dormitory for women and a manual training building at the state teachers' college.

Senate Joint Resolution No. 15, by Committee on Appropriations, fixing the number and compensation of employes in the department of state at the seat of government.

Joint Resolution No. 16, by Senator Clarkson, authorizing and directing the secretary of state to publish, in pamphlet form, Senate File No. 3, known as the workmen's compensation act.

HOUSE BILLS.

INTRODUCTION AND ACTION

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<p>1—By Kingland. To amend the law as it appears in sections ten hundred eighty-seven-a-ten (1087-a10), ten hundred eighty-seven-a-twenty-two (1087-a-22), and ten hundred eighty-seven-a-twenty-seven (1087-a-27), of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third (33d) General Assembly, and sections eleven hundred fifty (1150), eleven hundred fifty-one (1151), eleven hundred fifty-seven (1157), and eleven hundred sixty-two (1162) of the code, and repealing chapter one (1) of the special session of the Thirty-second (32d) General Assembly, and enacting a substitute therefor, all relating to the nomination of candidates for the office of senator in the Congress of the United States and of the United States and providing for nominations for such office in case of vacancy.</p>	<p>24 313 388 447 448 448 1064 1163 1138 1275</p>	<p>4—By Burt. To provide for the regulation and supervision of investment companies, and providing penalties for the violation thereof.</p>	<p>25 395, 396, 397 420 450 451</p>
<p>2—By Dawson. To elect delegates to the national convention of each party, to nominate candidates for president and vice-president.</p>	<p>24 412 412</p>	<p>5—By Klay. Providing for the non-partisan nomination and election of judges of the supreme, district and superior courts of Iowa.</p>	<p>71 544, 545 1069 1086 1088 1089 1089 2059 2101 2214 2215 2231</p>
<p>3—By Bingham. To amend Sec. 732 of the supplement to the code, 1907, in relation to library funds and transfer thereof.</p>	<p>24 343 534 534 1430 1558 1602 1646</p>	<p>6—By Lund. To amend section twenty-eight hundred forty-nine (2849) of the supplement to the code, 1907, relative to school loans.</p>	<p>72 320 391 1063 1064 1163 1238 1275</p>
<p>4—By Miller. To invest the district courts of the state of Iowa with jurisdiction and authority to restrain violations of any law heretofore or hereafter enacted to protect the public and trade and commerce against unlawful restraints, trusts, conspiracies, combinations, and monopolies, or unfair discrimination between different sections, communities or localities; to cause any person within the state of Iowa to be made party to an action pending in any court in this state, and to require any person, firm, association or corporation to respond to a subpoena in any court in this state, and</p>	<p>24 412 412</p>	<p>7—By Miller. To invest the district courts of the state of Iowa with jurisdiction and authority to restrain violations of any law heretofore or hereafter enacted to protect the public and trade and commerce against unlawful restraints, trusts, conspiracies, combinations, and monopolies, or unfair discrimination between different sections, communities or localities; to cause any person within the state of Iowa to be made party to an action pending in any court in this state, and to require any person, firm, association or corporation to respond to a subpoena in any court in this state, and</p>	<p>24 412 412</p>

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to give testimony and produce any books, papers or documents in any hearing, investigation, proceeding or prosecution for the violation of any laws relating to pools, trusts, conspiracies, combinations or monopolies, or prohibiting unfair discrimination between different sections, communities or localities, and to provide immunity to the persons so testifying; and to make an appropriation for the purpose of enforcing the provisions of this act and all laws passed to protect trade and commerce against unlawful restraints, trusts, conspiracies, combinations and monopolies, and all laws relating to the fixing of prices and charges, or designed to prohibit unfair discrimination between different sections, communities or localities.		Introduced	73
Introduced	72	Reported	303
Reported and referred	260	Re-referred	304
Reported with amendments	942	Reported unfavorably	606
Made special order	995	Minority report	606-607
Amendments offered	1232	Minority report adopted	1484
Made special order	1234	Amended	1484
Amendment withdrawn	1269	Passed	1485
Passed	1270		
Indefinitely postponed by senate	2331	11—By Shankland. To provide for widows who are the mothers of dependent children.	
8—By Miller. To prohibit the marriage of white persons with those of African de- scendant and prescribing a pen- alty for the violation there- of.		Introduced	73
Introduced	72	Reported	313
Reported unfavorably	302	Made special order	385
Indefinitely postponed	302	Considered	460
Motion to reconsider filed	310	Amended	430
Reconsidered	329	Referred	460
Placed on calendar	330	Reported with amendments	916
Considered	443	Amended	1758
Amended	443	Passed	1759
Lost on passage	444	Passed senate	2688
Motion to reconsider	661	Enrolled	2749
Amended	662	Signed by speaker	2770
Passed	663	Sent to governor	2767
Indefinitely postponed by sen- ate	1312	12—By Jensen. To amend the law as it appears in section two thousand six hundred thirty- four-f (2634-f), of the sup- plement to the code, 1907, relating to the acceptance of graduation from institu- tions of higher learning as evidence that a teacher possesses the scholarship and professional fitness for a state certificate.	
9—By Eggleston. To amend sec- tion five thousand one hun- dred and sixty-seven (5167) of the code relative to bar of the statute of limitations in criminal cases.		Introduced	73
Introduced	72	Reported with amendments	320
Reported with amendment	346	Amendments adopted	421
Amendments rejected	591	Passed	422
Amended	591	Passed senate	2307
Lost on passage	592	Enrolled	2441
10—By Bradley. In relation to semi-monthly payment of wages and salaries by cor- porations, and all employers of laborers and servants, and providing a penalty for violation of same.		Signed by speaker	2468
		Sent to governor	2540
		13—By Hazen. To prohibit the co- habitation or having sexual intercourse between white persons and persons posses- sing one-eighth or more ne- gro blood, and providing punishment therefor.	
		Introduced	73
		Reported unfavorably	302
		Indefinitely postponed	302
		14—By Grout. To amend section two (2) of chapter sixty- eight (68) of the acts of the Thirty-fourth General Assembly of Iowa, relative to assessment and collec- tion of collateral inherit- ance tax.	
		Introduced	73
		Reported unfavorably	363
		Indefinitely postponed	363
		15—By Whitney. To provide for the selection in the district court of additional trial jurors, to provide for the procedure therefore, and for the substitution of such additional jurors in place of jurors who may die or be discharged.	

HOUSE BILLS.

2887

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Introduced	73
Reported	236
Amended	353
Made special order.....	354
Amended	373
Passed	374
Senate indefinitely postponed.	687
16—By Bingham. Amending section 3 and repealing section 4 and 7 of chapter 96 of the laws of the Thirty-third General Assembly, and enacting substitutes therefor making the land owner rather than the township trustees primarily responsible for mowing the roads.	
Introduced	73
Reported unfavorably.....	322
Indefinitely postponed	322
17—By Ring. Giving school boards in certain districts authority to use school grounds as public recreation and play grounds and providing for the levy of separate tax for the support of same, and authorizing cities within such districts to appropriate money for the same purpose. Additional to chapter fourteen (14) title thirteen (XIII) of the code.	
Introduced and referred....	115
Reported with amendments	364, 365, 366
Amendments adopted.....	626, 635
Passed	644
Passed senate	1576
Enrolled	1722
Signed by speaker	1735
Sent to governor.....	1766
18—By Ring. To appeal section thirty-one hundred eighty-one (3181) of the supplement to the code of Iowa, relative to the divorce, annulling marriages, and alimony.	
Introduced and referred....	116
Reported with amendments..	303
Amended	375
Publication clause stricken out	375
Passed	376
Indefinitely postponed by senate	2187
19—By Ring. To amend section thirty-one hundred seventy-four (3174) of the code, relative to divorce, annulling marriages, and alimony.	
Introduced and referred....	116
Withdrawn	309
20—By Griffin. To grant power to cities now or hereafter having a population of thirty thousand or over and organized under chapter fourteen-c (14-c), of title five (5), of the supple-	

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ment to the code, 1907, and amendments thereto, to assume exclusive charge, custody and control of all trees and shrubbery and the planting and maintenance thereof on the public streets and to provide for the payment of the costs thereof.	
Introduced and referred....	116
Reported	649
Amended	1486
Passed	1487
Amended and passed senate.	2281
House concurs	2287
Enrolled	2394
Signed by speaker.....	2400
Sent to governor.....	2415
21—By Kuip. To revise and control the expending of the funds levied and to be levied for use upon the public highway and making it mandatory for the board of supervisors to establish grades upon the public highways for construction and drainage by a competent engineer and providing that warrants for such work can only be drawn when properly certified that the work was done in accordance therewith and providing for the exemption from taxation of all horse drawn vehicles having a tire width of four inches or more.	
Introduced and referred....	116
Withdrawn	1148
22—By Boettger. To repeal section three thousand one hundred sixty-five (3165) of the code and to enact a substitute in lieu thereof.	
Introduced and referred....	116
Reported	259
Amended and passed.....	268-269
Passed senate	504
Enrolled	587-589
Signed	590
Sent to governor.....	610
23—By Whitney. To repeal section one thousand sixty-eight (1068) of the supplement to the code, 1907, and to repeal section one thousand sixty-seven (1067) of the code and to amend section one thousand sixty-five (1065) of the supplement to the code, 1907, and to provide for the appointment of railroad commissioners, superintendent of public instruction, clerk of the supreme court and reporter of the supreme court and to fix their term of office.	
Introduced and referred....	117
Reported with amendments	410, 411

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Amendments adopted.....	1035	Introduced and referred.....	184
Amended	1036	Reported with amendments..	480
Made special order.....	1036	Amendments adopted	691
Passed	1042	Passed.....	672
Passed senate	2365	Indefinitely postponed by senate	1312
Enrolled	2459		
Signed by speaker	2468		
Sent to governor.....	2544		
24—By Power. To amend section sixteen hundred and fifty-seven-e (1657-e) of the supplement to the code to provide for the election of directors of the state board of agriculture.		30—By Boettger. To amend section twenty seven-hundred twenty-seven-c (2727-c) of the supplement to the code, 1907, relating to the salary of the chief executive officer of Iowa Soldiers Orphans Home at Davenport.	
Introduced and referred....	117	Introduced and referred.....	184
25—By Power. To amend section twenty-four hundred forty-eight, paragraph nine (2448-9) to the supplement to the code regulating the hours of the day during which liquor may be sold in licensed saloons.		Reported with amendments	812-813
Introduced and referred.....	117	Amended	1330
Reported with amendments..	279	Passed	1330
Amended	369	Passed senate	2328
Title corrected	369	Enrolled	2441
Passed	370	Signed by speaker.....	2468
26—By Power. To amend chapter one hundred (100), section two(2) and section five (5) of the laws of the Thirty-fourth General Assembly regulating the granting of certificates of soundness of stock offered for sale or public service.		Sent to governor.....	2540
Introduced and referred....	117		
Reported	280	31—By Boettger. To amend the law as it appears in section six hundred seventy-four (674) of the supplement to the code, 1907, relating to the compensation of assessors and deputies.	
Amendment adopted.....	308	Introduced and referred.....	184
Title amended.....	309	Reported with amendments..	412
Amendments adopted.....	309	Substitute amendment printed in journal	594
Passed	309	Consideration deferred	594
27—By Bauman. To deduct debts secured by mortgage on real estate from the assessed cash value of said real estate for the purpose of taxation.		Amendment adopted	618
Introduced and referred.....	117	Amended	618
28—By Sherman. Providing for the production and distribution of vaccine, toxine, and biological products necessary for the diagnosis, prevention or cure of animal diseases within the state, and repealing chapter one hundred fifty-one(151) act of the 33rd General Assembly and chapter one hundred fourteen (114) act of the 34th General Assembly.		Passed	619
Introduced and referred....	122	Amended and passed by senate	1760
Reported unfavorably.....	543	House concurs	1761
Indefinitely postponed.....	543	Enrolled	1844
Motion to reconsider.....	572	Signed by speaker.....	1849
Re-referred	572	Sent to governor	1861
29—By Boettger. To provide greater safety to life and property from loss by fire and explosion.		32—By Bauman. To amend chapter one hundred forty-six (146) of the acts of the Thirty-fourth General Assembly, relating to the payment of tuition of pupils residing in school corporations which do not offer instruction equivalent to four year high schools of Iowa.	
		Introduced and referred.....	184
		Reported unfavorably	423
		Indefinitely postponed	423
		33—By Miller. To establish legal weights and measures, to provide for the inspection of the same, to punish the the keeping or use of false or incorrect weights and measures, to provide for statements of net weight, placing the enforcement in charge of the dairy and food department and to repeal acts in conflict with this act.	
		Introduced and referred.....	184
		Report substitute	951-952
		Amended	1786
		Passed	1789
		Amended and passed senate	2599

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House concurs	2608
Enrolled	2691
Signed by speaker	2699
Sent to governor	2743
 34—By Black. Authorizing cities acting under special charters 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 making sections seven hundred forty-one-e (741-e), seven hundred forty-one-f (741-f), seven hundred forty-one-g (741-g) and seven hundred forty-one-h (741-h) of chapter four (4) title five (5) of the supplement of the code of Iowa, applicable to cities acting under special charter.	
Introduced and referred....	185
Reported	278
Amendment adopted	307
Passed	308
Motion to reconsider filed...	311
Reconsidered	328
Substitute amendment.....	328
Amendment adopted	329
Considered	339
Passed	340
Passed senate	559
Enrolled	642
Signed	655
Sent to governor	671
 35—By McHose. To provide for examination and control of private banks and trust companies and providing penalties for non-compliance therewith.	
Introduced and referred.....	185
Reported	499
Reported unfavorably.....	653
Minority report	653
 36—By McHose. To amend section eight hundred fifty-a (850-a) of the supplement to the code, 1907, relating to the election of park commissioners.	
Introduced and referred....	185
Reported	278
Passed	284-285
Passed senate with amendments	514
House concurs in senate amendments	515
Enrolled	586-588
Signed	590
Sent to governor	610
 37—By Mitchell. To repeal section fifteen hundred fifty-two (1552) of the code, and to enact a substitute therefor relating to courts having jurisdiction to hear matters therein referred to.	
Introduced and referred....	185
Reported with amendments	346-347
Withdrawn	708

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 38—By Mitchell. Specifying qualifications for judges of the supreme court of Iowa (additional to chapter one (1), title three (3) of the 1897 code of Iowa) to be known as section one hundred ninety-three (193) A.	
Introduced and referred....	185
Reported with amendments..	259
Amended	357
Passed	357
Indefinitely postponed by senate	1313
 39—By Mitchell. Specifying qualification for judges of the district court of Iowa (additional to chapter five (5), title three (3) 1897 code of Iowa) to be known as section two hundred twenty-five (225) A.	
Introduced and referred ...	186
Reported with amendments..	258
Amended	354
Passed	355
Indefinitely postponed by senate	1312
 40—By Elwood. Making it unlawful for a candidate for an office to promise support or influence in behalf of another for any position, place or office in consideration of such other supporting him, and providing a penalty therefor.	
Introduced and referred....	186
Reported with amendments..	323
Amendments adopted	392
Passed	392
Title amended	392
Amended and passed	2364
House concurs	2371
Enrolled	2459
Signed by Speaker.....	2468
Sent to governor	2544
 41—By Saltzmann. To provide for the manufacture of binding twine in the state prison of Iowa.	
Introduced and referred....	186
Reported and referred	624-625
Amendments reported	1262
Amended	1823-1824-1825
Passed	1824
 42—By Hazen. To amend the law as it appears in section 850-c of the supplement to the code, 1907, as amended by chapters 56 and 57 of the acts of the 33rd General Assembly and chapter 44 of the acts of the 34th General Assembly relating to the tax levy for park purposes.	
Introduced and referred....	186
Reported	278
Passed	358
Passed senate	504
Enrolled	587
Signed	590
Sent to governor	610

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43—By Huff. Requiring common carriers to settle claims for delay in delivering freight or injury or loss of freight in transit or for excessive freight rates within a specified time, and providing a penalty for failure to comply therewith.		48—By Greene. To provide for the publication of certain notices in cities or towns having no newspaper.	
Introduced and referred....	186	Reported with amendments...	187
Reported with amendments	492-493	Amended	371-372
Withdrawn	1238	Passed	372
		Title amended	372
44—By Huff. To amend section six hundred sixteen (616) of the code relative to taxation of unplatted lands within the limits of cities and towns.		Passed senate	469
Introduced and referred. 186-187	187	Enrolled	507
Reported	280	Signed	508
Passed	371	Sent to governor	582
Passed senate with amendments	513	Recalled from governor	644
House concurs in senate amendments	514	Governor returns	706
Enrolled	586-588	Senate requests return	706
Signed	590	House returns	706
Sent to governor	611	Senate amends and passes	843
		House concurs	849
45—By Huff. Providing that all common carriers operating trains within the state of Iowa and conveying live stock shall provide a car equipped with sleeping berths or bunks for the persons in charge of such live stock, and providing a penalty for failure to comply therewith.		Enrolled	895-968
Introduced and referred....	187	Signed	995
Reported with amendments..	492	Sent to governor	1039
Amended	1249		
Passed	1250	49—By Scholz. Entitled "An act relating to cold storage and refrigerating warehouses," the disposition or sale of the food kept or preserved therein, and defining the duties of the state dairy and food commissioner in relation thereto.	
Motion to reconsider laid on table	1250	Introduced and referred ...	187
Indefinitely postponed by senate	2364	Reported with amendments..	465
		Amendments adopted	1069
46—By Enger. Amending section twenty-five hundred fifty-one (2551) of the supplement of 1907 to the code relating to the protection of prairie chickens and quails.		Amended	1070
Introduced and referred	187	Passed	1071
		Title amended.....	1071
47—By Hunt. To authorize the incorporation in each county of the state of an association for the advancement and improvement of agriculture, animal husbandry and horticulture, to define the powers and rights of such associations and its members and to provide funds for carrying on the work of the same.		Failed to pass senate	2587
Introduced and referred....	187	Senate requests return	2633
Reported substitute	990	Request granted	2633
Amended	1825	Passed senate	2722
Passed	1826	Enrolled	2785
Passed senate	2307	Signed by speaker	2789
Enrolled	2448	Sent to governor	2790
Signed by speaker	2468		
Sent to governor	2540	50—By Scholz. To amend section five thousand six hundred and fifty-two (5652) of the code relating to hard labor by persons confined in jails.	
		Introduced and referred....	188
		Reported	346
		Considered	592
		Passed	593
		Indefinitely postponed by senate	1594
		51—By Bliss. To provide for the representation of the state of Iowa at the Panama-Pacific International Exposition to be held at San Francisco, California, celebrating the opening and commercial use of the Panama canal and making an appropriation therefor.	
		Introduced and referred....	188
		Amendments reported	2460
		Amended	2542
		Passed	2583
		52—By Stokes. To legalize the issuance of bonds under chapter, one hundred eighty-four (184) of the	

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acts of the Thirty-third General Assembly as amended by chapter one hundred forty-five (145) of the acts of the Thirty-fourth General Assembly and to authorize the levy of a tax sufficient to pay said bonds and interest thereon.
 Introduced and referred.... 188
 Withdrawn 606

53—By Whitney. To repeal paragraph sixteen (16) of section five hundred eleven (511) of the supplement to the code, 1907, as amended by chapter thirty-six (36) of the acts of the Thirty-third General Assembly relating to the boarding and lodging of prisoners.
 Introduced and referred.... 188
 Reported 236
 Passed 283-284
 Passed senate 504
 Enrolled 586-588
 Signed 590
 Sent to governor 611

54—By Whitney. Providing for the sanitation of bakeries, canneries, packing houses, slaughter houses, dairies, creameries, cheese factories, confectioneries, restaurants, hotels, groceries, meat markets, and all other food producing establishments, manufactories, or other places where food is prepared, manufactured, packed, stored, sold, or distributed, and vehicles in which food is placed for transportation; regulating the health of operatives, employes, clerks, drivers and all other persons working on the premises who handle the material from which food is prepared or the finished product; defining food, regulating the wholesomeness of food manufactured, prepared, packed, stored, sold, distributed or transported; defining the duties of the state food and dairy commissioner in relation thereto providing penalties for the violation thereof, and repealing acts in conflict therewith.
 Introduced and referred...188-189
 Reported with amendments.. 466
 Amendments adopted1108
 Amended1109-1110-1111
 Passed1112
 Title amended1112
 Passed senate2190
 Enrolled2298
 Signed by speaker2318
 Sent to governor2324

55—By Anderson. To amend section one thousand eighty-seven-a-10 (1087-a-10) of the supplement to the code,

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1907, relating to nomination papers.
 Introduced and referred 189
 Reported with amendments.. 323
 Amendments adopted1135
 Amended1152-1153
 Passed1153
 Passed senate1727
 Enrolled1813
 Signed by speaker1817
 Sent to governor1826

56—By Heaton. To amend section forty-eight thirty-one (4831) of chapter five (5) of the code of Iowa defining larceny.
 Introduced and referred 199
 Reported unfavorably 321
 Indefinitely postponed 321

57—By Bruce. To amend the law as it appears in section one thousand eighty-seven-a-ten (1087-a-10) supplement to the code, 1907.
 Introduced and referred 199

58—By Bartle. To amend section eleven hundred eighty-two (1182) of the code of 1897 relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors.
 Introduced and referred 200
 Reported with amendments .. 433
 Considered1036-1107
 Referred1107
 Amendment reported1461
 Amended1742
 Passed1743
 Passed senate2631
 Enrolled2691
 Signed by speaker2699
 Sent to governor2743

59—By Bauman. To repeal sections ten hundred ninety-three (1093), and eleven hundred thirty (1130) of the supplement to the code, and section eleven hundred and thirty-eight (1138) of the code, and to enact substitutes therefor, relating to boards of election and the manner of canvassing the ballots.
 Introduced and referred 200
 Report substitute 996
 Amended1739
 Made special order1740
 Amended1779
 Passed1780

60—By Eggleston. Pertaining to school directors, and their compensation.
 Introduced and referred ... 200
 Reported unfavorably 320
 Indefinitely postponed 320

61—By Eggleston. Relative to rural telephone members and stockholders.
 Introduced and referred 200
 Reported unfavorably 345
 Indefinitely postponed 345

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62—By Pickford. To enlarge the powers of the board of supervisors (additional to section 422 chapter 2 of the supplement to the code, 1907).		Reported	343
Introduced and referred	200	Passed	519
Withdrawn	1278	Title amended	519
63—By Grout. To amend section two thousand five hundred fifty-one (2551) of the supplement to the code, 1907, relating to the protection of game.		Senate amends and passes ..	1100
Introduced and referred	200	House concurs	1103
64—By Crozier. Repealing section one (1) of chapter sixty-eight (68) of the laws of the Thirty-fourth General Assembly and to enact a substitute therefor and to amend section two (2) thereof, all relating to the assessment and collection of taxes on collateral estates, annuities, legacies, gifts, transfers, and inheritances.		Enrolled	1162
Introduced and referred	201	Signed by speaker	1238
Reported unfavorably	322	Sent to governor	1275
Indefinitely postponed	322	Recalled from governor	1321
65—By Jensen. To amend the law as it appears in section three (3), chapter one hundred forty-six (146), acts of the Thirty-fourth (34) General Assembly, relating to the payment of tuition of pupils residing in school corporations which do not offer instruction equivalent to four year high schools of Iowa, and fixing the maximum rate of tuition for which such school corporations can be held.		Returned by governor	1370
Introduced and referred	201	Recalled by senate	1433
Reported unfavorably	423	Request granted	1433
Indefinitely postponed	423	Amended and passed senate ..	1575
66—By Kulp. In relation to assessments for benefits to roads, streets, and highways in levee or drainage districts, to interest thereon, and to the issuance of improvement certificates and drainage bonds therefor, and legalizing waivers, improvement certificates and bonds heretofore issued, being amendatory to the law as it appears in sections 1989-a-19, 1989-a-26, 1989-a-27, and 1989-a-38, of the supplement to the code, 1907, and section 16 of chapter 118 of the acts of the Thirty-third General Assembly, section 5 of chapter 24 of the acts of the Thirty-fourth General Assembly, and chapter 120 of the acts of the Thirty-third General Assembly.		House concurs	1580
Introduced and referred	201	Enrolled	1722
67—By Rohwer. To repeal section two thousand seven hundred sixty-eight (2768) and section two thousand seven hundred sixty-nine (2769) of the code of 1897 and supplement to the code of 1907, in relation to school treasurers, and enact a substitute therefor, also to amend section five (5) chapter one hundred fifty-two (152) of the Thirty-second General Assembly, and to repeal all acts inconsistent with this act.		Signed by speaker	1735
Introduced and referred	201	Sent to governor	1766
Reported unfavorably	423	67—By Whitney. To amend section one thousand seven hundred forty-one (section 1741) of the code, relating to applications for insurance.	
Indefinitely postponed	423	Introduced and referred	202
68—By Whitney. To authorize the repayment to the estate of W. R. Benton of money paid to the state of Iowa.		Reported unfavorably	465
Introduced and referred	202	Placed on calendar	465
Reported and referred	652	Amendment proposed	1135
Reported	1445	Report rejected	1230
Passed	1608	Amended	1230
Passed senate	2587	Passed	1231
Enrolled	2652	Motion to reconsider laid on table	1231
Signed by speaker	2658	Indefinitely postponed by senate	1762
Sent to governor	2664	69—By Whitney. To authorize the appointment of two delegates from the state of Iowa as members of a commission which is to investigate European systems of rural credits and report thereon, and making an appropriation therefor.	
70—By Whitney. Authorizing the appointment of two delegates from the state of Iowa as members of a commission which is to investigate European systems of rural credits and report thereon, and making an appropriation therefor.		Introduced and referred	202
Introduced and referred	201	Reported without recommendation	399

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Re-referred	428	the Thirty-fourth General Assembly, relating to the estates of non-resident insane patients in the state hospitals.	
Reported unfavorably	541	Introduced and referred.....	214
Indefinitely postponed	541	Reported unfavorably	348
71—By Stokes. To amend section two thousand eight hundred thirteen (2813) of the supplement to the code, 1907, relating to the levy of taxes to pay bonded indebtedness of school corporations.		Indefinitely postponed	348
Introduced and referred	202	77—By Stutt. Appropriating the sum of five thousand (\$5,000) dollars; to indemnify Allan W. Hamaker for personal injuries sustained by him while employed as a guard in the reformatory at Anamosa, Iowa.	
Withdrawn	606	Introduced and referred.....	214
72—By Odendahl. To legalize a special election held in the city of Carroll, Iowa, at which was submitted the question of granting a franchise for the establishment of gas works and the use of the streets, alleys and public grounds of said city in connection therewith, and to legalize an ordinance passed by the city council of said city granting said franchise; and legalizing all acts of said city, and its council, in connection with the grant of the same.		Reported with amendments... ..	501
Introduced and referred	202	Referred	501
Withdrawn	356	Reported with amendments..	902
73—By Griggs. To amend section nine hundred thirty-seven (937) of the code, relating to the filling of vacancies in the office of aldermen in cities under special charters.		Withdrawn	1273
Introduced and referred	203	78—By Stutt. To amend the law as it appears in sections twenty-one hundred and fifty-seven-s (2157-s) and twenty-one hundred and fifty-seven-t (2157-t) supplement to the code, 1907, relating to the transportation of live stock.	
Withdrawn	625	Introduced and referred.....	214
74—By Manning. Making an appropriation of five hundred dollars for Henry H. Rood on account of special services rendered to the Iowa Vicksburg park monument commission in the erection of the state memorial on the Vicksburg national military park.		Reported with amendments... ..	312
Introduced and referred	203	Amended	376
Reported and referred	237	Passed	377
Reported and referred	652	Title amended	377
Withdrawn	1020	Passed senate	1244
75—By Lounsberry. To amend section nine (9) of chapter sixty-four (64) acts of the Thirty-third (33) General Assembly of Iowa, relating to the government of certain cities.		Enrolled	1357
Introduced and referred	213	Signed by speaker	1368
Reported	320	Sent to governor	1419
Publication clause stricken out	390	79—By Jacobs. To amend section 2540 of the code relating to the propagation of fish and the protection of birds and game.	
Passed	390	Introduced and referred... ..	214
Indefinitely postponed by senate	1312	Reported unfavorably	1309
76—By Lounsberry. To amend section one (1) of chapter ninety-eight (98) acts of		Indefinitely postponed	1309
		80—By Jacobs. Enlarging the duties of the Iowa state board of health, increasing the annual appropriation for the same, providing compensation for the additional work enjoined and repealing section two thousand five hundred and seventy-five (2575) of the code and enacting a substitute therefor, and additional to chapter 16, title 13 of the code relating to the state board of health.	
		Introduced and referred.....	214
		Reported unfavorably	1562
		Indefinitely postponed	1562
		81—By Manning. To repeal section four hundred ninety (490) of the supplement to the code, 1907, and to enact a substitute therefor, providing for the compensation of county treasurers.	
		Introduced and referred... ..	215
		Reported unfavorably	464

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82—By Peterson. To amend section eight hundred fifty-a (850-a) supplement to the code, 1907, relating to the election of park commissioners.		party to the record of any civil action or proceeding, or a person for whose benefit action or proceeding is prosecuted or defended, or the directors, officers, superintendent, or managing agents of any corporation which is a party to the record, and providing that the party calling such witness shall not be bound by his testimony and that the testimony of such witness may be rebutted by the party calling such witness by other evidence; all relating to evidence in civil actions and proceedings.	
Introduced and referred.....	215	Introduced and referred.....	216
Withdrawn	349	Reported with amendments... 434	
83—By Blackford. To amend section ten hundred eighty-seven (1087) of the supplement to the code of 1907, changing the date of holding the primary election.		Amendments adopted	1038
Introduced and referred.....	215	Amended	1038
Withdrawn	428	Passed	1039
84—By Fraley. To amend section five thousand two hundred fifty-six (5256) of the supplement to the code, 1907, relating to the appointment and compensation of the clerks of the grand jury.		Indefinitely postponed by senate	1312
Introduced and referred.....	215	Recalled by senate.....	1402
Reported	347	Request granted.....	1402
85—By Stipe. To repeal section five thousand twenty-eight-b (5028-b) of the supplement to the code, 1907, and chapter two hundred twenty-two (222), laws of the Thirty-third General Assembly amendatory thereof, and to enact a substitute therefor relating to unfair discrimination in any commodity of commerce between different sections, localities, communities, cities or towns.		Failed to pass senate.....	2190
Introduced and referred.....	215	88—By Halstead. To create a text books commission for the purpose of preparing for use in the common schools of the state a uniform system of text books, registers and school apparatus, to regulate the sale of school books and school supplies, to define the duty of bidders and certain officers in carrying out the provisions of this act, and to provide penalties for the violation of same.	
Reported	995	Introduced and referred.....	216
Made special order	995	Reported unfavorably	1695
Amended	1234	Indefinitely postponed	1695
Passed	1235	89—By Daniels. To amend the law relating to primary elections as it appears in sections ten hundred eighty-seven-a-four (1087-a-4), ten hundred eighty-seven-a-seven (1087-a-7), ten hundred eighty-seven-a-ten (1087-a-10), ten hundred eighty-seven-a-nineteen (1087-a-19), and ten hundred eighty-seven-a-twenty-two (1087-a-22), as amended by chapter sixty-nine (69) of the acts of the Thirty-third (33) General Assembly, and chapter fifty-eight (58) of the acts of the Thirty-fourth (34) General Assembly.	
Amended and passed senate.....	1574	Introduced and referred.....	216
House concurs	1577	Reported unfavorably	449-450
Enrolled	1723	Indefinitely postponed	450
Signed by speaker.....	1735	90—By Boettger. To repeal sections one (1) and five (5) of chapter sixty-one (61) of the acts of the Thirty-third General Assembly as amended by chapter fifty (50) of the acts of the	
Sent to governor.....	1765		
86—By Griffin. To amend section two hundred twenty-seven (227) of the code supplement of 1907, as amended by the Thirty-fourth General Assembly, and to provide for an additional judicial district and an additional judge for said additional district.			
Introduced and referred.....	216, 215		
Reported	494		
Made special order	683		
Amended	707		
Passed	707		
Title amended	708		
Passed senate	854		
Enrolled	896, 968		
Signed	995		
Sent to governor.....	1040		
87—By Kingland. To amend section forty-six hundred three (4603) of the code of 1897 by providing for the cross-examination of the adverse			

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Thirty-fourth General Assembly and to enact substitutes therefor, relating to pensions for disabled and retired firemen.		Passed	1167
Introduced and referred	217	Motion to reconsider laid on table	1167
Report substitute	899-900	Amended and passed senate	2388
Amended	1288-1289	House concurs	2391
Failed to pass	1289	Enrolled	2564
Motion filed to reconsider	1317	Signed by speaker	2572
Motion to reconsider prevails	1321	Sent to governor	2575
Amendment offered	1321		
Made special order	1784	94—By Jamison. To amend the law as it appears in section one thousand fifty-six (1056) a-26 supplement to the code 1907, relating to the number of library trustees in cities under commission form of government.	
Amended and passed	1875	Introduced and referred	217
Passed senate	2308	Reported without recommendation	478
Enrolled	2449	Withdrawn	481
Signed by speaker	2468		
Sent to governor	2541	95—By Bauman. To amend section two thousand five hundred fifty-one (2551) supplement to the code, 1907, relating to the killing of any pinnated grouse or prairie chicken for five (5) years.	
91—By Boetger. Relating to the management and operation of paid fire departments, providing for the division of all paid fire departments into two platoons, limiting the hours of service of such employes and repealing all acts or parts of acts in conflict herewith.		Introduced and referred	218
Introduced and referred	217		
Reported unfavorably	493	96—By Brady. Providing for the manufacture, distribution and administration of anti-hog cholera serum, and creating a field staff for the control and eradication of hog cholera and all other contagious and infectious diseases of domestic animals and providing an appropriation for the same.	
Indefinitely postponed	493	Introduced and referred	218
		Reported unfavorably	542
92—By Kingland. To amend section nineteen hundred eighty-nine-a-two (1989-a-2) of the 1907 supplement of the code of Iowa as amended by chapter one hundred eighteen (118) of the acts of the Thirty-third General Assembly, and chapter eighty-eight (88) of the acts of the Thirty-fourth General Assembly relating to the number of petitioners required for the establishment of drainage districts, and location and establishment of levees, and requiring a majority of the land owners whose lands will be affected by or assessed for the expenses of the proposed improvement to sign such petitions.		Minority report	543
Introduced and referred	217	Motion to reconsider	572
Reported unfavorably	344	Re-referred	572
Minority report with amendments	344		
Minority report rejected	534	97—By Sherman. To amend the law as it appears in section twenty-seven hundred and fifty-four (2754) of the supplement to the code, 1907, relating to the election of officers in independent school districts in towns and cities.	
Indefinitely postponed	534	Introduced and referred	218
		Amendments reported	424
93—By Enger. To repeal chapter one hundred and forty-six (146) of the acts of the Thirty-fourth General Assembly, relating to high school tuition, and to enact a substitute therefor.		Withdrawn	1316
Introduced and referred	217		
Reported with amendments	435	98—By Bruce. To amend the law as it appears in section two thousand seven hundred thirty-four-b (2734-b) supplement to the code, 1907, relating to the qualifications of county superintendent.	
Amendments adopted	1068	Introduced and referred	218
Amended	1068-1069	Reported with amendments	364
Referred	1069	Amendments adopted	726
Report substitute amendment	1119-1120	Passed	726-727
Substitute amendment adopted	1164	Title amended	727
		99—By Huntley. To repeal section two thousand two hundred sixty-one (261) and section two thousand three	

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	hundred nine (2309) of the code relative to commissions of insanity and enact substitutes therefor.		graph four (4) of section one thousand three hundred four (1304) of the supplement to the code, 1907, relative to persons and property exempt from taxation.
	Introduced and referred . . . 218-219		Introduced and referred 225
	Amendments reported 1148		Reported unfavorably 363
	Amendment proposed 1280		Indefinitely postponed . . . 363-364
	Amended 1853		
	Passed 1854		
100—By Lund.	Repealing section 4597 of the code, and enacting a substitute therefor.	107—By Enger.	To amend the law as it appears in sections twenty-five hundred and five (2505) and twenty-five hundred and eight (2508) of the supplement to the code, 1907, in reference to the inspection of petroleum products.
	Introduced and referred 219		Introduced and referred 226
	Reported unfavorably 302		Reported with amendments . . . 999
	Indefinitely postponed 302		Amended 1529
101—By Lund.	Repealing section 4598 of the code, and enacting a substitute therefor, relative to constable fees.		Passed 1530
	Introduced and referred 219		
	Reported unfavorably 302		
	Indefinitely postponed 302	108—By Hazen.	To prohibit the sale, keeping for sale, loaning, giving away, or carrying
102—By Kulp.	To indemnify Clara Bahls for personal injury sustained by her while at work in the laundry while attending the institution for the deaf and dumb at Council Bluffs, Iowa.		
	Introduced and referred 219	106—By Helming.	To amend paragraph of certain dangerous weapons to prevent the carrying of concealed weapons, except in certain specified cases when a license is issued therefor; to provide punishment for the violation of the provisions hereof.
	Reported with amendments . . . 464		Introduced and referred 226
	Re-referred 465		Amendments reported 1125
	Withdrawn 1274		Amended 1537-1538-1539
103—To limit and restrict the jurisdiction and power of the supreme court, in passing upon the constitutionality of acts of the general assembly.	Introduced and referred 219		Passed 1530
	Reported with amendment . . . 303		Passed senate 1697
	Amendment rejected 374		Enrolled 2785
	Passed 374		Signed by speaker 2789
	Senate indefinitely postponed 688		Sent to governor 2790
104—By Greene.	To provide additional chairs in college of homeopathic medicine of the state university of Iowa, additional to chapter 168 of the acts of the Sixteenth General Assembly.	109—By Milton.	To amend the law as it appears in section twenty-five hundred fifty-one (2551) supplement to the code, 1907, as amended by chapter one hundred fifty-three (153) of the acts of the Thirty-third General Assembly.
	Introduced and referred 219		Introduced and referred 226
	Reported 1522		
	Referred 1522	110—By Shankland.	To provide for the nomination of district judges in judicial districts composed wholly of one county and having a population of 75,000 or more, at the primary election.
	Reported 2337		Introduced and referred 226
	Passed 2399		Reported 449
105—By Newcomb.	To provide for the payment of bounties for killing crows. (Additional to section twenty-three hundred forty-eight (2348) of the code, relating to bounties.)		Passed 1107-1108
	Introduced and referred 220		Amended and passed senate . . 2139
	Reported with amendments . . . 398-399		House concurs 2140
	Amendments adopted 692		Enrolled 2299
	Title amended 693		Signed by speaker 2318
	Passed 693		Sent to governor 2324
	Passed senate 1759	111—By Anderson.	To amend section fifteen hundred and thirty-eight (1538) of the code of Iowa relating to compensation of township clerks.
	Enrolled 1844		
	Signed by speaker 1849		
	Sent to governor 1862		

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Introduced and referred.....	226
Reported unfavorably.....	463
Indefinitely postponed.....	463
112—By Black. Making an appropriation to repay to Muscatine Building and Loan association the incorporation fee paid by said association.	
Introduced and referred.....	227
Reported with amendments..	652
Referred.....	652
Amendments reported.....	1294
Amended.....	1536
Failed to pass.....	1537
Motion filed to reconsider..	1537
113—By Kulp. To amend section 2116 of the supplement to the code, 1907, as amended by chapter 128 of the acts of the Thirty-third General Assembly, prescribing the duties of railroad companies to furnish cars to shippers upon application.	
Introduced and referred.....	227
Reported with amendments..	677
Amended.....	1661
Passed.....	1662
114—By Kulp. To repeal chapter 15, title 13, of the code, 1907, relating to the purchase of school books by the county board of education and place such authority with the executive board and make the superintendent of public instruction an ex officio member of the same for the purpose of the consideration, adoption and purchase of uniform text books for the state of Iowa.	
Introduced and referred.....	227
Reported unfavorably.....	811
Minority report.....	811
115—By McVicker. Creating cities of the second class, incorporated towns, and civil townships wholly outside any city or incorporated town, trustees for funds bequeathed or donated for the permanent maintenance of property within cemeteries; and to amend the law as it appears in section two hundred and fifty-four-a-twelve (254-a-12) of the supplement to the code, 1907, relating to appointment of trustees by district court to manage, control and invest cemetery funds; and to amend the law as it appears in section seven hundred and forty (740) of the supplement to the code, 1907, as amended by chapter forty-seven (47) of the acts of the Thirty-third General Assembly, relating	

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to maintenance of certain institutions of benevolence, including hospitals.	
Introduced and referred.....	227
Reported with amendments..	500
Amended.....	1369
Passed.....	1369
Motion filed to reconsider..	1405
Amended and passed senate..	2136
House concurs.....	2138
Enrolled.....	2299
Signed by speaker.....	2318
Sent to governor.....	2323
Motion to reconsider withdrawn.....	2720
116—By Hunt. To establish a laboratory for the manufacture of hog cholera serum at the Iowa State College of Agriculture and Mechanic Arts, under the supervision of the president of said college, to regulate the sale of hog cholera serum, to provide penalties for the violation of said regulations, and to make an appropriation therefor.	
Introduced and referred.....	228
Reported unfavorably.....	543
Indefinitely postponed.....	543
Motion to reconsider.....	572
Re-referred.....	572
117—By Ring. To create a department for women and children in the bureau of labor and to prescribe the duties thereof. Additional to chapter eight (8) of the code, relating to the bureau of labor statistics.	
Introduced and referred.....	228
Reported.....	1431
118—By Rohwer. To define the duties of the county treasurer in the payment of school warrants, loaning or depositing of county school funds and the compensation of his services therefor.	
Introduced and referred.....	228
Withdrawn.....	367
119—By Erickson. To amend chapter twenty-five of the laws of the Thirty-fourth General Assembly. Relative to the dependent soldiers' and sailors' tax.	
Introduced and referred.....	228
Substitute amendment reported.....	611
Amended.....	1609
Passed.....	1610
Passed senate.....	2087
Enrolled.....	2149
Signed by speaker.....	2169
Sent to governor.....	2167
120—By Sherman. To amend the law as it appears in section two hundred sixty-five (265) of the code relating to the clerk of the superior court.	
Introduced and referred.....	228
Reported with amendments..	397
Withdrawn.....	916

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121—By Sherman. To amend the law as it appears in section nineteen hundred eighty-nine-a-twelve (1989-a-12) supplement to the code, 1907, as amended by chapter 118, acts of the Thirty-third General Assembly, and chapter 87, acts of the Thirty-fourth General Assembly, relating to the assessment of costs and damages in the establishment of levees, ditches, drains and water courses.		twenty-six hundred four (2604) of the supplement to the code of 1907 in regard to the qualifications of certain officers of the soldiers' home.	
Introduced and referred.....	228	Introduced and referred.....	238
Reported unfavorably	720	Reported	313
Indefinitely postponed	720	Publication clause stricken out	386
		Passed	386
122—By Manning. Making it a misdemeanor for any person to wilfully and maliciously make, circulate or transmit any statement derogatory to the financial standing of any banking institution or trust company doing business in this state, or shall counsel or aid in so doing and providing for punishment therefor.		Passed senate	441
Introduced and referred.....	229	Enrolled	477-478
Withdrawn	562	Signed	508
		Sent to governor.....	582
123—By Manning. To provide for uniformity of accounting of county treasurers and to provide for examination of books and accounts of county treasurers.		128—By Lounsberry. To repeal section twenty-six hundred six (2606) of the supplement to the code and to enact a substitute therefor relating to admission to the soldiers' home.	
Introduced and referred.....	229	Introduced and referred.....	238
Withdrawn	562		
		129—By Lounsberry. To repeal chapter one hundred sixty-six of the acts of the Thirty-third General Assembly and to enact a substitute therefor relating to payments for their support by members of the soldiers' home.	
124—By Blackford. To indemnify H. C. Jackson for personal injury sustained by him while employed as head farmer at the state hospital at Mt. Pleasant, Iowa.		Introduced and referred.....	238
Introduced and referred.....	229	Withdrawn	1020
Reported with amendments..	872		
Referred	872	130—By Scholz. To amend the law as it appears in sections twenty-seven hundred thirty-nine (2739), twenty-seven hundred fifty-four (2754), twenty-seven hundred sixty-two (2762), twenty-eight hundred and eight (2708), and twenty-eight hundred and twelve-f (2812-f), supplement to the code, 1907, and sections twenty-seven hundred fifty-nine (2759), twenty-seven hundred and sixty (2760), twenty-seven hundred sixty-six (2766), twenty-seven hundred and eighty (2780), and twenty-eight hundred and eleven (2811) of the code, and to repeal section twenty-eight hundred and ten (2810) of the code, and sections twenty-seven hundred and fifty-seven (2757), twenty-seven hundred and sixty-eight (2768), and twenty-seven hundred sixty-nine (2769), supplement to the code, 1907, and to enact substitutes therefor and to abolish the office of school treasurer and provide that the county treasurer shall perform the duties of said office.	
Amendments reported	1122	Introduced and referred.....	239
Amended	1687	Reported with amendments..	424
Passed	1688	Amendments adopted	969
Passed senate	2366	Considered	972
Enrolled	2459	Lost on passage.....	976
Signed by speaker.....	2468		
Sent to governor.....	2544		
125—By Klay. To amend title seven (VII), chapter one (1) of the code relative to the taxation of voters.			
Introduced and referred.....	229		
Withdrawn	428		
126—By Lounsberry. To amend section twenty-six hundred eight (2608) of the supplement to the code of 1907 and establish a minimum monthly allowance for the support of the soldiers' home.			
Introduced and referred.....	238		
127—By Lounsberry. To amend the law as it appears in section			

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131—By Sidey. To amend the law as it appears in section seven hundred twenty-four (724), supplement to the code, 1907, and in section eight hundred ninety-four (894), supplement to the code, 1907, relating to the powers of cities and towns.	
Introduced and referred.....	239
Reported with amendments..	609
Amended	1534
Passed	1535
Passed senate	2307
Enrolled	2396
Signed by speaker.....	2400
Sent to governor.....	2414
132—By Pickford. To provide state aid to consolidated schools equipped with two or more rooms and making an appropriation therefor.	
Introduced and referred.....	239
Reported with amendments..	493
Re-referred	493, 494
Reported unfavorably	942
Minority report	942
Minority report adopted.....	1158
Amended	1158
Passed	1159
Motion to reconsider laid on table	1159
Amended and passed senate..	1575
House concurs	1578
Enrolled	1724
Signed by speaker.....	1735
Sent to governor.....	1766
133—By Townsend. To amend the law as it appears in section one thousand eight hundred and sixty-nine (1869) of the supplement to the code, 1907, relating to pay of and loan to officers of savings and state banks.	
Introduced and referred.....	239, 240
Reported with amendments..	477
Amended	1365
Passed	1365
134—By McVicker. To amend the law as it appears in paragraph eight (8) of section eight hundred and ninety-four (894) of the supplement to the code, 1907, relating to the levy of special taxes by cities.	
Introduced and referred.....	240
Reported with amendments..	319
Amendments adopted	388
Publication clause stricken out	388
Passed	389
Amended and passed senate..	1464
House concurs in senate amendments	1467
Enrolled	1724
Signed by speaker.....	1735
Sent to governor.....	1765
135—By Sherman. To amend the law as it appears in chapter sixty-four (64), acts of the Thirty-third General Assembly, relating to the government of certain cities.	

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Introduced and referred.....	240
Reported	319
Amended	389
Made special order.....	389
Considered	418
Amended	419
Passed	420
Senate amends and passes..	844
Made special order.....	851
Motion to reconsider.....	852
House refuses to concur.....	853
Conference committee	1021
Report substitutes	1052
Amendment adopted	1084
House concurs	1084-5
Senate adopts conference report and amendment.....	1281
Enrolled	1355
Signed by speaker.....	1368
Sent to governor.....	1418
136—By Elliott. To amend section three hundred seventy-three (373) of chapter thirteen (13) of the law as to notary public so that the term will hereinafter be for five years (5) instead of three (3).	
Introduced and referred.....	240
Reported unfavorably	398
Indefinitely postponed	398
137—By Jensen. To repeal sections two (2), four (4), and nine (9), of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth General Assembly and to enact substitutes therefor, relating to the training of teachers for rural schools and making appropriation therefor.	
Introduced and referred.....	240
Reported and referred.....	610
Withdrawn	2620
138—By Elliott. To legalize certain warrants of the city of Onawa, Iowa.	
Introduced and referred.....	240
Reported with amendments..	679
Amendments adopted	920
Passed	920-921
Passed senate	1431
Enrolled	1558
Signed by speaker.....	1602
Sent to governor.....	1646
139—By Dawson. To establish a department of public instruction, and to amend section ten hundred and sixty-five (1065) of the supplement to the code, 1907, and to repeal chapter one (1) of title thirteen (13) of the code, and to repeal chapter one (1) of title thirteen (13) of the supplement to the code, 1907, as amended, relative to the office of superintendent of public instruction, and to enact a substitute therefor, and to make the superintendent of public instruction, ex-officio, a member of the state board of education.	

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Introduced and referred.....	241	145—By Hutchins. Fixing the number of senators in the general assembly, apportioning them among the several counties according to the number of inhabitants in each, and dividing the state into senatorial districts.	
Reported with amendments.....		Introduced and referred.....	246
.....	574, 575	Reported with amendments..	466
Made special order.....	1248	Amendments offered	1135
Amended	1435-1436	Withdrawn	1364
Passed to third reading.....	1437		
Motion filed to reconsider.....		146—By Huff. To repeal the law as it appears in section five thousand twenty-eight-b (5028-b), supplement to the code, 1907, and chapter two hundred twenty-two (222), acts of the Thirty-third General Assembly, amendatory thereof, and to enact a substitute therefor relating to unfair discrimination and competition in any commodity or article of commerce between different sections, communities, localities, cities or towns.	
.....	1439-1441-1478	Introduced and referred.....	247
Motion withdrawn	1440	Reported	432
Failed to pass	1441	Re-referred	432
Withdrawn	1849	Withdrawn	995
140—By Jacobs. Creating a commission and to erect a state office building, procuring necessary grounds adjacent to the capitol for the same, and for an appropriation therefor.		147—By Grout. To amend the law as it appears in section ten hundred and fifty-six-a-twelve (1656-a-12) of the supplement to the code, 1907, relating to municipal accounting of cities and towns.	
Introduced and referred.....	245	Introduced and referred.....	247
141—By Boettger. To repeal section three hundred sixty-four (364) of the code, relating to investment of money and to enact a substitute therefor.		Reported unfavorably	479
Introduced and referred.....	246	Indefinitely postponed	479
Reported with amendments..	581		
Withdrawn	1481	148—By Grout. To amend the law as it appears in section ten hundred and fifty-six-a-eleven (1056-a-11) of the supplement to the code, 1907, relating to municipal accounting of cities and towns.	
142—By Boettger. To provide for the levy of sufficient taxes to pay principal and interest of bonds of political, municipal and school corporations, including cities acting under special charters.		Introduced and referred.....	247
Introduced and referred.....	246	Reported unfavorably	478
Withdrawn	1481	Indefinitely postponed	478
143—By Cole. To repeal the law as it appears in section twenty-five hundred sixty-four (2564) of the supplement to the code, 1907, and to enact a substitute therefor, relative to the state board of health.		149—By Grout. To amend the law as it appears in section ten hundred and fifty-six-a-nine (1056-a-9) of the supplement to the code, 1907, relating to municipal accounting of cities and towns.	
Introduced and referred.....	246	Introduced and referred.....	247
Report substitute	987-988	Report	479
Made special order.....	1085	Passed	1137
Amended	1402-1403	Passed senate	2332
Passed	1404	Enrolled	2449
Amended and passed senate.	2310	Signed by speaker	2468
House concurs	2317	Sent to governor.....	2541
Enrolled	2478		
Signed by speaker.....	2480	150—By McVicker. To legalize releases and satisfactions of mortgages and deeds of trust.	
Sent to governor.....	2543	Introduced and referred.....	247
144—By Griffin. To amend the law as contained in chapter thirty-seven (37) of the acts of the Thirty-fourth (34) General Assembly relating to the emission of smoke and declaring the emission of smoke within the corporate limits of certain cities to be a public nuisance and confer upon such cities additional powers for abatement of such nuisance.			
Introduced and referred.....	246		
Reported with amendments..	431		
Withdrawn	1024		

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Reported with amendments..	345
Considered	535
Senate File No. 81 substituted for	535
(See Senate File No. 81.)	
151—By Carson. To establish and maintain another state nor- mal school for the special instruction and training of teachers for the common schools of the state, and making an appropriation therefor.	
Introduced and referred.....	248
152—By Ring and Barry. To amend section two hundred twenty- seven (227) of the supple- ment to the code, 1907, re- lating to the division of the state into judicial districts, and increasing the number of district judges in the eighteenth district.	
Introduced and referred.....	248
Reported unfavorably	494
Indefinitely postponed	494
153—By Brockway. To amend sec- tion one thousand five hun- dred seventy-two (1572) of the code, relating to bridges.	
Introduced and referred.....	248
Reported unfavorably	1000
Indefinitely postponed	1000
154—By Fraley. To legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1906, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and con- tracts entered into by the city council of the city of Des Moines for the im- provement of the channels of the Des Moines and Rac- coon rivers to protect lots, lands and property within said city from floods and high water.	
Introduced and referred.....	248
Reported	349
Consideration deferred	569
Withdrawn	569
155—By Lund. Amending sections three thousand one hundred forty-six (3146) and three thousand one hundred forty- seven (3147) of the code, relative to the time for making return of solemniza- tion of marriage.	
Introduced and referred.....	248
Reported	397
Passed	689
Senate amends and passes..	1100
House concurs	1104
Enrolled	1163
Signed by speaker	1238
Sent to governor	1275
156—By Brady. To transfer the control and management of the school for the deaf at	

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Council Bluffs from the board of control of state institutions to the state board of education and granting all of the powers held by the board of con- trol of this institution to the state board of educa- tion; and amending the law as it appears in section two thousand seven hundred twenty-seven-a-eight (2727- a-8) of the supplement to the code, 1907, and amend- ing chapter one hundred seventy (170) of the law as it appears in the acts of the Thirty-third General Assembly.	
Introduced and referred.....	249
157—By Klay. To repeal section 1, chapter 123, laws of the 34th General Assembly; to repeal section 2, chapter 123, laws of the 34th Gen- eral Assembly and enact a substitute therefor; to re- peal section 3, of chapter 123, acts of the 34th Gen- eral Assembly; to amend section 2587 of the code; to amend section 2594 of the code; to repeal section 2588 of the code and enact a substitute therefor; to amend section 2593, supple- ment to the code of 1907; relating to the practice of pharmacy and to the sale of drugs, medicines, poisons and chemicals.	
Introduced and referred.....	249
Reported with amendments..	324
Amendments proposed by Klay	402
Considered	422
Amendments adopted	422
Section 5 renumbered section 4	422
Made special order.....	423
Considered	438
Amended	438
Passed	439
Title amended	439
House refuses to concur in senate amendments	851
Senate insists on amendments.	1370
Conference committee appoint- ed	1370
Conference committee report.	2084
House refuses to adopt confer- ence amendments	2175
Motion filed to reconsider...	2229
158—By Klay. To repeal section three thousand seven hun- dred and five (3705) of the code and to substitute in lieu thereof the following relative to the instructions of the district court:	
Introduced and referred.....	249
Reported with amendments..	349
Considered	555
Amendments adopted	555
Publication clause stricken out	555
Passed	556

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Title amended	566	of five thousand dollars	
Amended and passed senate.	2367	(\$5,000.00) for the pur-	
House concurs	2373	pose of erecting a system	
Enrolled	2459	of gas-works and to vali-	
Signed by speaker	2468	date and legalize the bonds	
Sent to governor	2544	issued in pursuance of said	
		election.	
159—By Klay. To amend section		Introduced and referred.....	262
three thousand seven hun-		Reported	350
dred fifty-six (3756) of the		Passed	568
code relating to the hear-		Passed senate	1021
ing of motions for a new		Enrolled	1071-1072
trial and the decisions there-		Signed	1092
on.		Sent to governor	1160
Introduced and referred.....	249		
Reported with amendments..	433	163—By Cole. Amending section	
Amendments adopted	1040	twenty-five hundred thirty-	
Passed	1041	eight-b (2538-b) of the	
Indefinitely postponed by sen-	1490	supplement to the code,	
		1907, relating to the prac-	
160—By Klay. To repeal sections		tice of veterinary medi-	
one hundred ninety-three		cine, surgery, and dentistry.	
(193) and one hundred		Introduced and referred.262,	263
ninety-four (194) of the		Reported	495
code and to enact a substi-		Failed to pass.....	1285
tute therefor providing		Motion filed to reconsider....	1287
for an increase in the num-		Motion to reconsider lost....	1653
ber of judges in the su-			
preme court of Iowa and		164—By Stipe. To establish and	
providing for a division of		maintain an elementary	
said court into sections, and		state normal school for the	
to amend section ten hun-		education and preparation	
dred sixty-six (1066) of		of teachers for the com-	
the supplement to the code,		mon schools of Iowa, and	
1907, in reference to the		providing for the transfer	
selection of the chief jus-		of certain property to the	
tice of said court.		state of Iowa for the use	
Introduced and referred.....	250	of said school.	
Reported	350	Introduced and referred.....	263
Passed	621		
Motion to reconsider.....	628	165—By Stipe. To amend the law	
House reconsiders	659	as it appears in chapter	
Amendment offered	660	seventy-eight (78), acts of	
Amended and passed.....	1495	the Thirty-third (33) Gen-	
Amended and passed senate..	2306	eral Assembly, as amended	
House concurs	2313	by chapter sixty (60) acts	
Enrolled	2395	of the Thirty-fourth (34th)	
Signed by speaker	2400	General Assembly, relating	
Sent to governor	2415	to the removal of officers	
		for misfeasance, malfeas-	
161—By Hazen. Authorizing the		ance or nonfeasance in	
giving of annuities to dis-		office.	
abled and retired public		Introduced and referred.....	263
school teachers of all rural		Reported	346
and urban public schools,		Amendments lost	553
creating a fund from which		Amended	553
to pay such annuities and		Passed	554
providing for the distribu-		Recalled from senate.....	564
tion thereof, creating a		Senate returns	615
board of trustees to care		Votes reconsidered	615
for such annuity fund and		Amendment withdrawn	615
prescribing their powers		Passed	615
and duties, and authorizing			
the retiring from service of		166—By Stipe. To provide addition-	
public school teachers un-		al qualifications for office.	
der certain conditions .		(Additional to chapter 6,	
Introduced and referred.....	262	title VI, of the code, relat-	
Report substitute	936	ing to qualifications for	
Made special order.....	1061	office.)	
Re-referred	1311	Introduced and referred.....	263
		Reported with amendments..	410
162—By Enger. To legalize the		Amendments adopted	967
special election held in the		Passed	967
town of Calmar, Iowa, on		Title amended	967
the 16th day of October,		Motion to reconsider laid on	
1911, wherein there was		table	968
submitted to the voters of		Failed to pass senate	2245
said town the question of			
issuing bonds in the sum			

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167—By Hadley. To regulate the care and management of sleeping berths by common carriers, and to provide penalties for the violation thereof.	
Introduced and referred.....	263
Reported unfavorably.....	608
Indefinitely postponed.....	608
168—By Pickford. To amend section twenty-seven hundred and twenty-seven paragraph A 64 (sec. 2727-A 64) of the supplement to the code, 1907, relating to the removal of insane patients from the state hospital for the insane.	
Introduced and referred.....	263
Reported.....	563
Withdrawn.....	1324
169—By Huntley. To amend division two of section twenty-four hundred forty-eight (248) of supplement to the code of 1907, relating to the limits within which intoxicating liquors may be sold.	
Introduced and referred.....	264
Reported with amendments..	496
Amended.....	1250
Passed.....	1254
Motion to reconsider laid on table.....	1255
Amended and passed senate.	2086
House concurs.....	2440
Enrolled.....	2565
Signed by speaker.....	2572
Sent to governor.....	2575
170—By Huntley. To encourage the dairy and beef cattle growing industries of the state of Iowa and to aid in providing instruction in practical and scientific methods and making an appropriation therefor.	
Introduced and referred.....	264
Amendments reported.....	2377
Amended.....	2380
Passed.....	2381
Passed senate.....	2588
Enrolled.....	2658
Signed by speaker.....	2658
Sent to governor.....	2665
171—By Dawson. To amend section seven hundred seventy-five (775) title five (5), chapter six (6), of the code of Iowa relating to the powers of cities and towns to authorize and regulate electric wires.	
Introduced and referred.....	264
Reported unfavorably.....	1448
Indefinitely postponed.....	1448
172—By Brockway. To amend section one thousand five hundred fifty-six (1556) of the code relating to vegetation obscuring a clear view of the highway.	
Introduced and referred.....	264
Reported unfavorably.....	1267
Indefinitely postponed.....	1267

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173—By Brockway. To amend the law authorizing the sale of intoxicating liquors by permit holders as the same appears in sections twenty-three hundred eighty-five (2385), twenty-three hundred eighty-seven (2387), twenty-three hundred eighty-nine (2389), twenty-three hundred ninety-one (2391), twenty-three hundred ninety-four (2394), twenty-three hundred ninety-five (2395), twenty-three hundred ninety-six (2396), twenty-three hundred ninety-seven (2397), twenty-three hundred ninety-eight (2398), and twenty-three hundred ninety-nine (2399) of the code, and sections twenty-three hundred eighty-six (2386), twenty-three hundred eighty-eight (2388), twenty-three hundred ninety (2390), twenty-three hundred ninety-two (2392), twenty-three hundred ninety-three (2393), twenty-four hundred (2400) and twenty-four hundred one (2401) of the supplement to the code, 1907, as amended by chapter one hundred thirty-nine (139) of the acts of the Thirty-third General Assembly and chapter one hundred and three (103) of the acts of the Thirty-fourth (34th) General Assembly.	
Introduced and referred.....	264, 265
Reported with amendments..	621
Amended.....	1633
Adoption of amendment reconsidered.....	1635
Passed.....	1638
Motion to reconsider laid on table.....	1639
Failed to pass senate.....	2283
174—By Brockway. To amend the law relating to the payment of the mulct tax as the same appears in section twenty-four hundred thirty-two (2432) of the code, and to repeal chapter one hundred forty (140) of the acts of the Thirty-third (33d) General Assembly relating to the apportionment of said tax, and to enact a substitute therefor.	
Introduced and referred.....	265
Reported unfavorably.....	363
Indefinitely postponed.....	363
175—By Kulp. To amend section 2732 of chapter 12, title XIII, of the supplement to the code, 1907, regulating the conduct of pupils of the county high schools, and forbidding the use of tobacco by such pupils.	

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Introduced and referred.....	265	create a board of examiners for the licensing of persons to carry on such practice, to provide rules regulating the proper sanitation of barber shops, schools and colleges in which the occupation of barbering is taught and to prevent the spreading of contagious and infectious diseases through such occupation.	
Reported with amendments.....	573-574	Introduced and referred.....	266
Amended	1478	Reported unfavorably	399
Passed	1479	Indefinitely postponed	399
Passed senate	2037		
Enrolled	2107	182—By Blackford. To amend section one thousand six hundred fifty-seven-d (1657-d), and section one thousand six hundred fifty-seven-e (1657-e), of the supplement of the code of Iowa, 1907, relative to the election of district directors of the state board of agriculture.	
Signed by speaker.....	2144	Introduced and referred.....	266
Sent to governor.....	2166	Reported with amendments.....	894-895
		Re-referred	895
176—By Townsend. To amend the law as it appears in section five thousand and forty (5040) of the code relating to breaches of the Sabbath day and penalty therefor.		Reported unfavorably	1028
Introduced and referred.....	265	Minority report	1028-1029
Reported unfavorably	870	Report made special order.....	1029
Minority report	870	Indefinitely postponed	1268
		Motion filed to reconsider.....	1326
177—By Lounsberry. To legalize certain warrants of the city of Marshalltown, Iowa.			
Introduced and referred.....	265	183—By Bruce. To repeal section twenty-five hundred fifty-three (2553) of the code and to enact a substitute therefor, relating to trapping, killing or ensnaring certain fur bearing animals.	
Reported with amendments.....	501, 502, 503	Introduced and referred.....	267
Amendments adopted	570	Reported	1309
Passed	571	Passed	1858
Senate amends and passes... ..	843		
House concurs in amendment	847-848	184—By Sherman. To create a law and legislative reference and bill drafting department of the state library; providing for a director and subordinate officers and employees thereof; prescribing the duties and fixing the salaries thereof, and making an additional appropriation therefor.	
Enrolled	896-968	Introduced and referred ..	267
Signed	995	Reported	494
Sent to the governor.....	1040	Re-referred	495
		Amendments reported	1228
178—By Newcomb. To amend section 792-b of the supplement to the code, 1907, in relation to the payment of deficiencies in assessments for street improvements and sewers.		Amended and passed	1857
Introduced and referred.....	266		
Reported with amendments... ..	612	185—By Thompson. To amend section two thousand seven hundred and ninety-seven (2797), of the code, relating to rural independent districts.	
Amended	1485	Introduced and referred	267
Passed	1486	Withdrawn	428
Motion filed to reconsider... ..	1487		
		186—By Atkinson. To amend the law as it appears in section twenty-five hundred seventy-eight (2578) supplement to the code, 1907, regulating the practice of medicine.	
179—By Kane. Authorizing the recording of transcripts from recorder's office of instruments affecting real estate. (Additional to chapter 6, title 14 of the code relating to conveyances of real estate.)			
Introduced and referred.....	266		
Reported	394		
Amended	589		
Passed	590		
Passed senate	687		
Enrolled	715-724		
Signed	722		
180—By Kane. To require all railroad companies owning railroads in the state of Iowa, of less than four feet, eight and one-half inches (4' 8½") gauge, to adopt such gauge within such reasonable time as may be fixed by the railroad commissioners.			
Introduced and referred.....	266		
Reported	895		
Withdrawn	1926		
181—By Fraley. To regulate the occupation of barbering, to			

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Introduced and referred	281
Withdrawn	1827
187—By Bauman. To establish an industrial reformatory for women, to make appropriation therefor, to provide for the transfer of inmates to and from the industrial school for girls and repealing the law as it appears in chapter eight-a (8-a) of title thirteen (XIII) of the supplement to the code, 1907, relating to an industrial reformatory for females.	
Introduced and referred	281
Reported and referred	1644
Reported unfavorably	2096
Indefinitely postponed	2096
188—By Thayer. Providing for the appointment of a commission to investigate and report upon the feasibility of altering, straightening and changing the natural water courses of the state in the interest of better drainage of agricultural lands and the protection of adjoining lands from overflow.	
Introduced and referred	281
Reported unfavorably	901
Indefinitely postponed	901
189—By Dawson. Legalizing and curing the acts and proceedings of the incorporated town of Aurelia and the town council of the said incorporated town, in the county Cherokee and state of Iowa, in relation to the establishment, erection, maintenance and operation of a system of water works and a gas plant and the issuance of bonds and warrants of said town in payment thereof, and authorizing the town council of said town to issue bonds for the purpose of taking up its floating indebtedness represented by its bonds and warrants.	
Introduced and referred	281
Reported	351
Passed	568-569
Passed senate	1064
Enrolled	1163
Signed by speaker	1238
Sent to governor	1276
190—By Jones. To amend section twenty-five hundred fifty-one (2551) of the supplement to the code of 1907 relating to the protection of game.	
Introduced and referred	282
191—By Jones. Authorizing the commission of pharmacy of the state of Iowa to pay to L. Rasmussen the sum of \$100.00 paid by him for a	

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license as an itinerant vendor of drugs.	
Introduced and referred	282
Referred	888
Reported and re-referred	1145
Reported	1294
Passed	1341
Indefinitely postponed by senate	2187
192—By Doze. Relating to the time of bringing an action to set aside a will.	
Introduced and referred	282
Reported with amendments	637
Amended	1344
Passed	1345
Amended and passed senate	1924
House concurs	1925
Enrolled	2016
Signed by speaker	2040
Sent to governor	2946
193—By Dunlap. To amend the law as it appears in paragraph 4 of section 1850, supplement to the code of 1907, relating to the investment of funds by savings banks.	
Introduced and referred	282
194—By Trumbauer. To require assessors to ascertain whether or not a majority of the women of the state of Iowa reside equal suffrage. Whereas there is such division of opinion on the question as to the advisability of at this time submitting the question of equal suffrage to the voters of Iowa.	
Introduced and referred	282
Reported unfavorably	527
Indefinitely postponed	527
195—By Ring. To amend the law as it appears in chapter one hundred forty-two (142) acts of the Thirty-third (33d) General Assembly relating to the number of persons to whom city or town councils may, by resolution, grant consent to sell intoxicating liquors, and making the same apply to cities acting under special charter.	
Introduced and referred	282-283
Reported	450
196—By Erickson. To confer additional powers upon trust companies and to prescribe the conditions under which they may transact business.	
Introduced and referred	283
197—By Heaton. To establish and maintain another state normal school for the special instruction and training of teachers for the common schools of the state, and making an appropriation therefor.	
Introduced and referred	305

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198—By Larrabee. Making appropriations for the construction, repair, improvement and contingent funds for the Iowa soldiers' home, Iowa soldiers' orphans' home, school for the deaf, institution for feeble-minded children, sanatorium for the treatment of tuberculosis, industrial schools, state hospitals, penitentiary, reformatory, and the purchase of land, and for a state institution for epileptics.	Introduced and referred 305 Reported and referred 1645		
199—By Shankland. To provide for municipal courts for certain cities and the adoption thereof by special election; providing for jurisdiction thereof, mode and manner of procedure therein; providing for the election of judges of such municipal courts and defining their powers and duties; providing for the manner of preparing and who shall constitute the jury list, manner of drawing jury panels and jurors; also defining certain duties of other officials and providing penalties for the violation thereof.	Introduced and referred 305 Amended 2182-2183-2184 Passed 2184		
200—By Shankland. To amend section one (1) of chapter 161, of the laws of the Thirty-fourth General Assembly of Iowa relating to the foreclosure of real estate mortgages.	Introduced and referred 305 Reported with amendments . . 398 Amendments adopted 596 Passed 597 Passed senate 1090 Enrolled 1163 Signed by speaker 1238 Sent to governor 1276		
201—By Hansen. Establishing the state colony for epileptics and making an appropriation for the purchase of land and the erection of buildings for said colony.	Introduced and referred 306 Reported and referred 625 Amendments reported 2319 Amended 2355 Passed 2356 Passed senate 2596 Enrolled 2652 Signed by speaker 2658 Sent to governor 2664		
202—By Stipe. To provide for the election of delegates and alternates to the national convention of each political party, to nominate candidates for president and vice-president (additional to sec-			
		tion ten hundred eighty-seven (1087), supplement to the code, 1907, relating to primary elections).	
		Introduced and referred 306	
		Reported 412	
		Committee bill substituted . . 412	
203—By Crozier. To amend section six hundred and fifteen (615) of chapter one (1) title five (5), of the code relating to the extension of the limits of cities and towns and providing for notice by posting in cities and towns in which no newspaper is printed or published.	Introduced and referred 306 Withdrawn 349		
204—By Crozier. Providing for the paroling of patients in the state hospital for inebriates and certain female patients from state hospitals for the insane, and for the return of patients who violate their paroles, and repealing the law as it appears in section twenty-three hundred ten-a-nineteen (2310-a-19) of the supplement to the code, 1907.	Introduced and referred 307 Withdrawn 2129		
205—By Crozier. In relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, providing a custodial department for habitual inebriates, authorizing the board of control of state institutions on the recommendation of the superintendent to remove patients from one department to another and providing for compensation for the labor of patients.	Introduced and referred 307 Reported 1699		
206—By Burt. To legalize the ordinances of the town of New Market, Taylor county, Iowa.	Introduced and referred 307 Reported 350 Passed 617-618 Amended and passed senate . 1281 House concurs 1282 Enrolled 1356 Signed by speaker 1368 Sent to governor 1419		
207—By Larrabee. Making appropriations for the state university, the Iowa state college of agriculture and mechanic arts, the Iowa state teachers' college, and the college for the blind.	Introduced and referred 324 Referred 1986 Amendment reported 2757 Amended 2759 Passed 2760		

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Passed senate	2787	cities and towns to enter into contracts to purchase heat, gas, and electric current, and to sell the same, Introduced and referred. .325,	326
Enrolled	2793	Reported with amendments. .	608-609
Signed by speaker	2793	Amended	1535
Sent to governor	2794	Passed	1536
208—By Bartle. To require a certificate of mental and physical soundness issued by a legally authorized practitioner of human medicine to be filed with the clerk of courts, as an essential in the issuance of a marriage license.		Passed senate	2307
Introduced and referred	325	Enrolled	2448
Reported unfavorably	990	Signed by speaker	2468
Indefinitely postponed	990	Sent to governor	2540
209—By Peterson. To amend section one (1), section two (2), and section seven (7), of chapter one hundred sixty-nine (169) of the acts of the Thirty-third General Assembly relating to diseases among bees and making an appropriation for the expenses of the state inspector of apiaries.		213—By Jamison. To transfer to the city of Burlington, Iowa, the title, use and control of a certain island in the Mississippi river near the city of Burlington, Iowa, known as Otter island.	
Introduced and referred	325	Introduced and referred.	326
Reported unfavorably	449	Reported	431
Indefinitely postponed	449	S. F. No. 29 substituted for H. F. 213.	573
210—By Burt. To provide for the regulation of moving picture films and stereopticon views, fixing the penalties for violating the provisions of this act, establishing the office of state censor, and providing for the appointment, compensation, duties, and term of office of said censor.		(See S. F. No. 29.)	
Introduced and referred	325	214—By Hansen. To establish three additional state normal schools, to locate the same, select and secure sites therefor, and making appropriation for the purchase of said sites.	
Report substitute amendment	806-807-808-809	Introduced and referred.	326
Referred	809	215—By Hansen. To repeal section ten hundred seventy-two (1072) of the supplement to the code, 1907, and to enact a substitute therefor, providing for four year terms for county officers.	
Reported	1226	Introduced and referred.	326
Made special order	1249-1372	Reported unfavorably	545
Amended	1513-1514	Minority report, amendments	545-546
Failed to pass	1515	Indefinitely postponed	1417
Motion filed to reconsider.	1555-1556	Motion filed to reconsider.	1426
211—By Doze. Requiring every company, corporation, lessee, manager, receiver, or superintendent operating a line of railway in the state of Iowa to equip their locomotive engines with a headlight of a certain power of brilliancy and providing a penalty for the violation of this act.		216—By Carson. To amend section three thousand eight hundred two (3802) of the code relative to the lien of judgments	
Introduced and referred.	325	Introduced and referred.	326
Withdrawn	428	217—By McHose. To repeal sections eleven (11) and fifteen (15), of chapter seventy-two (72), acts of the Thirty-fourth General Assembly; and to repeal section three (3), fourteen (14) and sixteen (16) of chapter seventy-two (72), acts of the Thirty-fourth General Assembly, and to enact substitutes therefor, all relating to taxation and registration of motor vehicles, and fixing penalties for violation thereof.	
212—By Sidey. To amend the law as it appears in section seven hundred twenty (720) supplement to the code, 1907, as amended by chapter forty-four (44) acts of the Thirty-third (33) General Assembly, and chapter thirty-four (34) acts of the Thirty-fourth (34) General Assembly and to authorize		Introduced and referred. .326-327	326-327
		Reported	477
		Re-referred	477
		Reported unfavorably	1518
		Indefinitely postponed	1518

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218—By Larrabee. To provide additional funds for the soldiers' home, the industrial school for boys, the industrial school for girls, the state penitentiary and the reformatory.		Introduced and referred.....	328
Introduced and referred.....	327	Reported with amendments..	409
219—By Crozier. To amend section four thousand three hundred and nineteen-A (4319-A) of the supplement to the code and making the provisions thereof applicable to state hospitals.		Amendments adopted.....	855
Introduced and referred.....	327	Amended.....	856
220—By Halgrims. To amend section three (3), chapter one hundred seventy-four (174), laws of the Thirty-fourth (34th) General Assembly, relating to the misbranding of foods.		Passed.....	856-857
Introduced and referred.....	327	Passed senate.....	2366
221—By Grout. To provide for the transfer of inmates of the industrial school to the reformatory for the purpose of safe-keeping, training and disciplining.		Enrolled.....	2459
Introduced and referred.....	327	Signed by speaker.....	2468
Reported with amendments..	934	Sent to governor.....	2544
Amended.....	1500	225—By Brady. To establish and maintain an elementary state normal school at Perry, Iowa, and donating certain real estate to the state of Iowa for the use of said school.	
Failed to pass.....	1500	Introduced and referred.....	332
222—By Grout. To prohibit marriages of persons committed to the industrial school and absent therefrom on parole or without authority and to provide punishment for violation of the act.		226—By Pickford. To amend section sixteen hundred and sixty (1660) of the supplement to the code, 1907, to aid county agricultural societies.	
Introduced and referred.....	327	Introduced and referred.....	332
Reported unfavorably.....	934	Reported.....	650
Indefinitely postponed.....	935	Amended.....	1613
223—By Hutchins. To amend section sixteen hundred fifty-seven-n (1657-n), supplement to the code, 1907, relative to the compensation of the secretary of the department of agriculture.		Made special order.....	1613
Introduced and referred.....	327-328	Amended.....	1634
Amended.....	2244	Passed.....	1635
Passed.....	2245	Passed senate.....	2024
Passed senate.....	2481	Enrolled.....	2107
Enrolled.....	2565	Signed by speaker.....	2144
Signed by speaker.....	2572	Sent to governor.....	2166
Sent to governor.....	2575	227—By Dixon. To establish and maintain an elementary state normal school for the education and promotion of teachers for the common schools of Iowa, and providing for the transfer of certain real estate and personal property to the state of Iowa for the use of said normal school.	
224—By Greene. To amend section 1989-a-41 of the supplement of the code 1907 and amendments thereto relative to the compensation to be paid appraisers of damages and commissioners of drainage districts.		Introduced and referred.....	332
Read first and second time and referred to committee on drainage.		228—By Dawson. To authorize heads of state institutions under the board of control of state institutions to deposit in bank money in their hands belonging to inmates and to provide for the use of the income from such deposits.	
		Introduced and referred.....	332
		Reported with amendments..	563
		Amended.....	1474
		Passed.....	1475
		Indefinitely postponed by senate.....	2188
		229—By Dawson. To repeal the law as it appears in section twenty-seven hundred twenty-four (2724) of the supplement to the code of 1907 and to enact a substitute therefor relating to admission to the school for the deaf and to reports by county superintendents of deaf persons.	
		Introduced and referred.....	332
		Reported.....	562
		Withdrawn.....	1476

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230—By Dawson. To establish the industrial school at Eldora and the department at Mitchellville as two separate and distinct institutions, to provide official designation for them, and to repeal acts in conflict with this act.		Amendments adopted	921
Introduced and referred	332	Passed	921-922
Amendments reported	1399	Passed senate	1021
Amended and passed	1878	Enrolled	1071-1072
Recalled from senate	2103	Signed	1092
Withdrawn	2103	Sent to governor	1160
Returned by senate	2201		
231—By Scholz. To amend section one (1), chapter one hundred four (104) of the acts of the Thirty-third General Assembly, as amended by chapter seventy-three (73) of the acts of the Thirty-fourth General Assembly, relative to recording of articles of incorporation of incorporations for pecuniary profit.		236—By Burt. Legalizing the adoption, signing, recording and publication of the ordinances of the city of Bedford, Iowa.	
Introduced and referred	333	Introduced and referred	336
Reported with amendments	434-435	Reported	432
Amendments adopted	1044	Passed	709
Amended	1044	Amended and passed senate	1575
Passed	1045	House concurs	1581
		Enrolled	1723
		Signed by speaker	1735
		Sent to governor	1766
232—By Scholz. To amend section three thousand three hundred seventy-seven (3377) of the code, relating to the election between the distributive share and occupancy of homestead by surviving spouse and setting off such distributive share.		237—By Downey. Providing that all common carriers operating trains within the state of Iowa, and conveying live stock, shall provide a car equipped with sleeping berths or bunks, for the persons in charge of such live stock.	
Introduced and referred	333	Introduced and referred	336
Reported	434	Withdrawn	536
Withdrawn	1067		
233—By Scholz. To amend section eight hundred ninety-one (891) of the supplement to the code, 1907, relative to labor on highways.		238—By Shankland. To amend the law as it appears in section three thousand one hundred ninety-seven (3197) of the code relating to the giving of bonds by guardians and the approval of such bonds by the court.	
Introduced and referred	333	Introduced and referred	336
Reported	1266	Reported unfavorably	579
Failed to pass	2621	Indefinitely postponed	580
234—By Kane. To regulate the business of loaning money or credit by persons, firms, and corporations other than national banks, licensed bankers, trust companies, savings banks, building and loan associations, real estate brokers, and pawnbrokers.		239—By Shankland. To provide for examination and registration of plumbers; providing for the creation of a state board of examiners; providing for the state board to make rules and regulations for the installation of plumbing in certain cities, and the inspection thereof; providing for the compensation of said board, and providing for penalties for violations and for the enforcement thereof, and to repeal all laws or acts inconsistent with this act.	
Introduced and referred	333	Introduced and referred	336, 337
Reported and referred	639	Reported unfavorably	985
Amendments reported	1556	Indefinitely postponed	985
Amended	1787		
Passed	1788	240—By Lund. To amend section twenty-five hundred and eighty-two (2582) supplement to the code, 1907, relating to registration of persons practicing medicine and surgery.	
Indefinitely postponed by senate	2188	Introduced and referred	337
		Reported unfavorably	563
		Indefinitely postponed	563
235—By Burt. To legalize certain warrants of the city of Bedford, Iowa.		241—By Stipe. To repeal section two thousand five hundred and seventy-five-a-fifty-two	
Introduced and referred	334, 335		
Reported with amendments	638		

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(2575-a-52) of the supplement of the code, 1907, and to enact a substitute therefor, making annual appropriations for carrying on the work of the state entomologist.		Passed senate	1450
Introduced and referred.....	337	Enrolled	1558
Reported with amendments..	1084	Signed by speaker.....	1602
Re-referred	1274	Sent to governor.....	1646
Amendment reported	2009		
Amended	2033	248—By Bauman. Requiring all evidence of debt be assessed for taxation, and bear the endorsement of the assessor or be void in law.	
Passed	2034	Introduced and referred.....	367
Passed senate	2468	Laid on table.....	2658
Enrolled	2565		
Signed by speaker.....	2572	249—By Hazen. Making an appropriation to reimburse certain employes of the Iowa school for the deaf, for loss of wearing apparel, by fire, at said school, on the 23rd day of April, 1911.	
Sent to governor.....	2575	Introduced and referred.....	367
		Reported with amendments..	872
242—By Halstead. To amend section ten hundred and seventy-six (1076), of the supplement to the code, 1907, relating to the registration of voters.		Referred	872
Introduced and referred.....	352	Amendments reported	1295
Reported	544	Amended	1343
Passed	1468	Passed	1344
Indefinitely postponed by senate	1716	Amended and passed senate..	2306
		House concurs	2314
243—By Brady. To amend the law relating to the compensation and duties of school treasurers as the same appears in section twenty-seven hundred eighty (2780) of the code and section twenty-seven hundred sixty-eight (2768) of the supplement to the code, 1907.		Enrolled	2441
Introduced and referred.....	352	Signed by speaker.....	2468
		Sent to governor.....	2540
244—By Scholz. Providing for the settlement and determination of the title to real estate of deceased persons.			
Introduced and referred.....	352	250—By Atkinson. To amend the law as it appears in section twelve hundred seventy-two (1272) supplement to the code, 1907.	
Reported unfavorably	579	Introduced and referred.....	367
Indefinitely postponed	579	Reported with amendments..	541
		Amended	1473
245—By Helming. To prohibit public treating to intoxicating liquors and prescribing penalties therefor.		Passed	1474
Introduced and referred.....	352	Indefinitely postponed by senate	1594
Reported with amendments..	544		
Amended	1468	251—By Halstead. To permit a voter to cast his vote at general elections when unavoidably absent from his regular voting precinct outside of the county, to vote for county, district or state officers, members of the legislature, members of congress and electors of president and vice-president of the United States, in any voting precinct where he may present himself for such purposes, on the day of such general election, providing for the counting of such votes, and prescribing penalties for violations thereof.	
Passed	1469	Introduced and referred.....	367
246—By Huntley. To amend paragraph thirteen (13) of section forty-eight (48) of the code, relating to oath by corporations.		252—By Pickford. Authorizing cities to enact ordinances regulating the construction, alteration, enlargement or repair of buildings and structures, and to provide for the enforcement thereof.	
Introduced and referred.....	353	Introduced and referred.....	367
Reported unfavorably	540		
Indefinitely postponed	540	253—By Pickford. Repealing section seven hundred eleven (711) of the code and enacting a substitute there-	
		Introduced and referred.....	368
247—By Halgrims. To declare certain diseases contagious and infectious, and to provide rules and regulations for the control of the same, and to fix punishment for violation thereof.			
Introduced and referred.....	353		
Reported	871		
Amended	1284		
Passed	1285		

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for relative to the powers of cities and towns in respect to prevention of fires, accidents from electrical apparatus, fire limits and the erection of structures within fire limits.	
Introduced and referred.....	368
Reported unfavorably.....	869
Indefinitely postponed.....	869
254—By Pickford. Repealing sections six hundred forty-seven (647), six hundred forty-eight (648), and six hundred fifty-one (651) of the supplement of the code, 1907, and enacting substitutes therefor, relative to the election and appointment of certain officers in cities and towns.	
Introduced and referred.....	368
Reported with amendments.....	702-703
Withdrawn.....	1816
255—By Brockway. To amend section two thousand seven hundred and seventy-three (2773) of the code of Iowa, relating to legal holidays in common schools.	
Introduced and referred.....	368
Reported with amendments.....	730
Amended.....	1674
Passed.....	1675
Indefinitely postponed by senate.....	2188
256—By Brockway. To amend section two thousand seven hundred and eighty (2780) of the code of Iowa relating to compensation for holidays to teachers in public schools.	
Introduced and referred.....	368
257—By Brockway. Repealing section twenty-three hundred and forty-eight (2348) of the code, 1897, and enacting a substitute therefor providing for a bounty on wild animals, and the proof to secure such bounty.	
Introduced and referred.....	369
Reported with amendments.....	564
Withdrawn.....	1605
258—By Kulp. To amend chapter 72 of the acts of the Thirty-fourth General Assembly, regulating the registration and control of motor vehicles.	
Introduced and referred.....	369
Reported unfavorably.....	1517
Indefinitely postponed.....	1517
259—By Dixon. Creating the office of state examiners for counties, fixing their compensation, duties, terms of office and method of appointment, providing for a system of public accounting and supervision of county officers, establishing a uni-	

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form system of accounts, reports and audits for counties, and providing penalties for violations of this act.	
Introduced and referred.....	382
Reported with amendments.....	498, 499
Re-referred.....	499
Reported with amendments.....	643
Amended.....	1434
Failed to pass.....	1435
Motion to reconsider.....	1435
Reconsidered and amended.....	1590
Passed.....	1591
Motion to reconsider laid on table.....	1592
Amended and passed senate.....	2310
House concurs.....	2316
Enrolled.....	2459
Signed by speaker.....	2468
Sent to governor.....	2541
260—By White. To amend section two thousand seven hundred twenty-seven-c (2727-c) of chapter eleven-a (11-a) supplement to the code of 1907 relating to school for blind.	
Introduced and referred.....	382
Reported.....	654
Amended.....	1523
Passed.....	1524
Amended and passed senate.....	1886
House concurs.....	1888
Enrolled.....	2016
Signed by speaker.....	2040
Sent to governor.....	2046
261—By Atkinson. To amend section twenty-eight hundred and fourteen (2814) of the supplement to the code, relative to the acquisition of school sites.	
Introduced and referred.....	382
Reported with amendments.....	729
Amended.....	1528
Passed.....	1529
Amended and passed senate.....	2598
House concurs.....	1604
Enrolled.....	2653
Signed by speaker.....	2658
Sent to governor.....	2665
262—By Craig. To amend the law as it appears in sections twenty-eight hundred thirty-one (2831) and twenty-eight hundred thirty-two (2832) supplement to the code, 1907. Relating to uniformity of school text books.	
Introduced and referred.....	382
Report substitute amendment.....	810-811
Made special order.....	1451
Amended.....	1565
Failed to pass.....	1599
Motion filed to reconsider.....	1609
Motion prevailed.....	1657
Passed.....	1658
Motion to reconsider laid on table.....	1658
263—By Whitney. To amend section two thousand one hundred fifty-seven-g (2157-g) of the supplement to the code,	

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	1907, relating to free passes.		
	Introduced and referred.		382, 383
	Reported with amendments.		651
	Amended		1654
	Failed to pass.		1655
264—By Whitney.	To repeal section eight hundred fifty-two (852) of the supplement to the code, 1907, and to repeal chapter fifty-seven (57) of the acts of the Thirty-third (33) General Assembly and to amend chapter fifty-six (56) of the acts of the Thirty-third (33) General Assembly, relating to park and park commissioners and levy for park purposes.		
	Introduced and referred.		383
	Reported		681
265—By Lund.	To repeal section twenty-one (21) and to amend section twenty-four (24) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly known as "The military code of Iowa."		
	Introduced and referred.		383
	Reported		582
	Amended		1481
	Passed		1482
	Passed senate		2203
	Enrolled		2298
	Signed by speaker.		2318
	Sent to governor.		2324
266—By Lund.	To amend sections twenty-six (26) and forty-three (43) of chapter one hundred thirty-one (131) of the acts of the Thirty-third General Assembly known as "The military code of Iowa."		
	Introduced and referred.		383
	Reported		1226
	Amended		2007
	Passed		2008
	Passed senate		2203
	Enrolled		2298
	Signed by speaker.		2318
	Sent to governor.		2324
267—By Bradley.	To prohibit persons, partnerships, or corporations, owning or operating street car systems, from using or operating any cars, unless the same shall be provided with a center aisle or passage way of not less than eighteen inches, running the entire length of such car, and fixing a penalty for the violation thereof.		
	Introduced and referred.		383
	Reported with amendments.		900-901
268—By Thompson.	To repeal sections two thousand five hundred seventy-four (2574) of the code, and two thou-		
	sand five hundred sixty-four (2564), two thousand five hundred seventy-five-a-one (2575-a-1), two thousand five hundred seventy-six (2576), chapter sixteen (16) title twelve (12) of the code 1907, relating to the state board of health; section two thousand five hundred eighty (2580) of the code, and two thousand five hundred seventy-six (2576), two thousand five hundred seventy-eight (2578), two thousand five hundred eighty-three (2583), chapter seventeen (17) title twelve (12) of the code 1907, relative to the practice of medicine and providing a substitute therefor.		
	Introduced and referred.		383-384
	Reported unfavorably		1506
	Indefinitely postponed		1506
269—By Carson.	Repealing section four thousand nine hundred ninety-nine-a-thirty-eight (4999-a-38) of chapter ten-b (10-b) of title twenty-four (24) of the supplement to the code, 1907, and enacting a substitute therefor relating to the enforcement of the pure drug laws.		
	Introduced and referred.		384
	Reported		429
	Referred		429
	Reported unfavorably		901
	Indefinitely postponed		901
270—By Shankland.	To amend section four hundred ninety-five (495) of chapter five (5) title four (4) of the code 1907 relating to the compensation of county recorders.		
	Introduced and referred.		384
271—By Shankland.	Relating to the protection of employes on street railways, enclosing platforms and vestibules, and providing for the heating of same, and providing for seats for certain employes and providing for toilet facilities for employes, amendatory of section seven hundred sixty-eight (768) of the supplement to the code.		
	Introduced and referred.		384
	Reported with amendments.		898
	Amended		1675-1676
	Passed		1676
272—By Lund.	To pension the survivors of the Spirit Lake relief exposition of 1857.		
	Introduced and referred.		384
	Reported and referred.		717
	Withdrawn		2197

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273—By committee on elections. To repeal section ten hundred eighty-seven-a-one (1087-a-1) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to repeal section ten hundred eighty-seven-a-ten (1087-a-10) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, and to enact a substitute therefor; to amend section ten hundred eighty-seven-a-fourteen (1087-a-14) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly; and to amend section ten hundred eighty-seven-a-twenty (1087-a-20) of the supplement to the code, 1907, relating to the nomination of candidates for president and vice-president of the United States and of the election of party national committeemen.		and food commission in relation thereto; providing penalties for the violation thereof, and repealing acts in conflict therewith.	
Introduced	412	Introduced and referred.....	417
Considered	459	Reported unfavorably	1509
Amendments proposed	459, 460	Indefinitely postponed	1509
Made special order.....	461	277—By Griffin. To amend the law as it appears in section four hundred ninety-six (496) of the supplement, 1907, to the code, relating to the qualifications and compensation of the deputy county recorder and other assistants to the county recorder.	
Considered	590-591	Introduced and referred.....	418
Made special order.....	591-617	278—By Grout. To amend the law as it appears in section twenty-four hundred twenty-eight (2428), of the code, relating to the duties of peace officers.	
Amended	656	Introduced and referred.....	418
Passed	659	Reported	809
Title amended	659	Passed	1319
Motion to reconsider.....	695	Passed senate	2468
274—By committee on congressional districts. To divide the state into eleven congressional districts and to provide for the election of congressmen thereunder.		Enrolled	2569
Introduced	417	Signed by speaker.....	2572
Referred	606	Sent to governor.....	2576
275—By Cole. To amend the law as it appears in section twenty-seven hundred seventy-eight (2778), supplement to the code, 1907, and to provide for the employment of school superintendents for a term of years.		279—By Bliss. To establish three additional state normal schools and for the location of same and procure sites therefor, and making an appropriation therefor.	
Introduced and referred.....	417	Introduced and referred.....	418
Reported	576	280—By Shankland. To appropriate the sum of fifty thousand (\$50,000) dollars to be used for the purpose of promoting an exposition to be held in the city of Des Moines, Iowa, during the summer or fall of 1913 for the display of evidences of the progress of the negro race in the state of Iowa during the fifty years (50) since emancipation.	
Amendment offered	1324	Introduced and referred.....	418
276—By Bernbrock. Providing for the sanitation of laundries; regulating the health of operatives, employees, clerks, and all other persons working on the premises who handle clothing intended for laundering purposes; defining a laundry, regulating the ventilation and sanitary conditions thereof; defining the duties of the state dairy		281—By Shankland. To provide, secure and pay compensation for employes who sustain personal injury while in line of duty.	
		Introduced and referred.....	418
		282—By Mitchell. To amend section two, chapter thirty-eight of the acts of the Thirty-fourth General Assembly relating to length of cars to be equipped with power brakes.	
		Introduced and referred.....	420
		Reported with amendments..	900
		283—By Jones. To amend section forty-seven hundred ninety-nine-a (4799-a) of the supplement to the code of 1907 relative to the crime of burglary with explosives.	

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	Introduced and referred 420
	Withdrawn 877
284—By Daniels.	To provide for the assessment and taxation of osage, willow and other hedge fences adjacent to public highways.
	Introduced and referred..... 420
	Reported unfavorably 873
	Indefinitely postponed 873
285—By Greene.	Establishing city athletic commissions and regulating boxing and sparring exhibitions in cities of twenty thousand population, or over, and cities acting under special charter or commission form of government.
	Introduced and referred..... 436
	Reported unfavorably 703
	Minority report 703
286—By Hadley.	Empowering boards of supervisors to appropriate money for educational purposes in relation to preventable diseases.
	Introduced and referred..... 436
	Reported unfavorably 654
	Indefinitely postponed 654
287—By Bruce.	For the prevention of accidents, providing indemnity to employees, creating a fund for the purpose, securing contributions thereto, creating a board and fixing their powers and duties relating to the subject matters of this act.
	Introduced and referred..... 436
	Withdrawn 481
	Re-referred 481
288—By Sherman.	To make an appropriation for the payment of the expenses of printing of briefs and the traveling expenses of one of the railroad commissioners, Clifford Thorne, while in attendance at the final hearing in the case before the interstate commerce commission involving general advancement in rates.
	Introduced and referred... 436
	Reported and referred... 872-873
	Reported 1648
	Passed 2006
	Passed senate 2411
	Enrolled 2478
	Signed by speaker..... 2480
	Sent to governor..... 2545
	Senate requests return..... 2668
	House recalls from governor. 2668
	Message from governor.... 2676
289—By Elliott.	Authorizing cities and towns, including cities under special charter, to regulate or prohibit by ordinance the maintenance or use of cess-pools, privy vaults, pits, excavations, or receptacles for the deposit of offal, filth, night soil, or

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	sewage, and to provide punishment for the violation of such ordinance.
	Introduced and referred.... 436
	Reported 1644
290—By Elliott.	To amend section six hundred ninety-six (696) of the supplement to the code, 1907, relating to the prevention of nuisances and the regulation of slaughter and other such places by cities and towns.
	Introduced and referred..... 437
	Reported 609
	Amended 1889
	Passed 1890
	Amended and passed senate. 2600
	House concurs 2615
	Enrolled 2692
	Signed by speaker..... 2699
	Sent to governor..... 2642
291—By Stipe.	To repeal section five thousand and forty (5040-a) of the supplement to the code, 1907, and to enact a substitute therefor, relating to the prohibition of ball games and other sports on Decoration day.
	Introduced and referred.... 437
	Reported with amendments.. 612
	Amended 1611
	Passed 1611
	Amended and passed senate. 2281
	House concurs 2288
	Enrolled 2396
	Signed by speaker..... 2400
	Sent to governor..... 2416
292—By Doze.	Additional to chapter five (5) title ten (10) of the code to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same.
	Introduced and referred.... 437
	Reported with amendments.. 678
	Withdrawn 1105
293—By Halgrims.	To legalize the incorporation of Humboldt State Bank, Humboldt, Iowa.
	Introduced and referred.... 437
	Reported with amendments..
	..... 578-579
	Amendments adopted 922
	Passed 922
	Amended and passed senate. 1281
	House concurs 1283
	Enrolled 1356
	Signed by speaker..... 1368
	Sent to governor..... 1419
294—By Ring.	To amend the law as found in section two hundred fifty-four-a-eighteen (254-a-18) supplement to the code 1907 relating to the compensation of probation officers of juvenile courts.
	Introduced and referred..... 439

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295—By Helming. To provide for the care and treatment of indigent children under the direction of the state board of control, and to make an appropriation therefor.	
Introduced and referred.....	439
Reported and referred.....	1400
Amendments reported.....	2320
Amended.....	2354
Passed.....	2355
296—By Dixon. To amend the law as it appears in sections ten ten hundred fifty-six-a-twenty-five and ten hundred fifty-six-a-twenty-six (1056-a-25 and 1056-a-26) of the supplement to the code, 1907, as amended, and to provide for the appointment and powers of library trustees in certain cities.	
Introduced and referred.....	450
Reported with amendments..	871
297—By Ring. To enable the state of Iowa to assist in the celebration of the fiftieth anniversary of the battle of Gettysburg, and to appropriate money therefor and provide for the distribution thereof.	
Introduced and referred.....	452
Reported and referred.....	716-717
Withdrawn.....	2620
298—By Kulp. Relating to elevators and warehouses on railroad land and prescribing methods and conditions of procuring and holding sites therefor, and liability for loss or destruction thereof.	
Introduced and referred.....	452
Report substitute amendment.....	1056-1057
Amended.....	1624
Passed.....	1625
Amended and passed senate.....	2364
Senate concurs.....	2370
Enrolled.....	2478
Signed by speaker.....	2480
Sent to governor.....	2545
299—By Whitney. To repeal section three thousand eight hundred seventy-two (3872) of the code and to enact a substitute therefor relating to the taxation of jury fees as costs.	
Introduced and referred.....	452
Reported unfavorably.....	580
Indefinitely postponed.....	580
300—By Griffin. To amend the law as it appears in section four thousand seven hundred ninety-nine-a (4799-a) of the supplement to the code, 1907, relating to burglary with explosives.	
Introduced and referred.....	452
Reported.....	1058
Passed.....	1827
Passed senate.....	2481
Enrolled.....	2569
Signed by speaker.....	2572
Sent to governor.....	2576

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301—By Jacobs. Prescribing the liability of employers for accidental bodily injuries or death sustained by their employes; providing for compensation for accidental bodily injuries to or death of employes and methods of payment of same; restricting the right of recovery to the compensation as provided; providing for a review of awards thereof; providing for the creation of the bureau of industries and fixing its powers; providing for safety devices and safeguards; providing duties of employers and employes and fixing penalties for violation thereof; providing for hearings before such bureau and for actions against it; fixing the bureau's powers in respect to industrial accidents and making appropriations for carrying out of this act.	
Introduced and referred..	452, 453
302—By Lund. To amend the law relating to the sale of concentrated feeding stuffs, as it appears in section five thousand seventy-seven-a-eight (5077-a-8) of the supplement to the code, 1907.	
Introduced and referred.....	453
Reported.....	683
Amended.....	1691
Passed.....	1692
Failed to pass senate.....	2430
303—By Huff. To require all persons, partnerships, companies or corporations owning or operating a railway in this state, to equip the cab of all locomotive engines with frost glass in front of the seat of the engineer and fireman of said engine, and providing a penalty for the violating thereof.	
Introduced and referred.....	453
Reported.....	650
Amended.....	1655
Passed.....	1656
Passed senate.....	2037
Enrolled.....	2108
Signed by speaker.....	2144
Sent to governor.....	2166
304—By Huff. To amend chapter one hundred eighty-four (184), of the acts of the Thirty-fourth (34th) General Assembly relative to the suspension of the execution of the sentence of certain convicts on first conviction.	
Introduced and referred.....	453
Reported with amendments..	580
Amended.....	1483
Passed.....	1483
Amended and passed senate..	2600

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House concurs	2614	310—By Daniels. To amend section	
Enrolled	2653	3172 of the code of 1897,	
Signed by speaker	2658	providing for the postpone-	
Sent to governor	2665	ment of the hearing of an	
		application for divorce.	
305—By Fraley. To provide for the		Introduced and referred.....	454
transfer to the city or		Reported unfavorably	869
town treasurer of unclaimed		Indefinitely postponed	869
funds in the treasury of			
the county where such un-		311—By Hunt. Relating to fire or	
claimed funds are the pro-		other casualty insurance	
ceeds of an invalid tax		and preventing discrimina-	
levied to pay for the con-		tion therein and rebates of	
struction of an electric light		premiums received there-	
plant for such city or town,		for.	
and making the same a part		Introduced and referred.....	454
of the general fund of such		Reported with amendments..	624
city or town.		Amendment proposed	1405
Introduced and referred.....	453	Made special order.....	1654
Reported	681, 682	Withdrawn	1834
Withdrawn	1499		
306—By Newcomb. To amend sec-		312—By Koontz. To confer certain	
tions seven hundred thirty-		powers on cities organized	
two (732) and eight hun-		under chapter forty-eight	
dred ninety-four (894) of		(48) of the acts of the	
the supplement to the code,		Thirty-second (32) General	
1907, relative to the levy-		Assembly of Iowa as the	
ing of taxes for public li-		same appears in chapter	
braries.		fourteen-c (14-c) of title	
Introduced and referred.....	454	five (V) of the 1907 sup-	
Reported	479	plement to the code of	
Re-referred	479	1897, and on cities having	
Reported with amendments..		a population of five thou-	
.....	870-871	sand (5,000) or more or-	
Amended	1695	ganized under chapter two	
Passed	1696	(2) of title five (V) of the	
Passed senate	2262	code of 1897, and including	
Enrolled	2341	cities under special char-	
Signed	2381	ters, relating to the organi-	
Sent to governor.....	2414	zation, equipment and op-	
		eration of fire departments	
307—By Kingland. To repeal chap-		in addition to all the other	
ter one hundred forty-six		powers now granted to such	
(146) of the acts of the		cities by law, and providing	
Thirty-fourth General As-		for the levy and collection	
sembly relating to the pay-		of a special tax for the use	
ment of tuition of pupils at-		and benefit of such fire de-	
tending high schools located		partments.	
in other districts.		Introduced and referred.....	455
Introduced and referred.....	454	Report substitute amehdnt	
Reported unfavorably	728	.....	1073-1080
Indefinitely postponed	729	Amended	1492
		Passed	1493
308—By Elwood. Relating to the		Amended and passed senate.	2280
transfer of messages by		House amends and concurs.	2289
telegraph companies and		Senate concurs	2404
providing penalties for the		Enrolled	2478
violation thereof, and con-		Signed by speaker.....	2480
ferring power on the board		Sent to governor.....	2545
of railroad commissioners			
in connection therewith.		313—By Koontz. To legalize certain	
Introduced and referred.....	454	warrants of the city of	
Amendments reported	1127	Iowa City, Iowa.	
Amended	1971, 1973, 1974	Introduced and referred..	455-456
Passed	1974	Amendments reported	1299
		Amended	1673
309—By Daniels. To amend section		Passed	1674
3656 of the code relative		Passed senate	2087
to trial terms.		Enrolled	2149
Introduced and referred.....	454	Signed by speaker.....	2169
Reported with amendments..		Sent to governor.....	2167
.....	500, 501		
Amended	1274	314—By Koontz. Appropriating the	
Passed	1275	sum of five thousand dol-	
Indefinitely postponed by sen-		lars (\$5,000) to indemnify	
ate	1490	Charles David Sentman for	
		having contracted tubercu-	
		losis of the lungs while en-	
		gaged as a scavenger and	

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farm hand at the Iowa state sanatorium at Oakdale, Iowa. Introduced and referred.....	456
Reported unfavorably	1663
Indefinitely postponed	1663
315—By Koontz. To repeal the law as it appears in section twenty-seven hundred twenty-seven-a eighty-five (2727-a85) of the supplement to the code of 1907 and to enact a substitute therefor relating to the support of the state sanatorium for the treatment of tuberculosis. Introduced and referred.....	456
Reported and referred.....	1645
Withdrawn	2197
316—By Koontz. To amend the law relating to the granting of franchises by cities and towns, as it appears in section seven hundred seventy-six (776) of the supplement to the code, 1907, as amended by chapter forty-four (44) of the acts of the Thirty-third General Assembly. Introduced and referred....	456-457
Reported with amendments..	812
Amended	1822
Passed	1823
317—By Brady. Defining the number of employes necessary to constitute a full crew of railroad trains and yard service, providing a limit for the number of cars constituting a train and providing penalties for the violation thereof. Introduced and referred.....	457
Reported unfavorably	1055
Minority report	1056
318—By Stipe. To repeal chapter seventy (70), acts of the Thirty-fourth (34th) General Assembly, and to enact a substitute therefor, relating to the dragging of public highways, providing a separate dragging fund to pay a part of the cost thereof, and providing for the taxation of certain portions of the cost of the dragging to the owners of land in each township. Introduced and referred.....	457
Reported unfavorably	1000
Indefinitely postponed	1000
319—By Dawson. Requiring the teaching of elementary agriculture, domestic science, and manual training in the public schools, after a specified time. Introduced and referred.....	457
Reported	575
Withdrawn	1480

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320—By McVicker. To provide for the incorporation of co-operative companies or associations and to give to such companies certain powers in addition to those provided by the general incorporation laws (additional to chapter one (1) title nine (IX) of the code, 1897). Introduced and referred.....	481
Reported unfavorably	1753
Minority recommendation ..	1753
321—By Boettger. To amend subdivision five (5), section one thousand seven hundred and nine (1709), supplement to the code, 1907, relating to indemnity insurance for owners of automobiles and other motor vehicles. Introduced and referred.....	481
Reported	582
Re-referred	582
Withdrawn	654
322—By Boettger. To repeal section four hundred seventy-nine (479) of the supplement to the code of 1907 and to enact a substitute therefor relating to the compensation of county auditors. Introduced and referred.....	482
323—By Grout. To repeal section five thousand twenty-eight-a (5028-a) of the supplement to the code, 1907, and to enact a substitute therefor, relative to the prevention and punishment of the desecration, mutilation or improper use of the flag of the United States of America and the flag of the state of Iowa. Introduced and referred.....	482
Amendments reported	1149
Amended	1347
Passed	1348
Passed senate	2190
Enrolled	2299
Signed by speaker.....	2318
Sent to governor.....	2323
324—By Grout. To appropriate the sum of five hundred dollars as a refund to the Perpetual Building and Loan Association of Waterloo, Iowa, of incorporation fee paid by said association. Introduced and referred.....	482
Reported unfavorably	1648
Indefinitely postponed	1648
325—By Bartle. To amend the law relating to the penalty for failure to pay taxes when due as the same appears in code section fourteen hundred thirteen (1413); and to amend the law relating to the redemption of real estate from tax sale as the	

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same appears in code section fourteen hundred thirty-six (1436); and to amend the law relating to tax sales of real estate by giving to counties the right to purchase real estate at tax sales and to own and dispose of the same.	
Introduced and referred.....	482
Reported unfavorably	1755
Indefinitely postponed	1755
326—By Brockway. Making an appropriation to enable the state railroad commission to investigate and prosecute interstate cases before the interstate commerce commission.	
Introduced and referred.....	482, 483
Reported	2384
Amended and passed.....	2385
Amended and passed senate.....	2599
House refuses to concur.....	2613
Senate insists	2638
Conference committee appointed	2639
Conference committee report.....	2761
Conference amendments adopted	2762
Senate adopts conference amendments	2782
Enrolled	2792
Signed by speaker.....	2793
Sent to governor.....	2794
327—By Brockway. Making an appropriation to enable the state railroad commission to investigate and prepare cases affecting Iowa interstate rates and services.	
Introduced and referred.....	483
Reported	2384
Amended	2386-2387
Passed	2387
Amended and passed senate.....	2599
House refuses to concur.....	2612
Senate insists	2638
Conference committee appointed	2639
Indefinitely postponed by conference committee	2762
328—By Dixon. Creating a department of health, abolishing the state board of health, and repealing section twenty-five hundred sixty-four (2564), chapter sixteen (16), of the supplement to the code, 1907; section twenty-five hundred seventy-five (2575), chapter sixteen (16), supplement to the code 1897, and chapter one hundred twenty (120), laws of the Thirty-fourth General Assembly.	
Introduced and referred	483
Reported unfavorably	1507
Indefinitely postponed	1507
329—By Hazen. To encourage corn and small grain growing in the state of Iowa and to air in conducting an exposition and convention of the grain growers of the state	

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and to make an appropriation therefor.	
Introduced and referred	483
Reported with amendments..	894
Referred	951
Amendments reported	2378
Amended	2379
Failed to pass	2380
Announced passed	2425
330—By McHose. To amend section eleven hundred six (1106) of the supplement to the code, 1907, relating to the form of ballots at elections.	
Introduced and referred.....	483
Amended	2407
Failed to pass	3410
331—By Griffin. To amend sections two (2) and three (3) and to repeal section thirty-three (33) and enact a substitute therefor, of chapter seventy-two (72), acts of the Thirty-fourth General Assembly, relating to the registration of motor vehicles, and providing for the apportionment, expenditure and anticipation of registration fees.	
Introduced and referred.....	483-484
Reported unfavorably	580-581
Indefinitely postponed	581
332—By Crozier. In relation to the construction and repair of county bridges, authorizing boards of supervisors to make yearly contracts for the construction and repair thereof and providing the manner in which contracts shall be made.	
Introduced and referred	484
Reported unfavorably	1266
Indefinitely postponed	1267
333—By Jones. To repeal section five hundred and ten-a (510-a) of the supplement to the code, 1907, and to enact a substitute therefor and to amend section five hundred and ten-b (510-b) of the supplement to the code, 1907, and to repeal paragraph twenty-three (23) of section five hundred and eleven (511) of code, 1907, relating to the supplement to the compensation of sheriffs.	
Introduced and referred	484
334—By Bernbrock. To provide for the planting, care and protection of ornamental and shade trees on all residence streets of cities of the first and second classes, towns, special charter cities and cities under the commission form of government; and penalties for violation, etc.	
Introduced and referred	484
Amendment reported	1707
Amended	2057-2058

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2919

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Passed	2058
Indefinitely postponed by senate	2188
Senate requests return	2404
Request granted	2406
Passed senate	2650
335—By Bernbrock. To amend the law as it appears in subdivision five (5) section one thousand seven hundred and nine (1709) of the supplement to the code 1907, relating to health, accident and liability insurance.	
Introduced and referred	484
Reported with amendments ..	682
Amended	1322
Passed	1323
Amended and passed senate ..	2600
House concurs	2611
Enrolled	2653
Signed by speaker	2648
Sent to governor	2665
336—By Doze. Authorizing the issue of a patent to the southeast quarter (S.E.¼) of the southeast quarter (S.E.¼) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.	
Introduced and referred	485
Reported with amendments ..	680
Amendments adopted	924
Passed	924-925
Passed senate	1430
Enrolled	1558
Signed by speaker	1602
Sent to governor	1646
337—By Doze. Authorizing the issue of a patent to the northeast quarter (N.E.¼) of the southeast quarter (S.E.¼) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.	
Introduced and referred	485
Reported with amendments ..	678-679
Amendments adopted	926
Passed	926
Passed senate	1430
Enrolled	1559
Signed by speaker	1602
Sent to governor	1646
338—By Newcomb. To amend section five thousand one hundred and nineteen (5119) of the code, defining vagrancy.	
Introduced and referred	485
Reported with amendments ..	680-681
Amended	1693
Passed	1694
Passed senate	2687
Enrolled	2749
Signed by speaker	2770
Sent by governor	2768

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339—By Stipe. To amend section one thousand eight hundred and forty-five (1845) of the code, relating to the number of directors of savings banks.	
Introduced and referred	485
Reported unfavorably	896
Indefinitely postponed	896
340—By Barry. To amend the law as it appears in sections ten hundred seventy-two (1072), twenty-seven hundred forty-two (2742), and twelve hundred seventy-two (1272), supplement to the code, 1907, relating to the office of county superintendent of schools; to repeal section twenty-seven hundred thirty-four-b (2734-b), supplement to the code, 1907, relating to the office of county superintendent of schools and to provide for the election, qualifications, duties and compensation of a county superintendent of schools.	
Introduced and referred	485
Reported with amendments ..	897
Made special order	1654
Amended	1817
Passed	1818
Amended and passed senate ..	2402
House concurs	2403
Enrolled	2563
Signed by speaker	2572
Sent to governor	2574
341—By Barry. Creating the office of state document editor, prescribing the method of electing a state document editor, fixing his salary and defining his duties.	
Introduced and referred	486
342—By Brady. To provide for the erection of a women's and children's building on the Iowa State Fair and Exposition grounds, and to make an appropriation therefor.	
Introduced and referred	486
Reported and referred	995
Withdrawn	2620
343—By Hunt. To legalize an election held in the town of Modale, Iowa, March 25th, 1912, in electing councilmen; and to legalize the acts of the council of said town in filling vacancies in said council.	
Introduced and referred	486
Reported	579
Passed	924
Passed senate	1431
Enrolled	1559
Signed by speaker	1602
Sent to governor	1646

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344—By Bruce. To repeal the law as it appears in sections twenty-seven hundred forty-three (2743), twenty-seven hundred forty-five (2745), twenty-seven hundred fifty-one (2751), twenty-seven hundred fifty-three (2753), twenty-seven hundred ninety (2790), twenty-seven hundred ninety-seven (2797), and twenty-seven hundred ninety-eight (2798) of the code, and sections twenty-seven hundred forty-four (2744), twenty-seven hundred fifty-two (2752), twenty-eight hundred (2800), and twenty-eight hundred one (2801) of the supplement to the code, 1907, and to enact substitutes therefor; and to amend the law as it appears in sections twenty-seven hundred fifty-four (2754), twenty-seven hundred ninety-four (2794), supplement to the code, 1907, and twenty-seven hundred ninety-four-a (2794-a), supplement to the code, 1907, as amended by the acts of the Thirty-fourth General Assembly, relative to the units of school organization.		Amended	1743
Introduced and referred....	487	Passed	1744
Amendment reported.....	1121	Passed senate	2631
345—By Bruce. To amend section five (5) of chapter one hundred fifty-four (154) of the session laws of the Thirty-third (33) General Assembly. Relative to fees for hunting licenses.		Enrolled	2691
Introduced and referred	487	Signed by speaker	2699
Amendments reported	1360	Sent to governor	2743
Re-referred	1360	348—By Burt. To amend section four thousand six hundred and four (4604) of the code, with respect to the competency of witnesses.	
Reported unfavorably	1503	Introduced and referred	488
Indefinitely postponed	1504	Reported unfavorably	638
346—By Bruce. To repeal sections thirty-five hundred forty-three (3543) and thirty-five hundred forty-four (3544) of the code of Iowa, 1897, and to enact a substitute in lieu thereof relative to the filing of a lis pendens.		Indefinitely postponed	638
Introduced and referred	387	349—By Peterson. To amend the law as it appears in section seven (7) of chapter one hundred sixty-nine (169) of acts of the Thirty-third (33d) General Assembly relating to the compensation of the state bee inspector, and to make an appropriation therefor.	
Amended and passed	2120	Introduced and referred	488
Amended and passed senate	2594	Reported	650
House amends and concurs	2595	Referred	920
Enrolled	2653	Reported	1444
Signed by speaker	2658	Passed	2004
Sent to governor	2665	Amended and passed senate	2601
347—By Bruce. To amend section thirty-five hundred thirty-four (3534) of the code of Iowa, 1897, relating to service by publication when an affidavit is filed that personal service cannot be made on defendant within this state.		House concurs	2619
Introduced and referred	487-488	Enrolled	2691
Amendment reported	1141	Signed by speaker	2699
		Sent to governor	2743
		350—By Halgrims. To amend section twenty-seven hundred thirty-four-p (2734-p) supplement to the code, 1907, relating to qualification of teachers.	
		Introduced and referred	388
		Reported with amendments	1051
		Amended	1626
		Passed	1627
		Motion filed to reconsider	1684
		Amended and passed senate	2600
		House concurs	2610
		Enrolled	2692
		Signed by speaker	2699
		Sent to governor	2743
		351—By Shankland. To confer additional powers upon certain cities organized under chapter forty-eight (48) of the Thirty-second General Assembly of Iowa as the same appears in chapter fourteen-c (14-c) of title five of the supplement to the code 1907, providing for the levy and collection of a special tax for the benefit of the police division or department of the department of public safety.	
		Introduced and referred	488
		Reported	987
		352—By Shankland. To amend section one thousand one hundred eighty-seven (1187) of the code, in relation to sureties upon official bonds.	
		Introduced and referred	488-489
		Withdrawn	625

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353—By Kulp. To amend section seven (7) of chapter one hundred fifty-four (154) of the acts of the Thirty-third General Assembly of Iowa, relating to the expenditure of the state fish and game protection fund.	
Introduced and referred	489
Withdrawn	606
354—By Hutchins. To amend section ten hundred eighty-seven-a-six (1087-a-6) of the supplement to the code 1907 as amended by section three (3) chapter sixty-nine (69) of the acts of the Thirty-third (33) General Assembly, relating to the hour at which the polls shall be opened on primary election day.	
Introduced and referred	489
Reported unfavorably	999
Indefinitely postponed	999
355—By Hutchins. To repeal section one thousand five hundred and sixty-nine (1569) of the code, and to enact a substitute therefor relating to the meeting and passing of vehicles, including automobiles, on the public highway.	
Introduced and referred	489
Amendment reported	1516
356—By Jones. To amend section four thousand eight hundred twenty-three (4823) of the code pertaining to malicious mischief and trespass.	
Introduced and referred	509
Reported with amendments	810
Amended	1331
Passed	1331
Passed senate	1726
Enrolled	1813
Signed by speaker	1817
Sent to governor	1826
357—By Larrabee. Authorizing the executive council of Iowa to incur expenses and make expenditures to procure data, make investigations and provide things not otherwise provided to enable said executive council to perform the duties imposed by law, and making an appropriation therefor.	
Introduced and referred	509
Referred	2261
Withdrawn	2620
358—By Bernbrock. To amend section four hundred ninety-five (495) of the supplement to the code, 1907, relating to duties and compensation of county recorders.	
Introduced and referred	510
Amended	2658
Passed	2659
Passed senate	2787

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Enrolled	2793
Signed by speaker	2793
Sent to governor	2794
359—By Jamison. To authorize certain loans at a greater rate of interest than eight per cent (8%) per annum, to provide for license to the makers of such loans, to require records thereof to be kept and to provide a penalty for the violation thereof.	
Introduced and referred	510
360—By Ring. To amend section two hundred and sixty-one of the supplement to the code of Iowa, 1907, relating to the removal of causes from the superior courts of the state of Iowa.	
Introduced and referred	510
Report substitute amendment	1082-1083
Amendment proposed	1405
361—By Ring. To amend section two thousand twenty-two (2022) of the supplement to the code, 1907, providing for private crossings over railroads, giving the board of railroad commissioners power to make orders when the land owner and railroad company are unable to agree.	
Introduced and referred	510
Amendments reported	1502
Amended	1977
Passed	1978
Motion filed to reconsider	2016
Motion prevails	2020
Referred	2020
Amended	2053
Passed	2054
Passed senate	2636
Enrolled	2691
Signed by speaker	2699
Sent to governor	2744
362—By Townsend. To amend the law as it appears in section twenty-six hundred twenty-two (2622), supplement to the code, 1907, and to repeal the law as it appears in section twenty-seven hundred thirty-eight (2738), supplement to the code, 1907, as amended by chapter one hundred thirty (130), acts of the Thirty-fourth General Assembly, relating to normal institutes.	
Introduced and referred	511
Amendments reported	1511
Amended	1978-1979
Passed	1979
Passed senate	2685
Enrolled	2721
Signed by speaker	2751
Sent to governor	2742

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363—By Dunlap. Amending section two thousand one hundred fifty-seven-g (2157-g) of the supplement to the code of 1907, relating to the issuing of free transportation by common carriers of passengers in certain cases.		370—By Blackford. To repeal section four thousand and eleven (4011) of the code and to enact a substitute therefor, relating to personal income.	
Introduced and referred	511	Introduced and referred	529
Reported unfavorably	869	Reported unfavorably	681
Indefinitely postponed	869	Indefinitely postponed	681
364—By Brockway. To regulate the compounding, manufacture and sale of certain habit-forming and other drugs or medicines, and preparations containing same.		371—By Brockway. Making appropriations for additional improvements and land at the Iowa State Fair and Exposition grounds.	
Introduced and referred	511	Introduced and referred	529
Reported with amendments.	1060		
Amendment offered.	2205	372—By Klay. To define the functions of the state teachers college at Cedar Falls, the State University at Iowa City, and the State College of Agriculture and Mechanic Arts at Ames.	
365—By Workman. To amend section two thousand five hundred fifty-one (2551) of chapter fifteen (15) of the code relative to the closed season on wild duck, goose and brant.		Introduced and referred	529
Introduced and referred	512	Reported with amendments	640-641
Reported unfavorably	1308	Minority report	641
Indefinitely postponed	1308	Made special order	642
366—By Workman. To amend section four thousand two hundred ninety-five (4295) of the code relative to satisfaction of mortgages.		Considered	731
Introduced and referred.	572	Report adopted	732
Reported unfavorably	640	Considered	814
Indefinitely postponed	640	Amended	815
367—By Peterson. To establish and maintain an elementary state normal school at Atlantic, Iowa; and for the acquirement by the state of Iowa of certain real estate to be donated by the citizens of Atlantic, Iowa, for said state normal school uses.		Passed	816
Introduced and referred	512	Title amended	816
368—By Bliss. Repealing the law as it appears in section twenty-four hundred fifty (2450) supplement to the code, 1907, and providing a substitute therefor relating to statements of consent to keep for sale and sell intoxicating liquors under the mulct law.		573—By Scott. To amend the law as it appears in chapter eighty-three (83) acts of the Thirty-third (33) General Assembly relating to the issuance of bonds in cities and towns.	
Introduced and referred.	528	Introduced and referred.	529
Reported	873	Reported	1123
Passed	1931	Withdrawn	1343
369—By Jacobson. To provide for teaching in the public schools the modes by which the dangerous communicable diseases are spread, and the best methods for the restriction and prevention of such diseases.		374—By Newcomb. To amend section two thousand five hundred sixty-three-u (2563-u) of the supplement to the code, 1907, relative to the prohibition of trapping, shooting or killing of pheasants.	
Introduced and referred.	528-529	Introduced and referred.	529
Reported unfavorably	1508		
Indefinitely postponed.	1506	375—By Boettger. To authorize the sale and conveyance of that part of the west half (w.½) of the southwest quarter (s.w.¼) of section numbered nineteen (19) in township numbered seventy-eight (78) north of range numbered four (4) east of the fifth principal meridian bounded by lines described as follows: Commencing at a point in the east boundary line of said west half (w.½) of the southwest quarter (s.w.¼) section twenty-three 12-100 (23.12) chains north of the southeast corner of said west half (w.½) of the southwest quarter (s.w.¼), thence running west five (5) chains, thence north	

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<p>nine (9) chains, thence east five (5) chains to said east boundary line, thence along said boundary line to the place of beginning, subject to recorded highway reservations.</p> <p>Introduced and referred.....529-530 Reported 716 Passed1329 Passed senate1727 Enrolled1812 Signed by speaker1817 Sent to governor.....1826</p> <p>376—By Green. To amend the law as it appears in section two thousand one hundred sixteen (2116) of the supplement to the code of Iowa 1907 relating to the duty of railroads to transport freight and provide suitable facilities for the receiving and handling thereof.</p> <p>Introduced and referred..... 530 Withdrawn 694</p> <p>377—By Dawson. To prohibit dances in the public high and grade schools or under the auspices of such schools or any organization or society thereof.</p> <p>Introduced and referred 530 Reported with amendments.. 730 Amended1816 Passed1816 Failed to pass senate.....2363</p> <p>378—By Lund. Relating to elections and to permit any qualified elector to cast his ballot in any precinct within the state at general and primary.</p> <p>Introduced and referred..... 530 Reported1455 Amended1927 Passed1928</p> <p>379—By Dawson. To repeal the law as it appears in section forty-two (42), acts of the Thirty-third General Assembly and to enact a substitute therefor providing for the selection of an official newspaper in cities and towns, and for the publication of the proceedings of city and town councils and providing compensation therefor.</p> <p>Introduced and referred...530-531 Reported with amendments.. 720 Amended1781 Passed1782</p> <p>380—By Whitney. To fix and declare the liability of persons, firms or private corporations, entering into contracts with the state of Iowa, or with any county, city, town, city organized under special charter, school corporation or with any municipal corporation</p>	

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<p>now existing or hereafter created and to provide for immunity to witnesses in proceedings to establish such liability.</p> <p>Introduced and referred.....531 Reported with amendments 935-936 Amended1350 Passed1351 Title amended1351 Passed senate2310 Senate requests return2388 Request granted2391 Amended and passed senate..2598 House concurs2605 Enrolled2692 Signed by speaker2699 Sent to governor.....2743</p> <p>381—By committee on Animal Industry. To establish a laboratory for the manufacture and distribution of hog cholera serum, toxines, vaccines and biological products at the Iowa State College of Agriculture and Mechanic Arts under the supervision of the president of said college, to abandon the institution for manufacturing of hog cholera serum now being operated by the state of Iowa, to regulate the sale of hog cholera serum, to provide penalties for the violation of said regulations, and to make an appropriation therefor.</p> <p>Introduced and referred 546 Amendments reported1261 Amended1325 Passed1326 Title amended1326</p> <p>382—By Huff. Providing for alternative forms of government for cities having a population of seven thousand or less and for towns, and providing a method of determining which form of government shall be adopted, and providing for the election of the city officials therein, and prescribing the duties thereof.</p> <p>Introduced and referred 546 Amendments reported1504</p> <p>383—By Anderson. To repeal section six hundred ninety-one (691) of the code of Iowa, relating to the jurisdiction in actions for the violation of city ordinances and to enact a substitute therefor.</p> <p>Introduced and referred 547 Amendment reported1362</p> <p>384—By Chapman of Guthrie. To amend the law as it appears in section six hundred thirty-nine (639) of the code relating to the classes of cities and towns.</p> <p>Introduced and referred 547 Reported 639</p>	

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Passed	822	Introduced and referred.....	549
Passed senate	1090	Reported	934
Enrolled	1164	Withdrawn	1673
Signed by speaker	1238		
Sent to governor	1276	390—By Jamison. Act making provisions for a sinking fund for all public interest bearing debts hereafter incurred. Introduced and referred.....	549
385—By McHose. To legalize the ordinance of the incorporated town of Sheldahl, Iowa, granting a franchise to Boone Electric Company, to erect, maintain, and operate an electric power plant in said town.		391—By Groat. To amend the law as it appears in section two hundred and twenty-seven (227) of the 1897 code of Iowa relative to judicial districts and the number of judges therein and to provide for three judges in the tenth judicial district, the appointment and election of the extra judge herein provided for.	
Introduced and referred.....	547-548	Introduced and referred.....	549
Reported with amendments....	838	Reported with amendments....	951
Amended	1331	Made special order.....	1450
Passed	1332	Amended	1600
Amended and passed senate....	1370	Passed	1602
House concurs	1376	Passed senate	2087
Enrolled	1723	Enrolled	2149
Signed by speaker	1735	Signed by speaker	2169
Sent to governor.....	1767	Sent to governor	2167
386—By Rohwer. To legalize deeds and instruments of conveyance, tax deeds, sheriff's deeds, deeds of administrators, executors, and guardians, and all other conveyances made and recorded prior to the first day of January, A. D. 1890, additional to the chapter six (6), title fourteen (14) of the code, relating to the conveyance of real estate.		392—By Kingland. Act to amend sections two (2), five (5), ten (10), eleven (11), twenty (20), twenty-six (26), twenty-eight (28), thirty (30), thirty-five (35), forty-one (41), forty-two (42), forty-four (44), and forty-six (46) of chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly, relating to assessment and collection of a tax upon estates, legacies, bequests, gifts, transfers and inheritances made to or descending to husband or wife, direct and collateral heirs and other persons by or from decedents.	
Introduced and referred	548	Introduced and referred	549
387—By McVicker. To provide for the establishment of a state farm for the detention, treatment and employment of defectives and persons convicted of crime; to make provision for the control and management thereof; to provide what persons shall be kept thereon, and to make an appropriation therefor.		Reported and referred	868
Introduced and referred	548		
Re-referred	562	393—By Enger. To provide for the immediate registration of all births and deaths throughout the state of Iowa by means of certificates of births and deaths, and burial or removal permits; to require prompt returns to the bureau of vital statistics at the capital of the state, as required to be established by the state registrar of vital statistics; to insure the thorough organization and efficiency of the registration of vital statistics throughout the state; to provide certain penalties; to repeal all acts and parts of acts in conflict herewith, and to appropriate fifteen thousand dollars (\$15,000) therefor.	
Reported	933	Introduced and referred	549
388—By Jacobson. To protect and conserve the health and lives of school children and promote their efficiency by providing for their medical inspection and subsequent necessary treatment.		Withdrawn	1098
Introduced and referred	548		
Reported unfavorably	653		
Indefinitely postponed	653		
389—By Lund. To repeal the law as it appears in section nineteen hundred forty-eight (1948) of the supplement to the code, 1907, and to repeal the law as it appears in section nineteen hundred eighty-nine-a-fifteen (1989-a-15) of the supplement to the code, 1907, and to enact a substitute therefor, defining nuisances in construction of drainage ditches, and making the obstruction of such ditches and levees a misdemeanor.			

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394—By Ring. To amend section two (2) of chapter sixty-nine (LXIX) of the acts of the Thirty-third General Assembly relating to expenses and compensation of judges and clerks of primary elections. Introduced and referred	550	Introduced and referred	551
		Reported unfavorably	639
		Indefinitely postponed	639
395—By Ring. Repeal section twenty-one (21), chapter seventy-two (LXXII), of the acts of the Thirty-fourth General Assembly, relating to the powers of local authorities to regulate the use of motor vehicles upon streets and highways, and enacting a substitute therefor. Introduced and referred	550	401—By Hamilton. To amend section three thousand sixty-one (3061) of the code relating to the tender of money or property. Introduced and referred	554
Reported	1696	Reported unfavorably	1301
		Indefinitely postponed	1301
396—By Hutchins. To legalize releases and discharges of judgments, mortgages and deeds of trust made by administrators, executors or guardians appointed in other states or countries where the provisions of section three thousand three hundred eight (3308) of the code were not observed or complied with. Introduced and referred	550	402—By Hamilton. To prevent automobile accidents at railroad crossings. Introduced and referred	554
Withdrawn	1906	Reported unfavorably	678
		Indefinitely postponed	678
397—By Hutchins. To repeal section three thousand three hundred eight (3308) of the code, and to enact a substitute therefor relating to release and discharge of liens by foreign administrators, executors and guardians. Introduced and referred	550	403—By Hamilton. To prohibit trespassing upon railroad tracks, grounds, cars or engines. Introduced and referred	555
		Withdrawn	1592
398—By Hutchins. To legalize conveyances of real property by foreign executors or trustees under foreign wills where the provisions of section three thousand two hundred ninety-five (3295) of the code were not observed or complied with. Introduced and referred	551	404—By Hamilton. To amend section eight hundred and sixteen (816) of the code. An act amendatory and additional to section eight hundred and sixteen (816) of the code, relating to lien of tax. Introduced and referred	555
Withdrawn	1905	Amendment reported	1460
		Amended	2025
		Passed	2026
		Passed senate	2687
		Enrolled	2747
		Signed by speaker	2770
		Sent to governor	2768
399—By Burt. To repeal chapter one hundred fifty-two (152) of the acts of the Thirty-fourth (34th) General Assembly relating to the conveyance and allotment of real estate by executor, administrator, trustee, guardian, referee or commissioner, and to enact a substitute therefor. Introduced and referred	551	405—By Stutt. To repeal the law as it appears in sections fifty-six hundred sixty-nine-a (5669-a), fifty-seven hundred sixteen (5716) and fifty-seven hundred eighteen-a-28 (5728-a-28) of the supplement to the code of 1907, and in sections fifty-seven hundred seventeen (5717) and fifty-seven hundred eighteen (5718) of the code and to enact substitutes therefor providing for the compensation and allowances of officers and employes of the reformatory at Anamosa and the penitentiary at Fort Madison. Introduced and referred	555
		Report substitute	717-718
		Withdrawn	1608
400—By Odendahl. To amend the law as it appears in sections nineteen hundred ninety-nine (1999) and two thousand (2000) of the code, relating to the condemnation of real estate.		406—By Brady. To amend section nine (9), chapter one hundred fifty-four (154), acts of the Thirty-third General Assembly relative to hunters license. Introduced and referred	564
		Passed	2074
		407—By Committee on Retrenchment and Reform. Repealing section one hundred and seventy-d (170-d) of the sup-	

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			Assembly in relation to actions involving drainage districts.
			Introduced and referred 565
			Reported 1030
			Amended 1851
			Passed 1852
			Passed senate 2721
			Enrolled 2785
			Signed by speaker 2789
			Sent to governor 2790
		413—By Milton.	To amend the law as it appears in section twenty-eight hundred six (2806), supplement to the code, 1907, and chapter one hundred eighty-two (182), of the acts of the Thirty-third General Assembly relating to school taxes and to increase the amount that may be levied in the teachers' fund and the contingent fund.
			Introduced and referred 583
			Reported 897
			Passed 1532
			Passed senate 2456
			Enrolled 2569
			Signed by speaker 2572
			Sent to governor 2576
		414—By McHose.	Providing for the establishment, alteration and vacation of roads, and providing the necessary funds therefor, and repealing sections one thousand four hundred eighty-five (1485), one thousand four hundred eighty-six (1486), one thousand four hundred eighty-seven (1487), one thousand four hundred eighty-eight (1488), one thousand four hundred eighty-nine (1489), one thousand four hundred ninety (1490), one thousand four hundred ninety-one (1491), one thousand four hundred ninety-two (1492), one thousand four hundred ninety-three (1493), one thousand four hundred ninety-four (1494), one thousand four hundred ninety-five (1495), one thousand four hundred ninety-six (1496), one thousand four hundred ninety-seven (1497), one thousand four hundred ninety-eight (1498), one thousand four hundred ninety-nine (1499), one thousand five hundred (1500), one thousand five hundred one (1501), one thousand five hundred two (1502), one thousand five hundred three (1503), one thousand five hundred four (1504), one thousand five hundred five (1505), one thousand five hundred thirteen (1513), one thousand five hundred fourteen (1514), one thousand five
			hundred fifteen (1515), one thousand five hundred sixteen (1516), one thousand five hundred seventeen (1517), one thousand five hundred eighteen (1518), one thousand five hundred nineteen (1519), one thousand five hundred twenty (1520), one thousand five hundred twenty-one (1521), one thousand five hundred twenty-two (1522), one thousand five hundred twenty-three (1523), one thousand five hundred twenty-four (1524), one thousand five hundred twenty-five (1525), one thousand five hundred twenty-six (1526), one thousand five hundred twenty-seven (1527), one thousand five hundred twenty-eight (1528), one thousand five hundred twenty-nine (1529), one thousand five hundred thirty (1530), one thousand five hundred thirty-one (1531), one thousand five hundred thirty-two (1532), one thousand five hundred thirty-three (1533), one thousand five hundred thirty-four (1534), one thousand five hundred thirty-five (1535), one thousand five hundred thirty-six (1536), one thousand five hundred thirty-seven (1537), one thousand five hundred thirty-eight (1538), one thousand five hundred thirty-nine (1539), one thousand five hundred forty (1540), one thousand five hundred forty-one (1541), one thousand five hundred forty-two (1542), one thousand five hundred forty-three (1543), one thousand five hundred forty-four (1544), one thousand five hundred forty-five (1545), one thousand five hundred forty-six (1546), one thousand five hundred forty-seven (1547), one thousand five hundred forty-eight (1548), one thousand five hundred forty-nine (1549), one thousand five hundred fifty (1550), one thousand five hundred fifty-one (1551), one thousand five hundred fifty-two (1552), one thousand five hundred fifty-three (1553), one thousand five hundred fifty-four (1554), one thousand five hundred fifty-five (1555), one thousand five hundred fifty-six (1556), one thousand five hundred fifty-seven (1557), one thousand five hundred fifty-eight (1558), one thousand five hundred fifty-nine (1559), one thousand five hundred sixty (1560), one thousand five hundred sixty-one (1561), one thousand five hundred sixty-two (1562), one thousand five hundred sixty-three (1563), one thousand five hundred sixty-four (1564), one thousand five hundred sixty-five (1565), one thousand five hundred sixty-six (1566), one thousand five hundred sixty-seven (1567), one thousand five hundred sixty-eight (1568), one thousand five hundred sixty-nine (1569), one thousand five hundred seventy (1570), one thousand five hundred seventy-one (1571), one thousand five hundred seventy-two (1572), one thousand five hundred seventy-three (1573), one thousand five hundred seventy-four (1574), one thousand five hundred seventy-five (1575), one thousand five hundred seventy-six (1576), one thousand five hundred seventy-seven (1577), one thousand five hundred seventy-eight (1578), one thousand five hundred seventy-nine (1579), one thousand five hundred eighty (1580), one thousand five hundred eighty-one (1581), one thousand five hundred eighty-two (1582), one thousand five hundred eighty-three (1583), one thousand five hundred eighty-four (1584), one thousand five hundred eighty-five (1585), one thousand five hundred eighty-six (1586), one thousand five hundred eighty-seven (1587), one thousand five hundred eighty-eight (1588), one thousand five hundred eighty-nine (1589), one thousand five hundred ninety (1590), one thousand five hundred ninety-one (1591), one thousand five hundred ninety-two (1592), one thousand five hundred ninety-three (1593), one thousand five hundred ninety-four (1594), one thousand five hundred ninety-five (1595), one thousand five hundred ninety-six (1596), one thousand five hundred ninety-seven (1597), one thousand five hundred ninety-eight (1598), one thousand five hundred ninety-nine (1599), one thousand six hundred (1600).
plement to the code, 1907, and to enact a substitute in lieu thereof requiring all boards, commissions, departments, and officers of state to turn into the state treasury all fees collected.			
			Introduced and referred 564
			Amended and passed 2673
			Amended and passed senate . . . 2764
			House concurs 2765
			Enrolled 2785
			Signed by speaker 2789
			Sent to governor 2791
408—By Burt.			To legalize certain conveyances and other instruments of writing affecting real estate.
			Introduced and referred 565
			Reported 868
			Passed 1333
			Passed senate 1575
			Enrolled 1723
			Signed by speaker 1735
			Sent to governor 1766
409—By Kingland.			Act declaring telegraph companies and telephone companies to be common carriers, and subject to the laws governing common carriers so far as applicable, and placing telegraph and telephone companies operating within this state under the supervision of the railroad commissioners, and giving to such railroad commissioners power and authority to inquire into unjust discrimination, neglect or violation of the laws governing common carriers, and to compel such telegraph or telephone companies to make direct connection at points where connecting companies have offices or terminals, such act being additional to chapter eight (8) of title ten (10) of the code of Iowa, relating to telegraph and telephone companies.
			Introduced and referred 565
410—By Hutchins.			Fixing the qualifications of deputy sheriffs and the compensation to be paid to said deputy sheriffs.
			Introduced and referred 565
411—By Kulp.			To amend section thirty-five hundred five (3505) of the code, 1897, in relation to change of place of trial when a county is a party.
			Introduced and referred 565
			Reported with amendments . . . 1030
			Amended 1831
			Passed 1832
412—By Kulp.			To amend sections nine (9) and thirteen (13) of chapter one hundred eighteen (118) of the acts of the Thirty-third General

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hundred seventeen (1517), one thousand five hundred eighteen (1518), of the code.	
Introduced and referred	583
 415—By LeRoy. To amend the law as it appears in section two hundred twenty-seven (227) of the supplement to the code, 1907, relative to judicial districts and the number of judges therein, and to provide for three judges in the tenth judicial district and for the appointment of the extra judge herein provided for.	
Introduced and referred	584
Reported unfavorably	950
Indefinitely postponed	951
 416—By Jacobson. To prohibit the extension or renewal of contracts now existing between the board of control and certain firms, associations or corporations for the services of prisoners confined at Anamosa and Fort Madison, to prohibit any further or additional contracts for the services of said prisoners, to provide the kind and character of employment for said prisoners, and the disposition and sale of articles manufactured at any penal institution of this state.	
Introduced and referred	584
Referred	677
Reported	984
Made special order	1085
Amended	1157
Passed	1158
 417—By Elwood of Howard. Amending chapter 157 of the acts of the Thirty-fourth General Assembly relative to legalizing certain conveyances by foreign administrators and executors; regulating the proof of titles to real property and legalizing certain instruments and proceedings as against defects arising prior to 1895; legalizing certain proceedings and instruments when of record ten years and regulating proof of title as affected by such defects; legalizing certain instruments executed by executors, administrators, trustees, guardians, referees and commissioners prior to 1893; giving certain assignments the same force and effect as a deed of conveyance; providing that persons in possession or pending litigation shall not be affected by the provisions of this act and giving claimants one year in which to commence actions	

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and barring their rights thereafter.	
Introduced and referred	584
Report substitute amendment	1093-1097
Amended	1279
Passed	1280
Title amended	1280
Amended and passed senate	2282
House concurs	2292
Enrolled	2395
Signed by speaker	2400
Sent to governor	2416
 418—By Munro. To repeal section ten (10) of chapter twenty-six (26) acts of the Thirty-third (33d) General Assembly of the state of Iowa, and to enact a substitute therefor, relating to the maintenance of county hospitals.	
Introduced and referred	484
Reported	1359
Amended	1689
Passed	1690
Passed senate	2038
Enrolled	2108
Signed by speaker	2144
Sent to governor	2166
 419—By Hunt. Repealing section one thousand three hundred twenty-six (1326) of the code and enacting a substitute in lieu thereof relating to the assessment of stock of building and loan associations.	
Introduced and referred	585
Reported	941
Withdrawn	1746
 420—By Manning of Story. To establish a fund to meet emergencies which may arise in connection with the work of the Iowa State College of Agriculture and Mechanic Arts.	
Introduced and referred	585
Reported unfavorably	1294
Indefinitely postponed	1294
 421—By Sherman of Poweshiek. To amend the law as it appears in section seven hundred forty-one-o (741-O), supplement to the code, 1907, relating to the election of city hospital trustees.	
Introduced and referred	585
Reported with amendments . . .	986
Withdrawn	1340
 422—By Jensen of Pocahontas. Repealing section 2024-i of the supplement of the code of Iowa of 1907 and enacting a substitute therefor providing for condemnation of land where gravel or other suitable material for road improvement can be had, and roads leading thereto, requiring boards of supervisors to condemn said land, making said material acces-	

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which fairs and expositions are or may hereafter be held.	
Introduced and referred.....	614
Amendment reported	1447
434—By Barry. To amend section one hundred eighty-one (181), of the code, relating to the committee on re-trenchment and reform.	
Introduced and referred.....	614
Withdrawn	2620
435—By Dunlap. To amend section six hundred ninety-six (696), of the supplement to the code, relative to the preven-tions of nuisances and assessing the costs thereof.	
Introduced and referred.....	614
436—By Shankland. To amend sec-tions two thousand four hundred forty-eight (2448) of the supplement to the code, 1907, two thousand four hundred forty-nine (2449) of the code of 1897, two thousand four hundred fifty-one (2451) of the supplement to the code, 1907, relating to the sale of intoxicating liquors.	
Introduced and referred.....	665
Reported unfavorably	1000
Minority report	1001
437—By Klay. To repeal the law as it appears in section twenty-five hundred seventy-eight-b of the supplement to the code, 1907, relating to appeals from decisions of the state board of medical examiners.	
Introduced and referred.....	665
438—By Pickford. To amend sec-tion twenty-seven hundred ninety-two (2792) of the code of 1897 relating to the restoration of territory to the school district from which it has been taken.	
Introduced and referred.....	665
Reported	896
Amended	1525
Passed	1526
Failed to pass senate.....	2362
439—By Anderson. To authorize the appointment of special agents to aid in the detec-tion, identification, capture and conviction of criminals, delinquents and defectives, and to require the co-opera-tion and assistance of all sheriffs, police and peace officers and all other offi-cers charged with the care, supervision and jurisdiction over criminals, delinquents or defectives.	
Introduced and referred	666
Reported	1124
Made special order	1227
Passed	1368

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Indefinitely postponed by senate	1919
Senate requests return	2030
Request granted	2034
440—By Craig. To amend the law as it appears in section three thousand four hundred and forty-seven (3447) of the code of Iowa and to fix the time within which certain actions for the re-cove-ry of real estate may be brought.	
Introduced and referred.....	666
Reported with amendments	1081-1082
Amended	1349
Passed	1350
Passed senate	2037
Enrolled	2107
Signed by speaker	2144
Sent to governor	2166
441—By Jacobson. To regulate the sale of calcium carbide or so-called carbide and pre-scribe the manner in which the same shall be packed and labeled.	
Introduced and referred	666
Reported	999
Passed	1830
Passed senate	2631
Senate requests return	2734
Request granted	2735
Senate returns	2771
Enrolled	2785
Signed by speaker	2789
Sent to governor	2790
442—By Power. To amend sections three (3), five (5), ten (10), and eleven (11) of chapter twenty-six (26) of the acts of the Thirty-third (33d) General Assembly and to add section three-a (3-a) to chapter twenty-six (26) of the acts of the Thirty-third (33d) General Assembly, relating to the control and support of county hospitals.	
Introduced and referred	666
Referred	877
Reported unfavorably	1703
Indefinitely postponed	1703
443—By Griffin. Amending section twenty-one hundred twenty-six (2126) of the code, granting to common carriers the right to meet short line competition.	
Introduced and referred	666
Amendment reported.....	1712
Amended	2255-2256
Passed	2256
444—By Manning. To repeal section two hundred ninety-seven (297) of the code, and chapter fifteen (15), acts of the Thirty-fourth (34) General Assembly, and enact a substitute therefor relating to the compensation of clerks of the district courts.	
Introduced and referred.....	667

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445—By Manning. To confirm the title of Anna L. Edgar to the west one-half (W.½) of the southwest quarter (S.W.¼) of section two (2), township eighty-nine (89) north, range thirty-four (34), west 5th P. M., Iowa, and authorizing the issuance of a patent therefor.			
Introduced and referred	667		
Amendments reported	1142		
Amended	1334		
Passed	1335		
Failed to pass senate	2088		
446—By Townsend. Enabling the board of directors of the independent school district of Tama, Iowa, to compensate a member for services as superintendent of schools.			
Introduced and referred	668		
Reported with amendments . .	727		
Amendments adopted	927		
Passed	927		
Passed senate	1244		
Enrolled	1357		
Signed by speaker	1368		
Sent to governor	1419		
447—By Milton. To amend the law relating to proof of claims against estates as the same appears in section thirty-three hundred forty-one (3341) of the code.			
Introduced and referred	669		
448—By Ring. To provide for the compilation of the laws of the Thirty-third, Thirty-fourth and Thirty-fifth 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, 1913, of the supreme court, and to publish the said compilations and annotations as a "supplement to the code, 1913," 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.			
Introduced and referred	669		
Reported and referred	1593		
Withdrawn	186C		
449—By Bernbrock. Creating a commission on cities and towns, defining its duties, and making an appropriation for its expense.			
Introduced and referred	669		
Reported and referred	1449		
Reported unfavorably	2097		
Indefinitely postponed	2097		
450—By Eggleston. To amend section two of chapter seventy of the acts of the Thirty-fourth General Assembly, relative to the compensa-			
		tion for dragging roads.	
		Introduced and referred	669
451—By Hamilton. Amending the law as it appears in sub-division one (1), section 1304, of the code of 1907, and supplement thereto, relating to exemptions of different classes of property.			
		Introduced and referred	670
		Reported and deferred	1081
		Amendment reported	1559
		Amended	2026
		Passed	2027
		Passed senate	2688
		Enrolled	2749
		Signed by speaker	2770
		Sent to governor	2768
452—By Hamilton. To repeal the law as it appears in section fifty-six hundred eighty-five-a (5685-a) of the supplement to the code of 1907 and to enact a substitute therefor in regard to collection of money from visitors and its use.			
		Introduced and referred	670
453—By Bauman. Appropriating a certain sum of money to Bertha G. Myers, widow of Elmer Myers, deceased, an itinerant vendor of drugs, the said amount so appropriated being the unearned license fee paid by said Elmer Myers.			
		Introduced and referred	670
		Reported and referred	701-702
		Reported	1122
		Passed	1272
454—By Bauman. Prohibiting any motor vehicle from displaying any loose-hinged flag, pennant, banner, ribbon, or similar attachment, and providing a penalty for the violation of same.			
		Introduced and referred	670
		Reported unfavorably	1518
		Indefinitely postponed	1518
455—By Jensen. Making an appropriation for the purpose of providing industries in the penal institutions of this state, the same to be expended under the direction of the board of control.			
		Introduced and referred	670
		Reported and referred	984-985
456—By Boettger. Authorizing cities and towns, including those acting under special charter and cities under the commission form of government, to adopt a building code and to provide penalties for violation thereof.			
		Introduced and referred	670-671
		Reported	812
		Passed	917
		Amended and passed by senate	1918
		House concurs	1919
		Enrolled	2015
		Signed by speaker	2040
		Sent to governor	2046

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457—By Scholz. To amend section four thousand six hundred and sixty-one (4661) of the code, relating to witness fees.	
Introduced and referred.....	671
Amendments reported.....	1299
Amended and passed.....	1869
458—By Lounsberry. To promote patriotism and to provide for the display of the flag of the United States of America upon public buildings of the state and within certain public buildings of the state.	
Introduced and referred.....	683
Amendments reported.....	1563
Amended.....	1981
Passed.....	1982
Amended and passed senate.....	2367
House concurs.....	2377
Enrolled.....	2478
Signed by speaker.....	2480
Sent to governor.....	2545
459—By Atkinson. Making additional appropriations to the State Historical Society of Iowa.	
Introduced and referred.....	683
Withdrawn.....	2303-2620
460—By McHose. To create the county of Larrabee and provide for the government thereof.	
Introduced and referred....	683
Reported.....	1360
Made special order.....	1510
Amendment proposed.....	1666
Amendment proposed.....	1762
Amended.....	1764
Passed.....	1765
Passed senate.....	2364
Enrolled.....	2564
Signed by speaker.....	2572
Sent to governor.....	2574
461—By Webb. To amend the law relating to the destruction of weeds as it appears in sections three (3) and four (4) of chapter ninety-six (96) of the acts of the Thirty-third General Assembly.	
Introduced and referred....	683
Reported.....	1059
Passed.....	1741
Amended and passed senate.....	2601
House concurs.....	2616
Enrolled.....	2692
Signed by speaker.....	2699
Sent to governor.....	2743
462—By Ring. To amend the law as it appears in section nine hundred fifteen (915) of the supplement to the code, 1907, relative to the attaching and recording of the abstract of title to platted premises.	
Introduced and referred.....	684
Reported.....	1156
Passed.....	2649

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463—By Trumbauer. To amend section seventeen hundred forty-four (1744) of the code relating to the losses of live stock by lightning.	
Introduced and referred.....	684
Enacting clause stricken.....	2199
464—By Stipe. To extend the benefits of free public libraries, and to repeal sections 729-a, 592-a and 741-n of the supplement to the code, 1907, relating thereto, and to enact substitutes therefor, and to amend sections 422, 2749 and 2823-n of the supplement to the code, 1907, by granting school corporations and boards of county supervisors additional powers relating thereto.	
Introduced and referred.....	684
Amendments reported.....	1146
Amended.....	1623
Passed.....	1624
Senate concurs.....	2261
Enrolled.....	2341
Signed by speaker.....	2381
Sent to governor.....	2414
465—By committee on roads and highways. To create a state highway commission and to provide for the appointment, term of office, compensation, powers and duties, of such commission, to create a system of county and township road, bridge and culvert construction and maintenance, and to prescribe the procedure and manner of carrying on such improvements, and the rights, duties and power of county, township, and other officers and employers with reference thereto, to fix the rights of parties contracting with reference to such work, to repeal section two thousand six hundred seventy-four-f (2674-f) of the supplement to the code, 1907, relating to highway commission and to amend section three (3) of chapter twenty-four (24) of the acts of the Thirty-fourth General Assembly, relating to the county road building fund.	
Introduced.....	694
Placed on calendar.....	694
Made special order.....	1418
Withdrawn.....	1555
466—By Lounsberry. To repeal section four thousand eight hundred ninety-seven-a (4897-a) of the supplement to the code, 1907, and to enact a substitute relating to escapes from the penitentiary and reformatory, including violations of parole.	
Introduced and referred....	704
Amendments reported.....	1265

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Amended	1975	473—By Whitney. Defining and regulating the manufacturer carrying for sale, endeavoring to sell or sale of cotton duck or canvas or articles composed in whole or in part of cotton duck or canvas, awnings, paulins, wagon covers, tents, grain and hay covers, stable or tent tops and requiring the same to be properly marked as to weight, size and use of fillers or other preparations.	
Passed	1976	Introduced and referred	705
Passed senate	2338	Reported	1562
Enrolled	2460	474—By Whitney. To amend section six hundred and ninety-four-a (694-a) of the supplement to the code, 1907, relating to membership fees and dues in League of Iowa Municipalities.	
Signed by speaker	2468	Introduced and referred	705
Sent to governor	2541	Reported	986
467—By Miller. To repeal section twenty-seven twenty-seven-a-89 (2727-a-89) of the supplement to the code of Iowa, 1907, relating to an appropriation for the collection and dissemination of information concerning tuberculosis.		Passed	1828
Introduced and referred	704	Amended and passed senate	2367
Reported unfavorably	1147	House concurs	2375
Indefinitely postponed	1147	Enrolled	2478
468—By Hutchins. To amend section nineteen hundred eighty-nine-a - thirty-four (1989-a-34) supplement to the code, 1907, requiring contractors to furnish proof of payment for material and labor on public drainage improvements before receiving final payment.		Signed by speaker	2480
Introduced and referred	704	Sent to governor	2546
Reported	1030	475—By Steelsmith. To amend the law as it appears in chapter sixteen-a (16-a), supplement to the code of 1907, pertaining to establishment of state epidemiologist in connection with state bacteriological laboratory and relating to annual appropriations for same.	
Withdrawn	1871	Introduced and referred	705
469—By Jamieson. To repeal sections 1 and 21 of chapter 18 acts of the Thirty-fourth General Assembly, and to amend section 360 of the code and section 1710 supplement to the code, relating to insurance.		New copy ordered	1448
Introduced and referred	704	Reported	1461
470—By Ring. To amend chapter one hundred forty-six (146) of the acts of the Thirty-fourth General Assembly, relative to the payment of tuition of pupils attending high schools located in other districts.		Referred	1461
Introduced and referred	704	476—By Trumbauer. To amend section one (1) of chapter forty-three (43) of the Thirty-fourth General Assembly relating to street improvements in towns, and to the levy of special taxes therefor.	
Reported unfavorably	1121	Introduced and referred	706
Indefinitely postponed	1121	Reported	1649
471—By Newcomb. To amend chapter one hundred two (102) of the acts of the Thirty-fourth General Assembly, relating to the penalty for the violation of the laws relating to the sale or keeping for sale of intoxicating liquors.		Amended	2199
Introduced and referred	705	Passed	2200
Reported	1059	Passed senate	2689
Passed	1846	Enrolled	2749
472—By Enger. To require the state board of health to examine and approve the plans and specifications for contemplated public water supplies and sewer systems.		Signed by speaker	2770
Introduced and referred	705	Sent to governor	2768
Reported	1508	477—By Bartle. To repeal the law as it appears in sections one (1), two (2), three (3), and five (5) of chapter sixty-three (63) of the acts of the Thirty-fourth (34) General Assembly, relating to the assessment and taxation of money, credits, corporation shares of stock, and other intangible property; to amend the law as it appears in section one thou-	

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sand three hundred ten (1310) of the code relating to the same subject and to amend the law as it appears in section thirteen hundred eleven (1311) of the code providing for deducting debts from property listed for taxation. Introduced and referred.....	720
478—By Rohwer. To repeal section thirteen hundred forty-seven-a (1347-a) of the supplement of 1907 to the code of Iowa, relating to the vocation of peddlers, defining the term peddlers so as to include soliciting agents and transient merchants and itinerant vendors selling by sample or by taking orders for immediate or future delivery, and to enact a substitute therefor. Introduced and referred.....	721
479—By Rohwer. Providing for the license of certain classes of temporary or transient merchants doing business in cities or incorporated towns, defining the same and the manner of issuing licenses, regulating the advertising and representation of such merchants. Introduced and referred..... Amendments reported..... Withdrawn.....	721 1562 2560
480—By Griffin. To prohibit trespassing on railway tracks, railway rights of way, cars and engines, and providing a penalty for the violation thereof. Introduced and referred.....	721
481—By Helming. To amend the law as it appears in section twenty-three hundred fifty-eight (2358) of the code, relating to partition fences. Introduced and referred..... Reported with amendments..... Amended..... Passed..... Passed senate..... Enrolled..... Signed by speaker..... Sent to governor.....	721 1059 1849 1850 2636 2721 2751 2742
482—By Bauman. Granting additional powers to the commission of pharmacy relating to the license of itinerant vendors. Introduced and referred..... Reported unfavorably..... Indefinitely postponed.....	721 1060 1060
483—By Huff. To prevent and punish interfering with and enticing from any state institution or home or place of employment any ward of the state and providing for the punishment of violation of the act.	

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Introduced and referred..... Referred.....	722 935
484—By Stipe. To amend section two thousand one hundred and sixteen (2116) of the supplement to the code, 1907, and to define what is reasonable passenger service on certain lines of railroads. Introduced and referred..... Amendments reported..... Made special order..... Amended..... Passed..... Passed senate..... Enrolled..... Signed by speaker..... Sent to governor.....	722 1293 1593 1770-1771 1771 2308 2395 2400 2415
485—By Jacobs. To establish district custodial farms for the detention, treatment and employment of convicts; to make provision for the control and management thereof; to provide what persons shall be kept thereon, and to make an appropriation therefor. Introduced and referred..... Reported and referred.....	722 1632
486—By Ring. To amend sections thirteen hundred thirty-four (1334), thirteen hundred thirty-four-a (1334-a), thirteen hundred thirty-seven (1337) of the supplement to the code, 1907, and to repeal section thirteen hundred thirty-eight (1338) of the code; and to enact a substitute therefor and all relating to the assessment and taxation of railways and to requirements of railway companies and duties of officers in connection therewith. Introduced and referred..... Reported..... Re-referred.....	813 1121 1122
487—By Ring. To promote the purposes and work of the Iowa State Conference of Charities and Correction. Introduced and referred.....	813
488—By Buxton. To repeal section four hundred seventy-five (475) of the code and an act to substitute therefor relating to the criminal statistics to be kept by the county auditor and the reporting of same by the county auditor to the clerk of the district court. Introduced and referred..... Reported with amendments..... Amended..... Passed..... Passed senate..... Enrolled..... Signed by speaker..... Sent to governor.....	813 935 1333 1334 1576 1723 1735 1767

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489—By Buxton. To repeal section two hundred ninety-three (293) of the code and all amendments thereto and an act to substitute therefor relating to the keeping of criminal statistics by the clerk of the district court and the reporting of same to the board of parole.		495—By Fraley. To amend the law as it appears in chapter fourteen-c (14-c) of title V of the 1907 supplement to the code, as amended by chapter sixty-four (64) of the acts of the Thirty-fourth General Assembly, and chapter sixty-two (62) and fifty-five (55) of the acts of the Thirty-fourth General Assembly, relating to the government of certain cities and conferring additional powers upon such cities.	
Introduced and referred	813-814	Introduced and referred	817
Amendments reported	1296		
Amended	1911	496—By Bartle. To prohibit unauthorized persons appearing before legislative committees and prescribing a penalty for violation thereof.	
Passed	1912	Introduced and referred	818
Passed senate	2578	Reported unfavorably	1358
Enrolled	2654	Indefinitely postponed	1358
Signed by speaker	2658		
Sent to governor	2666	497—By Barry. To regulate policies insuring against accidental bodily injury or disease issued in this state, and the companies issuing the same.	
		Introduced and referred	818
490—By Milton. To regulate the passing of automobiles or other vehicles by another traveling in the same direction.			
Introduced and referred	814	498—By Kingland. Authorizing and directing the governor and secretary of state to execute a quit claim deed conveying to J. B. Keeler all of the right, title and interest of the state of Iowa in or to lots four (4) and five (5) of section thirteen (13), township ninety-nine (99), north, range twenty-three (23), west of the fifth p. m.	
Recalled from committee	1318	Introduced and referred	818
Considered	1869-1876	Amendments reported	1470
Passed	1877	Amended	1678
Motion to reconsider laid on table	1878	Passed	1679
Passed senate	2338	Passed senate	2037
Enrolled	2396	Enrolled	2107
Signed by speaker	2400	Signed by speaker	2144
Sent to governor	2414	Sent to governor	2166
		Recalled from governor	2234
491—By Scholz. Relating to notaries public who are stockholders, directors, officers or employees of banks or other corporations.		Returned by governor	2264
Introduced and referred	814		
Amendment reported	1473	499—By Carson. To repeal section two (2) of chapter one hundred sixty-eight (168) of the acts of the Thirty-third (33d) General Assembly, and to amend the law as it appears in section forty-nine hundred ninety-nine-a-eight (4999-a-8) supplement to the code, 1907, relating to fire escapes.	
Amended	1612	Introduced and referred	819
Passed	1612		
		500—By Craig. To repeal the law as it appears in chapter two hundred twenty (220), acts of the Thirty-third General Assembly, and to amend the law as it appears in section forty-nine hundred ninety-nine-a-nine (4999-a-9), supplement to the code,	
492—By Miller. To amend section six (6) of chapter one hundred sixty-eight (168) of the acts of the Thirty-third General Assembly, relating to hotels, inns and lodging houses.			
Introduced and referred	817		
Reported with amendments	987		
Referred	1016		
Amended	1496		
Passed	1497		
493—By Jensen. To provide against fraudulent advertising.			
Introduced and referred	817		
Amendments reported	1647		
Amended and passed	1784		
Amended and passed senate	2451		
House concurs	2452		
Enrolled	2565		
Signed by speaker	2572		
Sent to governor	2576		
494—By Atkinson. In relation to cemeteries, public and private, and to require the officers thereof to keep and maintain a permanent record of all burials therein.			
Introduced and referred	817		
Amendments reported	1643		

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relating to protection against fire and providing means for escape.	
Introduced and referred.....	819
Reported	1432
Amended	1620
Passed	1620
Indefinitely postponed by senate	1920
501—By Brockway. To amend section twenty-one hundred and thirteen (2113) of the supplement to the code, 1907, as amended by chapter one hundred twenty-seven (127) of the acts of the Thirty-third General Assembly relating to the powers of the board of railroad commissioners.	
Introduced and referred.....	819
Reported	1445
Withdrawn	1929
502—By Brockway. To repeal section twenty-one hundred and fifty-seven-f (2157-f) of the supplement to the code, 1907, relating to free tickets, passes, franks, transportation, reduced rates and discrimination and to enact in lieu thereof the following:	
Introduced and referred.....	820
Amendment reported	1797
Amended	2038
Passed	2039
503—By Bruce. Fixing the standard of qualifications of all persons desiring to practice mechanical therapy and for the regulation thereof; to create a state board of mechanical therapeutic examiners, and to provide for the registration of those entitled to practice mechanical therapy, and providing penalties for violation of any of the provisions thereof.	
Introduced and referred.....	820
504—By Shankland. To create a board of tax commissioners in counties having a population of seventy-five thousand (75,000), or more, according to the last census, and defining the powers and duties thereof.	
Introduced and referred.....	820
505—By Mitchell. To amend section two thousand five hundred forty (2540) supplement to the code, 1907, and chapter one hundred fifty-three (153), acts of the 33d General Assembly, relating to season during which fish may be taken.	
Introduced and referred.....	839
Amendment offered	2216
Amended	2232
Passed	2233
Passed senate	2480
Enrolled	2569
Signed by speaker.....	2572
Sent to governor.....	2576

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506—By Lenocker. Permitting the payment of special assessments for drainage purposes by warrants drawn upon the drainage fund.	
Introduced and referred.....	839
Amended	2077
Passed	2078
Amended and passed senate.....	2387
House concurs	2389
Enrolled	2477
Signed by speaker.....	2480
Sent to governor.....	2544
507—By Boettger. To repeal section one thousand seventy-two (1072) of the supplement to the code, 1907, relating to the election of county officers and enacting in lieu thereof the following:	
Introduced and referred.....	873
Withdrawn	1481
508—By Boettger. To repeal chapter forty-five (45) of acts of the Thirty-fourth (34th) General Assembly of the state of Iowa, relating to the approval of plats of additions to cities or towns by city and town councils, and to enact a substitute therefor.	
Introduced and referred.....	874
Reported	1123
Amendment offered	1499
Re-referred	1499
509—By Boettger. To repeal section one (1) of chapter forty-nine (49) of the acts of the Thirty-fourth General Assembly relating to the improvement of water fronts in cities acting under special charter and conferring additional powers upon said cities, and to enact a substitute in lieu thereof. (Additional to chapter fourteen (14) of title five (V) of the code relating to cities under special charter.)	
Introduced and referred.....	874
Reported	1124
Passed	1336
Title amended	1336
Amended and passed by senate	1842
House concurs	1843
Enrolled	2015
Signed by speaker.....	2040
Sent to governor.....	2046
510—By Clark. To amend the law as it appears in sections ten hundred fifty-six-a-fifteen (1056-a-15) and ten hundred fifty-six-a-sixteen (1056-a-16) supplement to the code, 1907, relating to appointments and removals.	
Introduced and referred.....	874
Reported unfavorably	1081
Indefinitely postponed	1081

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511—By McHose. To amend section one thousand three hundred and four (1304) of the supplement to the code, 1907, as amended by chapter eighty-one (81) of the Thirty-third General Assembly, in relation to classes of property exempt from assessment from taxation.		517—By committee on roads and highways. To authorize the governor to direct the attorney general to appear in certain cases, for and on behalf of the counties, cities, towns, and other municipalities and officers and contractors thereof and to employ additional legal assistance in such cases and providing for payment therefor.	
Introduced and referred.....	874	Introduced and referred.....	875
Amendment reported.....	1704	Passed on file.....	875
Amended.....	2059	Passed.....	1347
Passed.....	2060	Passed senate.....	2283
512—By Peterson. To prohibit the spraying of fruit trees and other flowering shrubs when in bloom.		Enrolled.....	2394
Introduced and referred.....	874	Signed by speaker.....	2400
Reported.....	1431	Sent to governor.....	2415
513—By Peterson. To prohibit the importation of diseased bees.		518—By Huff. Providing for the issuance of a subpoena by the clerk of the district court requiring a person in this state to attend and give testimony in a criminal action pending in another state after a petition has been filed in the office of said clerk and the witness given an opportunity to be heard in opposition thereto, and providing punishment for failing to do so.	
Introduced and referred.....	875	Introduced and referred.....	875-876
Reported with amendments.....	1058	Amendments reported.....	1297
Amended.....	1494	Amended.....	2075-2076
Passed.....	1495	Passed.....	2076
Passed senate.....	2024	Passed senate.....	2566
Enrolled.....	2107	Enrolled.....	2641
Signed by speaker.....	2144	Signed by speaker.....	2649
Sent to governor.....	2166	Sent to governor.....	2655
514—By Chapman. To amend the law as it appears in section three (3), chapter one hundred forty-six (146), of the acts of the Thirty-fourth General Assembly, relating to the payment of tuition of pupils residing in school corporations which do not offer instruction equivalent to four-year high schools of Iowa.		519—By White. To amend section one hundred eighty-one (181) of the code relating to joint committee on re-trenchment and reform.	
Introduced and referred.....	875	Introduced and referred.....	877
Amended.....	2176	Reported unfavorably.....	1357
Passed.....	2177	Minority recommendations.....	1357
Amended and passed senate.....	2598	Made special order.....	1653
House concurs.....	2606	Minority views adopted.....	1768
Enrolled.....	2691	Amended.....	1769
Signed by speaker.....	2699	Passed.....	1770
Sent to governor.....	2744	Amended and passed senate.....	2283
515—By Townsend. To amend section thirteen hundred four (1304) of the supplement to the code, 1907, as amended by chapter sixty-one (61) of the acts of the Thirty-fourth General Assembly relating to the exemption of certain classes of property from taxation.		House concurs.....	2294
Introduced and referred.....	875	Enrolled.....	2394
Reported.....	1560	Signed by speaker.....	2400
Amended.....	1983	Sent to governor.....	2415
Passed.....	1982	520—By Buxton. To amend the law relating to the taxation of moneys and credits as the same appears in section thirteen hundred ten (1310) of the code, as amended by section one (1) of chapter sixty-three (63) of the acts of the Thirty-fourth (34th) General Assembly.	
Passed senate.....	2688	Introduced and referred.....	877
Enrolled.....	2751	521—By Hunt. To legalize conveyances by counties.	
Signed by speaker.....	2770	Introduced and referred.....	902
Sent to governor.....	2768	Amendment reported.....	1752
516—By Townsend. To amend sections sixteen hundred forty-two (1642) and sixteen hundred forty-four (1644) of the code, 1897, relating to corporations not organized for pecuniary profit.		Amendment passed.....	2185
Introduced and referred.....	875		
Reported.....	1560		

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522—By Daniels. To prevent the collection of subscription to newspapers and magazines for a longer period of time than is agreed upon and making evidence of implied agreements to pay such subscription inadmissible. Introduced and referred.....	902
523—By Fraley. To legalize the proceedings of the city council of the city of Des Moines, Iowa, for the construction of the Seventh ward sewer system in said city. Introduced and referred..... Withdrawn	902-903 1367
524—By Koontz. To authorize and empower the governor of the state of Iowa to issue land patent, attested by secretary of state, to and in favor of Albert Husa, conveying certain real estate located in Johnson county, Iowa, and described more particularly as lot seven (7), block fifty-five (55), Iowa City, Iowa. Introduced and referred..... Amendments reported	903-904 1299 1671 1672 2481 2641 2649 2655
525—By Koontz. To authorize and empower the governor of the state of Iowa to issue land patent attested by the secretary of state to and in favor of John Vesely, conveying certain real estate located in Johnson county, Iowa, and described more particularly as lot six (6), block nine (9), county seat of Johnson county, Iowa. Introduced and referred..... Amendments reported	904-905 1143 1337 1338 1576 1723 1735 1767
526—By Crozier. To amend section four thousand six hundred and twenty-three (4623) of the code of 1897 relating to books of account as evidence. Introduced and referred..... Amendments reported	905 1141 1738 1739 2689 2750 2770 2768
527—By Crozier. Repealing section four thousand and fifteen (4015) of the code in re-	

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lation to exemptions from execution and to enact a substitute therefor. Introduced and referred..... Reported	905 1083 1853
528—By Dunlap. To amend the law as it appears in section two (2) of chapter seventy (709), acts of the Thirty-fourth (34th) General Assembly, relating to the dragging of public roads. Introduced and referred..... Amendment reported	905 1519 1979 1980 2456 2569 2572 2576
(Note: H. F. No. 528 was enrolled, signed and sent to the governor in error.)	
529—By Brown. To amend section four thousand six hundred six (4606) chapter one (1) title twenty-three (XXIII) of the code of 1897 and the amendments thereto, in relation to husband and wife as witnesses. Introduced and referred..... Amendment reported	905 1457 2002 2003 2189
530—By Clark. To repeal the law as it appears in chapter two (2), section thirteen (13) of the code and to enact a substitute therefor relating to the compensation of officers and employes of the general assembly. Introduced and referred..... Amended	906 2121 2122
531—By Anderson. To amend section 1657-i of the supplement code of Iowa, 1907, relative to holding a two weeks' fair and exposition on the state fair grounds in Des Moines, Iowa. Introduced and referred..... Reported unfavorably	906 1363 1363
532—By Anderson. To amend section 1, chapter 75, acts of the Thirty-third General Assembly relating to bonds of county treasurers. Introduced and referred..... Amendments reported	906 1155
533—By Power. To license labor agencies and to repeal lines fourteen (14), fifteen (15), sixteen (16), and seventeen (17), of section seven hundred (700) of the 1907 supplement to the code, and	

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		Passed	1683
		Indefinitely postponed by senate	2189
		538—By Carson. Regulating the compounding and dispensing of physicians' prescriptions; relating to the practice of pharmacy.	
		Introduced and referred.....	907
		Reported unfavorably	1647
		Indefinitely postponed	1647
		539—By Shankland. To authorize boards of county supervisors to reimburse school districts for the loss of tax by reason of the location of exempt county property in such school district.	
		Introduced and referred.....	907
		Reported unfavorably	1359
		Indefinitely postponed	1359
		540—By Shankland. To legalize the proceedings of the city council of the city of Des Moines, Iowa, for the construction of the Seventh ward sewer system in said city.	
		Introduced and referred.....	908
		Withdrawn	1367
		541—By Kane. To amend the law as it appears in section five thousand four hundred and twenty-four (5424) of the code, relating to the causes for which the court may grant a new trial in criminal cases.	
		Introduced and referred.....	908
		Reported unfavorably	1360
		Indefinitely postponed	1361
		542—By Buxton. To amend the law relating to the publication of ordinances in cities and towns as the same appears in section six hundred eighty-six (686) of the code.	
		Introduced and referred.....	908-909
		Reported	1706
		543—By Thompson. To regulate common carriers and fix liability as common carriers.	
		Introduced and referred.....	909
		Amendment reported	1713
		Amended	2054
		Passed	2055
		544—By Bruce. To promote horticulture by the creation of new and better adapted varieties through scientific cross-breeding and selection, and to make an appropriation therefor.	
		Introduced and referred.....	909
		Reported	1146
		Re-referred	1366
		Withdrawn	2197
		545—By Whitney. To amend the law as it appears in chapter sixty-eight (68), acts of the	
		to repeal sections two thousand four hundred seventy-seven-h (2477-h) to two thousand four hundred seventy-seven-l (2477-l) inclusive of the 1907 supplement to the code, and to enact a substitute therefor.	
		Introduced and referred.....	906
534—By Scholz. To repeal section two of chapter one hundred thirteen (113) laws of the Thirty-fourth General Assembly and section twenty-five hundred and twenty-two (2522) supplement to the code, 1907, and enact substitutes therefor, providing for the appointment of dairy and food commissioner and assistants and fixing salaries of said officers; also providing for the making of reports to the state dairy commissioner; maintaining of certain establishments in a hygienic condition, proper cleaning of utensils and containers and providing penalties for violation thereof, regulating the sale of renovated butter or process butter; and amending section twenty-five hundred and twenty-four (2524) of the code relating to compensation of milk agents.			
		Introduced and referred.....	906-907
		Reported	1510
		Re-referred	1511
		Amendment reported	2193
		Passed	2572
535—By Brady. To prevent fraud in the manufacture and sale of commercial fertilizers, providing for licensing of such products and making provision for enforcement.			
		Introduced and referred.....	907
		Reported	1750
		Passed	2204
		Passed senate	2688
		Enrolled	2761
		Signed by speaker.....	2770
		Sent to governor.....	2768
536—By Brady. To repeal section thirteen (13), chapter ninety-five (95) acts of the Thirty-third (33rd) General Assembly.			
		Introduced and referred.....	907
537—By Carson. To amend chapter two hundred twenty-seven (227) of the acts of the Thirty-third General Assembly, amendatory of section five thousand two hundred eighty-nine (5289) of the code, relating to the sufficiency of indictments and the waiver of objections thereto.			
		Introduced and referred.....	907
		Reported	1472
		Amended	1683

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Thirty-fourth General Assembly, relating to the assessment and collection of a tax on collateral inheritance of estates, annuities, legacies, bequests, gifts and transfers; repealing certain sections thereof and providing substitutes therefor; making the provisions of said chapter applicable to direct inheritance of estates, annuities, bequests, gifts and transfers; subjecting the same to taxes, providing the rate of all such taxes, and making exceptions therefrom.

Introduced and referred..... 909
 Reported1359
 Passed1879
 Failed to pass senate.....2580

546—By Whitney. To provide for the terms of court in the fourth and twenty-first judicial districts.

Introduced and referred..... 909
 Reported1083
 Made special order.....1275
 Passed1277
 Passed senate1319
 Enrolled1356
 Signed by speaker.....1368
 Sent to governor.....1419

547—By Peterson. To amend the law as it appears in section twenty-five hundred ninety-four (2594) of the code relating to licensing itinerant vendors of drugs.

Introduced and referred..... 909
 Amendments reported1507
 Amended1930
 Passed1981
 Passed senate2480
 Enrolled2641
 Signed by speaker.....2649
 Sent to governor.....2655

548—By Ring. To amend section twenty-eight hundred twenty-a (2820-a) supplement to the code, 1907, relative to the indebtedness of certain independent school districts.

Introduced and referred..... 910
 Reported1407
 Amendment proposed1714
 Made special order.....1714
 Amended1757
 Passed1758
 Passed senate2580
 Enrolled2654
 Signed by speaker.....2658
 Sent to governor.....2665

549—By Peterson. Appropriating a certain sum of money to A. S. Perryman, the said amount being the unearned license fee paid by said A. S. Perryman.

Introduced and referred..... 910
 Reported and re-referred.....1145
 Reported1445
 Passed2003
 Indefinitely postponed by senate2189

550—By Lund. To encourage the reclamation of wet lands by drainage in the state of Iowa and to aid in publishing the proceedings of the annual convention of the Iowa Drainage Association—to make an appropriation therefor.

Introduced and referred..... 919
 Reported1423
 Referred1423
 Reported unfavorably2096
 Indefinitely postponed2096

551—By Lund. To create the Iowa state drainage, waterways and conservation commission, and defining the powers and duties of the same.

Introduced and referred..... 919
 Reported1450
 Reported unfavorably2095
 Indefinitely postponed2095

552—By Klay. Authorizing and empowering the joint committee on retrenchment and reform to employ expert accountants and efficiency engineers, to institute reform and appropriate funds therefor.

Introduced and referred..... 919
 Reported942
 Passed966
 Title amended966
 Passed senate1090
 Enrolled1162
 Signed by speaker.....1238
 Sent to governor.....1276

553—By Huff. To repeal section three thousand five hundred thirty-eight (3538) of the code, relative to the bringing of actions against unknown defendants, and to enact a substitute therefor.

Introduced and referred..... 959
 Reported1144
 Passed1855
 Title amended1855
 Passed senate2581
 Enrolled2641
 Signed by speaker.....2649
 Sent to governor.....2655

554—By Greene. To amend the law as it appears in section six hundred sixty-nine (669) of the supplement to the code, 1907, relating to the compensation of councilmen when acting as members of the board of review.

Introduced and referred..... 959
 Amendment reported1448
 Amended1990-1991
 Passed1991
 Passed senate2310
 Enrolled2441
 Signed by speaker.....2468
 Sent to governor.....2540

555—By Newcomb. To regulate the operation of railway and railroad passenger trains.

Introduced and referred..... 959
 Reported unfavorably1503
 Indefinitely postponed1503

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556—By Newcomb. To amend section two (2) of chapter one hundred and ninety (190), laws of the Thirty-third General Assembly relative to the library commission and traveling library.			
Introduced and referred.....	960		
Reported	1147		
Withdrawn	2092		
557—By Newcomb. Relating to the sale of butter at retail, and providing a penalty for violating the provisions of this act. (Additional to chapter thirteen (13) of title twenty-four (24) of the code relating to cheating by false pretenses, gross frauds and conspiracy.			
Introduced and referred.....	960		
Reported unfavorably	1510		
Indefinitely postponed by senate	2190		
558—By Mitchell. To amend section two thousand four hundred five (2405) of the code relating to injunctions.			
Introduced and referred.....	960		
559—By Mitchell. To repeal section twenty-five hundred and ninety-three (2593) supplement to the code, 1907, as amended by chapter one hundred and sixty (160) acts of the Thirty-third General Assembly, as amended by chapter one hundred and sixty-two (162) acts of the Thirty-third General Assembly, and enact a substitute therefor, relating to the practice of pharmacy.			
Introduced and referred.....	960		
Amendments reported	1648		
Amended	2207-2208		
Passed	2208		
560—By Jacobs. To require foreign corporations owning, controlling, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located within the state of Iowa, or the business of such works, plants or railways or owning or controlling stock in any corporation owning, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located within the state of Iowa or the business of such plants or railways to comply with the laws governing the issuance of capital stock of domestic corporations and the making of reports by domestic corporations and to require said foreign corporations to obtain a permit to transact business within the state of Iowa, and conferring upon courts of equity jurisdiction to dissolve and terminate corporations, works, plants or businesses violating this act and providing penalties for violations of this act.			
Introduced and referred.....	960-961		
Passed	2723		
561—By Elwood. To amend section two thousand five hundred forty (2540) of the supplement to the code, 1907; chapter one hundred fifty-three (153) of the acts of the 33rd General Assembly and section two thousand five hundred fifty-one (2551) of the supplement to the code 1907, relative to the protection of fish and game.			
Introduced and referred.....	961		
562—To legalize ordinances of the Town of Ayrshire, Iowa, and authorizing the substitution of a new ordinance record in place of the original record.			
Introduced and referred	961		
Amendments reported	1142		
Withdrawn	1494		
563—By Clark. To amend section eighteen (18) of chapter seventy-two (72) of the acts of the Thirty-fourth General Assembly of the state of Iowa relative to signals on motor vehicles.			
Introduced and referred.....	962		
Reported unfavorably	1517		
Indefinitely postponed	1517		
564—By Lund. Making provisions for the settlement of all liabilities of the state growing out of the sale of certain lands of the Des Moines river, improvement grant as school lands.			
Introduced and referred	962		
Reported	1756		
Referred	1873		
Reported	2008		
Failed to pass	2030		
Motion to reconsider	2030		
Motion prevailed	2035		
Passed	2036		
Amended and passed senate.	2431		
House concurs	2435		
565—By Meredith. To amend the law as it appears in section twenty-seven hundred fifty-seven (2757) supplement to the code, 1907, and chapter one hundred forty-three (143) acts of the Thirty-fourth General Assembly, amendatory of section twenty-seven hundred ninety-			

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four-a (2794-a), supplement to the code, 1907, relating to the time of meeting of the board of directors of school corporations.	
Introduced and referred	962
Reported	1406
Amended	1680-2142
Failed to pass	2143
Motion to reconsider	2191
566—By Buxton. To amend section one thousand eight hundred seventy (1870) of the supplement to the code 1907, relating to limiting liabilities to state and savings banks.	
Introduced and referred	962
Reported unfavorably	1235
Indefinitely postponed	1235
567—By Buxton. Relative to payment of deposits in trust.	
Introduced and referred	963
Reported unfavorably	1424
Indefinitely postponed	1424
568—By Scott. To repeal chapter two hundred and eight (208) of the acts of the Thirty-third (33rd) General Assembly, relating to the compensation of justices of the peace.	
Introduced and referred	963
569—By Bingham. To amend chapter two-a (2-a) of title ten (X) of the supplement to the code, 1907, relative to drainage warrants.	
Introduced and referred	963
Reported unfavorably	1423
Indefinitely postponed	1423
570—By Ring. To amend section six hundred fifty-four (654) of the supplement to the code, 1907, relating to the appointment of police matrons.	
Introduced and referred	963
Reported	1154
571—By Ring. To amend sections twenty-four hundred seventy-seven-a (2477-a) and twenty-four hundred seventy-seven-b (2477-b) of the supplement to the code, 1907, relating to the employment of child labor, and to provide for the enforcement thereof.	
Introduced and referred	963
572—By Ring. To amend section two hundred fifty-four-a-fourteen (254-a-14) of the supplement to the code, 1907, relating to juvenile courts and the definition of terms.	
Introduced and referred	963
Recalled and referred	1418

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573—By Ring. To amend the law as it appears in section thirteen hundred four (1304) of the supplement to the code, 1907, relating to the exemption of property from taxation.	
Introduced and referred	964
Reported	1580
574—By Klay. To repeal section five hundred forty-nine (549) of the code relating to the publication of notices and to enact the following in lieu thereof.	
Introduced and referred	964
Reported	1361
Amended	2241
Passed	2242
Passed senate	2579
Enrolled	2655
Signed by speaker	2658
Sent to governor	2666
575—By Klay. To provide for the restoration of lost or destroyed public records.	
Introduced and referred	964
Reported	1144
Passed	1348
Passed senate	1575
Enrolled	1723
Signed by speaker	1735
Sent to governor	1766
576—By Brockway. To repeal the law as it appears in section twenty-seven hundred and forty-seven (2747), chapter fourteen (14) of title thirteen (13) of the code of 1897 and enacting a substitute thereof relative to qualifications at school elections.	
Introduced and referred	964
Amendments reported	1406
577—By Anderson. To be entitled an act to regulate the practice of suggestive therapeutics, in the treatment of mental and bodily ailments with in the state of Iowa.	
Introduced and referred	964
Reported unfavorably	1507
Indefinitely postponed	1507
578—By Kingland of Winnebago. To amend section three thousand seven hundred four (3704) of the code, relating to the arguments of attorneys in cases on trial in the district court.	
Introduced and referred	1003
Amended and passed	2205
579—By Kingland of Winnebago. To provide for the election of delegates to state conventions of political parties at primary elections, additional to chapter two-a (2-a), title six (VI) of the supplement to the code, 1907.	
Introduced and referred	1003

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580—By Kingland of Winnebago. To amend the law as it appears in section one thousand eighty-seven-a-13 (1087-a-13) and section one thousand eighty-seven-a-14 (1087-a-14) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the Thirty-third General Assembly providing for the expression of a second choice by the voters at all primary elections.	
Introduced and referred	1004
Reported unfavorably	1802
Minority views	1802
581—By Kingland of Winnebago, House File No. 581. To amend the law as it appears in section one thousand eighty-seven-a-1 (1087-a-1) of the supplement to the code, 1907, as amended by chapter sixty-nine (69) acts of the Thirty-third General Assembly; section one thousand eighty-seven-a-4 (1087-a-4) of the supplement to the code, 1907, as amended by chapter fifty-eight (58) acts of the Thirty-fourth General Assembly; and section one thousand eighty-seven-a-10 (1087-a-10) as amended by chapter sixty-nine acts of the Thirty-third General Assembly, relating to primary elections, and providing for the nomination of candidates for judges of the supreme, district and superior courts at the primary election.	
Introduced and referred	1004
Amendment reported	1799
582—By Kingland of Winnebago. To amend section four hundred seventy-three of the code so as to provide that the board of supervisors and the county auditor shall be required to keep the court room in the court house well heated, lighted and ventilated during the times when court is in session.	
Introduced and referred	1004
583—By Atkinson. To amend the law as it appears in section thirty-three hundred forty-eight (3348) of the code relating to the payment of claims against the estates of decedents.	
Introduced and referred	1005
Reported	1471
Passed	1930
Passed senate	2457
Enrolled	2564
Signed by speaker	2572
Sent to governor	2575

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584—By Erickson. To authorize payment out of the general county fund of certain expenses of county officers incurred while attending their respective state conventions.	
Introduced and referred	1005
585—By Erickson. Providing a license for all vending machines, providing for the inspection of the same and making a penalty for the violation thereof.	
Introduced and referred	1006
Reported unfavorably	1509
Indefinitely postponed	1509
586—By Klay. To repeal sections six (6), seven (7), eight (8), nine (9), ten (10), eleven (11), and fourteen (14), of chapter one hundred seventy (170) acts of the Thirty-third General Assembly, as amended by chapters one hundred thirty-two (132) and one hundred forty-one (141), acts of the Thirty-fourth General Assembly, relating to the board of education, and to enact a substitute therefor.	
Introduced and referred	1006
587—By Black. To amend section twenty-five hundred and forty-six (2546) of the supplement to the code, 1907, relating to permits for seining certain designated lakes of the state.	
Introduced and referred	1006
Reported	1503
588—By Black. To amend section twenty-five hundred and forty (2540) of the code and twenty-five hundred and forty (2540) of the supplement to the code, 1907, relating to taking fish by the use of spear, except during certain months.	
Introduced and referred	1006
Amended	2071-2072
Passed	2073
Passed senate	2456
Enrolled	2565
Signed by speaker	2572
Sent to governor	2576
589—By Mitchell. To amend section three hundred forty-two (342) of the code and the law as it appears therein relating to the drawing of jurors.	
Introduced and referred	1006
Amendments reported	1298
590—By Mitchell. To amend section two thousand four hundred nineteen (2419) of the code relating to transportation of certain merchandise.	
Introduced and referred	1007
Amendment reported	1461

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591—By Mitchell. Specifying qualifications for county attorneys additional to chapter nine (9), title three (3) of the code.	
Introduced and referred	1007
Reported	1301
Passed	1871
Passed senate	2366
Enrolled	2477
Signed by speaker	2480
Sent to governor	2544
592—By Crozier. To repeal the law as it appears in section forty-nine hundred thirteen-a (4913-a) of the supplement to the code, 1907, and to enact a substitute therefor in regard to bringing into certain state institutions and other places where inmates may lawfully be, drugs or liquors, or weapons, explosives or other article for use in making or attempting an escape.	
Introduced and referred	1007
Reported	1544
Amended	1985
Passed	1986
Passed senate	2337
Enrolled	2460
Signed by speaker	2468
Sent to governor	2541
593—By Griffin. To amend section seven hundred fifty-one (751) of the code relating to streets and public grounds.	
Introduced and referred	1007
Withdrawn	2738
594—By Griffin. Providing for a lien by laborers, workmen and others upon personal property upon which work has been done or improvements made.	
Introduced and referred	1007
Reported unfavorably	1156
Indefinitely postponed	1156
595—By Griffin. To repeal section three thousand ninety-three (3093) of the code, and to enact a substitute therefor relating to subcontractor's mechanics' liens and the liability of the owner of a building or structure to the principal contractor and the subcontractor.	
Introduced and referred	1007
Reported	1141
Amended and passed	1856
Passed senate	2365
Enrolled	2564
Signed by speaker	2572
Sent to governor	2574
596—By Griffin. A bill amending section twenty-one hundred fifty-seven-g (2157-g) of the supplement to the code, 1907, relating to the free issuing of transportation by common carriers of passengers in certain cases.	

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Introduced and referred	1008
Reported unfavorably	1293
Indefinitely postponed	1293
597—By Elwood. To amend chapter seventy (70) of the acts of the Thirty-fourth General Assembly relating to the dragging of public highways.	
Introduced and referred	1008
Reported unfavorably	1697
Indefinitely postponed	1697
598—By Elwood. To repeal chapter one hundred and sixty-eight (168) of the acts of the Thirty-third General Assembly and to enact in lieu thereof the following relating to hotels, public lodging houses and restaurants, defining the same and prescribing rules for their operation and maintenance, so as to insure the safety and health of employees and patrons of the same, providing for inspection thereof, establishing a hotel commission and providing for a hotel commissioner, and for the licensing of hotel and restaurant keepers and fixing penalties for violation of such rules and regulations.	
Introduced and referred	1008
599—By Elwood. To repeal section three thousand one hundred and thirty-eight of the supplement to the code, 1907, and chapter one hundred and ninety-five (195) of the laws of the Thirty-third General Assembly and to enact as a substitute therefor the following relating to the care of property belonging to guests of hotels and inns and liability for the loss thereof and to the lien of hotel and inn keepers thereon.	
Introduced and referred	1008
600—By Milton. To legalize the proceedings of the city council of the city of Tipton, Iowa.	
Introduced and referred	1009
Amendments reported	1155
Withdrawn	1339
601—By Fraley. Providing for the severance of territory from cities of the first class and cities acting under the commission plan of government.	
Introduced and referred	1009
Amendment reported	1448
602—By Fraley. To provide state aid toward the establishment of agricultural schools in cities having a population of thirty thousand (30,000) or over.	
Introduced and referred	1010

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603—By Hamilton. To repeal sections seven hundred and twenty (720) and seven hundred and twenty-five (725) of the supplement to the code, 1907, and provide that cities operating under the general incorporation laws, special charter and commission plan shall have power to establish, erect, purchase and acquire, lease, sell, maintain and operate, within or without the corporate limits of any city or town, heating plants, water works, gas works, or electric light or electric power plants, or telephone system or plant, or any other public service plant, or to grant to individuals or private corporations the authority to erect and maintain such works, plants, and to fix or regulate rates of service for use of said plants, fixtures and appurtenances contemplated under this act.	1010	Introduced and referred	1012
604—By Hamilton. To provide for the improvement of the water and harbor fronts of incorporated or chartered cities and towns situated on navigable waterways within or bordering on the state of Iowa; for the acquisition, construction, maintenance and operation of public docks, and for the acquisitions by condemnation or otherwise of lands for same; to create a board to carry on such work, and to regulate and control the construction, maintenance and operation of belt railways, wharves, docks, slips, piers, basins, other water-front lands, and of all structures, equipment and apparatus thereon, in said cities and towns; to authorize the issuance and sale of bonds and to levy a tax for carrying out the above purposes.	1010	Reported	1449
605—By Jamison. To legalize the incorporation and acts and proceedings of Leopold Desk Company of Burlington, Des Moines county, Iowa.	1010	Passed	1740
606—By Ring. To amend section eight hundred ninety-four (894), of the supplement to the code, 1907, relative to the levy of taxes in cities under the commission form of government.	1458	Indefinitely postponed by senate	2191
	1790	607—By Ring. To amend section two hundred fifty-three (253) of the supplement to the code, 1907, relative to the salary of the district judges.	1013
		Introduced and referred	1593
		Reported unfavorably	1593
		Indefinitely postponed	1593
		608—By Grout. To amend the law as it appears in sections eight hundred seventy-nine-g (879-g), eight hundred seventy-nine-k (879-k) and eight hundred seventy-nine-o (879-o), supplement to the code, 1907, relating to the powers and duties of river front improvement commissioners.	1013
		Introduced and referred	1795
		Amendment reported	2041-2042
		Amended	2043
		Passed	2635
		Enrolled	2721
		Signed by speaker	2751
		Sent to governor	2742
		609—By Rohwer. To amend the law as it appears in chapter eleven-c (11-c) of title thirteen (XIII) of the supplement to the code, 1907, relating to the state sanatorium for the treatment of tuberculosis, to provide for the care of advanced cases in said sanatorium and making an appropriation therefor, and to repeal the law as it appears in section twenty-seven hundred twenty-seven-a-86 (2727-a-86) of the supplement to the code, 1907, and enact a substitute therefor requiring counties to pay for the care of patients in the sanatorium and making such patients and persons legally bound for their support liable to counties for money so paid.	1013
		Introduced and referred	1544
		Reported and referred	1544
		610—By Power. To repeal sections two thousand one hundred and fifty-seven-l (2157-l), two thousand one hundred and fifty-seven-m (2157-m), two thousand one hundred and fifty-seven-n (2157-n) of the supplement to the code, 1907, 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, and enact a substitute therefor.	1013

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Introduced and referred	1013
Reported	1713
Amended	2214-2215
Passed	2215
Motion filed to reconsider	2246
Motion to reconsider failed	2419
611—By Power. Authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employees, providing the powers, duties and compensation of such board and setting forth the manner in which the investigation of disputes shall be made and the publication and recording of the decision and finding of said board and making appropriation therefor.	
Introduced and referred	1014
Reported	1431
Referred	1827
Reported	2009
Amended	2031
Passed	2032
Motion to reconsider laid on table	2033
Amended and passed senate	2468
House concurs	2470
Enrolled	2640
Signed by speaker	2649
Sent to governor	2655
612—By Trumbauer To amend section three thousand three hundred fifty (3350) of the code relating to the payment of claims.	
Introduced and referred	1014
Reported unfavorably	1457
Indefinitely postponed	1457
613—By Trumbauer. To amend section four thousand eight hundred fifty-two-d (4852-d) supplement to the code, 1907, relating to larceny of poultry.	
Introduced and referred	1014
Amendment reported	1301
Amended	1872
Passed	1873
Passed senate	2365
Enrolled	2477
Signed by speaker	2480
Sent to governor	2545
614—By Downey. To amend chapter seventy-two (72) of the acts of the Thirty-fourth General Assembly; the same being an act regulating the registration of motor vehicles.	
Introduced and referred	1014
Reported unfavorably	1517
Indefinitely postponed	1517
615—By Downey. To amend the law as it appears in section seventeen hundred fifty-nine-h (1759-h) of the supplement to the code, 1907, and to provide additional requirements, supplemental and amendatory to title nine (9), chapter five (5), all	

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relating to mutual hail insurance companies doing business in Iowa.	
Introduced and referred	1015
Amended	2218
Failed to pass	2219
616—By Pickford. To amend the laws pertaining to the misbranding and adulteration of food products and providing appropriation for expense of dairy and food department.	
Introduced and referred	1015
Amendments reported	2384
Amended	2577
Passed	2578
tion three thousand forty-	
617—By Kingland. To amend section (3041) of the code, relating to usury and changing the penalty therefor.	
Introduced and referred	1015
Amended	2210-2271
Laid on table	2280
618—By Dixon. To repeal chapter one hundred fifteen (115), laws of the Thirty-third General Assembly, and to enact a substitute therefor, relating to banks and banking.	
Introduced and referred	1015
Amended	2081
Failed to pass	2081
Motion to reconsider	2129
Motion prevails	2258
Amended	2259
Passed	2260
619—By Dixon. To amend section five (5), chapter sixty-nine (69) of the acts of the Thirty-third General Assembly, relating to the publication of the primary ballot.	
Introduced and referred	1015
Amended	2233
Passed	2234
620—By Stipe. To repeal section thirteen hundred and five (1305) of the supplement to the code, 1907, and to enact a substitute therefor relating to the valuation of property subject to taxation.	
Introduced and referred	1016
621—By Stipe. To repeal section fifteen hundred and sixty (1560) of the supplement to the code, 1907, and to enact a substitute therefor, relating to the removal of obstructions in the public highways.	
Introduced and referred	1016
622—By Lund. To regulate the levy and collection of special assessments in cities and towns and cities acting under special charter and cities under commission plan of government.	

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	(Amendatory to chapter seven (7), title five (5) of the code.)		eral Assembly, and to enact a substitute therefor, relating to the appointment, duties and compensation of probation officers.
	Introduced and referred.....1017		Introduced and referred ....1018
	Amendment reported .....1814		Reported unfavorably .....1547
623—By Lund.	To amend section eight hundred seventeen (817) of the code, relating to special assessments for street improvements.		Indefinitely postponed .....1547
	Introduced and referred ....1017	632—By Workman.	To amend section No. thirty-two hundred seventy-four (3274) of the code of 1897, title No. seventeen (17) with reference to proof of wills.
	Reported unfavorably .....1560		Introduced and referred ....1018
	Indefinitely postponed.....1560		Reported unfavorably .....1457
624—By Lund.	To amend section sixteen hundred fifty-seven (1657-e) of the supplement to the code, 1907, relative to the qualifications of board of directors of state board of agriculture.		Indefinitely postponed .....1457
	Introduced and referred.....1017	633—By Buxton.	To amend section twenty-four (24), chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly, relating to the payment of collateral inheritance tax.
625—By Lund.	To prevent the issuance of free passes for admission to the Iowa State Fair.		Introduced and referred.....1018
	Introduced and referred ....1017		Reported .....1302
626—By Scott.	To amend section two (2), chapter seventeen (17) acts of the Thirty-third General Assembly, relative to the office of county attorney.		Passed .....1913
	Introduced and referred ....1017		Passed senate .....2338
	Reported unfavorably .....1301		Enrolled .....2396
	Indefinitely postponed .....1301		Signed by speaker .....2400
627—By Clark.	To require railroads to stop passenger trains at stations maintained by them when signaled so to do.		Sent to governor .....2414
	Introduced and referred ....1017	634—By Lenocker.	To amend section three thousand seven hundred sixty-four (3764) of the code, relating to the dismissal of actions.
	Amendment reported.....1711		Introduced and referred ....1019
628—By Barry.	To regulate the profession of public accountants.		Reported unfavorably .....1156
	Introduced and referred ....1018		Indefinitely postponed .....1156
629—By Enger.	To make an appropriation for the payment of the salary of the secretary of the state board of health.	635—By Dawson.	To amend section eight (8) of chapter seventy-two (72) of the laws of the Thirty-fourth General Assembly.
	Introduced and referred ....1018		Introduced and referred ....1019
	Reported unfavorably .....2268		Reported unfavorably .....1518
	Indefinitely postponed .....2269		Indefinitely postponed .....1518
630—By Enger.	To amend the law as it appears in section two thousand twenty-two (2022) of the supplement to the code, 1907, relating to private railway crossings.	636—By Bruce.	Relating to the practice of law, and prohibiting the judges of courts of records from making orders when application therefor is presented by others than duly admitted attorneys; and providing a penalty therefor.
	Introduced and referred ....1018		Introduced and referred.....1019
	Reported .....1445		Reported unfavorably .....1362
631—By Shankland.	To repeal the law as it appears in section two hundred fifty-four-a eighteen (254-a18) of the supplement to the code, 1907, as amended by chapter ten (10), acts of the Thirty-fourth (34th) Gen-		Indefinitely postponed .....1362
		637—By Downey.	To create a depositors guaranty fund to insure depositors against loss if the bank becomes insolvent, and empowering the auditor of the state to levy and collect the same. Additional to title nine (9), chapter twelve (12) of the code, and code supplement.
			Introduced and referred.....1019
			Reported unfavorably1545
			Indefinitely postponed1545

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638—By Bingham. To amend the law as it appears in sections nineteen hundred , eighty-nine-a-nine (1989-a-9) and nineteen hundred eighty-nine-a-thirty-four (1989-a-34) of the supplement to the code, 1907, relating to engineers' estimates for work performed on drainage contracts.	
Introduced and referred.....	1019
Reported unfavorably	1424
Indefinitely postponed	1424
639—By Bingham. To amend the law as it appears in chapter two (2) as amended by chapter two-a (2-a) of title ten (X) of the supplement to the code, 1907, relative to the disbursement of surplus drainage funds.	
Introduced and referred.....	1020
Reported	1423
Amended	1783
Passed	1783
Amended and passed senate.....	2430
House refuses to concur.....	2483
Conference committee appointed	2442-2597
Senate insists	2596
640—By Crozier. In relation to actions to quiet title to real estate additional to chapter four (4) of title twenty-one (21) of the code.	
Introduced and referred.....	1020
Reported unfavorably	1545
Indefinitely postponed	1546
641—By Halgrims. To repeal the law as it appears in chapter one hundred twenty-nine (129) of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to the prevention of the procreation of criminals, rapists, idiots, feeble-minded, imbeciles, lunatics, drunkards, drug fiends, epileptics, syphilitics, moral and sexual perverts, and diseased and degenerate persons.	
Introduced and referred	1020
Amended	2622
Passed	2622
Passed senate	2689
Enrolled	2784
Signed by speaker.....	2789
Sent to governor.....	2790
642—By Kingland. To amend section four thousand three hundred eighty-five (4385) and section four thousand three hundred eighty-six (4386) of the code, relating to arbitration, and providing that in civil actions where the amount in controversy does not exceed five hundred dollars, such controversies must be arbitrated.	
Introduced and referred.....	1020
Recalled and referred.....	1733

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643—By joint committee on public health. To provide for the creation of a state registrar, county registrar and local registrar of vital statistics, and the appointment thereof, and for the immediate registration of all births and deaths throughout the state of Iowa by means of certificates of births and deaths, burial and removal permits; to require prompt returns to the bureau of vital statistics at the capital of the state as required to be established by the state registrar of vital statistics; to insure the thorough efficiency of the registration of vital statistics throughout the state; to provide penalties for the violation thereof, and making an appropriation of ten thousand (\$10,000) dollars therefor, and to repair sections twenty-five hundred seventy-five-a-eleven (2575-a-11), twenty-five hundred seventy-five-a-twelve (2575-a-12), twenty-five hundred seventy-five-a-thirteen (2575-a-13), twenty-five hundred seventy-five-a-fourteen (2575-a-14), twenty-five hundred seventy-five-a-fifteen (2575-a-15) supplement to the code, 1907, and all acts and parts of acts in conflict herewith; all pertaining to vital statistics and registration of births and deaths.	
Introduced	1097
Referred	1098
Reported unfavorably	1509
Indefinitely postponed	1509
644—By committee on ways and means. Providing for the raising of revenue for state, county, town, cities and other subdivisions by taxation, and providing by whom and in what manner assessments, equalizations and levies shall be made, and repealing sections one thousand three hundred and seven (1307), one thousand three hundred and eight (1308), one thousand three hundred and nine (1309), one thousand three hundred and ten (1310), one thousand three hundred and eleven (1311) one thousand three hundred and twelve (1312), one thousand three hundred and thirteen (1313), one thousand three hundred and fourteen (1314), one thousand three hundred and fifteen (1315), one thousand three hundred and sixteen (1316), one thousand three hundred and seventeen (1317), one thousand three hundred and	

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eighteen (1318), one thousand three hundred and nineteen (1319), one thousand three hundred and twenty (1320), one thousand three hundred and twenty-three (1323), one thousand three hundred and twenty-four (1324), one thousand three hundred and twenty-five (1325), one thousand three hundred and twenty-six (1326), one thousand three hundred and twenty-seven (1327), one thousand three hundred and thirty-two (1332), one thousand three hundred and thirty-five (1335), one thousand three hundred and thirty-six (1336), one thousand three hundred and thirty-eight (1338), one thousand three hundred and thirty-nine (1339), one thousand three hundred and forty-one (1341), one thousand three hundred and forty-two (1342), one thousand three hundred and forty-three (1343), one thousand three hundred and forty-four (1344), one thousand three hundred and forty-five (1345), one thousand three hundred and forty-six (1346), one thousand three hundred and forty-seven (1347), one thousand three hundred and fifty (1350), one thousand three hundred and fifty-one (1351), one thousand three hundred and fifty-two (1352), one thousand three hundred and fifty-three (1353), one thousand three hundred and fifty-four (1354), one thousand three hundred and fifty-five (1355), one thousand three hundred and fifty-six (1356), one thousand three hundred and fifty-seven (1357), one thousand three hundred and fifty-eight (1358), one thousand three hundred and fifty-nine (1359), one thousand three hundred and sixty-two (1362), one thousand three hundred and sixty-four (1364), one thousand three hundred and sixty-five (1365), one thousand three hundred and sixty-seven (1367), one thousand three hundred and sixty-eight (1368), one thousand three hundred and sixty-nine (1369), one thousand three hundred and seventy (1370), one thousand three hundred and seventy-five (1375), one thousand three hundred and seventy-six (1376), one thousand three hundred and seventy-seven (1377), one thousand three

hundred and seventy-nine (1379), one thousand three hundred and eighty-one (1381), one thousand three hundred and eighty-four (1384), one thousand three hundred and eighty-six (1386), one thousand three hundred and eighty-seven (1387), one thousand three hundred and eighty-eight (1388), of the code as the same are amended by the acts of the Thirty-third and Thirty-fourth General Assemblies, and sections one thousand three hundred and three (1303), one thousand three hundred and four (1304), one thousand three hundred and four-a (1304-a), one thousand three hundred and five (1305), one thousand three hundred and five-a (1305-a), one thousand three hundred and six-b (1306-b), one thousand three hundred and six-c (1306-c), one thousand three hundred and six-d (1306-d), one thousand three hundred and six-e (1306-e), one thousand three hundred and six-f (1306-f), one thousand three hundred and twenty-one (1321), one thousand three hundred and twenty-eight (1328), one thousand three hundred and twenty-nine (1329), one thousand three hundred and thirty (1330), one thousand three hundred and thirty-a (1330-a), one thousand three hundred thirty-b (1330-b), one thousand three hundred and thirty-c (1330-c), one thousand three hundred and thirty-d (1330-d), one thousand three hundred and thirty-e (1330-e), one thousand three hundred and thirty-f (1330-f), one thousand three hundred and thirty-g (1330-g), one thousand three hundred and thirty-h (1330-h), one thousand three hundred and thirty-i (1330-i), one thousand three hundred and thirty-one-a (1331-a), one thousand three hundred and thirty-three (1333), one thousand three hundred and thirty-three-a (1333-a), one thousand three hundred and thirty-three-b (1333-b), one thousand three hundred and thirty-three-c (1333-c), one thousand three hundred and thirty-three-d (1333-d), one thousand three hundred and thirty-three-e (1333-e), one thousand three hundred and thirty-four (1334), one thousand three hundred and

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thirty-four-a (1334-a), one thousand three hundred and thirty-four-b (1334-b), one thousand three hundred and thirty-four-c (1334-c), one thousand three hundred and thirty-seven (1337), one thousand three hundred and thirty-seven-a (1337-a), one thousand three hundred and thirty-seven-b (1337-b), one thousand three hundred and forty (1340), one thousand three hundred and forty-a (1340-a), one thousand three hundred and forty-b (1340-b), one thousand three hundred and forty-c (1340-c), one thousand three hundred and forty-d (1340-d), one thousand three hundred and forty-e (1340-e), one thousand three hundred and forty-f (1340-f), one thousand three hundred and forty-two-a (1342-a), one thousand three hundred and forty-two-b (1342-b), one thousand three hundred and forty-two-c (1342-c), one thousand three hundred and forty-two-d (1342-d), one thousand three hundred and forty-two-e (1342-e), one thousand three hundred and forty-two-f (1342-f), one thousand three hundred and forty-two-g (1342-g), one thousand three hundred and forty-six-a (1346-a), one thousand three hundred and forty-six-b (1346-b), one thousand three hundred and forty-six-c (1346-c), one thousand three hundred and forty-six-d (1346-d), one thousand three hundred and forty-six-e (1346-e), one thousand three hundred and forty-six-f (1346-f), one thousand three hundred and forty-six-g (1346-g), one thousand three hundred and forty-six-h (1346-h), one thousand three hundred and forty-six-i (1346-i), one thousand three hundred and forty-six-j (1346-j), one thousand three hundred and forty-seven-a (1347-a), one thousand three hundred and forty-eight (1348), one thousand three hundred and sixty (1360), one thousand three hundred and sixty-one (1361), one thousand three hundred and seventy-one (1371), one thousand three hundred and seventy-two (1372), one thousand three hundred and seventy-three (1373), one thousand three hundred and seventy-three-a (1373-a), one thousand three hundred and seventy-eight (1378), one thousand three hundred and eighty-a

(1380-a), one thousand three hundred and eighty-b (1380-b), one thousand three hundred and eighty-c (1380-c), one thousand three hundred and eighty-d (1380-d), one thousand three hundred and eighty-two (1382), one thousand three hundred and eighty-two-a (1382-a), one thousand three hundred and eighty-three (1383), one thousand three hundred and eighty-five-a (1385-a), one thousand three hundred and eighty-five-b (1385-b), one thousand three hundred and eighty-five-c (1385-c), one thousand four hundred-a (1400-a), one thousand four hundred-b (1400-b), one thousand four hundred-c (1400-c), one thousand four hundred-d (1400-d), one thousand four hundred-e (1400-e), one thousand four hundred-f (1400-f), one thousand four hundred-g (1400-g), one thousand four hundred-h (1400-h), one thousand four hundred-i (1400-i), one thousand four hundred-j (1400-j), one thousand four hundred-k (1400-k), one thousand four hundred-l (1400-l), one thousand four hundred-m (1400-m), one thousand four hundred-n (1400-n), one thousand four hundred-o (1400-o), one thousand four hundred-p (1400-p), of the supplement to the code, 1907, as the same are amended by the acts of the Thirty-third and Thirty-fourth General Assemblies, and repealing chapter eighty-seven (87) of the acts of the Thirty-third General Assembly, and chapter sixty-three (63) of the acts of the Thirty-fourth General Assembly, and amending all other acts and parts of acts inconsistent with the provisions of this act so as to conform with the provisions of this act.

Introduced1129
 Referred1132
 Reported1703

645—By committee on military. To appropriate means for the payment of the expense of the home-coming of Iowa soldiers of the civil war.

Introduced and referred....1150
 Withdrawn2620

646—By committee on municipal corporations. Granting to cities of all classes and towns power to license and regulate plumbers; to determine the qualifications and

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		tion	1592
		Made special order.....	1627
		Considered	1717
		Withdrawn	1837
		649—By committee on public utilities. To amend section five (5) of chapter ninety-four (94) of the acts of the Thirty-fourth General Assembly, relating to the powers of the commerce counsel.	
		Introduced and referred.....	1327
		650—By committee on public health. To amend the law as it appears in section twenty-five hundred eighty-three-c (2583-c), supplement to the code, 1907, relating to the practice of osteopathy.	
		Introduced	1451
		Passed on file	1451
		Passed	1910
		Passed senate	2481
		Enrolled	2641
		Signed by speaker.....	2649
		Sent to governor.....	2655
		651—By committee on public health. To amend the law as it appears in sections twenty-five hundred seventy-six (2576) and twenty-five hundred seventy-eight-a (2578-a), supplement to the code, 1907, relating to the practice of medicine.	
		Introduced	1451
		Passed on file	1452
		Passed	1911
		Passed senate	2481
		Enrolled	2564
		Signed by speaker.....	2572
		Sent to governor.....	2575
		652—By Committee on Judiciary. To legalize the act of the electors of the city of Osceola, Iowa, in voting for the issuance of bonds in aid of improvement and extension of the city water works.	
		Introduced	1452
		Passed on file.....	1453
		Passed	1526
		Amended and passed senate.	2086
		House concurs	2089
		Enrolled	2149
		Signed by speaker.....	2169
		Sent to governor.....	2167
		653—By Committee on Fish and Game. To repeal section three (3) of chapter one hundred eighteen (118) of the acts of the Thirty-fourth General Assembly, providing for the distraint of deer; and to enact a substitute therefor.	
		Introduced	1453
		Passed on file.....	1453
		Passed	1622
		Passed senate	1920
		Enrolled	2016
		Signed by speaker.....	2040
		Sent to governor.....	2045
		provide for the examination thereof; to prescribe rules and regulations for the installation of plumbing and the inspection thereof and to provide for the removal of plumbing installed in violation of the manner prescribed and to impose penalties for a violation of ordinances enacted under this act and to amend section seven hundred (700) of the supplement to the code, 1907.	
		Introduced and placed on file.	1229
		Passed	1619
		Motion to reconsider laid on table	1619
		Passed senate	2308
		Enrolled	2394
		Signed by speaker.....	2400
		Sent to governor.....	2414
647—		By committee on claims. For the relief of M. O. Clemens for personal injuries sustained by him while employed as engineer in the state sanatorium for the treatment of tuberculosis at Oakdale, Iowa.	
		Introduced and referred.....	1278
		Reported	1294
		Amended	1314
		Passed	1315
		Title amended	1315
		Indefinitely postponed by senate	1919
		Senate requests return.....	2031
		Request granted	2034
		Amended and passed senate.	2668
		House concurs	2669
		Enrolled	2751
		Signed by speaker	2770
		Sent to governor.....	2769
648—		By committee on public utilities. To establish the public service commission, and to provide for the valuation, regulation, and control of public utilities, transferring certain powers and duties from the executive council and board of railroad commissioners to said commission, conferring additional powers upon cities and towns, repealing sections twenty-one hundred fifteen (2115), twenty-one hundred seventeen (2117), twenty-one hundred twenty-three (2123), and twenty-one hundred twenty-four (2124) of the code, and section twenty-one hundred twenty-five (2125) of the code as amended by the acts of the Thirty-fourth General Assembly, and making an appropriation for carrying out the provisions of this act.	
		Introduced and referred.....	1326
		Reported	1557
		Referred	1561
		Reported without recommenda-	

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654—By Committee on Railroads and Transportation. Providing for the limit of the number of cars constituting a train and providing penalties for the violation thereof.	
Introduced	1453
Passed on file	1453
655—By Committee on Railroads and Transportation. Defining the number of employes necessary to constitute a full crew for railroad trains and yard service, and providing penalties for the violation thereof.	
Introduced	1454
Passed on file	1454
656—By Committee on Food and Dairy. To amend chapter one hundred seventy-five (175), acts of the Thirty-fourth General Assembly, pertaining to the standard for ice cream.	
Introduced	1521
Passed on file	1521
Failed to pass	1983
Motion to reconsider	2012
Motion prevails	2103
Failed to pass	2104
657—By Committee on Judiciary. To legalize decrees obtained prior to January 1, 1911, where the proof of the publication of an original notice was made by the editor of the newspaper in which the original notice was published.	
Introduced	1564
Passed on file	1565
Passed	2012
Passed senate	2283
Enrolled	2396
Signed by speaker	2400
Sent to governor	2416
658—By Committee on Judiciary. To legalize the platting of an addition to the town of Kensett, Iowa, executed by Mrs. Margaret Lukason, deceased, dated March 21, 1898, and filed for record in the office of the recorder of Worth county, Iowa, April 9, 1898.	
Introduced	1589
Passed on file	1590
Amended and passed	1992
Passed senate	2136
Enrolled	2214
Signed by speaker	2215
Sent to governor	2231
659—By Committee on Municipal Corporations. To prohibit municipal corporations from entering into any contract for the construction of highway pavements, consisting in whole or in part, of any patented process.	
Introduced	1610
Passed on file	1610
Passed	1993

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660—By Hazen, (Pottawattamie). For the relief of the cyclone and flood sufferers of Nebraska, Ohio and Indiana, and an appropriation of ten thousand dollars (\$10,000.00) therefor.	
Introduced and referred	1613
Amended	1659
Passed	1660
661—By Committee on Schools and Text Books. To provide for the establishment of a teachers' employment bureau in the department of public instruction.	
Introduced	1641
Passed on file	1642
Considered	2000
Amended	2012-2013
Passed	2014
662—By Committee on Suppression of Intemperance. To amend the law as it appears in section one (1), chapter one hundred forty-two (142), acts of the Thirty-third General Assembly, relating to the sale of intoxicating liquors in mullet saloons.	
Introduced	1652
Passed on file	1653
663—By Committee on Claims. To permit cities and towns to own and operate theaters, and to provide for the levying and collection of a special tax for the purchase, construction, equipment and maintenance of same.	
Introduced	1663
Passed on file	1665
Referred	1688
Amendment proposed	2177
Passed	2322
664—By Committee on Claims. To reimburse Winifred Tilden, ladies' athletic instructor at the Iowa State College, for money expended in making tennis courts on the state grounds of said college.	
Introduced and referred	1665
Reported unfavorably	2096
Indefinitely postponed	2096
665—By Committee on Municipal Corporations. To amend section one thousand and eighty-seven-a-thirty-four (1087-a-34) of the supplement to the code in relation to primary elections in cities and providing for primary nomination election of candidates for city offices in cities having a population of twenty-five hundred (2,500).	
Introduced	1715
Passed on file	1715
666—By Committee on Schools and Text Books. To amend section twenty-seven hundred	

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<p>sixty-one (2761) of the code relating to the duties of secretaries of school boards.</p> <p>Introduced1792</p> <p>Passed on file.....1792</p> <p>Passed1999</p> <p>Passed senate2365</p> <p>Enrolled2477</p> <p>Signed by speaker.....2480</p> <p>Sent to governor.....2545</p>		670—By Committee on Board of Control. To repeal section twenty-six hundred six (2606) of the supplement to the code, 1907, and to enact a substitute therefor relating to admission to soldiers' home.	<p>Introduced1866</p> <p>Referred1867</p> <p>Passed2133</p> <p>Passed senate2455</p> <p>Enrolled2565</p> <p>Signed by speaker.....2572</p> <p>Sent to governor.....2576</p>
667—By Committee on Schools and Text Books. To amend section one (1) of chapter one hundred forty-five (145) acts of the Thirty-fourth (34th) General Assembly, relative to the limit of indebtedness of independent school districts.	<p>Introduced .....1792</p> <p>Passed on file.....1793</p> <p>Passed .....1998</p> <p>Passed senate .....2566</p> <p>Enrolled .....2641</p> <p>Signed by speaker.....2649</p> <p>Sent to governor.....2655</p>	671—By Committee on Domestic Manufactures. To authorize the construction of a business men's coliseum and convention hall over the Cedar river in the city of Waterloo, Iowa.	<p>Introduced .....1890</p> <p>Referred .....1893</p> <p>Passed .....2060</p> <p>Passed senate .....2456</p> <p>Enrolled .....2641</p> <p>Signed by speaker.....2649</p> <p>Sent to governor.....2655</p>
668—By Committee on Insurance. To amend division one (1), section seventeen hundred nine (1709), supplement to the code, 1907, as amended by chapter eighteen (18), acts of the Thirty-fourth (34th) General Assembly, relating to kinds of insurance that may be written.	<p>Introduced and referred....1837</p> <p>Amended and passed.....2212</p> <p>Passed senate .....2468</p> <p>Enrolled .....2564</p> <p>Signed by speaker.....2572</p> <p>Sent to governor.....2575</p>	672—By Committee on Judiciary. To amend sections two hundred fifty-four-a-thirteen (254-a-13) and two hundred fifty-four-a-twenty-four (254-a-24) of chapter five-b (5-b) of the supplement to the code, 1907, as amended by chapter thirteen (13) of the acts of the Thirty-third General Assembly, relating to juvenile courts and their jurisdiction, and detention homes and schools.	<p>Introduced .....1894</p> <p>Referred .....1894</p>
669—By Committee on Appropriations. To provide for the levy of a special tax upon the assessed valuation of the taxable property of the state for a period of ten years for the purchase of real estate for the extension and for the improvement of the state capitol grounds; to define the limits of said extension; to authorize the purchase by executive council of all grounds within said limits; to adopt a plan for the location of buildings, monuments, etc., on said extended ground, and to provide for the sale of certain real estate known as "Governor Square."	<p>Introduced .....1862</p> <p>Passed on file.....1866</p> <p>Made special order.....1971</p> <p>Amended .....2092</p> <p>Passed .....2093</p> <p>Motion to reconsider laid on table .....2094</p> <p>Passed senate .....2136</p> <p>Enrolled .....2213</p> <p>Signed by speaker.....2215</p> <p>Sent to governor.....2231</p>	673—By Committee on Roads and Highways. To prohibit public officers or deputies from divulging any part of the contents of sealed bids and to fix and declare the liquidated damages inuring in favor of municipal corporations by reason of the violation of such prohibition.	<p>Introduced .....1894</p> <p>Referred .....1895</p> <p>Passed .....1997</p> <p>Amended and passed senate. 2310</p> <p>House concurs .....2318</p> <p>Enrolled .....2479</p> <p>Signed by speaker.....2480</p> <p>Sent to governor.....2544</p>
		674—By Committee on Roads and Highways. Providing for the establishment of permanent road districts and the improvement of the roads therein, prescribing the methods for making said improvements, providing for the assessment and collection of a portion of the expense by special assessments, and for the levying	

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of a tax and the issuing of bonds to aid in the financing of said project. (Additional to chapter one (1) of title eight (VIII) of the code, relating to establishment, alteration and vacation of roads.)	
Introduced	1895
Referred	1902
Made special order, 1994-2092-2175	
Amendment proposed ..	2061-2108
Amended	2247
Failed to pass.....	2248
Motion filed to reconsider...	2258
 675—By Committee on Public Health. To amend the law relating to the levy of taxes for the support of cemeteries as the same appears in chapter thirty-eight (38) of the acts of the Thirty-third General Assembly, amendatory of sections five hundred eighty-six (586) and eight hundred ninety-four (894) supplement to the code, 1907.	
Introduced and referred.....	1902
Passed	2209
Passed senate	2636
Enrolled	2750
Signed by speaker.....	2770
Sent to governor.....	2769
 676—By Committee on Board of Control. To repeal the law as it appears in section twenty-six hundred ninety-two-a (2692-a) of the supplement to the code of 1907 and to repeal section one (1) of chapter one hundred seventy-two (172) of the acts of the Thirty-third General Assembly, relating to state agents, their salaries and supplies, and to enact a substitute therefor.	
Introduced	1915
Referred	1916
 677—By Sifting Committee. To legalize the regular city election of the city of Winterset, Iowa, held on the 31st day of March, A. D. 1913, and to legalize a certain franchise, and the ratification thereof by the voters at such election, granted by the said city of Winterset to the Winterset Mutual Telephone Company.	
Introduced	2020
Passed on file.....	2022
Passed	2079
Passed senate	2635
Enrolled	2750
Signed by speaker.....	2770
Sent to governor.....	2769
 678—By Committee on Agriculture. To amend section five thousand seventy-seven-a-21 (5077-a-21) of the supplement to the code, 1907, fixing the standard of purity	

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and viability of seeds.	
Introduced and referred.....	2084
Passed	2657
 679—By Committee on Agriculture. For the levy of a special tax upon the assessed valuation of the property of the state for the purpose of creating a fund for the purchase and instruction in agriculture, domestic economy and other industrial and vocational subjects in approved consolidated schools; for the further equipment and support of extension work, experimentation and non-collegiate courses of study in connection with agriculture, veterinary science and engineering at the Iowa State College; and to add to the general revenue of the state.	
Introduced	2113
Referred	2115
 680—By Sifting Committee. To repeal section ten hundred eighty-seven-a-four (1087-a-4) of the supplement to the code, 1907, as amended by chapter fifty-eight (58) of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor relative to the date of holding primary elections; and to amend section ten hundred eighty-seven-a-fourteen (1087-a-14) of the supplement to the code, 1907, relative to the form of the primary ballot.	
Introduced	2115
Referred	2116
Failed to pass.....	2417
 681—By Sifting Committee. To enable benefited property to aid in the construction of trolley or electric railroads or the electrification of steam railroads, being additional to chapter five (5) of title ten (X) of the code, 1897, as amended.	
Introduced	2158
Referred	2159
Amended	2196
Failed to pass.....	2196
Motion to reconsider.....	2221
 682—By Sifting Committee. To amend section thirty-one hundred thirty-eight (3138) of the supplement to the code, 1907, as amended by chapter one hundred ninety-five (195) of the acts of the Thirty-third General Assembly, relating to the care of property belonging to guests of hotels and inns and to the lien of hotel and innkeepers thereon.	
Introduced	2159
Referred	2160

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Passed	2194	twenty-eight hundred twenty-three-m (2823-m), supplement to the code, 1907, and enact a substitute therefor.	
Passed senate	2578	Introduced and referred.....	2210
Enrolled	2654	Amended	2353
Signed by speaker.....	2658	Passed	2354
Sent to governor.....	2666	Amended and passed senate.....	2598
683—By Committee on Pharmacy. To amend the law as it appears in chapter one hundred twenty-six (126), acts of the Thirty-fourth General Assembly, relating to the sale of cocaine and certain other drugs, and providing hereafter for the unlawful sale thereof; and to repeal the law as it appears in section twenty-five hundred ninety-six-b (2596-b) of the supplement to the code, 1907, relating to the penalty for the unlawful sale of such drugs.		House concurs	2603
Introduced	2160	Enrolled	2653
Referred	2161	Signed by speaker.....	2658
684—By Sifting Committee. To amend section four hundred ninety-one (491) of the code, relative to deputy and clerk hire in the office of treasurer of counties containing a population of less than ten thousand.		Sent to governor.....	2665
Introduced	2168	688—By Committee on Schools and Text Books. To amend sections seventy (70) and seventy-one (71), supplement to the code, 1907, pertaining to printing and distributing the Iowa Official Register.	
Referred	2169	Introduced	2210
Passed	2275	Referred	2211
Amended and passed senate.....	2601	Failed to pass.....	2323
House concurs	2620	689—By Committee on Schools and Text Books. Making appropriation for the purchase of twenty-five thousand (25,000) railroad commissioners' official maps to be distributed by the railroad commissioners and the department of public instruction.	
Enrolled	2750	Introduced and referred.....	2211
Signed by speaker.....	2770	Reported unfavorably	2377
Sent to governor.....	2769	Indefinitely postponed	2378
685—By Sifting Committee. To amend the law relating to fire escapes as the same appears in section forty-nine hundred ninety-nine-a-seven (4999-a-7) supplement to the code, 1907.		690—By Sifting Committee. To regulate and supervise the sale of patent and proprietary medicines, to provide for the enforcement of the provisions of this act and to fix the penalties for violations thereof.	
Introduced	2186	Introduced	2266
Referred	2187	Referred	2268
Passed	2413	691—By Sifting Committee. Providing that on and after July 1, 1913, all annual appropriations made to the State University, the Iowa State College of Agriculture and Mechanic Arts, the Iowa State Teachers College and the College for the Blind shall be paid in monthly installments.	
Passed senate	2635	Introduced and referred.....	2300
Enrolled	2750	Passed	2420
Signed by speaker.....	2770	Passed senate	2689
Sent to governor.....	2769	Enrolled	2751
686—By Committee on Appropriations. Appropriating the sum of forty-five dollars (\$45.00) to indemnify Allen Jones for personal injuries sustained by him while employed as a laborer on the gymnasium building of the Iowa State College at Ames, Iowa.		Signed by speaker.....	2770
Introduced	2195	Sent to governor.....	2768
Passed on file	2195	692—By Sifting Committee. To amend the law relating to the construction of street improvement, sewers, etc., as the same appears in section eight hundred twelve (812) of the code.	
687—By Committee on Schools and Text Books. To repeal sections twenty-eight hundred twenty-three-j (2823-j), twenty-eight hundred twenty-three-k (2823-k), twenty-eight hundred twenty-three-l (2823-l), and		Introduced	2300
		Referred	2301
		Amended	2420
		Passed	2421

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693—By Sifting Committee. To confirm the title of Jacob Arnold to the south half of the southwest quarter of section No. 20, township No. 85, north, range No. 30, west 5th, P. M., Greene county, Iowa, and authorizing the issuance of a patent therefor.	
Introduced	2378
Referred	2379
Passed	2549
Passed senate	2688
Enrolled	2784
Signed by speaker	2789
Sent to governor	2790
694—By Sifting Committee. To legalize the incorporation of the town of Lattners, Dubuque county, Iowa.	
Introduced and referred	2391
Passed	2548
Passed senate	2630
Enrolled	2750
Signed by speaker	2770
Sent to governor	2769
695—By Sifting Committee. To create in each township a special culvert fund for the year of 1913, to defray the cost of culverts constructed by the board of supervisors during 1913 upon the township road system.	
Introduced and referred	2449
Passed	2637
Passed senate	2639
Enrolled	2750
Signed by speaker	2770
Sent to governor	2769
696—By Committee on Appropriations. Making an appropriation for the entertainment of the president of the United States and other public officials at the celebration of the formal dedication of the Mississippi power dam and for properly calling public attention to the completion of said dam and its industrial effect upon the state of Iowa.	
Introduced	2591
Passed on file	2592
697—By Sifting Committee. To amend section twenty-one hundred twenty-one (2121) of the supplement to the code, 1907, relative to the salaries of the members of	

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the board of railroad commissioners.	
Introduced	2637
Failed to pass	2670
Motion filed to reconsider	2727
House reconsiders	2728
Passed	2729
698—By Sifting Committee. To amend the law as the same appears in chapter two (2) acts of the Thirty-fourth General Assembly authorizing the executive council to pay court costs taxed to or other expenses incurred by the state in any suit or proceeding instituted by or against any of the state departments.	
Introduced	2637
Passed	2661
Passed senate	2782
Enrolled	2792
Signed by speaker	2793
Sent to governor	2794
699—By Committee on Public Utilities. To define the rights and powers of the state of Iowa over the waters of the state, prescribing rules and regulations for the development and control of the water power, the distribution and sale thereof, and conferring certain powers upon the board of railroad commissioners in relation thereto. (Additional to chapter three (3), title ten (10) of the code.)	
Introduced	2678
Referred	2680
700—By Committee on Appropriations. For the levy of a special tax upon the taxable property of the state for the purpose of creating a fund for the further equipment and support of extension work, experimentation, collegiate and non-collegiate courses of study at the Iowa State College of Agriculture and Mechanic Arts.	
Introduced	2702
Passed on file	2703
Passed	2742
Passed senate	2782
Enrolled	2792
Signed by speaker	2793
Sent to governor	2794

HOUSE JOINT RESOLUTIONS

INTRODUCTION AND ACTION

No.		No.	
1—House Joint Resolution by Kingland. Proposing to amend the constitution so as to provide for the taxing of incomes, privileges, and occupations and providing that such taxes may be graduated and progressive and providing for reasonable exemptions.		Made special order	445
Introduced	74	Considered	504
Reported unfavorably	408	Amended	504-505
Report rejected	409	Passed	506
Amended	696	Passed senate	2251
Passed	697	Enrolled	2341
Failed to pass senate	2331	Signed by speaker	2381
		Sent to governor	2414
2—House Joint Resolution by Whitney. Proposing an amendment to the constitution of the state of Iowa, authorizing and empowering the General Assembly to provide for the rendition of verdicts in proceedings other than criminal proceedings, by a less number than the entire jury.		5—House Joint Resolution by Kulp. Proposing to amend the constitution so as to provide for the initiative and referendum within the state.	
Introduced	74	Introduced and referred	189-191
Reported	542	Reported with amendments	473-476
Passed	1321	Made special order	683-1309
		Amendments adopted	876
3—House Joint Resolution by Whitney. Proposing an amendment to the constitution of the state of Iowa, repealing section seven (7) of article two (2) of said constitution and proposing a substitute therefor, relating to and providing for the time of holding general elections.		Amended	876-889-1411
Introduced	74-75	Referred	889
Reported	542	Substitute reported	1302
Amendment offered	1238	Minority reports substitute	1305
Re-referred	1371	Consideration deferred	1318
Amendment reported	1458	Minority recommendations rejected	1408
Amendment offered	1512	Amendment proposed	1408-1409
Amended	1681	Passed	1416
Passed	1682	Passed senate	2404
Passed senate	1922	Enrolled	2564
Enrolled	2016	Signed by speaker	2572
Signed by speaker	2040	Sent to governor	2574
Sent to governor	2046	6—House Joint Resolution by Bruce. Proposing an amendment to the constitution of the state of Iowa by repealing section one (1) of article two (2) of said constitution and the enactment and adoption of a substitute therefor, relating to the right of suffrage.	
		Introduced and referred	191-192
4—House Joint Resolution by Klay. Proposing an amendment to the constitution of the state of Iowa, authorizing the General Assembly to provide for the exclusive taxation of classes of property for state revenue purposes.		Motion to recall from committee lost	366
Introduced and referred	118	Extension of time	367
Reported	435	Reported with amendments	432
		Made special order	576
		Considered	635
		Amendments adopted	635
		Passed	637
		Passed senate	959
		Enrolled	1072
		Signed	1092
		Sent to governor	1160
		7—House Joint Resolution by Bruce. Ratifying the amendment to the constitution of the United States, proposed by the congress of the United States relating to the selection of senators in the congress of the United States.	

No.	
	Introduced and referred .192-193
	Reported 280
	Amended and passed .285-286-287
	Passed senate 311
	Enrolled 362
	Signed 401
	Sent to governor 401
8—	House Joint Resolution by Halgrims. To repeal section one (1) of article two (2) of the constitution of the state of Iowa and to enact a substitute therefor relating to the right of suffrage.
	Introduced and referred 220
	Withdrawn1148
9—	House Joint Resolution by Klay. Authorizing the joint committee on retrenchment and reform to employ expert accountants and efficiency engineers, to institute reform, and appropriating funds therefor.
	Introduced and placed on third reading337-338
	Passed 338
	Passed senate 356
	Enrolled 400
	Signed 401
	Sent to governor 401
10—	By Clark. Amending senate joint resolution No. 1 of the Thirty-fifth (35th) General Assembly relating to the compensation of additional employees of the Thirty-fifth General Assembly.
	Introduced 359
	Considered 380
	Passed 382
	Amended and passed senate .2098
	House refuses to concur . .2139
	Senate recedes and amends .2404
	House concurs2406
	Enrolled2478
	Signed by speaker2480
	Sent to governor2545
11—	By Dawson. To amend the constitution to prohibit the manufacture and sale of intoxicating liquors as a beverage within this state.
	Introduced and referred . .585-586
	Reported unfavorably1644
	Minority recommendation . .1644
12—	By Kingland. Proposing to amend the constitution by adding thereto a new section to be numbered twenty-three (23), and relating to the recall of officers, and providing that the legislature may by law provide for the removal of all public officers by the electors entitled to vote for the successor to the incumbent of

No.	
	such offices.
	Introduced and referred . .1004-5
	Reported1799
	Amendment proposed1818
13—	By Stipe. Proposing an amendment to the constitution of the State of Iowa, providing time for commencement of the session of the General Assembly.
	Introduced and referred1016
14—	By Committee on Judiciary. Proposing an amendment to the constitution of the State of Iowa by repealing section one (1) of article ten (X) of said constitution, and by enacting a substitute in lieu thereof.
	Introduced1033
	Passed on file1034
	Amendment proposed1850
	Amended2089
	Passed2091
15—	By Brockway. Authorizing and directing the committee on roads and highways of the house of representatives and the joint committee on roads and highways of the house of representatives and senate of the Thirty-fifth General Assembly to make an investigation into the methods and practices of bridge contractors and others furnishing bridge and road material in the State of Iowa.
	Introduced1097
	Considered1113
	Passed1114
16—	By Committee on Appropriations. Approving estimate of cost, plans and specifications for buildings and improvements at the Soldiers' Orphans' Home, School for the Deaf, Institute for Feeble-Minded Children, State Sanatorium for the Treatment of Tuberculosis, Industrial School for Boys, Mount Pleasant State Hospital for Insane, Independence State Hospital for Insane, Clarinda State Hospital for Insane, Cherokee State Hospital for Insane, State Hospital for Inebriates, State Penitentiary and State Reformatory.
	Introduced2692
	Placed on file2694
	Passed2696
	Passed senate2787
	Enrolled2793
	Signed by speaker2793
	Sent to governor2794

HOUSE CONCURRENT RESOLUTIONS

- By Power—Holding of joint convention and inviting Governor to read his message. Offered and adopted, 14; senate amends and passes, 20; house concurs, 21.
- By Shankland—Directing secretary of state to furnish press representatives in house and senate each a copy of the code and supplement, etc., and house and senate journals. Offered and adopted, 114; amended and passed by senate, 197; house refuses to concur in senate amendment, 203. Senate insists, asks for conference committee, 280; report of conference committee, 527; adopted, 528; substitute offered, 528. Senate reconsiders vote, adopts conference committee report and substitute concurrent resolution, 551. House adopts report of conference committee and substitute concurrent resolution, 552.
- By Bruce—Giving copies of code, supplement and session laws to secretary of senate, chief clerk of house, assistant secretaries, assistant clerk, reading clerk and journal clerks of house. Offered and adopted, 222. Senate concurs, 517.
- By Lund—Relative to Civil War Volunteers' Officers' Retired List Bill.' Offered, 222; referred, 225; reported, 245; adopted, 254.
- By Bliss—Memorializing congress on the Kenyon Shepard Bill relating to interstate transportation of intoxicating liquor. Introduced, 241; adopted, 252-254; senate concurs, 311.
- By Atkinson and Kane—Relative to the action of the State Board of Education ordering changes in course of study in state institutions. Introduced, 261; referred, 301.
- By Jensen—Relative to joint executive session at one P. M. February 13, for joint hearing on higher education in Iowa. Offered and adopted, 385; senate amends and concurs, 442; house concurs in senate amendment, 443.
- By Klay—Relative to adjournment February 26, 1913, to Wednesday, March 5, 1913. Offered, 420; amended and adopted, 481; senate concurs, 593.
- By Dawson—Relative to inviting Edwin G. Cooley of Chicago to address joint session and appointing joint committee. Offered, 444; adopted, 467; senate concurs, 625.
- By Carson—Relative to the establishing of normal schools. Offered, 467; made special order, 467; considered, 511; made special order, 511; referred, 615.
- By Scholz—Relative to extending an invitation to Hon. Jas. Wilson to address a joint convention and appointment of committee. Offered and adopted, 531. Senate concurs and appoints its committee, 552.
- By Dixon—Relative to the changes ordered by the State Board of Education in the courses of study at the State University, State Teachers' College and College of Agriculture and Mechanic Arts. Offered, 634.
- By Dawson—Relative to holding a joint convention March 6th to hear address of Edwin G. Cooley. Offered and adopted, 664; senate concurs, 695.
- By Scholtz—Relative to holding of a joint convention for the purpose of hearing an address by James Wilson. Offered, 723; adopted, 724; senate concurs, 731.
- By Ring. Relative to final adjournment; offered, 2250; adopted, 2362; motion to reconsider, 2442.
- By Hansen—Relative to furnishing lost volumes of roster of Iowa soldiers to John Koolbeck. Offered and adopted, 2347; senate concurs, 2457.
- By Whitney—Relative to Des Moines Household Show. Offered, 878; adopted, 878; senate concurs, 1021.
- By Steelsmith—Relative to purchase of chairs by members of Thirty-fifth General Assembly. Offered, 1628. adopted, 1633; senate concurs, 2281.
- By Erickson—Relative to Captain Ronald Amundsen. Offered and adopted, 509.
- By Sherman—Relative to purchase of chair and gavel for president of the senate and speaker of the house. Offered and adopted, 2105; senate concurs, 2227.
- By Bauman—Authorizing secretary of state to supply Representative W. J. Green with supplement to code 1907, his having been lost. Offered and adopted, 1085; passed senate, 1089.
- By Kulp—Authorizing secretary of state to compile and publish road laws of the state for general distribution. Offered and adopted, 1811; senate concurs, 1883.
- By Huff—Relative to joint convention to be held on Friday, March 14, at 10:30, also to inviting John J. Mitchell to address said joint convention. Offered and adopted, 1112; senate concurs, 1113.
- By Joint Committee on Retrenchment and Reform—Relative to extra session of General Assembly. Offered, 1934.
- By Townsend—Relative to the packing and shipping of members' supplies and books. Offered and adopted, 2577; senate concurs, 2649.
- By Jacobs—Relative to enrolling clerk remaining on duty after adjournment. Passed, 2733; senate concurs, 2770.

SENATE BILLS

RECEPTION AND ACTION

S. F.	Page	S. F.	Page
1—Substitute for senate file No. 1, to provide for the regulation and supervision of investment companies, and providing penalties for the violation thereof.		tute therefor.	
Received	1838	Received	840
Referred	1841	Referred	845
Amended	2771-2772	Reported with amendments ..	943
Passed	2772	Amended	1746
Senate concurs	2787	Passed	1747
Enrolled	2796	Senate insists	2348
Signed by speaker	2797	House recedes	2348
		Enrolled	2542
3—Relating to employers' liability for personal injury sustained by employees in line of duty, fixing compensation therefor, securing the payment thereof, providing for the appointment of a commissioner and defining his duties.		Signed by speaker	2572
Received	2269	13—Substitute for Senate File No. 13. To repeal section three hundred sixty-four (364) of the code, relating to investment of money and to enact a substitute therefor.	
Referred	2270	Received	686
Amendments offered	2424	Referred	688
Made special order	2425	Reported with amendments ..	867
Amended	2444-2445-2446-2447-2454	Amended	1480
Referred	2447	Passed	1481
Amendments reported	2454	Senate refuses to concur	1571
Passed	2455	House insists	1582
Enrolled	2632	Conference committee appointed	1582
Signed by speaker	2649	Senate conference committee ..	1593
		Senate adopts conference report	1776
4—Substitute for S. F. No. 4—Relating to bonded indebtedness of school corporations and providing for the payment therefor, repealing section twenty-eight hundred and thirteen (2813) of the supplement to the code, 1907, and all other acts or parts of acts in conflict with this act.		House adopts conference report ..	1778
Received	301	House adopts amendments	1779
Reported with amendments	347-348	Enrolled	1860
Amendments adopted	517	Signed by speaker	1915
Passed	518	14—Substitute for Senate File No. 14. To amend chapter two hundred (200) of the acts of the Thirty-third General Assembly relating to administration of the estates of absentees.	
Senate refuses to concur	556	Received	1098
Conference committee appointed	557	Referred	1101
Passed senate	823	Reported	1362
Conference committee reports ..	823	Passed	1626
Passed	824-825	Enrolled	1733
Enrolled	866	Signed by speaker	1761
Signed	878	16—Substitute for Senate File No. 16, to repeal section three thousand three hundred seventy-nine (3379) of the code and to enact a substitute therefor, relating to the share of surviving spouse.	
6—Substitute for senate file No. 6 To repeal section one, chapter 106, acts of the Thirty-fourth General Assembly, and enact a substitute therefor.		Received	1463
Received		Referred	1466
Referred		Reported	1546
Amended		Passed	1995
Passed		Enrolled	2118
Senate concurs		Signed by speaker	2144
Enrolled			
Signed by speaker			

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17—Substitute for Senate File No. 17. To repeal section five thousand ninety-seven (5907) of the code and to enact a substitute therefor defining magistrates and limiting the jurisdiction of certain of such magistrates.	
Received	1099
Referred	1101
Reported	1361
18—To amend section nine thirty-seven (937) of the code, relating to the filling of vacancies in the office of alderman in cities under special charters.	
Received	301
Referred	305
Reported	410
Considered	515
Passed	516
Enrolled	620
Signed	620
21—To repeal section 1869 of the supplement to the code, 1907, and to enact a substitute therefor, providing for the compensation of officers and directors of state and savings banks and providing for loans to such officers and directors and penalty for a violation of the provisions of the law.	
Received	686
Referred	688
Amendments reported	1286
Amended	1677
Passed	1678
Senate concurs	1716
Enrolled	1734
Signed by speaker	1761
24—Substitute for Senate File No. 24. To appropriate money for the indemnity by way of compensation to Clara Bahls for personal injury sustained while working in the laundry department in the state institution for the deaf and dumb at Council Bluffs, Iowa.	
Received	911
Referred	913
Amendments reported	1122
Amendments adopted	1271
Passed	1271
Senate concurs	1570
Enrolled	1603
Signed by speaker	1641
27—Substitute for Senate File No. 27. To require all railroad companies owning railroads in the state of Iowa, of less than four (4) feet, eight and one half (8½) inches gauge, to adopt such gauge within such reasonable time as may be fixed by the railroad commissioners.	
Received	1883
Referred	1885
Passed	1926
Enrolled	2119
Signed by speaker	2144

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28—Senate File No. 28. Making an appropriation of five hundred dollars for Henry H. Rood on account of special services rendered to the Iowa Vicksburg Park Monument Commission in the erection of the State Memorial on the Vicksburg National Military Park.	
Received	1022
Referred	1023
29—To transfer to the city of Burlington, Iowa, the title, use and control of a certain island in the Mississippi river near the city of Burlington, Iowa, known as Otter Island.	
Received	441
Substituted for H. F. 213	573
Passed	573
Enrolled	672
Signed	694
32—To amend the law as it appears in section two hundred sixty-five (265) of the code relating to the clerk of the superior court.	
Received	441
Referred	442
Reported with amendments	867
Amendments adopted	915
Passed	915
Enrolled	1003
Signed	1032
35—To legalize a certain election held in the town of Jewell Junction, Iowa.	
Received and referred	377
Considered	571
Passed	572
Title amended	572
Senate concurs in amendments	645
Enrolled	724
37—Substitute for Senate File No. 37. To repeal section five thousand two hundred fifty-six (5256) of the supplement to the code, 1907, relating to the appointment, duties and compensation of the clerks of the grand jury, and enacting a substitute therefor.	
Received	842
Referred	846
Passed	2624
Enrolled	2671
Signed by speaker	2678
38—To provide for the compilation of the laws of the Thirty-third, Thirty-fourth and Thirty-fifth General Assemblies and the laws as they appear in the supplement to the code, 1907; to annotate same and the code and rules of the supreme court to and including the May term, 1913, of the supreme court, and to publish the said compilation and annotations as a	

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<p>"supplement to the code, 1913," and to provide for the appointing of a supervising committee, the election of an editor of such supplement to the code and to establish a salary for such editor, and making an appropriation therefor, and repealing section twenty-four (24) of chapter twenty (20) of the acts of the Twenty-sixth General Assembly, extra session, as same appears on page five (5) of the prefix to the code.</p>	
Received	1759
Referred	1760
Passed	1859
Enrolled	2118
Signed by speaker	2144
40—Substitute for Senate File No. 40. Relating to the loaning and depositing of public funds by city treasurers.	
Received and referred	1034
Amendments reported	1297
Report expunged	1440
Amendments reported	1700
Amended	2256
Passed	2257
Senate concurs	2284
Enrolled	2341
Signed by speaker	2362
43—Substitute for Senate File No. 43. Appropriating the sum of twenty-seven hundred (\$2,700.00) dollars, to indemnify Allan W. Hamaker for personal injuries sustained by him while employed as a guard in the reformatory at Anamosa, Iowa.	
Received	1062
Passed on file	1066
Amended	1273
Passed	1273
Senate concurs in house amendments	1319
Enrolled	1420
Signed by speaker	1478
44—Substitute for Senate File No. 44. To repeal the law as it appears in section fifty-six hundred sixty-nine a (5669-a), fifty-seven hundred sixteen (5716) and fifty-seven hundred eighteen-a 28 (5718-a-28) of the supplement to the code, 1907, and in sections fifty-seven hundred seventeen (5717) and fifty-seven hundred eighteen (5718) of the code and to enact substitutes therefor providing for the compensation and allowances of officers and employes of the reformatory at Anamosa and the penitentiary at Fort Madison.	
Received	842
Referred	846
Reported	933
Amended	1605-1606-1607
Passed	1608

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Senate refuses to concur ...	
House insists	1650
Conference committee appointed	1651
Senate conference committee	1726
Senate adopts conference report	1920
Conference report adopted	1921
Conference amendments adopted	1922
Enrolled	2119
Signed by speaker	2144
47—To legalize the incorporation of the city of Camanche, Clinton county, Iowa, the election of its officers and certain acts done and ordinances passed by the city council of said city.	
Received	468
Referred	471
Reported	581
Amended	689
Passed	690
Senate concurs in house amendment	710
Enrolled	866
Signed	878
48—Substitute for Senate File No. 48. To repeal the law as it appears in sections four hundred ten (410), and four hundred eleven (411), supplement to the code, 1907, and in sections four hundred seventeen (417), and four hundred eighteen (418), of the code and section four hundred sixteen (416) of the code as amended by chapter twenty-two (22) of the laws of the Thirty-fourth General Assembly; and to enact a substitute therefor relating to the election, duties, terms of office and bonds of county supervisors.	
Received	1839
Referred	1840
49—Making appropriation to defray the expenses of the inaugural ceremonies.	
Received and referred	255
Reported	312
Passed	314
Signed	375
Enrolled	401
Signed	401
52—Requiring common carriers to settle claims for delay in delivering freight or injury or loss of freight in transit or for excessive freight rates within a specified time, and providing a penalty for failure to comply therewith.	
Received and referred	965
Reported with amendments	1056
Amended	1236
Passed	1237
Motion to reconsider laid on table	1238
Senate concurs in amendments	1312
Enrolled	1420
Signed by speaker	1478

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57—Substitute for Senate File No. 57. To confer power upon the railroad commission of the state of Iowa to grant a franchise to any individual or corporation organized under the laws of Iowa, or corporation authorized to transact business in Iowa under the general corporation laws of the state, engaged in the manufacture, sale or distribution for sale of electric current, to construct transmission lines and obtain the necessary interests in real estate therefor, and the manner of making compensation to said owner of said lands for said rights.	Received1880 Referred1885 Passed2017 Enrolled2168 Signed by speaker2191	Received1614 Referred1616 Reported1798 Amended1848 Passed1849 Senate concurs2036 Enrolled2167 Signed by speaker2191	
61—To provide additional funds for the soldiers' home, the industrial school for boys, the industrial school for girls, the state penitentiary and the reformatory.	Received 557 Referred 558 Reported with amendments .. 643 Amendments adopted 674 Passed 674 Senate concurs in house amendments 854 Enrolled 866 Signed 878	71—To repeal chapter one hundred fifty-two (152) of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor relating to the conveyance of real estate by executor, administrator, trustee, guardian, referee or commissioner. Received 839 Referred 844	
64—Amend section 3340 of the code relative to the examination of the owner of claims against estates.	Received .....1882 Referred .....1884 Passed .....2225 Enrolled .....2265 Signed by speaker .....2279	72—To repeal sections two (2), four (4), and nine (9), of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth General Assembly and to enact substitutes therefor, and amend section eight (8) of chapter one hundred thirty-one (131) of the acts of the Thirty-fourth (34) General Assembly relating to the training of teachers for rural schools and making appropriation therefor. Received 557 Referred 558 Reported .....2194 Passed .....2236 Enrolled .....2325 Signed by speaker .....2343	
68—Creating a commission and to erect a state office building, procuring necessary grounds adjacent to the capitol for the same, and for an appropriation therefor.	Received .....2251 Referred .....2252 Reported unfavorably .....2318 Indefinitely postponed .....2318	74—To repeal section twenty-six hundred six (2606) of the supplement to the code, 1907, and to enact a substitute therefor relating to admissions to the Soldiers' Home. Received 598 Referred .....599 Reported unfavorably .....1147 Indefinitely postponed .....1147	
70—To establish a department of Public Instruction, and to amend section ten hundred and sixty-five (1065) of the supplement to the code, 1907, and to repeal chapter one (1) of title thirteen (13) of the code, and to repeal chapter one (1) of title thirteen (13) of the supplement to the code, 1907, as amended, relative to the office of superintendent of public instruction, and to enact a substitute therefor.		75—To repeal chapter one hundred sixty-six (166) of the acts of the Thirty-third General Assembly and to enact a substitute therefor relating to payments for their support by members of the Soldiers' Home. Received 597 Referred 599 Reported 716 Passed 918 Enrolled .....1003 Signed .....1032	
		76—To amend section twenty-six hundred eight (2608) of the supplement to the code, 1907, and establish a minimum monthly allowance for the support of the Soldiers' Home. Received 840 Referred 844	

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Reported	2235
Amended	2239
Passed	2239
Senate concurs	2263
Enrolled	2325
Signed by speaker.....	2343
79—Substitute for senate file No.	
79. To amend the law as it appears in sections twenty-eight hundred twenty-three-a (2823-a) and twenty-eight hundred twenty-three-i (2823-i), supplement to the code, 1907, as amended by chapter 186 and chapter 817, acts of the Thirty-third General Assembly, relative to the attendance of children of a certain age in public schools.	
Received	841
Referred	845
Reported with amendments..	1051
Amended and passed	2223
Senate concurs	2263
Enrolled	2341
Signed by speaker.....	2362
80—To pension the survivors of the Spirit Lake relief expedition of 1857, providing the amount of such pensions, the method of payment, and making an appropriation therefor.	
Received	1061
Referred	1065
Amendments reported	1508
Amended	2005
Passed	2006
Senate concurs	2036
Enrolled	2118
Signed by speaker	2144
81—Substitute. To legalize releases and satisfactions of mortgages and trust deeds.	
Received	469
Referred	470
Recalled from committee ..	535
Substitute for H. F. No. 150.	535
Passed	536
Enrolled	619
Signed	620
82—To provide additional chairs in the college of homeopathic medicine of the state university of Iowa, additional to chapter 168 of the acts of the Sixteenth General Assembly.	
Received	2585
Referred	2590
Passed	2701
Enrolled	2765
Signed by speaker	2797
84—To legalize a special election held in the city of Carroll, Iowa, at which was submitted the question of granting a franchise for the establishment of gas works and the use of the streets, alleys and public grounds of said city in connection therewith; and to legalize	

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an ordinance passed by the city council of said city granting said franchise; and legalizing all acts of said city, and its council, in connection with the grant of the same.	
Received	340
Referred	341
Reported	347
Passed	356
Enrolled	400-401
Signed	401
85—To repeal section seven hundred ninety-three (793) of the code, relating to street improvements, sewers and special assessments and to enact a substitute therefor.	
Received	377
Referred	378
Reported	527
Amended	690
Passed	691
Enrolled	866
Signed	878
86—To legalize certain warrants of the city of Onawa, Iowa.	
Received	557
Referred	558
87—Amending the law as it appears in section 2578 of the supplement to the code, 1907, relating to revocation of physicians' certificates and defining unprofessional conduct.	
Received	910
Referred	913
Amendments reported	1642
Amended	1790-1791
Passed	1792
Senate concurs	2086
Enrolled	2119
Signed by speaker	2144
Senate amends and concurs.	2367
House concurs	2376
Enrolled	2542
Signed by speaker	2572
92—Substitute for senate file No. 92. Authorizing the giving of annuities to disabled and retired public school teachers of all rural and urban public schools, creating a fund from which to pay such annuities and providing for the distribution thereof, creating a board of trustees to care for such annuity fund and prescribing their powers and duties, and authorizing the retiring from service of public school teachers under certain conditions.	
Received	1309
Referred	1311
Recalled by senate	1688
Request granted	1688
Referred	1725
Reported	1813

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95—Substitute for Senate File No. 95. To legalize the incorporation of the town of Sharpsburg, Taylor county, Iowa, the election of its officers, the passage and record of all valid ordinances and resolutions, and all acts done that were in compliance with law by the council of said town.		104—To amend the law as it appears in paragraph four (4) of section eighteen hundred fifty (1850) supplement to the code, 1907, relating to the investment of funds by savings banks.	
Received	1151	Received	1133
Referred	1152	Referred	1135
Reported	1356	Reported	1545
Passed	1749	Passed	2475
Enrolled	1861	Motion filed to reconsider	2536
Signed by speaker	1915	Reconsideration prevails	2633
		Amended and passed	2634
		Senate concurs	2639
		Enrolled	2670
		Signed by speaker	2678
99—Amending section seven hundred ninety-two (792) of the code, relating to street improvements.		106—To amend section eighteen (18) of chapter one hundred and seventy (170) of the acts of the Thirty-third General Assembly relative to the powers and duties of the state board of education and the finance committee of said board of education.	
Received	597	Received	843
Referred	599	Referred	847
Amendment reported	1447	Failed to pass	2321
Amended	2222	Enrolled	2395
Passed	2223	Signed by speaker	2417
Senate concurs	2412		
Enrolled	2450	111—Substitute for Senate File No. 111. Providing for an expression of opinion on the question of suffrage at the next general election.	
Signed by speaker	2459	Received and referred	965
		Reported	1454
		Made special order	1765
		Considered	2047-2048
		Motion to strike enacting clause	2048
		Motion prevails	2049
		Motion to reconsider laid on table	2050
100—To legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1896, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and contracts entered into by the city council of Des Moines for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water.		114—To amend section 458-c, of the supplement to the code, 1907, and chapter 32 of the acts of the Thirty-third General Assembly, relating to the payment of claims for injuries to domestic animals.	
Received	468	Received	841
Considered	569	Referred	845
Passed	570	Reported	1058
Enrolled	671	Passed	1785
Signed	694	Enrolled	1861
		Signed by speaker	1915
103—Substitute for Senate File No. 103. Declaring the emission of smoke within the corporate limits of certain cities, including cities acting under special charter, to be a public nuisance and conferring upon such cities additional powers for the abatement of such nuisances (additional to chapters four (4) and fourteen (14) of title five (V) of the code).		116—Substitute for Senate File No. 16. Making appropriations for the construction, repair, improvement and contingent funds for the Iowa soldiers' home, Iowa soldiers' orphans' home, school for the deaf, institution for the feeble-minded children, sanatorium for the treatment of tuberculosis, industrial schools, state hospitals, penitentiary and reformatory.	
Received	468	Received	2630
Referred	471	Referred	2631
Reported with amendments	608		
Amendments adopted	1023		
Publication clause stricken out	1023		
Passed	1024		
Title amended	1024		
Senate concurs	1100		
Enrolled	1227		
Signed by speaker	1315		

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Amendments reported	2676
Amended and passed	2677
Senate concurs	2722
Enrolled	2795
Signed by speaker	2796
118—To confer additional powers upon trust companies, state and savings banks and to prescribe the conditions under which they may transact business.	
Received	1571
Referred	1574
Reported	1814
Amended	2145-2146-2147
Passed	2147
Senate refuses to concur	2285
House insists	2287
Conference committee appointed	2287
Senate conference committee	2344
Conference committee report	2348
Senate adopts conference amendments	2366
House adopts conference amendments	2372
Enrolled	2450
Signed by speaker	2459
119—To require foreign corporations owning, controlling, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban or street railway located within the state of Iowa, or the business of such works, plants or railways or owning or controlling stock in any corporation owning, operating or concerned in the operation of any public gas works, electric light plant, electric power plant, heating plant, water works, interurban street railway located within the state of Iowa or the business of such plants or railways to comply with the laws governing the issuance of capital stock of domestic corporations and the making of reports by domestic corporations and to require said foreign corporations to obtain a permit to transact business within the state of Iowa, and conferring upon courts of equity jurisdiction to dissolve and terminate corporations, works, plants or businesses violating this act and providing penalties for violations of this act.	
Received	1100
Referred	1102
Reported	1457
Passed	1640
Enrolled	1734
Signed by speaker	1761
120—To legalize certain warrants of the city of Marshalltown, Iowa.	

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Received	393
Referred	394
Reported unfavorably	499
Indefinitely postponed	499
121—Substitute for Senate File No. 121. To amend the law as it appears in chapter one hundred forty-two (142) of the acts of the Thirty-third General Assembly relating to the number of persons to whom city or town councils may by resolution grant consent to sell intoxicating liquors and making the same apply to cities acting under special charter.	
Received	1462
Referred	1465
Reported	1659
Passed	1690
Motion to reconsider laid on table	1691
Enrolled	1734
Signed by speaker	1761
124—To amend section three thousand eight hundred two (3802) of the code relative to the lien of judgments.	
Received	470
Referred	470
Reported	540
Passed	1371
Enrolled	1450
Signed by speaker	1478
127—To amend the law as it appears in section twenty-seven hundred and fifty-four (2754) of the supplement to the code, 1907, relating to the election of officers in independent school districts in towns and cities.	
Received	685
Referred	687
Reported	728
Re-referred	920
Amendments reported	2164
Amended	1316
Passed	1316
Senate concurs	1570
Enrolled	1603
Signed by speaker	1641
130—To amend section ten hundred seventy-six (1076) supplement to the code, 1907, relating to registration of voters.	
Received	1243
Referred	1245
Passed	2422
Enrolled	2542
Signed by speaker	2572
134—For the relief of the grantees of G. W. Perkins, and for the purpose of having a patent issued in the name of John A. Ruttur, for a certain tract of land.	
Received	598
Referred	599
Reported	680
Passed	923
Enrolled	1003
Signed	1032

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135—To amend section 3377 of the code, relating to the election between the distributive share and occupancy of homestead by surviving spouse and setting off such distributive share.	
Received	441
Referred	442
Reported	540-541
Passed	1067
Enrolled	1227
Signed by speaker	1315
136—Substitute for Senate File No. 136. To provide for the destruction of noxious weeds and other weeds upon lands, highways and other places; prescribing penalties for the violation thereof; assessing the costs and expenses of the destruction of the same to the lands and owners thereof; and providing funds which to destroy the same, and repealing all of chapter ninety-six (96) of the acts of the Thirty-third General Assembly relating to weeds upon lands and highways.	
Received	1133
Referred	1134
Amendments reported	1631
Amended	2161
Failed to pass	2164
Motion to reconsider	2173-2175
House reconsiders	2752
Passed	2753
Enrolled	2796
Signed by speaker	2797
139—To amend the law as it appears in section fifty-seven hundred seven (5707) of the supplement to the code 1907, relative to the breaking of stone.	
Received	469
Referred	471
Reported	719
Amended	1345
Passed	1346
Enrolled	1603
Senate concurs	1615
Signed by speaker	1641
140—To repeal the law as it appears in section fifty-six hundred eighty-five-a (5685-a) of the supplement to the code, 1907, and to enact a substitute therefor in regard to collection of money from visitors and its use.	
Received	841
Referred	845-846
Reported	1054
Amended	2130
Passed	2131
Senate concurs	2202
Enrolled	2230
Signed by speaker	2250
141—To repeal the law as it appears in section twenty-six hundred ninety-two-a (2692-a)	

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of the supplement to the code, 1907, and to repeal section one (1) of chapter one hundred seventy-two (172) of the acts of the Thirty-third General Assembly relating to state agents, their salaries and supplies, and to enact a substitute therefor and to amend section one (1) of chapter one hundred thirty-four (134) making an appropriation for the salaries and expenses of state agents.	
Received	1241
Referred	1247
Reported unfavorably	1444
Indefinitely postponed	1444
142—To repeal chapter one hundred thirty-seven (137) of the acts of the Thirty-fourth General Assembly and to enact a substitute therefor relating to the support of the industrial schools.	
Received	840
Referred	845
Reported	1054
Referred	1925
Amendments reported	2097
Amended	2155
Passed	2156
Senate concurs	2263
Enrolled	2325
Signed by speaker	2343
144—Substitute for Senate File No. 144. To amend sections two (2), three (3), five (5) and seven (7) of the law as it appears in chapter one hundred (100) of the laws of the Thirty-fourth General Assembly, and adding new sections to the same relating to stallions and jacks.	
Received	842
Considered	1042
Passed	1044
Motion to reconsider	1067
Motion to reconsider laid on table	1068
Enrolled	1119
Signed by speaker	1159
146—Substitute for Senate File No. 146. To amend sections five (5), ten (10), twelve (12), fifteen (15) and sixteen (16) of chapter one hundred twenty-eight (128), acts of the Thirty-fourth General Assembly, relative to the duties and compensation of the state fire marshal and the deputy state fire marshal, and making an appropriation for the maintenance of the state fire marshal's office.	
Received	2538
Referred	2539
Reported	2699
Passed	2700
Enrolled	2745
Signed by speaker	2754

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151—To amend the law relating to the compensation and duties of school treasurers as the same appears in section twenty-seven hundred eighty (2780) of the code and section twenty-seven hundred sixty-eight (2768) of the supplement to the code.	
Received	969
Placed on file	970
Considered	976-977
Passed	977
Enrolled	1119
Signed by speaker	1159
152—To fix the date of the counting of the votes for governor and lieutenant governor and fixing the date of the inauguration of governor and lieutenant governor.	
Received	468
Referred	470
Reported	651
Passed	1659
Enrolled	1735
Signed by speaker	1761
153—To authorize senators holding over and members of the house and senate holding certificates of election, to file with the secretary of state and have printed before the meeting of the general assembly, any bill for a law that he may intend to present to the consideration of that body.	
Received	440
Referred	443
Reported unfavorably	495
Indefinitely postponed	495
156—Repealing section one thousand three hundred twenty-six (1326) of the code, 1897, enacting a substitute in lieu thereof relating to the assessment of stock of build- and loan associations.	
Received	1489
Passed on file	1491
Amended	1745
Passed	1746
Senate concurs	1842
Enrolled	1861
Signed by speaker	1915
159—To prohibit marriages of persons committed to the industrial school and absent therefrom on parole or without authority and to provide punishment for the violation of this act.	
Received	598
Referred	599
Reported unfavorably	1053
Indefinitely postponed	1053
161—Substitute for Senate File No. 161 in relation to the government and discipline of the state hospital for inebriates at Knoxville, Iowa, providing a custodial department for habitual in-	

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brates, authorizing the board of control of state institutions on the recommendation of the superintendent to remove patients from one department to another and providing for compensation for the labor of patients.	
Received	1132
Referred	1134
Reported	1698
Amendment proposed	2130
Amended	2141
Passed	2142
Senate concurs	2432
Senate amends and concurs	2432
House concurs	2438
Enrolled	2543
Signed by speaker	2572
162—Providing for the paroling of patients in the state hospital for inebriates and certain female patients from state hospitals for the insane, and for the return of patients who violate their paroles, and revealing the law as it appears in section twenty-three hundred ten-a nineteen (2310-a-19) of the supplement to the code, 1907.	
Received	1988
Referred	1990
Amended	2123
Passed	2129
Senate concurs	2201
Enrolled	2230
Signed by speaker	2250
164—To prevent and punish interfering with and enticing from any state institution or home or place of employment any ward of the state and providing for the punishment of violation of the act.	
Received	910
Referred	912
Reported	1053
Failed to pass	2132
Motion to reconsider	2141
166—Substitute for Senate File No. 166. To amend section forty-four hundred twenty (4420) of the code relating to applications for writs of habeas corpus.	
Received	1241
Referred	1247
Amendments reported	1471
Amended	1527
Passed	1528
Senate concurs	1594
Enrolled	1662
Signed by speaker	1701
169—To change the burden of proof where contributory negligence is relied on as a defense and to provide rules of procedure in such cases.	
Received	1881
Referred	1885
Senate requests return	1917
Request granted	1918
Returned	2066
Referred	2070

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170—Relating to the practice of dentistry, and to repeal sections twenty-six hundred-i (2600-i) and twenty-six hundred-j (2600-j) of the supplement to the code, 1907.		tain construction and providing for the cost of removal or taking down of buildings erected in violation of such ordinances.	
Received	1838	Received and referred	566
Referred	1841	Reported with amendments..	702
Amended	2260	Amended	1477
Passed	2261	Passed	1478
Senate concurs	2282	Senate concurs	1726
Enrolled	2342	Enrolled	1845
Signed by speaker	2362	Signed by speaker	1849
175—Substitute for Senate File No. 175. To amend section twenty-three hundred forty-eight (2348) of the code relating to bounty on wolves.		180—To amend the law as it appears in section twenty-seven hundred twenty-seven-a-sixty-four (2727-a-64) of the supplement to the code, 1907, relating to removal of patients from county asylum and providing for the expense thereof.	
Received	1098	Received	686
Referred	1101	Referred	688
Reported	1226	Reported	1054
Failed to pass	1476	Passed	1324
Motion to reconsider	1511	Enrolled	1450
Reconsidered	1599	Signed by speaker	1478
Amendment proposed	1600	184—To amend section 2561 as it appears in the supplement to the code, 1907, for the protection of birds.	
Amendment lost	1604	Received	1569
Passed	1604	Referred	184
Enrolled	1734	186—Substitute for Senate File No. 186. To repeal section four hundred seventy-nine (479), supplement to the code, 1907, and to enact a substitute therefor relating to the compensation of county auditors.	
Signed by speaker	1761	Received	2303
176—Substitute for Senate File No. 176. To amend section one (1) of chapter sixty-eight (68) of the acts of the Thirty-fourth General Assembly relating to the assessment and collection of tax upon collateral estates, annuities, legacies, bequests, gifts, transfers and inheritances.		Referred	2310
Received and referred	1022	Passed	2453
Reported	1358	Enrolled	2660
Passed	1533	Signed by speaker	2668
Enrolled	1733	192—Substitute for Senate File No. 192. Additional to chapter five (5), title ten (10) of the code to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same.	
Signed by speaker	1761	Received	911
177—To repeal the law as it appears in section six hundred forty-eight (648) and six hundred fifty-one (651) of the supplement to the code, 1907, and to enact substitutes therefor, relative to the election and appointment of certain officers in cities and towns.		Passed	1105
Received	1566	Enrolled	1227
Referred	1574	Signed by speaker	1315
Reported	1706	196—To repeal the law as it appears in section twenty-seven hundred twenty-seven-a-eighty-five (2727-a-85) of the supplement to the code, 1907, and to enact a substitute therefor relating to the support of the state sanatorium for the treatment of tuberculosis.	
Passed	1815	Received	1242
Enrolled	1861	Referred	1248
Signed by speaker	1915	Reported	2065
178—To repeal the law as it appears in section seven hundred eleven (711) of the code and to enact a substitute therefor relating to the powers of cities and towns to enact ordinances for protection against fires, accidents from electrical apparatus, to establish fire limits, to prohibit within such limits the erection of buildings and structures of cer-		Amended and passed	2157
		Senate concurs	2430
		Enrolled	2450
		Signed by speaker	2459

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199—Substitute for Senate File No. 199. Relating to claims of the third class against estates providing for their examination and allowance and the service of notice of disallowance and the bringing of said claims on for trial additional to section three thousand three hundred forty-nine (3349), chapter three (3), title seventeen (17) of the code.	
Received	1567
Referred	1571
200—To enable the state of Iowa to assist in the celebration of the fiftieth anniversary of the battle of Gettysburg, and to appropriate money therefor and provide for the disbursement thereof.	
Received	1881
Referred	1884
Reported	2319
Amended	2330
Passed	2331
Senate amends and concurs ..	2431
House concurs	2436
Enrolled	2632
Signed by speaker	2649
204—To repeal the law as it appears in sections twenty-seven hundred forty-three (2743), twenty-seven hundred forty-five (2745), twenty-seven hundred fifty-one (2751), twenty-seven hundred fifty-three (2753), twenty-seven hundred ninety (2790), twenty-seven hundred ninety-seven (2797), and twenty-seven hundred ninety-eight (2798) of the code, and sections twenty-seven hundred forty-four (2744), twenty-seven hundred fifty-two (2752), twenty-eight hundred (2800), and twenty-eight hundred one (2801) of the supplement to the code, 1907, and to enact substitutes therefor; and to amend the law as it appears in sections twenty-seven hundred fifty-four (2754), twenty-seven hundred ninety-four (2794), supplement to the code, 1907, and twenty-seven hundred ninety-four-a (2794-a), supplement to the code, 1907, as amended by the acts of the Thirty-fourth General Assembly, relative to the units of school organizations.	
Received	1106
Amended	1835
Failed to pass	1835
Motion to reconsider	1837
Motion to reconsider lost ..	2466
205—Requiring the teaching of elementary agriculture, domestic science, and manual training in the public	

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schools, after a specified time.	
Received	840
Referred	845
Reported	1052
Passed	1479
Enrolled	1603
Signed by speaker	1641
206—To amend section 1, chapter 104, acts of the 33 General Assembly, describing the form of index of articles of incorporation, and making it the duty of the recorder to so index said articles.	
Received	1736
Referred	1737
Amended	2056
Passed	2057
Senate concurs	2202
Enrolled	2229
Signed by speaker	2250
209—Substitute for Senate File No. 209. To amend the law as it appears in section forty-five hundred eighty-five of the code of 1897, relative to the issuance of an execution in making transcript from the docket and judgment of a justice of the peace where a vacancy exists.	
Received	842
Referred	846
Amendments reported	1296
Amended	2470
Passed	2471
Senate concurs	2635
Enrolled	2660
Signed by speaker	2668
210—To amend the law as it appears in sections ten hundred fifty-six-a-twenty-five and ten hundred fifty-six-a-twenty-six (1056-a-25 and 1056-a-26) of the supplement to the code, 1907, as amended, and to provide for the appointment and powers of library trustees in certain cities.	
Received	911
Referred	913
Reported and referred	955
Recalled from committee ..	1286
Amended	1286
Passed	1287
Senate concurs in House amendments	1319
Enrolled	1420
Signed by speaker	1478
212—To provide for the erection of a woman's and children's building on the Iowa State Fair and Exposition grounds, and to make an appropriation therefor.	
Received	2428
Referred	2433
Reported	2578
Passed	2574
Enrolled	2671
Signed by speaker	2678

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214—Authorizing, the executive council of Iowa to incur expenses and make expenditures to procure data, make investigations and provide things not otherwise provided to enable said executive council to perform the duties imposed by law, and making appropriation therefor.		226—To repeal the law as it appears in sections twenty-six hundred ninety-one (2691) and twenty-six hundred ninety-two (2692) of the supplement to the code, 1907, and to enact a substitute therefor to provide for the support of the Iowa Soldiers' Orphans' Home.	
Received	843	Received	1151
Referred	847	Referred	1152
Reported	1443	Reported	1544
Amended	2073	Amended	1679
Passed	2074	Passed	1680
Senate concurs	2203	Senate concurs	1726
Enrolled	2264	Enrolled	1845
Signed by speaker	2279	Signed by speaker	1849
219—Substitute for Senate File No. 219. To provide for the transfer to the city or town treasurer of unclaimed funds in the treasury of the county where such unclaimed funds are the proceeds of an invalid tax levied to pay for the construction of an electric light plant for such city or town, and making the same a part of the general fund of such city or town.		228—To amend section four thousand eight hundred twenty-three (4823) of the code pertaining to malicious mischief and trespass.	
Received	912	Received	839
Referred	914	Referred	844
Reported	1228	Reported	1470
Passed	1493	Senate requests return	1725
Enrolled	1602	229—To appropriate money for the purpose of entertaining the Iowa veterans who enlisted in Iowa and served in Iowa organizations and in the navy from Iowa during the civil war at a home coming during the state G. A. R. encampment at Des Moines, Iowa.	
Signed by speaker	1641	Received	1383
221—Legalizing the ordinances, resolutions and acts of the council of the incorporated town of Pacific Junction in Mills county, Iowa, so far as affected by the election of six members of said council instead of five.		Referred	1383
Received and referred	840-844	Reported	2269
Reported	1145	Amended	2382
Passed	1339	Passed	2383
Enrolled	1450	Senate concurs	2458
Signed by speaker	1478	Enrolled	2543
223—Relating to elections and to permit a qualified voter to cast his ballot in any voting precinct within the state of Iowa and prescribing conditions and restrictions therefor.		Signed by speaker	2572
Received	1839	230—To appropriate money toward the expense of paving East Washington street in the city of Mount Pleasant, Iowa.	
Referred	1840	Received	1240
224—To amend section thirty-three (33), chapter seventy-two (72), acts of the Thirty-fourth General Assembly, relating to the distribution of the fees derived from the registration of motor vehicles.		Referred	1246
Received	1133	Amendment reported	2192
Referred	1134	Amended	2237
Reported	1697	Passed	2238
		Senate concurs	2262
		Enrolled	2325
		Signed by speaker	2343
		231—Substitute for Senate File No. 231. To amend the law as it appears in chapter eighty-three (83) acts of the Thirty-third (33d) General Assembly relating to the issuance of bonds in cities and towns.	
		Received	1022
		Referred	1023
		Recalled from committee	1342
		Amended	1342
		Passed	1342
		Enrolled	1603
		Signed by speaker	1641

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232—Substitute for Senate File No. 232. To repeal the law as it appears in chapter forty-two (42) of the laws of the Thirty-third General Assembly and to enact a substitute therefor.	
Received	1736
Referred	1738
233—Substitute for Senate File No. 233. To provide for the election of delegates and alternate delegates to national conventions of political parties, for the election of party national committeemen, and delegates to county conventions, and for a preferential vote on president and vice-president of the United States (additional to chapter two-a title six; supplement to the code, 1907) relating to primary elections, and for submitting to the voters of the several parties the question, shall the vote of the state at large or the vote of the congressional district control.	
Received	1987
Referred	1990
Amended	2152-2154
Passed	2155
Senate concurs	2284
Enrolled	2342
Signed by speaker	2362
235—To amend section one thousand one hundred eighty-seven (1187) of the code relative to sureties upon official bonds.	
Received	1133
Referred	1135
Reported unfavorably	1755
Indefinitely postponed	1755
236—Substitute for Senate File No. 236. Making appropriations to the State Historical Society of Iowa.	
Received	1241
Referred	1247
Reported unfavorably	2097
Minority recommendations	2098
Made special order	2246-2251
Minority recommendations adopted	2302
Passed	2303
Motion to reconsider laid on table	2303
Enrolled	2395
Signed by speaker	2417
237—Relating to fire insurance and prohibiting discrimination therein and rebate of the premium charged and providing a penalty therefor.	
Received	1567
Passed on file	1574
Amended	1832
Passed	1833
240—To legalize deeds and instruments of conveyance, tax deeds, sheriff's deeds, deeds	

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of administrators, executors, and guardians, and all other conveyances made and recorded prior to the first day of January, A. D. 1890, additional to chapter 6, title 14 of the code, relating to the conveyance of real estate.	
Received	1099
Referred	1101
Reported	1459
Passed	1789
Enrolled	2045
Signed by speaker	2059
245—To amend section eight hundred twenty (820) of the code fixing time in which the city council or board of public works, where such board exists, shall ascertain the cost and prepare the assessment, plat and schedule relative to the special assessment of property for the making or reconstruction of street improvements.	
Received	911
Referred	913
Reported	1124
Passed	1744
Enrolled	1845
Signed by speaker	1849
247—To amend section five hundred ten-b (510-b) supplement to the code, 1907, relating to sheriffs, deputy sheriffs and their compensation.	
Received	2711
Referred	2711
249—Substitute for Senate File No. 249. Amending section nineteen (19) and section thirty (30), chapter seventy-two (LXXII) of the acts of the Thirty-fourth General Assembly providing additional rules and regulations for the operation of motor vehicles upon public highways within the state of Iowa.	
Received	1839
Referred	1841
Amended	2061
Made special order	2061
Passed	2094
Enrolled	2229
Signed by speaker	2250
250—To repeal sections two (2), six (6), seven (7), eight (8), eleven (11), fifteen (15), sixteen (16) and twenty-two (22), of chapter seventy-two (72) of the acts of the Thirty-fourth General Assembly, and to enact substitutes therefor relating to the registration and regulation of motor vehicles.	
Received	1242
Referred	1248
Amendment reported	1519

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Amended	2116-2117	Passed	1829
Passed	2118	Enrolled	2044
Senate concurs	2202	Signed by speaker	2059
Enrolled	2264		
Signed by speaker	2279		
252—Substitute for Senate File No. 252. To amend the law as it appears in sections eighty-six (86), ninety-eight (98), one hundred fifteen (115) and two hundred eleven (211) of the code, and section two hundred five (205), supplement to the code, 1907, relating to the compensation of the secretary of state, the auditor of state, the treasurer of state, the attorney general and the clerk of the supreme court.		263—To empower private cemetery associations to condemn land for additions to their cemeteries.	
Received	2538	Received	1880
Referred	2539	Referred	1885
Passed	2602	Passed	2423
Enrolled	2765	Enrolled	2543
Signed by speaker	2773	Signed by speaker	2572
254—Substitute for Senate File No. 254. To amend the law as it appears in sections six hundred ninety-one (691) and six hundred ninety-two (692) of the code, 1897, relating to the jurisdiction in actions for the violation of city or town ordinances and providing for the transfer of cases from mayor's court to a justice of the peace court in certain cases.		265—Providing for the deposit by state and savings banks with the treasurer of the United States, of securities to secure postal savings deposits made in such banks under the provisions of the postal savings bank act.	
Received	1463	Received	1310
Referred	1465	Referred	1313
Recalled from committee	1521	Reported	1714
Amended	1621	Passed	2353
Passed	1621	Enrolled	2451
Enrolled	1734	Signed by speaker	2459
Signed by speaker	1761	266—Substitute for Senate File No. 266. To amend the law as it appears in section seven hundred forty-one-o (741-o) supplement to the code, 1907, relating to the election of city hospital trustees.	
259—To repeal section 3308-a of the supplement to the code, 1907, and to enact a substitute therefor relating to the payment of costs and expenses of non-resident insane patients.		Received	912
Received	1568	Referred	914
Referred	1572	Reported	1123
Amended	2144	Passed	1340
Passed	2145	Enrolled	1449
Senate concurs	2262	Signed by speaker	1478
Enrolled	2325	267—Substitute for Senate File No. 267. To amend section two thousand seventy-seven-a (2077-a), supplement to the code, 1907, relating to the posting of bulletins at railway stations.	
Signed by speaker	2343	Received and referred	1737
260—To amend section two thousand and eighty-five (2085) of the supplement to the code, 1907, relating to taxes in aid of railroads and in relation to the number of signatures of resident freeholders to petitions therefor in cities acting under special charter, and cities having a population of twenty-five thousand (25,000) or over.		Amendment reported	1798
Received	1239	Amended	2161
Referred	1248	Passed	2162
		Senate concurs	2262
		Enrolled	2325
		Signed by speaker	2343
		272—To amend section one thousand six hundred fifty-seven-d (1657-d) and section one thousand six hundred fifty-seven-e (1657-e) of the supplement to the code, 1907, relative to the election of district directors of the state board of agriculture.	
		Received	1880
		Referred	1885
		275—To establish the industrial school at Eldora and the department at Mitchellville as two separate and distinct institutions, to provide official designation for them, and to repeal acts in conflict with this act.	

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Received	1099	Referred	1738
Referred	1102	Reported unfavorably	1798
Reported	1545	Indefinitely postponed	1799
Passed	2102		
Enrolled	2229	283—To provide for and require in-	
Signed by speaker	2250	struction in public schools	
		with reference to preventing	
276—To reimburse innocent per-		accidents.	
sons who have been, or		Received	1062
may be convicted of a fel-		Referred	1066
ony and imprisoned in a		Reported	1406
penal institution in Iowa.			
Received	1062	284—To amend the law as it appears	
Referred	1065	in sections twenty-seven	
Reported unfavorably	1631	hundred twenty-seven-a-fif-	
Indefinitely postponed	1631	ty-e i g h t (2727-a-58),	
		twenty-seven hundred twen-	
277—To authorize the use and ex-		ty-seven-a-fifty-nine (2727-	
penditure of the sinking		a-59), twenty-seven hun-	
fund provided for in chap-		dred twenty-seven-a-sixty	
ter five (5) of title V of		(2727-a-60), twenty-seven	
the code of 1897.		hundred twenty-seven-a-six-	
Received	1099	ty-two (2727-a-62), and to	
Referred	1101	repeal section twenty-seven	
Reported	1448	hundred twenty-seven-a-six-	
Amended	2552	ty-three (2727-a-63) of the	
Passed	2552	supplement to the code,	
Senate concurs	2579	1907, and to enact a substi-	
Enrolled	2632	tute therefor all relating to	
Signed by speaker	2649	the powers of the board of	
		control.	
279—To repeal the law as it appears		Received	1988
in section twenty-seven hun-		Referred	1990
dred twenty-four (2724) of			
the supplement to the code,		287—To amend section two hun-	
1907, and to enact a substi-		dred twenty-seven (227) of	
tute therefor relating to		the supplement to the	
admission to the school for		code, 1907, relating to the	
the deaf and to reports by		division of the state into	
county superintendents of		judicial districts and in-	
deaf persons.		creasing the number of dis-	
Received	1100	trict judges in the Fif-	
Referred	1102	teenth judicial district and	
Reported	1400	providing for the appoint-	
Passed	1475	ment of a judge to fill the	
Enrolled	1603	vacancy and for the election	
Signed by speaker	1641	of a judge for the place at	
		the next general election.	
280—Providing for the employment		Received	2600
of prisoners upon the high-		Referred	2600
ways of this state, or in		Passed	2667
the construction and im-		Enrolled	2745
provement of any public		Signed by speaker	2754
works.			
Received	1490	289—To amend the law as it appears	
Referred	1491	in section twenty-four hun-	
Amendments reported	1697	dred seventy-two (2472) of	
Amended	2550	the supplement to the code,	
Passed	2551	1907, and section twenty-	
Senate concurs	2579	four hundred seventy-four	
Enrolled	2632	(2474) of the code, and to	
Signed by speaker	2649	repeal section twenty-four	
		hundred seventy-seven	
281—Regulating the employment of		(2477) of the supplement	
prisoners at the peniten-		to the code, 1907, and	
tiary at Fort Madison and		chapter one hundred forty	
making an appropriation		four (144) of the acts of	
therefor.		the Thirty-third (33) Gen-	
Received	1840	eral Assembly amendatory	
Referred	1841	to section twenty-four hun-	
		dred seventy-seven (2477)	
282—Substitute for Senate File No.		of the supplement to the	
282. To prohibit trespass-		code, 1907, and to enact a	
ing on railway tracks,		substitute therefor, all relat-	
rights of way, cars and en-		ing to the bureau of labor	
gines, and providing for a		statistics and providing for	
penalty for the violation		reports of accidents by em-	
thereof.		ployers and prescribing a	
Received	1736	penalty for the violation	
		thereof.	

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Received	2123
Referred	2125
Amendments reported	2318
Amended and passed	2357
Senate refuses to concur	2462
House refuses to recede	2462
Conference committee ap- pointed	2462
Senate appoints conference committee	2566
Senate adopts conference amendments	2628
House adopts conference amendments	2630
Enrolled	2766
Signed by speaker	2773
291—To legalize conveyances of real property by foreign executors or trustees under foreign wills where the pro- visions of section 3295 of the code were not observed or complied with.	
Received	1061
Referred	1065
Reported	1459
Passed	1904
Enrolled	2045
Signed by speaker.....	2059
294—To repeal section three thou- sand three hundred-eight (3308) of the code, and to enact a substitute therefor relating to release and dis- charge of liens by foreign administrators, executors and guardians.	
Received	1463
Referred	1466
Passed	2352
Enrolled	2450
Signed by speaker	2459
295—To amend the law as it ap- pears in section nine (9), chapter one hundred fifty- three (153), acts of the Thirty-third General As- sembly, relating to the pro- tection of fish and game; and to amend the law as it appears in chapter one hun- dred sixteen (116) of the acts of the Thirty-fourth General Assembly, relating to the compensation of the fish and game warden.	
Received	1987
Referred	1989
Amended	1996-2010
Passed	2011
Senate refuses to concur	2240
House insists	2241
Conference committee ap- pointed	2261
Senate conference committee.....	2308
Conference committee report.....	2410
Senate adopts conference amendments	2431
House adopts conference amendments	2437
Enrolled	2633
Signed by speaker	2649
300—To legalize releases and dis- charges of judgments, mort- gages and deeds of trust	

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made by administrators, executors or guardians ap- pointed in other states or countries where the provi- sions of section 3308 of the code were not observed or complied with.	
Received	1244
Referred	1245
Reported	1459
Passed	1905
Enrolled	2045
Signed by speaker	2059
302—To repeal the law as it ap- pears in section nineteen hundred forty-eight (1948) of the supplement to the code, 1907, and to repeal the law as it appears in sec- tion nineteen hundred eighty-nine-a-fifteen (1989- a-15) of the supplement to the code, 1907, and to en- act a substitute therefor, defining nuisances in con- struction of drainage ditches, and making the obstruction of such ditches and levees a misdemeanor.	
Received	1244
Passed on file	1246
Passed	1672
Enrolled	1735
Signed by speaker	1761
303—To discharge a bankrupt from judgments and providing for giving notice thereof.	
Received	1880
Referred	1886
304—For the relief of the grantees of David E. Fry, and for the purpose of having pat- ents issued in the names of W. F. Pomeroy and Arthur Dilley, for certain tracts of land.	
Received	1243
Referred	1246
Amendment reported	1459
Amended	1906
Passed	1907
Senate concurs	2030
Enrolled	2119
Signed by speaker	2144
306—Relative to public utilities, defining their rights, pow- ers, remedies and duties; providing for their regula- tion and control; changing the name of the board of railroad commissioners to "public utilities commis- sion;" enlarging and pre- scribing its powers and du- ties; providing for the ap- pointment of two (2) addi- tional members thereto and changing the method of appointment of all its mem- bers, as their terms expire; repealing all inconsistent acts and parts of acts and making an appropriation for carrying out the pro- visions of this act; also	

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transferring the powers and duties of the executive council as prescribed by charter seventy-one (71), of the acts of the Thirty-second General Assembly of Iowa, in so far as they relate to public service corporations, and the powers and duties of the board of railroad commissioners as prescribed by law, to said commission; also repealing all powers heretofore granted to cities and towns in conflict with this act and conferring on such cities and towns certain additional powers; also providing for physical valuation of public utilities by said commission and giving said commission authority to fix rates and regulate extensions of public utilities.

Received1715
 Passed on file1717
 Amendment offered1718
 Amended1719-1727-1728-1729-1730 - 1731 - 1732 - 1733 - 1777-1775-1821.

Made special order1733
 Motion to strike enacting clause1773
 Motion lost1775
 Failed to pass1776

Motion filed to reconsider...1795
 Motion prevailed1819-1820
 Passed1821
 Motion to reconsider laid on table1822
 Senate refuses to concur1834
 House insists1834

Conference committee appointed1913
 Senate conference committee.1920
 Made special order2427
 Amendment offered to conference report2471
 Conference committee report.2483
 Senate adopts conference amendments2482
 House refuses to adopt conference amendments2568

307—Substitute for Senate File No. 307. To amend section one hundred sixteen-a (116-a) supplement to the code, 1907, and to repeal section one hundred sixteen-b (116-b) supplement to the code, 1907, providing that all the unused portions of all appropriations shall revert to the general fund at the end of the fiscal year.

Received1566
 Referred1573
 Reported1753

309—To provide the method of constructing and operating gypsum mines, for escape shafts and for the ventilation of such mines, to provide for the inspection of

the same by the state mine inspector, to require operators to report fatal accidents and to provide penalties for violation of this act.

Received1311
 Referred1313
 Amendment reported1704
 Amended2039
 Passed2040
 Senate concurs2136
 Enrolled2168
 Signed by speaker2191

311—To amend the law as it appears in section forty-nine hundred ninety-nine-a-four (4999-a-4) of the supplement to the code, 1907, providing for the safety and comfort of laborers and other persons assembled in factories and buildings.

Received1239
 Referred1246
 Reported1432
 Passed1524
 Enrolled1662
 Signed by speaker1701

312—Substitute for Senate File No. 312. Amending section five thousand seven hundred eighteen-a-eighteen (5718-a-18) of the supplement to the code, 1907, bringing prisoners committed to the penitentiaries serving life sentences for murder, under the jurisdiction and operation of the parole law.

Received2124
 Referred2126

315—Substitute for Senate File No. 315. Providing for the securing of claims of subcontractors who furnish labor or material for construction of drainage ditches, in addition to chapter two-a (2-a), title (10), supplement to the code, 1907.

Received1569
 Referred1572
 Reported1751
 Passed1870
 Enrolled2044
 Signed by speaker2059

316—To legalize the adoption of certain propositions at an election of the county of Wapello, state of Iowa, with the effect of authorizing the board of supervisors of said county to purchase land for an addition to the county home farm of said county, and to incur indebtedness for the purchase of such land, and to levy a continuing annual tax to provide for the payment of such indebtedness.

Received1062
 Referred1066
 Reported1472

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Passed	1533	(w ½) of the southwest	
Recalled from senate	1582	quarter (sw ¼) of section	
Returned by senate	1614	two (2), township eighty-	
Amended	1651	nine (89), north, range	
Senate concurs	1716	thirty-four (34), west fifth	
Enrolled	1845	P. M., Iowa, and authorize	
Signed by speaker	1849	the issuance of a patent	
		therefor.	
318—To, amend the law as it ap-		Received	1239
pears in section two hun-		Referred	1247
dred sixty-nine (269) of the		Reported	1456
code, and repealing section		Passed	1907
two hundred seventy (270)		Enrolled	2044
of the code and enacting a		Signed by speaker	2059
substitute in lieu thereof,		329—To establish a minimum wage	
relating to juries in super-		for teachers in the public	
ior courts.		schools of the state, pro-	
Received	1569	hibiting the contracting for	
Referred	1572	or paying a lesser sum and	
Reported unfavorably	1756	providing penalties for the	
Indefinitely postponed	1756	violation of same.	
319—To amend the law as it ap-		Received	1310
pears in section eight hun-		Referred	1313
dred twenty-three (823), supple-		Reported	1632
ment to the code, 1907, as		Amended	2479
amended by chapter forty-		Passed	2480
two (42), acts of the Thir-		Senate concurs	2580
ty-fourth General Assembly,		Enrolled	2660
relating to street improve-		Signed by speaker	2668
ments and sewers.		331—Substitute for Senate File No.	
Received	1241	331. To repeal section	
Referred	1248	twenty-seven hundred nin-	
Reported	1649	ety-two (2792) of the code,	
325—Substitute for Senate File No.		relating to the restoration	
325. To repeal section two		of territory to the school	
thousand nine hundred		district from which it has	
thirty (2930), supplement		been taken and enact the	
to the code, 1907, relating		following in lieu thereof.	
to the platting and trans-		Received	2063
ferring of real estate.		Referred	2067
Received	1150	Passed	2165
Referred	1151	333—Providing for the license of cer-	
Amended	2553	tain classes of temporary	
Passed	2553	or transient merchants do-	
Senate concurs	2579	ing business in cities or in-	
Enrolled	2671	corporated towns, defining	
Signed by speaker	2678	the same and the manner	
327—To amend section two thou-		of issuing licenses, regulat-	
sand seventy-seven (2077)		ing the advertising and rep-	
of the supplement to the		resentation of such mer-	
code, 1907, relative to pas-		chants and providing for	
senger rates and providing		penalties for the violation	
passenger transportation		thereof.	
charges to towns and cities		Received	1881
within this state, at which		Referred	1885
fairs or exhibitions are or		Passed	2551
may hereafter be held.		Enrolled	2671
Received	1839	Signed by speaker	2678
Referred	1841	334—Providing for the assessment of	
Amended	2197	the cost of main sewers to	
Passed	2198	the property within the	
Senate refuses to concur	2282	territory drained and defin-	
House insists	2290	ing adjacent property rel-	
Conference committee ap-		ative thereto, and amend-	
pointed	2294	ing section eight hundred	
Senate conference committee	2343	forty-d (840-d), of the sup-	
Senate adopts conference		plement to the code, 1907,	
Received	2063	relating to the construc-	
amendments	2599	tion of main sewers and	
House adopts conference		paying the cost thereof.	
amendments	2609	Received	1735
Enrolled	2766	Referred	1737
Signed by speaker	2773	Amended	2127
328—To confirm the title of Anna L.		Passed	2128
Edgar to the west one-half		Senate concurs	2202
		Enrolled	2230
		Signed by speaker	2250

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348—To repeal section two hundred twelve (212) of the supplement to the code, 1907, relating to the appointment of an assistant attorney general and to his salary, and to enact a substitute therefor.	
Received	2538
Referred	2539
Passed	2702
Enrolled	2765
Signed by speaker	2773
349—To amend the law as it appears in section eight hundred twenty-five (825) of code, relating to street improvements and sewers.	
Received	1151
Referred	1152
Reported	1449
Passed	2080
Enrolled	2168
Signed by speaker	2191
351—To promote horticulture by the creation of new and better adapted varieties through scientific cross-breeding and selection, and to make an appropriation therefor.	
Received	1838
Referred	1841
Reported	2009
Passed	2028
Enrolled	2168
Signed by speaker	2191
353—Providing for the record title of lands granted to the Dubuque and Pacific Railroad Company.	
Received	1150
Referred	1151
Reported	1472
Passed	1531
Enrolled	1662
Signed by speaker	1701
354—To amend the law as it appears in section thirty-five hundred thirty-four (3534) of the code relating to service of original notice by publication.	
Received	1243
Referred	1246
Reported	1473
Passed	2224
Enrolled	2265
Signed by speaker	2279
355—To amend the law as it appears in section four thousand nine hundred seventy-five-c (4975-c) of the supplement to the code, 1907, relating to soliciting for the purpose of prostitution.	
Received	1240
Referred	1247
Reported	1361
Passed	2554
Enrolled	2671
Signed by speaker	2678

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357—To amend chapter sixty-two (62) of the acts of the Thirty-fourth General Assembly by striking out the last four (4) lines of section one (1) of said chapter and enacting a substitute therefor relating to the exemption from taxation of property of an honorably discharged union soldier or sailor of the Mexican war or the war of the rebellion or of the widow of such soldier or sailor.	
Received	2123
Referred	2126
Amended	2399
Passed	2400
Senate concurs	2457
Enrolled	2542
Signed by speaker	2572
358—Legalizing a resolution passed by the council of the city of Atlantic on February twenty-seventh (27), nineteen hundred thirteen (1913), transferring the sum of eighteen hundred dollars (\$1,800.00) from the sewer fund of said city to the general fund of said city of Atlantic, Iowa, and legalizing such transfer.	
Received	1569
Referred	1572
Reported	1751
Passed	1995
Enrolled	2119
Signed by speaker	2144
360—To provide for the improvement of the water and harbor fronts of incorporated or chartered cities and towns situated on navigable waterways within or bordering on the state of Iowa; for the acquirement, construction, maintenance and operation of public docks, and for the acquirement by condemnation or otherwise of lands or rights or interests therein for same; to create a department to be administered by a board to carry on such work and to regulate and control the construction, maintenance and operation of belt railways, wharves, docks, slips, quay walls, piers, basins, other water-front lands or rights or interests therein, in said cities and towns; to authorize the issuance and sale of bonds and to levy a tax for carrying out the above purposes.	
Received	2368
Referred	2368
Passed	2730
Enrolled	2795
Signed by speaker	2796

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363—For the purpose of having a patent issued in the name of T. F. McCaffery for a certain tract of land.		378—To amend section twenty-one hundred and thirteen (2113) of the supplement to the code, 1907, as amended by chapter one hundred twenty-seven (127) of the acts of the Thirty-third General Assembly relating to the powers of the board of railroad commissioners.	
Received	1242	Received	1490
Referred	1247	Referred	1490
Reported	1458	Reported	1711
Passed	1908	Passed	1929
Enrolled	2045	Enrolled	2119
Signed by speaker	2059	Signed by speaker	2144
367—Relating to levees, drains, ditches and water courses additional to chapter two (2), title X of the code and amendments thereto and to chapter two-a (2-a), title X of the supplement to the code, 1907, and amendments thereto and amending section one thousand nine hundred eighty-nine-a-twenty-one (1989-a-21) and section one thousand nine hundred eighty-nine-a-fifty-two (1989-a-52) of the supplement to the code, 1907, and section one thousand nine hundred eighty-nine-a-forty-nine (1989-a-49) as amended by section seven (7) chapter eighty-seven (87) laws of Thirty-fourth General Assembly.		380—To repeal the law as it appears in section two hundred fifty-four-a-eighteen (254-a-18) of the supplement to the code, 1907, as amended by chapter ten (10), acts of the Thirty-fourth (34th) General Assembly and to enact a substitute therefor, relating to the appointment, duties and compensation of probation officers.	
Received	2064	Received	1489
Referred	2068	Referred	1491
Passed	2647		
Enrolled	2745	381—Substitute for Senate File No. 381. To repeal section five (5), of chapter ninety-four (94), of the acts of the Thirty-fourth General Assembly, and to enact a substitute therefor relating to the duty of commerce counsel.	
Signed by speaker	2754	Received	2304
368—To require the registration of charitable organizations soliciting public aid and providing penalty for the violations thereof.		Referred	2310
Received	2251	Passed	2646
Referred	2253	Enrolled	2744
Passed	2360	Signed by speaker	2754
Enrolled	2450		
Signed by speaker	2459	382—To regulate the compounding, manufacture and sale of certain habit forming and other drugs or medicines, and preparations containing same.	
375—To amend section four thousand six hundred twelve (4612) of the code relating to criminating questions propounded to witness in certain cases.		Received	1489
Received	1464	Referred	1491
Referred	1465	Amendments offered	2294
Reported	1548	Enacting clause stricken	2333
Passed	2644		
Enrolled	2739	383—To amend the law as it appears in chapter eleven-c (11-c), of title thirteen (XIII), of the supplement to the code, 1907, relating to the state sanatorium for the treatment of tuberculosis, to provide for the care of advanced cases in said sanatorium and making an appropriation therefor, and to repeal the law as it appears in section twenty-seven hundred twenty-seven-a-86 (2727-a-86), of the supplement to the code, 1907, and enact a substitute therefor requiring counties to pay for the care of patients in the	
Signed by speaker	2754		
376—To legalize ordinances of the town of Ayrshire, Iowa, and authorizing the substitution of a new ordinance record in place of the original record.			
Received	1240		
Referred	1245		
Reported	1460		
Passed	1493		
Enrolled	1603		
Signed by speaker	1641		

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sanatorium and making such patients and persons legally bound for their support liable to counties for money so paid.	
Received	2586
Referred	2588
Reported	2685
Passed	2686
Enrolled	2766
Signed by speaker	2773
384—To amend the law as it appears in sections four hundred ninety (490) of the supplement to the code, 1907, and four hundred ninety-one (491) of the code, 1897, relating to the compensation of county treasurers and their deputies.	
Received	1489
Referred	1491
Passed	2180
Enrolled	2341
Signed by speaker	2362
386—Relative to the granting of loan or cash surrender values on insurance contracts, and to amend the law as it appears in section seventeen hundred thirty-nine (1739) of the code and section thirteen hundred thirty-three-d (1333-d) of the supplement to the code, 1907, relating to insurance.	
Received	2429
Referred	2433
387—To legalize the proceedings of the city council of the city of Des Moines, Iowa, for the construction of the seventh ward sewer system at said city.	
Received	1243
Referred	1246
Recalled from committee	1366
Passed	1367
Enrolled	1450
Signed by speaker	1478
388—To legalize certain decrees of courts entered in actions to annul marriages in which service of the original notice was made by publication.	
Received	1240
Referred	1245
Reported	1472
Passed	1909
Enrolled	2045
Signed by speaker	2059
389—Authorizing the appointment of a board of arbitration and conciliation for the settlement of disputes between employers and employees, providing the powers, duties and compensation of such board and setting forth the manner in which the investigation of disputes shall be made and the	

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publication and recording of the decision and finding of said board and making appropriation therefor.	
Received	2216
Referred	2217
Senate requests return	2602
Request granted	2620
391—To legalize the proceedings of the city council of the city of Tipton, Iowa, for the construction of a sewer system.	
Received	1242
Passed on file	1245
Passed	1338
Enrolled	1450
Signed by speaker	1478
393—Substitute for Senate File No. 393. To amend section two (2) of chapter one hundred and ninety (190), laws of the Thirty-third General Assembly relative to the library commission and travelling library.	
Received	2066
Referred	2070
Passed	2091
Enrolled	2230
Signed by speaker	2250
395—To prohibit by penalty the transportation by common carrier or the offering for transportation to a common carrier any dangerous explosive marked as other than an explosive, or unless marked with the true name of the explosive.	
Received	2387
Referred	2388
397—To make section eight hundred seven (807) of the code applicable to cities acting under special charter.	
Received	1310
Referred	1313
Reported	1649
Passed	1748
Enrolled	1845
Signed by speaker	1849
398—Amending section nine hundred twenty-two (922) of the supplement to the code, 1907, relating to plats by auditor, providing that no such plats shall be made for real estate situated in cities acting under special charter.	
Received	1462
Referred	1465
Reported	1639
Passed	2258
Enrolled	2342
Signed by speaker	2362
399—To amend section fifteen hundred one (1501) of title eight, chapter one, of the code, relating to the exemption of petitioners from the payment of damages for the	

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		413—To legalize the incorporation and acts and proceedings of Leopold Desk Company of Burlington, Des Moines county, Iowa.	
	Received 2305	Received 1462	
	Referred 2311	Passed on file 1465	
401—To punish the making or use of false statements to obtain property or credit.		Passed 1790	
Received 1568		Enrolled 1861	
Referred 1572		Signed by speaker 1915	
403—Relative to payment of deposits in trust.		417—Substitute for Senate File No. 417. Providing for the election of United States senators by the vote of the people.	
Received 2429		Received 1736	
Referred 2433		Referred 1737	
406—To repeal section three thousand one hundred and thirty-eight of the supplement to the code, 1907, and chapter one hundred and ninety-five (195) of the laws of the Thirty-third General Assembly, and to enact as a substitute therefor the following relating to the care of property belonging to guests of hotels and inns and liability for the loss thereof and to the lien of hotel and inn-keepers thereon, and for providing a method for enforcing such lien.		Reported 1801	
Received 2345		Re-referred 2133	
Referred 2346		Amended 2170	
Senate requests return 2735		Passed 2171	
Request granted 2736		Senate concurs 2284	
		Enrolled 2325	
		Signed by speaker 2343	
407—To repeal chapter one hundred sixty-eight (168) of the acts of the Thirty-third General Assembly, and to enact in lieu thereof the following relating to hotels, public lodging houses and restaurants, defining the same and prescribing rules for their operation and maintenance, so as to insure the safety and health of employes and patrons of same, providing for inspection thereof, establishing a hotel commission and providing for a hotel commissioner and for the licensing of hotel and restaurant keepers, and fixing penalties for violation of such rules and regulations.		418—To require the equipment and maintenance of sanitary closets at railway stations in this state, providing for the regulation and inspection thereof and fixing a penalty for violation of this act.	
Received 2754		Received 1489	
Passed on file 2755		Referred 1491	
Amended 2756		Reported 1711	
Passed 2757		Passed 2027	
Senate concurs 2782		Enrolled 2168	
Enrolled 2795		Signed by speaker 2191	
Signed by speaker 2797		423—To amend the law as it appears in section one thousand seven hundred fifty-eight-a (1758-a) of the supplement to the code, 1907, relating to insurance policy forms.	
410—Substitute for Senate File No. 410. To promote the purposes and work of the Iowa state conference of charities and correction.		Received 1463	
Received 2304		Referred 1462	
Referred 2310		Reported unfavorably 1546	
		Indefinitely postponed 1546	
		424—Substitute for Senate File No. 424. To regulate the levy and collection of special assessments in cities and towns and cities acting under special charter and cities under commission plan of government (amendatory to chapter seven (7), title five (V) of the code.)	
		Received 2269	
		Referred 2271	
		Amended and passed 2674	
		Senate concurs 2722	
		Enrolled 2744	
		Signed by speaker 2754	
		426—To repeal section three hundred thirteen (313) of the code and to enact a substitute therefor relating to the admission to the practice of law in this state of attorneys having been duly admitted to practice in other states.	
		Received 1614	

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Referred	1616
Reported	1755
Amended and passed	2082
Senate concurs	2201
Enrolled	2230
Signed by speaker	2250
427—To amend section seven hundred fifty-one (751) of the code, relating to streets and public grounds.	
Received	2270
Referred	2270
Amended	2732
Passed	2732
Senate concurs	2770
Enrolled	2786
Signed by speaker	2796
428—To amend the law as it appears in section two thousand five hundred seventy-eight-b (2527-b) of the supplement to the code, 1907, relating to trial upon appeal to the district court from decisions of the state board of medical examiners revoking physicians' licenses.	
Received	1464
Referred	1465
Reported unfavorably	1546
Indefinitely postponed	1546
Recalled by senate	1571
429—To amend the law as it appears in section two thousand seven hundred ninety-four-a (2794-a) of the supplement to the code, 1907, as amended by chapter one hundred forty-three (143) of the acts of the Thirty-fourth (34th) General Assembly relating to the organization of consolidated school districts.	
Received	2427
Referred	2432
431—To repeal the law as it appears in section forty-nine hundred thirteen-a (4913-a) of the supplement to the code, 1907, and to enact a substitute therefor in regard to bringing into certain state institutions and other places where inmates may lawfully be, drugs or liquors, or weapons, explosives or other article for use in making or attempting an escape.	
Received	1463
Referred	1461
435—Authorizing the issue of flood protection bonds by cities of the first class and cities acting under the commission plan of government.	
Received	2124
Referred	2217
Amended	2277
Passed	2278
Senate amends and concurs	2307
House concurs	2399

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Enrolled	2450
Signed by speaker	2459
436—Act granting additional powers to cities organized under the commission plan of government, and amending section one (1) of chapter sixty-seven (67), laws of the Thirty-third General Assembly.	
Received	2216
Referred	2216
Amended	2278
Passed	2279
Enrolled	2342
Signed by speaker	2362
439—To create a state highway commission and to provide for the appointment, term of office, compensation, powers and duties of such commission, to create a system of county and township road, bridge and culvert construction and maintenance, and to prescribe the procedure and manner of carrying on such improvements, and the rights, duties and power of county, township, and other officers and employers with reference thereto, to fix the rights of parties contracting with reference to such work, to repeal section two thousand six hundred seventy-four-f (2674-f) of the supplement to the code, 1907, relating to highway commission and to amend section three (3) of chapter twenty-four (24) of the acts of the Thirty-fourth General Assembly, relating to the county road building fund.	
Received	1433
Passed on file	1433
Amended	1548-1549-1550-1551-1554
Passed	1555
Senate concurs	1650
Enrolled	1844
Signed by speaker	1849
443—To amend the law as it appears in section nineteen hundred eighty-nine-a-twenty-one (1989-a-21) of the supplement to the code, 1907, relating to the repair of levees, drains, ditches and water courses.	
Received	1567
Referred	1573
Failed to pass	2181
444—To amend the law as it appears in section seven hundred and twenty-six (726) of the code, relating to the issuance of bonds by cities and towns.	
Received	2428
Referred	2432

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446—To amend section four (4) of chapter sixty-three (63), acts of the Thirty-fourth General Assembly, relating to assessment of stocks of national, state and savings banks.		ing vice conditions in this state and the causes thereof; also defining the duties of said committee.	
Received	2125	Received	1462
Referred	2126	Referred	1466
Passed	2704		
Enrolled	2766	459—To amend section one thousand four hundred twenty-three (1423) of the code, relating to tax sales of real estate and giving to counties the right to purchase real estate at tax sales and to own and dispose of same.	
Signed by speaker	2773	Received	1851
448—For the relief of the grantees of Elias Myrick, and for the purpose of having a patent issued in the name of Elias Myrick, for a certain tract of land.		Referred	1884
Received	1566	461—Making appropriations to defray the expense of the "Vice Investigation Committee."	
Referred	1573	Received	1464
Amendment reported	1751	Referred	1465
Amended	2050		
Passed	2051	463—To amend the law as it appears in section twenty-six hundred thirty-four-a (2634-a), supplement to the code, 1907, relating to the employment of help by the educational board of examiners.	
Senate concurs	2284	Received	2063
Enrolled	2341	Referred	2067
Signed by speaker	2362	465—To legalize the special election held in the city of Valley Junction, Iowa, on the 14th day of March, 1913, wherein there was submitted to the voters of said city the question of purchasing or erecting and establishing a water works and electric light and power plant, and also the question of the issuance of bonds in a sum not to exceed \$65,000.00 for water works and electric light and power plant purposes, and to validate and legalize the proceedings of the city council had in relation to said special election preliminary to the holding thereof, and to legalize the ballots used at said special election; the acts of the election boards in the conduct of said election and in making the returns thereof; the action of the city council in canvassing the returns of said election and declaring the result thereof and to legalize the bonds to be issued in pursuance thereof.	
451—Granting additional powers to the Executive Council.		Received	2064
Received	2431	Referred	2069
Referred	2433	Passed	2226
Passed	2730	Enrolled	2326
Enrolled	2791	Signed by speaker	2343
Signed by speaker	2797	466—To authorize the board of supervisors of each county in this state to make provi-	
452—To amend the law relating to the compensation of members of the General Assembly as the same appears in section twelve (12) of the code, as amended by chapter one (1) of the acts of the Thirty-fourth General Assembly.			
Received	1838		
Referred	1840		
Passed	2731		
Enrolled	2791		
Signed by speaker	2796		
455—To amend section five (5), chapter sixty-nine (69), of the acts of the Thirty-third General Assembly, relating to the publication of primary ballot.			
Received	1882		
Referred	1884		
456—To amend the law as it appears in section twenty-five hundred forty (2540), supplement to the code, 1907, as amended by chapter one hundred fifty-three (153) acts of the Thirty-third (33) General Assembly, relating to the use of trot lines.			
Received	2063		
Referred	2068		
457—Authorizing and directing the governor to appoint a commission of three persons to be known as "The Vice Investigation Committee" for the purpose of investigat-			

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<p>sion for the segregation, care and support of indigent persons afflicted with pulmonary tuberculosis in advanced stages.</p>	
Received	1568
Referred	1572
Amendments reported	1699
Amended	2076
Passed	2077
Senate concurs	2191
Enrolled	2264
Signed by speaker	2279
467—To prohibit the removal or destruction of articles or things placed in public highways for the purpose of guarding or inclosing unsafe places therein and providing penalties for a violation thereof.	
Received	1567
Referred	1574
Reported	1756
Passed	2276
Enrolled	2395
Signed by speaker	2417
471—To amend the law as it appears in section two hundred ninety-eight (298) of the supplement to the code, 1907, as amended by chapter sixteen (16) of the acts of the Thirty-third General Assembly, relating to the compensation of clerks of the district court and their deputies.	
Received	2064
Referred	2068
Passed	2555
Enrolled	2632
Signed by speaker	2649
474—To amend the law as it appears in an act passed by the Thirty-fifth (35th) General Assembly and approved on the 20th day of March, A. D. 1913, and entitled "A bill for an act additional to chapter five (5), title ten (10), of the code to require locomotives to be equipped with headlights, to prescribe the character of such headlights and to punish the failure to so equip the same."	
Received	2064
Referred	2068
Passed	2122
Enrolled	2229
Signed by speaker	2250
475—Substitute for Senate File No. 475. To repeal section eight hundred sixteen (816) of the code, and to enact a substitute therefor, and to amend section eight hundred twenty-six (826) of the code, relating to the lien of assessments for city improvements and sewers.	
Received	2252
Referred	2253

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476—To amend the law as it appears in an act approved March 15th, 1913, entitled "an act to amend sections two (2), three (3), five (5) and seven (7) of the law as it appears in chapter one hundred (100) of the laws of the Thirty-fourth General Assembly, and adding new sections to the same relating to stallions and jacks."	
Received	1568
Referred	1573
Reported	1750
477—To appropriate money for the purpose of defraying the expenses incurred in the election contests in the nineteenth (19th) senatorial district of Iowa and in the Forty-sixth (46th) senatorial district of Iowa, and to pay sundry persons for services, mileage and other expenses incurred in connection with said election contests.	
Received	1566
Referred	1573
Amended	2236
Passed	2237
Senate refuses to concur	2282
House insists	2289
Conference committee appointed	2294
Senate conference committee	2344
Senate adopts conference amendments	2630
Enrolled	2786
Signed by speaker	2796
479—Authorizing the board of supervisors to make changes in highways, providing the procedure for such changes and manner of paying therefor.	
Received	1987
Referred	1989
480—To amend sections three (3) of chapter twenty-four (XXIV) of the acts of the Thirty-fourth General Assembly relating to township and county levies for road purposes.	
Received	1988
Referred	1989
482—To confer additional powers upon certain cities organized under chapter forty-eight (48) of the acts of the Twenty-second General Assembly of Iowa as the same appears in chapter fourteen-c (14-c) of title five of the supplement to the code, 1907, providing for the levy and collection of a special tax for the purchase and maintenance of apparatus and equipment for use in police service in the department of public	

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safety.	
Received	2062
Referred	2067
Passed	2642
Enrolled	2745
Signed by speaker	2754
483—To confer certain powers on cities organized under chapter forty-eight (48) of the acts of the Thirty-second General Assembly of Iowa, as the same appears in chapter fourteen-c (14-c) of title five of the 1907 supplement to the code, 1897, providing for the levy and collection of a special tax for the purchase, equipment, construction and maintenance of a garbage disposal plant.	
Received	2063
Referred	2068
Passed	2643
Enrolled	2766
Signed by speaker	2773
486—To legalize the passage, adoption and publication of the ordinances of the incorporated town of Rowan, Wright county, Iowa.	
Received	2065
Referred	2070
Passed	2219
Enrolled	2325
Signed by speaker	2343
488—To amend the law as it appears in section ten hundred ninety-three (1093), supplement to the code, 1907, relating to election boards.	
Received	2363
Referred	2368
Passed	2720
Enrolled	2767
Signed by speaker	2773
491—Making special provision for the enforcement of sanitary conditions by the state board of health upon complaint made by five (5) or more citizens.	
Received	2363
Referred	2368
Passed	2672
Enrolled	2774
Signed by speaker	2754
495—To amend section 2561, supplement to the code, 1907, for the protection of birds, and providing for enforcement.	
Received	1988
Referred	1989
502—Act to amend the law relating to primary elections as the same appears in section ten hundred eighty-seven-a-1 (1087-a-1), ten hundred eighty-seven-a-ten (1087-a-10), ten hundred eighty-seven-a-twenty-five (1087-	

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a-25), ten hundred eighty-seven-a-twenty-six (1087-a-26), ten hundred eighty-seven-a-twenty-seven (1087-a-27) and ten hundred eighty-seven-a-thirty (1087-a-30), supplement to the code, 1907, as amended by chapter sixty-nine (69), acts of the Thirty-third General Assembly, and chapter fifty-nine (59) of the acts of the Thirty-fifth General Assembly.	
Received and referred	2217
504—To amend the law relating to the form of ballot to be used in the general election as the same appears in section eleven hundred six (1106) of the supplement to the code, 1907.	
Received	2124
Referred	2126
506—Substitute for Senate File No. 506. To amend section one (1) of chapter seventy-nine (79) of the laws of the Thirty-fourth General Assembly, relating to co-insurance clauses in policies of fire insurance companies.	
Received	2066
Referred	2070
507—To establish a laboratory for the manufacture and distribution of hog cholera serum, toxines, vaccines and biological products at the Iowa State College of Agriculture and Mechanic Arts, under the supervision of the president of said college, and to make an appropriation therefor; to abandon the laboratory for manufacturing of hog cholera serum now being operated by the state of Iowa; to regulate the sale and keeping for sale, or use or using of hog cholera serum and virus; to provide penalties for the violation of said regulations; and to repeal chapter one hundred fifty-one (151) of the acts of the Thirty-third General Assembly and chapter one hundred fourteen (114) of the acts of the Thirty-fourth General Assembly.	
Received	2062
Referred	2067
Amendments reported	2234
Amended	2333
Passed	2336
Senate refuses to concur	2430
House insists	2434
Conference committee appointed	2442
Senate adopts conference amendment	2601
House adopts conference amendment	2618
Enrolled	2796
Signed by speaker	2796

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508—To amend section eight hundred thirty-six (836) of the code, 1897, in reference to reassessment for local improvements.	
Received	2125
Referred	2126
Amended	2406
Passed	2407
Senate concurs	2458
Enrolled	2542
Signed by speaker	2572
510—To amend the law as it appears, in section one thousand five hundred thirty-two (1532), supplement to the code, 1907, as amended by the acts of the Thirty-third General Assembly, relative to the establishment of road district for state lands and providing for the payment of the cost of maintaining roads therein and the collection of road poll tax within such district.	
Received	2252
Referred	2253
Amended	2358
Passed	2360
Senate concurs	2458
Enrolled	2542
Signed by speaker	2572
513—To amend the law as it appears in section two thousand five hundred seventy-eight-b (2578-b) of the supplement to the code, 1907, relating to trial upon appeal to the district court from decisions of the state board of medical examiners revoking physicians' licenses.	
Received	2304
Referred	2311
Passed	2739
Enrolled	2786
Signed by speaker	2796
516—To legalize a certain election held January 13, 1913, in town of Miles, Jackson county, Iowa.	
Received	2305
Referred	2311
Passed	2351
Enrolled	2451
Signed by speaker	2459
517—Substitute for Senate File No. 517. Repealing section 2024-i, supplement to the code, 1907, and enacting a substitute therefor providing for condemnation of land where gravel or other suitable material for road improvement can be had, and roads leading thereto, requiring boards of supervisors to condemn said lands, making said material accessible for general use for road improvement and providing punishment for	

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use of said material for other than road purposes.	
Received	2065
Referred	2069
Amended	2401
Passed	2402
Senate concurs	2458
Enrolled	2542
Signed by speaker	2572
518—To amend the law relating to the time within which appeals may be taken to the supreme court as the same appears in section forty-one hundred ten (4110) of the code and section fifty-four hundred forty-eight (5448) of the code as amended by chapter two hundred twenty-eight (228) of the acts of the Thirty-third General Assembly.	
Received	2065
Referred	2069
520—To legalize the ordinances, resolutions and amendments to ordinances and resolutions passed and adopted by and the acts of the town council of the town of Buffalo, Scott county, Iowa, since the passage of an act relating to the organization of cities and towns, and known as chapter twenty-six (26) of the acts of the Thirty-second (32) General Assembly of the state of Iowa.	
Received	2305
Referred	2311
Passed	2547
Enrolled	2660
Signed by speaker	2668
522—To establish an insurance department, providing for an insurance commissioner, defining his duties, fixing his compensation and determining his term of office.	
Received	2270
Referred	2271
Reported unfavorably	2581
Indefinitely postponed	2582
Motion filed to reconsider	2637
House reconsiders	2725
Committee report rejected	2726
Passed	2727
Enrolled	2796
Signed by speaker	2796
523—To increase the salary of the chief executive officer of the institution for feeble-minded children at Glenwood, Iowa, amendatory of the law as it appears in section twenty-seven hundred twenty-seven (2727-c) of the supplement to the code, 1907.	
Received	2306
Referred	2311
524—To amend section twenty-four hundred three (2403) of the code, relative to the sale of intoxicating liquors.	
Received	2270
Referred	2271

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527—To amend section two thousand five hundred sixty-one (2561) as it appears in the supplement to the code, 1907, for the protection of birds.		liquors may be sold in saloons.	
Received	2065	Received	1882
Referred	2069	Referred	1884
529—Enabling Mrs. C. C. Platner and Mrs. George Wilton to share in the policemen's pension fund of the city of Council Bluffs, Iowa.		Passed	2105
Received	2344	Motion to reconsider	2169
Referred	2346	Returned by senate	2189
530—To amend the law relating to the selection of school text books, as it appears in sections twenty-eight hundred thirty-one (2831), twenty-eight hundred thirty-two (2832), supplement to the code, 1907, and twenty-eight hundred thirty-four (2834), of the code.		Motion to reconsider with- drawn	2418
Received	2345	Enrolled	2543
Referred	2346	Signed by speaker	2572
Senate requests return	2697	540—To legalize a special election of the city of Cedar Falls, Iowa, held March 10, 1913, for the acquiring of a municipal electric light and power plant, and voting bonds therefor, and the resolutions and acts of the city council relating to such electric light and power plant.	
Request granted	2697	Received	2124
Returned by senate	2734	Referred	2126
Referred	2735	Passed	2277
531—To provide for the registration of highway routes, together with the names, color, combinations and designs used in marking the same; prohibiting the duplication thereof; and providing penalties for the violation of this act.		Enrolled	2342
Received	1882	Signed by speaker	2362
Referred	1884	541—Regulating the appointment and defining the powers and duties of the state board of education relative to the courses of study for the state educational institutions under their control and amending sections one (1) and four (4), chapter 170 of the laws of the Thirty-third General Assembly relating thereto and providing for the rescission of a certain order of the state board of education with reference to said matters.	
Passed	2186	Received	1987
Enrolled	2265	Referred	1989
Signed by speaker	2279	Amendment offered	2043
536—To amend the law as it appears in section thirty-three (33), chapter seventy-two (72), acts of the Thirty-fourth General Assembly, providing for the expenditure of registration fees of motor vehicles.		Amended	2150
Received	2306	Passed	2151
Referred	2312	544—To amend the law as it appears in chapter one hundred twenty-six (126), acts of the Thirty-fourth General Assembly, relating to the sale of cocaine and other certain drugs; and to repeal the law as it appears in section twenty-five hundred ninety-six-b (2596-b), of the supplement to the code, 1907, relating to the penalty for the unlawful sale of such drugs.	
Amended	2423	Received	2345
Passed	2424	Referred	2346
Senate concurs	2457	545—To repeal sub-division two (2) of section thirteen hundred three (1303), supplement to the code, 1907, as amended by chapter seventy-nine (79), of the laws of the Thirty-third General Assembly, and enacting a substitute therefor relating to levies by the board of supervisors for ordinary county revenues.	
Enrolled	2543	Received	2344
Signed by speaker	2572	Referred	2346
537—To legalize certain warrants of the town of Milford, Iowa.			
Received	2252		
Referred	2253		
Passed	2350		
Enrolled	2451		
Signed by speaker	2459		
539—To amend section twenty-four hundred forty-eight, paragraph nine (2448-9) of the supplement to the code, 1907, regulating the hours of the day during which			

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546—To enable benefited property to aid in the construction of trolley or electric railroads or the electrification of steam railroads, being additional to chapter five (5), of title ten (10) of the code, 1907, as amended.	
Received	2412
Passed on file	2412
Passed	2464
Amended	2465
Senate concurs	2580
Enrolled	2660
Signed by speaker	2668
547—Amending the law as it appears in section twenty-nine hundred-a-twenty-three (2900-a-23) of the supplement to the code, 1907, authorizing the executive council to lease lands belonging to the state of Iowa.	
Received	2304
Referred	2310
Passed	2623
Enrolled	2671
Signed by speaker	2678
548—To legalize the issuance of \$18,000.00 sewer outlet and disposal or purifying plant bonds of the city of Valley Junction, issued on the 3d day of February, A. D. 1913, and secured by special taxes levied and pledged to the payment of said bonds and interest.	
Received	2305
Referred	2311
Passed	2645
Enrolled	2739
Signed by speaker	2754
549—Making appropriation for the purchase of twenty thousand (20,000) copies of the railroad commissioners' official maps to be distributed by the members of the general assembly, the department of public instruction and railroad commissioners.	
Received	2428
Referred	2438
550—Providing for the levy of special taxes upon the assessed valuation of the taxable property of the state for the erection and improvement of buildings, for appurtenances and connections for the Iowa soldiers' home, the Iowa soldiers' orphans' home, school for the deaf, institution for feeble-minded children, state sanatorium for the treatment of tuberculosis, state industrial schools, state hospitals, penitentiary, reformatory, state colony for epileptics, Iowa industrial reformatory for females and district custodial farm, and for the pur-	

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chase of land and to develop and maintain industries, and repealing acts and parts of acts in conflict with this act.	
Received	2418
Referred	2418
Reported	2461
Passed	2467
Enrolled	2670
Signed by speaker	2678
551—To amend the law relating to the investment of the funds of life insurance companies and associations as the same appears in section eighteen hundred six (1806), supplement to the code, 1907.	
Received	2420
Referred	2433
Passed	2675
Enrolled	2744
Signed by speaker	2796
552—Amend the law relating to the taking of private property for works of internal improvement as the same appears in section twenty hundred and twenty-four d (2024-d) supplement to the code, 1907.	
Received	2428
Referred	2433
Rules suspended	2549
Passed	2550
Enrolled	2660
Signed by speaker	2668
553—Making an appropriation for carrying out the provisions of Senate File No. 491.	
Received	2586
Referred	2590
Reported	2686
Passed	2687
Enrolled	2745
Signed by speaker	2754
554—To amend the law as it appears in section two thousand nine (2009) of the code relating to appeals from the action of the commissioners in assessing damages where private property is taken for works of internal improvement.	
Received	2467
Passed on file	2468
Passed	2584
Enrolled	2671
Signed by speaker	2678
555—Amending chapter two hundred one (201) of the laws of the Thirty-fourth General Assembly; relating to plans and specifications and estimates of cost of buildings under the control of the board of education and the employment of an architect and assistants and limiting expenditures therefor.	
Received	2585
Referred	2590
Amendment reported	2697

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Amended	2698	558—To provide for the transfer	
Passed	2699	of judges, from one judicial	
Senate amends and concurs ..	2786	district to another in certain	
House concurs	2790	cases.	
Enrolled	2795	Received	2585
Signed by speaker	2797	Referred	2588
		Passed	2734
556—To amend the act passed by		Enrolled	2786
the Thirty-fifth General As-		Signed by speaker	2796
sembly and approved on the		559—For the purpose of having a	
third day of April, 1913,		patent issued in the name	
and entitled, "A bill for		of Charles Martin for a cer-	
an act to create a state high-		tain tract of land.	
way commission and to pro-		Received	2586
vide for the appointment,		Referred	2589
term of office, compensation,		Passed	2648
powers and duties of such		Enrolled	2767
commission, to provide for		Signed by speaker	2773
the removal of the members		560—Relating to injuries sustained	
of said commission, to cre-		by employees which occur	
ate a system of county and		prior to the taking effect	
township road, bridge and		of an act enacted by the	
culvert construction and		Thirty-fifth General Assem-	
maintenance and to pre-		blely relating to employers'	
scribe the procedure and		liability for injuries sus-	
manner of carrying on such		tained by employees while	
improvements, and the		in line of duty.	
rights, duties and power of		Received	2587
county, township and other		Referred	2589
officers and employes with		Enrolled	2785
reference thereto, and to fix		Signed by speaker	2796
the rights of parties con-		561—Legalizing the acts of the city	
tracting with reference to		council, clerk and treasur-	
such work, to repeal sec-		er of the city of Belle	
tion twenty-six hundred		Plaine, Iowa, relating to	
seventy-four-f (2674-f), sup-		overdrafts upon the general	
plement to the code, 1907,		fund, water fund, bond fund,	
relating to highway commis-		city improvement fund, wa-	
sion and to amend section		ter and sewer fund, and	
three (3) of chapter twenty-		sewer and outlet fund.	
four (24) of the acts of the		Received	2584
Thirty-fourth General As-		Referred	2588
sembly, relating to county		Passed	2593
road building fund and to		Enrolled	2740
repeal all acts and parts of		Signed by speaker	2754
acts in conflict with this		562—To make appropriation for the	
act.		payment of state and judi-	
Received	2537	cial officers, state and other	
Passed on file	2538	expenses.	
Amended	2663	Received	2734
Passed	2664	Referred	2735
Senate concurs	2722	Passed	2746
Enrolled	2785	Enrolled	2796
Signed by speaker	2796	Signed by speaker	2797
557—Making an emergency appro-		564—To provide for the general	
propriation for the Iowa state		levy for state purposes for	
college of agriculture and		the years nineteen hundred	
mechanic arts.		and thirteen (1913) and	
Received	2587	nineteen hundred and four-	
Referred	2588	teen (1914).	
Reported	2751	Received	2787
Passed	2763	Passed on file	2787
Enrolled	2795	Passed	2788
Signed by speaker	2797	Enrolled	2795
		Signed by speaker	2797

SENATE JOINT RESOLUTIONS

No.

1—By Mattes. Relating to the selection of additional employes of the Thirty-fifth General Assembly, fixing their compensation and defining their duties.

Received 118
 Considered 120
 Passed 121
 Corrected 151
 Passed senate 199
 Enrolled 231
 Signed 243

10—Referring house joint resolution number six (6), relative to the amendment proposed to section one (1) of article two (2) of the constitution of the state of Iowa, to the Thirty-sixth General Assembly.

Received 1132
 Referred 1134
 Reported 1278
 Passed 1868
 Enrolled 2045
 Signed by speaker 2059

14—Approving estimates of cost, plans and specifications for buildings at the state university, the state college of agriculture and mechanic arts, and the state teachers' college. Senate Joint Resolution approving estimates of cost, plans and specifications for the erection of new buildings at the state university, at the state college of agriculture and mechanic arts, and at the state teachers' college. Joint Resolution approving estimates of cost, plans and specifications for the erection of a gymnasium, reconstruction of roof of medical laboratory, changes in chemical laboratory, warehouses, tunnel to currier hall, kitchen for hospital, at the state uni-

No.

versity; a chemistry building, agricultural laboratories, transportation laboratory, animal husbandry laboratories, at the state college of agriculture and mechanic arts; a dormitory for women, and a manual training building at the state teachers' college.

Received 2586
 Referred 2591
 Amendments reported 2682
 Amended 2683
 Passed 2684
 Senate concurs 2722
 Enrolled 2767
 Signed by speaker 2773

15—Fixing the number and compensation of employes in the department of state at the seat of government.

Received 2704
 Passed on file 2710
 Passed 2719
 Enrolled 2791
 Signed by speaker 2796

16—Authorizing and directing the secretary of state to publish, in pamphlet form, Senate File No. 3, known as the workman's compensation act.

Received 2585
 Referred 2589
 Reported 2681
 Passed 2682
 Enrolled 2766
 Signed by speaker 2797

17—Relating to the practice of polygamy in certain parts of the United States under federal jurisdiction and control and reserving to each state the right of each state to make and enforce its own laws relative to marriage and divorce.

Received 2711
 Referred 2712

SENATE CONCURRENT RESOLUTIONS

Appointment of joint committee on inauguration.		Relative to use of house for illustrated lecture on Panama Pacific Exposition in San Francisco.	
Received	20	House concurs	250
House concurs	21, 22	Received from house	254
Appointment of joint committee on additional employes.		Relative to joint convention January 28 to hear Mrs. Trout on woman suffrage.	
Received	19	Received	255
House concurs	20	Adopted	255
Adjournment from Thursday January 15, until Tuesday January 21, 1913.		Relative to appointment of a joint committee to arrange a suitable memorial service in honor of late Governor William Larrabee.	
Received	25	Received	359
Considered	71	House concurs	359, 360
House concurs	71	Relative to appointment of committee to investigate finances of Iowa state fair association.	
House corrects date Thursday January 16	75	Received	393
Senate concurs	112	House concurs	394
Requesting secretary of state to supply each member of the Thirty-fifth General Assembly with a copy of the code, code supplement, etc.		Relative to an immediate investigation and report of committee having charge of state fair investigation.	
Received	20	Received	425
House concurs	21	House concurs	425
Relative to joint convention to inaugurate governor and lieutenant governor.		Senate resolution relative to death of Senator Gates and appointment of committee to attend the funeral.	
Received	25	Received	315
House concurs	69	Relative to printing 1,250 copies of pocket size edition of rules of the Thirty-fifth General Assembly.	
Relative to adjournment.		Received	531
Received	25	House concurs	532
Considered	26	Relative to issuing of passes by the Iowa state fair association.	
Relative to printing pocket edition of standing committees of house and senate.		Received	598
Received	197	Referred	600
House considers	203	Recalled from committee	2327
House concurs	204	Laid on table	2328
Relative to attorney's fees and expenses in cases of contests in the house and senate.		Relative to extending an invitation to Captain Amundsen to address General Assembly.	
Received	220	Received	516
House considers	221	Relative to homeseekers stop-over privileges for Iowa.	
Referred	221	Received	1650
Report with amendment	323	Laid over	1652
Amendments to committee amendments adopted, committee amendments adopted	339	Relative to adopting joint rules of the Thirty-fifth General Assembly.	
Concurrent resolution adopted	339	Received	685
Senate refuses to concur in house amendments	440	House amends and adopts	685
House insists on its amendments	440	Senate amends	722
House senate committee appointed	469		
Committee appointed	445		
Relative to memorializing congress on civil war volunteers officers retired list bill.			
Received	243		
Referred	244		
Reported	245		

House refuses to concur	723	Relative to appointment of a committee to investigate fire protection and needed repairs to state buildings.	
Senate insists on its amendments and appoints conference committee	730, 731	Received	1615
House appoints conference committee	731	Laid over	1616
Conference committee reports and report adopted	820, 821	House concurs	1670
Senate adopts report on conference committee	854	Relative to expressing appreciation of the work of Chas. G. Patten in horticulture.	
Relative to extending congratulations to President Wilson.		Received	1886
Received	853	House concurs	1887
House amends and adopts	855	Relative to appointment of a commission to study foreign agricultural conditions.	
Relative to joint convention March 20, to hold memorial service for late Gov. Wm. Larrabee.		Received	1886, 2066
Received	823	House concurs	2071
Considered	825	Relative to appointment of committee to attend funeral of Daniel L. Castle.	
Adopted	826	Received	2034
Relative to extending an invitation to Mr. Hugh L. Cooper and appointment of committee.		House concurs	2035
Received and adopted	821	Relative to final adjournment.	
House appoints committee	821	Received	2429
Senate concurs in House		Laid over	2434
67—2307—W F T—6-28-13—		Senate requests return	2602
amendments	912	Relative to memorializing congress in regard to examination of interstate streams.	
Report of joint committee adopted	914	Received	2397
Relative to chairman of board of railroad commissioners furnishing information with reference to duties of commerce counsel and changes of same in S. F. No. 306.		House concurs	2398
Received	1064	Relative to the appointment of a commission on the adoption of a state flag.	
Adopted	1065	Received	2427
Relative to inviting pioneer law makers association to attend Larrabee memorial.		House concurs	2432
Received	1363	Relative to certain employes remaining after adjournment.	
House concurs	1364	Received	2650
Relative to inviting Gen. Grenville M. Dodge to address the General Assembly.		Amended	2651
Received	1615	House concurs	2651
Laid over	1617	Senate concurs	2704
Adopted	1724	Relative to retrenchment and reform committee investigating and reporting on plan of redistricting judicial districts of the state to the Thirty-sixth General Assembly.	
Relative to inviting Hon. Wm. J. Bryan to address joint convention.		Received	2735
Received	1353	House concurs	2736
Amended	1354	Relative to permitting city of Waterloo to erect a building and represent Iowa at Panama Pacific Exposition.	
House concurs	1354	Received	2723
Senate concurs in House amendments	1364	House concurs	2724
Relative to use of capitol for reunion of Iowa soldiers.		Relative to final adjournment.	
Received	1615	Received	2735
Laid over	1617	Laid over	2736
House concurs	2131	Amended and passed	2753
Relative to purchase of Iowa coal for state institutions.		Senate concurs	2771
Received	1569	Relative to state historical society participating in Panama Pacific Exposition.	
Laid over	1571	Received	2782
		House concurs	2783



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