

JOURNAL
OF
THE SENATE

OF THE
EIGHTEENTH GENERAL ASSEMBLY

OF THE
STATE OF IOWA,

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

DES MOINES:
F. M. MILLS, STATE PRINTER.
1880.

SENATE JOURNAL.

SENATE CHAMBER,
DES MOINES, IOWA, January 12, 1880. }

PURSUANT to law, the Senate of the Eighteenth General Assembly convened at 2 o'clock P. M., and was called to order by Lieutenant-Governor Frank T. Campbell, President of the Senate, who spoke as follows:

MR. CAMPBELL'S ADDRESS.

Gentlemen of the Senate—In behalf of the people of our great commonwealth, whose servant I am, I extend to you, as their representatives in this branch of the General Assembly, a cordial welcome to these legislative halls, in which you are about to assume the responsible duties entrusted to you by a confiding constituency.

It is a source of sincere congratulation that we meet under such auspicious circumstances to-day—with peace and plenty filling our State from boundary to boundary—with a return of business prosperity exceeding the fondest anticipations of the most sanguine; with constitution and laws sacredly regarded and implicitly obeyed; with courts respected and authority acknowledged; with a free, un-intimidated ballot, an honest count, and an unobstructed induction into office, other States now distracted by the intrigues of designing men and dishonest officials, might well learn a lesson of wisdom and practical economy from the happy, contented and inviting condition of affairs in our own beloved Iowa.

With good government, an honest and economical management of public affairs, a land of plenty, a productive soil, and homes for millions more, Iowa invites to her fair domain all who appreciate these blessings and would enjoy peace and prosperity.

To guard these sacred privileges, and encourage a further development of them by wise legislation, is the responsible duty entrusted to you. With full confidence that the result will be alike honorable to yourselves and beneficial to the State, by the authority vested in me, I now declare the Senate of the Eighteenth General Assembly in session.

Prayer by the Rev. Mr. Thorpe.

On motion of Senator Hartshorn A. T. McCargar, of Clay county, was elected temporary Secretary.

Mr. A. F. Hofer, on motion of Senator Larrabee, was elected temporary Sergeant-at-Arms.

On motion of Senator Haines Theodore Schriener, of Henry county, was elected temporary Door-Keeper.

On motion of Senator Arnold Mr. P. Bell, of Marshall county, was elected temporary Janitor.

Senator Lawrence moved that a committee of five be appointed on credentials, which was agreed to, and the Chair appointed Senators Lawrence, Chase, Johnson of Winneshiek, Hemenway, and Madson as such committee.

The roll of Senators holding over was then called, and the following found to be present:

7th District—Philip W. Lewellen.
9th District—John Patterson.
10th District—John S. Woolson.
12th District—Sanford Harned.
13th District—Gregg A. Madson.
18th District—Lafayette Young.
20th District—Thomas Hanna.
21st District—Wm. A. Foster.
22d District—Nathaniel A. Merrell.
29th District—John Meyer.
30th District—R. C. Webb.
34th District—Augustus W. Ford.
35th District—Moses M. Hanna.
37th District—Daniel D. Chase.
38th District—Herman C. Hemenway.
42d District—Martin M. Johnson.
44th District—Aaron Kimball.
45th District—Robert M. Haines.
48th District—John J. Russell.
50th District—Albert H. Lawrence.

Absent:

1st District—James M. Shelley.

The roll of newly elected Senators was then called, and the following presented their credentials:

2d District—Henry C. Traverse.
3d District—Jesse J. Wall.
4th District—David M. Clark.
5th District—Wm. M. Wilson.
6th District—Isaac W. Keller.
8th District—Alfred Hebard.
11th District—Sanford M. Boling.
14th District—John W. Prizer.
15th District—J. Kelley Johnson.
16th District—James F. Greenlee.
17th District—Mark A. Dashiell.
19th District—George F. Wright.
23d District—John Russell.
24th District—Pierce Mitchell.

25th District—John C. Shrader.
26th District—Christian Hedges.
27th District—John W. Henderson.
28th District—John D. Nichols.
31st District—Samuel D. Nichols.
32d District—Delos Arnold.
33d District—John D. Gillett.
36th District—Rodney W. Tirrill.
39th District—Merritt W. Harmon.
40th District—Martin Garber.
41st District—Henry Nielander.
43d District—Wm. Larrabee.
46th District—Wilberforce P. Gaylord.
47th District—Francis M. Goodykoontz.
49th District—Eldin J. Hartshorn.

On motion of Senator Young Willie T. McCall and Melvin Davis were appointed temporary Messengers.

At 2:35 o'clock the Senate, on motion of Senator Meyer, adjourned until 10 o'clock A. M. to-morrow.

SENATE CHAMBER,)
DES MOINES, IOWA, January 13, 1880. }

The Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Lucas.

Journal of yesterday was read and approved.

The Secretary of State submitted the papers in the contested election case of J. W. Bull, of Linn county, contestant against John W. Henderson, of Linn county, incumbent.

Ordered passed on file.

REPORT OF COMMITTEE.

Senator Lawrence, from the Committee on Credentials, submitted the following report:

MR. PRESIDENT—Your Committee on Credentials beg leave to report that they have examined the credentials of the following Senators, and find them correct:

2d District—Henry C. Traverse.
3d District—Jesse J. Wall.
4th District—David M. Clark.
5th District—Wm. M. Wilson.

6th District—Isaac W. Keller.
8th District—Alfred Hebard.
11th District—Sanford M. Boling.
14th District—John W. Prizer.
15th District—J. Kelley Johnson.
16th District—James F. Greenlee.
17th District—Mark A. Dashiell.
19th District—George F. Wright.
23d District—John Russell.
24th District—Pierce Mitchell.
25th District—John C. Shrader.
26th District—Christian Hedges.
27th District—John W. Henderson.
28th District—John D. Nichols.
31st District—Samuel D. Nichols.
32d District—Delos Arnold.
33d District—John D. Gillett.
36th District—Rodney W. Tirrill.
39th District—Merritt W. Harmon.
40th District—Martin Garber.
41st District—Henry Nielander.
43d District—Wm. Larrabee.
46th District—Wilberforce P. Gaylord.
47th District—Francis M. Goodykoontz.
49th District—Eldin J. Hartshorn.

A. H. LAWRENCE,
D. D. CHASE,
H. C. HEMENWAY,
M. N. JOHNSON,
G. A. MADSON,
Committee.

On motion of Senator Merrell the report was received and adopted, and ordered on file.

On motion of Senator Webb Senator Patterson was excused until the 16th inst.

Senator Hanna moved that the Senate proceed to the election of permanent officers.

The motion prevailed.

Senator Hartshorn nominated A. T. McCargar, of Clay county, for Secretary of the Senate.

Senator Ham nominated John Terry, of Dubuque county, for the same office.

The roll was then called.

Those voting for A. T. McCargar were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—41.

Those voting for John Terry were:

Senators Ham, Harned, Madson, Merrell, Mitchell, Shelley, and Wall—7.

Absent or not voting:

Senators Clark, and Patterson.

A. T. McCargar having received a majority of all the votes cast, was declared duly elected Secretary of the Senate.

Senator Shrader nominated C. M. Holton, of Johnson county, for First Assistant Secretary of the Senate.

Senator Mitchell nominated J. C. Morgan, of Pottawattamie county, for the same position.

The roll was called.

Those voting for C. M. Holton were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—41.

Those voting for J. C. Morgan were:

Senators Clark, Ham, Harned, Madson, Merrell, Mitchell, Shelley, and Wall—8.

Absent or not voting:

Senator Patterson.—1.

C. M. Holton, having received a majority of all the votes cast, was declared duly elected First Assistant Secretary of the Senate.

Senator Wright nominated E. H. Odell, of Pottawattamie county, for Second Assistant Secretary of the Senate.

Senator Madson nominated William C. Thompson, of Wapello county, for the same office.

The roll was called.

Those voting for E. H. Odell were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—41.

Those voting for William C. Thompson were:

Senators Clark, Ham, Harned, Madson, Merrell, Mitchell, Shelley, and Wall—8.

Absent or not voting:

Senator Patterson—1.

E. H. Odell, having received a majority of all the votes cast, was declared duly elected Second Assistant Secretary of the Senate.

Senator Arnold nominated A. P. Lowrey, of Marshall county, for Sergeant-at-Arms of the Senate.

Senator Merrell nominated W. M. Desmond, of Clinton county, for the same office.

The roll was called.

Those voting for A. P. Lowrey were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—41.

Those voting for W. M. Desmond were:

Senators Clark, Ham, Harned, Madson, Merrell, Mitchell, Shelley, and Wall—8.

Absent or not voting:

Senator Patterson—1.

A. P. Lowrey, having received a majority of all the votes cast, was declared duly elected Sergeant-at-Arms of the Senate.

Senator Woolson nominated Theo. Schreiner, of Henry county, for Door-Keeper of the Senate.

Senator Shelley nominated J. P. Rooks, of Lee county, for the same position.

The roll was called.

Those voting for Theo. Schreiner were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—42.

Those voting for J. P. Rooks were:

Senators Clark, Ham, Henderson, Madson, Mitchell, Shelley, and Wall—7.

Absent or not voting:

Senator Patterson—1.

Theo. Schreiner, having received a majority of all the votes cast, was declared duly elected Door-Keeper of the Senate.

Senator Traverse nominated Miss Maggie Smith, of Davis county, for Enrolling Clerk of the Senate.

Senator Ham nominated T. C. Madery, of Cerro Gordo county, for the same position.

The roll was called.

Those voting for Maggie Smith were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—40.

Those voting for T. C. Medery were:

Senators Clark, Ham, Harned, Madson, Merrell, Mitchell, and Shelley—7.

Absent or not voting:

Senators Foster, Patterson, and Russell—3.

Miss Maggie Smith, having received a majority of all the votes cast, was declared duly elected Enrolling Clerk of the Senate.

Senator Meyer nominated Miss Bell M. Dixon, of Jasper county, for Engrossing Clerk of the Senate.

Senator Harned nominated J. C. Finch, of Polk county, for the same office.

The roll was called.

Those voting for Bell M. Dixon were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—41.

Those voting for J. C. Finch were:

Senators Clark, Ham, Harned, Madson, Merrell, Mitchell, Shelley, and Wall—8.

Absent or not voting:

Senator Patterson—1.

Bell M. Dixon, having received a majority of all the votes cast, was declared duly elected Engrossing Clerk of the Senate.

Senator Larrabee nominated G. H. Johnson, of Polk county, for Janitor of the Senate.

The roll was called.

Those voting for G. H. Johnson were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—48.

Absent or not voting:

Senators Clark, and Patterson—2.

George M. Johnson, having received all of the votes cast, was declared duly elected Janitor of the Senate.

Senator Haines nominated Mrs. N. B. Baker, of Polk county, for Postmaster of the Senate.

On motion of Senator Merrell, Mrs. N. B. Baker was unanimously declared elected Postmaster of the Senate by acclamation.

Senator Hartshorn nominated Miss M. E. Troth, of Franklin county, for Assistant Postmaster of the Senate.

The roll was called.

Those voting for Miss M. E. Troth were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson

of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—46.

Absent or not voting:

Messrs. Ham, Madson, Patterson, and Shelley—4.

Miss M. E. Troth having received all the votes cast, was declared duly elected Assistant Postmaster of the Senate.

RESOLUTIONS.

Senator Larrabee offered the following resolution, which was adopted:

Resolved, That Percy B. Baker, Ned Knapp and George H. Christ be chosen Messengers, and that Mrs. J. M. Dixon and Mrs. Mary T. Eckman be chosen Paper-Folders of the Senate.

Senator Meyer offered the following resolution:

Resolved, That until otherwise ordered the Senate Rules of the Seventeenth General Assembly be adopted for the government of the Senate the present session.

Senator Nichols of Benton offered the following as a substitute:

Resolved, That the printed Rules of last session shall govern the Senate during this session, with the following, which is hereby adopted as an additional rule:

RULE 27. The President of the Senate shall, at the beginning of each session, appoint three messengers and two paper-folders for the Senate; and he shall, by appointment, fill any vacancies occurring in said positions during the session, subject, however, to removal, at any time, by the President, when in his judgment good reason exists therefor.

The substitute was lost.

The original resolution prevailed.

Senator Hartshorn moved that a committee of two be appointed to notify the House that the Senate was organized and ready for business.

The motion prevailed, and Senators Hartshorn and Mitchell were appointed such committee.

Senator Kimball moved that a committee of two be appointed on the part of the Senate, to act with a like committee of the House, to notify the Governor that the General Assembly was organized and ready to proceed to business.

The motion prevailed, and Senators Kimball and Merrell were appointed such committee.

RESOLUTION.

Senator Woolson submitted the following resolution, which was agreed to:

Resolved, That the Secretary of State be requested to furnish each member of the Senate with a copy of the Code of 1873, and also with a copy of the laws of the Fifteenth, Sixteenth and Seventeenth General Assemblies.

On motion of Senator Young the Senate, at 11 o'clock and 5 minutes, took a recess of ten minutes.

At 11:15 o'clock the Senate was called to order by the President.
The committee appointed to wait upon the House reported that they had performed that duty.

CONCURRENT RESOLUTION.

Senator Webb submitted the following resolution, which was adopted:

Resolved by the Senate, the House concurring, That a committee of three from the Senate and three from the House be appointed on inauguration of the Governor and Lieutenant-Governor-elect, and that said committee be instructed to secure the use of a building suitable for inauguration ceremonies, and to make such other arrangements as the committee may deem necessary; and that the committee be instructed to report at 2 o'clock P. M. to-morrow.

Senators Webb, Larrabee and Hanna were appointed such committee on part of the Senate.

A committee of the House waited upon and informed the Senate that the House was duly organized and ready for business.

On motion of Senator Chase the Senate, at 11:30, took a recess of 10 minutes.

At 11:40 o'clock the Senate was called to order by the President.

CONCURRENT RESOLUTION.

Senator Nichols of Guthrie offered the following resolution:

Resolved by the Senate, the House concurring, That the Senate will meet the House in the hall of the House of Representatives, in joint convention, for the purpose of canvassing the vote for Governor and Lieutenant-Governor, on Wednesday, January 14, 1880, at 10:30 o'clock A. M.

The resolution was agreed to.

The committee to wait upon the Governor reported that they had performed that duty.

On motion of Senator Traverse the report was received and the committee discharged.

MESSAGE FROM THE GOVERNOR.

The Governor, by his Private Secretary, W. H. Fleming, presented to the Senate his biennial message, which was taken up.

Pending the reading, Senator Merrell moved that further reading of the message be dispensed with and that the same be ordered printed and passed on file, to be referred to the appropriate committee when such committee shall have been appointed.

The motion prevailed.

On motion of Senator Larrabee, at 11:50 o'clock, the Senate adjourned until to-morrow at 10 o'clock A. M.

SENATE CHAMBER.
DES MOINES, IOWA, January 14, 1880. }

Senate met pursuant to adjournment, and was called to order by Senator Woolson, President *pro tem.* of the Senate.

Prayer by Rev. Mr. Cain.

Journal of yesterday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

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

Resolution relative to joint meeting to canvass the vote for Governor and Lieutenant-Governor.

The House also concurred in Senate resolution relative to appointing joint committee on inauguration ceremonies, and have named Messrs. Parker, Casey, and Russell on the part of the House.

Also, that the House has concurred in the Senate resolution relative to a joint meeting to canvass the vote for Governor and Lieutenant-Governor.

W. V. LUCAS, *Clerk.*

RESOLUTIONS.

Senator Chase submitted the following resolution, which was agreed to:

Resolved, That the Senate invite, in such order as they may elect, the resident clergymen of the City of Des Moines to open the deliberations of the Senate each morning with prayer.

Senator Chase offered the following resolution:

Resolved, That a committee of three be appointed to ascertain and report the mileage due to members of the Senate.

Agreed to.

Senators Chase, Johnson of Mahaska, and Clark were appointed such committee.

Senator Greenlee offered the following resolution, which was adopted:

Resolved, That the Secretary of State be authorized to issue to the regular newspaper correspondents of this body an amount of stationery for their use, not exceeding one dollar per week.

Senator Hemenway submitted the following resolution:

Resolved, That the Rules of the Senate be amended as follows:

Add to Rule 26 the following: "Such reference shall be made unless the motion to print is agreed to without objection. Bills referred to committees without order for printing may be ordered

printed by the committee. It shall be noted upon each printed bill by what order the same was printed."

Add to Rules: "RULE 27. Committees are permitted to employ clerks by the majority vote of the whole committee. The clerk shall be selected by such vote, and in like manner may be discharged for inefficiency, or when the services of the clerk become unnecessary."

On motion of Senator Hemenway the resolution was made a special order for to-morrow at 10 o'clock A. M.

Senator Merrell offered the following resolution, which was not agreed to:

Resolved, That Frank Brady be appointed an additional Messenger of the Senate.

Senator Hebard moved that the Special Committee on Inauguration be requested to report immediately.

The motion prevailed.

A committee of the House appeared and notified the Senate that the House was ready to receive the Senate in joint convention to canvass the vote for Governor and Lieutenant-Governor.

Senator Larrabee moved that two Tellers be appointed on the part of the Senate, to act with the House Tellers in joint convention.

Agreed to.

Senators Haines and Ham were appointed such Tellers.

REPORT OF COMMITTEE.

The Committee on Inauguration submitted the following report:

MR. PRESIDENT—Your Special Committee on Inauguration Ceremonies beg leave to submit the following report from the Joint Committee:

The inauguration to take place on January 15, 1880, at 2 o'clock P. M., in Moore's Opera House. The procession to be formed at the Aborn House, under command of General Olmstead, headed by the Governor and Lieutenant-Governor elect, ex-Governor and State officers, Judges of the courts, members of Congress, Mayor and City Council of Des Moines, in carriages, followed by members of the Eighteenth General Assembly, the military of the city, and State and civic organizations, in order, as shall be arranged by the commanding officer.

R. C. WEBB,

Chairman of Committee on part of Senate.

Dated, Des Moines, January 14, 1880.

Senator Hebard moved the adoption of the report.

Pending discussion of the motion, the Chair announced that the hour fixed for the Senate to meet the House in joint convention to canvass the votes for Governor and Lieutenant-Governor elect had arrived.

Senator Larrabee objected to further discussion at that time, which was sustained, and the Senate at 10:40 o'clock repaired to the hall of the House of Representatives.

JOINT CONVENTION.

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

The Sergeant-at-Arms announced the Honorable Senate.

Senator Woolson, President *pro tempore* on part of the Senate, called the Joint Convention to order, and announced Senators Haines Teller, and Ham Assistant on the part of the Senate.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Jasper county: there being no signature of board, except chairman, on motion of Senator Lawrence count was ordered.

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

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

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

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

At 12 o'clock M., on motion of Mr. Stockton the Joint Convention took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

The Joint Convention called to order by President, *pro tempore*, Woolson.

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

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

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

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

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

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

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

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

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

RESOLUTION.

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

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

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

The President, *pro tempore*, then announced the result of the joint canvass:

FOR GOVERNOR.

Whole number of votes cast	291,814
Of which John H. Gear received.....	157,408
Of which H. H. Trimble received.....	85,365
Of which Daniel Campbell received.....	45,674
Of which D. R. Dungan received.....	3,291
Scattering.....	76

FOR LIEUTENANT-GOVERNOR.

Of which F. T. Campbell received.....	160,758
Of which J. A. O. Yeoman received.....	85,249
Of which Moore received.....	45,818
Scattering.....	398

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

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

This is to certify, that upon a canvass in Joint Convention of the two Houses of the General Assembly of the State of Iowa, of the votes cast at the October election, A. D. 1879, for the office of Governor of the State of Iowa, it appeared that John H. Gear received a majority of all the votes cast at said election for said office, and was therefore declared duly elected to the said office for the term of two years and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 14th day of January, A. D. 1880.

JNO. S. WOOLSON,

President of the Senate, pro tem.

LORE ALFORD,

Speaker of the House of Representatives.

ATTEST:

R. M. HAINES,

Teller of the Senate.

O. H. LYON,

Teller of the House of Representatives.

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

This is to certify, that upon a canvass, in Joint Convention, of the two Houses of the General Assembly of the State of Iowa, of the votes cast at the October election, A. D. 1879, for the office of Lieu-

tenant-Governor of the State of Iowa, it appeared that Frank T. Campbell received a majority of all the votes cast at said election for said office, and was therefore declared duly elected to said office for the term of two years, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 14th day of January, A. D. 1880.

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

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

R. M. HAINES,
Teller of the Senate.

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

At 3:40 o'clock P. M. the Senate returned to the Senate Chamber and was called to order by President, *pro tempore*, Woolson, and resumed consideration of the pending motion to adopt the report of the committee on inauguration ceremonies.

The question recurring on the motion of Senator Hebard to adopt, the motion prevailed.

On motion of Senator Chase the Senate adjourned until 10 o'clock A. M. to-morrow.

SENATE CHAMBER,
DES MOINES, IOWA, January 15, 1880. }

The Senate met pursuant to adjournment and was called to order by Senator Woolson, President *pro tempore*.

Prayer by Rev. Mr. Sleeth.

The hour having arrived for consideration of the special order relative to the amendment of the standing rules and the employment of committee clerks by committees, and there being no objection, the special order was waived and the journal of yesterday was read and approved.

SPECIAL ORDER.

The special order, being a resolution amendatory of Senate rules 26 and 27, was taken up, read, and on motion of Senator Larrabee that portion of the resolution referring to the printing of bills was referred to the Committee on Rules.

Senator Larrabee moved that the part of the resolution referring to the employment of clerks by committees be adopted.

The motion prevailed.

Senator Kimball moved that there be added to the standing committees of the Senate a Committee on Rules.

The motion prevailed.

INTRODUCTION OF BILLS.

By Senator Hartshorn, Senate File No. 1, a bill for an act to amend sections 2077, 2078 and 2080 of the Code, relating to the rate of interest.

Read a first and second time and ordered passed on file.

By Senator Traverse, Senate File No. 2, a bill for an act to amend portions of chapter 2, title 6 of the Code of 1873, relative to the collection of taxes.

Read a first and second time, ordered printed, and referred to the Committee on Ways and Means, when the same is appointed.

By Senator Hanna, Senate File No. 3, a bill for an act in relation to fees in certain criminal cases to be paid by the county.

Read a first and second time and ordered passed on file.

REPORT OF COMMITTEE.

The Special Committee on Mileage submitted the following report, which was adopted, on motion of Senator Russell of Jones.

MR. PRESIDENT—Your Special Committee, to whom was referred the question of mileage of Senators, respectfully submit the following report of the amount due each Senator, in pursuance of the statute, to-wit:

Arnold.....	\$36.00
Boling.....	33.20
Chase.....	33.00
Clark.....	19.50
Dashiell.....	8.00
Ford.....	54.00
Foster.....	54.00
Garber.....	97.50
Gaylord.....	75.00
Gillett.....	12.00
Goodykoontz.....	52.00
Greenlee.....	17.00
Haines.....	18.00
Ham.....	82.00
Hanna.....	52.00
Harmon.....	66.00
Harned.....	27.00
Hartshorn.....	74.40
Hebard.....	78.50
Hedges.....	27.00
Hemenway.....	55.65
Henderson.....	45.00
Johnson of Mahaska.....	19.50
Johnson of Winneshiek.....	82.00
Keller.....	35.00
Kimball.....	78.30
Larrabee.....	80.00
Lawrence.....	60.60
Lewellen.....	78.50

Madson.....	\$ 27.00
Merrell.....	63.00
Meyer.....	12.00
Mitchell.....	81.00
Nichols of Benton.....	60.00
Nichols of Guthrie.....	13.80
Nielander.....	110.40
Patterson.....	51.00
Prizer.....	45.00
Russell of Greene.....	18.00
Russell of Jones.....	55.40
Shelley.....	48.30
Shrader.....	38.00
Tirrill.....	78.30
Traverse.....	32.00
Wall.....	43.20
Webb.....	3.00
Wilson.....	24.60
Woolson.....	42.00
Wright.....	42.00
Young.....	24.00
Lieutenant-Governor Frank T. Campbell.....	12.00

MESSAGE FROM THE HOUSE.

The following message was received from the House:

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

Resolution relative to meeting in Joint Convention at 11 o'clock A. M., to inaugurate the Governor and Lieutenant-Governor.

BEN. VAN STEINBURG, *First Ass't Clerk*.

HOUSE MESSAGES.

There being no objection, House messages were taken up and considered, and on motion of Senator Chase Concurrent Resolution relative to Joint Convention for the inauguration of Governor and Lieutenant-Governor was concurred in.

RESOLUTION.

Senator Ham submitted the following resolution:

Resolved, That Senate rule 11 be amended by inserting the following after the word "leave": "and every bill shall express in its title the object of the bill."

MESSAGE FROM THE HOUSE.

The following message was received from the House, which was taken up, considered, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House has approved the report of the Joint Committee relative to inauguration ceremonies.

Also, has passed Concurrent Resolution relative to the State of public affairs in the State of Maine, in which the concurrence of the Senate is asked.

W. V. LUCAS, *Clerk*.

The question recurring on the adoption of the resolution of Senator Ham amendatory to Senate Rule 11—

On motion of Senator Merrell the same was ordered passed on file, to be referred to the Committee on Rules, when the same is appointed.

On motion Senator Wall was excused until the 20th inst.

On motion Senators Russell of Greene and Wright were excused until the 19th inst.

Senator Merrell moved that when the Senate adjourn to-day it adjourn to meet at 2 o'clock P. M. Monday next.

A committee from the House appeared and announced the House ready to receive the Senate in joint convention.

Pending discussion of the motion of Senator Merrell to adjourn, Senator Young was excused until the 19th inst., and Senators Hebard, Nichols of Guthrie, Foster and Lewellen until the 20th inst.

The yeas and nays were demanded on the pending motion.

The yeas were:

Senators Boling, Dashiell, Ford, Foster, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Kimball, Lawrence, Lewellen, Madson, Merrell, Mitchell, Nichols of Benton, Patterson, Shrader, Wall, Woolson, Wright, and Young—27.

The nays were:

Senators Arnold, Chase, Clark, Garber, Gaylord, Gillett, Goodykoontz, Hanna, Hemenway, Johnson of Winneshiek, Keller, Larrabee, Meyer, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Tirrill, Traverse, Webb, and Wilson—21.

Absent or not voting:

Senators Shelley, and Russell of Jones—2.

So the motion was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

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

Resolution relating to a recess to be taken by the General Assembly.

BEN. VAN STEINBURG, *First Ass't Clerk.*

At 11 o'clock A. M. the Senate repaired to the hall of the House of Representatives.

JOINT CONVENTION.

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

Senator Woolson, President *pro tempore* of the Senate, called the Joint Convention to order.

The Clerk called the roll.

Mr. Newbold moved that the Joint Convention take a recess until 2 o'clock P. M., to meet at Moore's Opera House.

The motion prevailed.

AFTERNOON SESSION.

2 O'CLOCK P. M.

The Joint Convention assembled, and was called to order by the President.

INAUGURAL CEREMONIES.

Prayer by Rev. C. S. Ryman.

Music by the band.

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

The Governor then delivered his inaugural address.

Music by the band.

Mr. Newbold moved that the Joint Convention take a recess for 30 minutes, to meet at the hall of the House of Representatives.

The motion prevailed.

Joint Convention called to order by Senator Woolson, President *pro tempore* of the Senate, and on motion of Senator Arnold dissolved.

At 4:10 P. M. the Senate returned to the Senate Chamber.

Senator Young moved that a committee of two be appointed to wait upon the Lieutenant-Governor-elect, to notify him that the Senate is now ready to induct him into the chair, and that the committee be further instructed to introduce the Lieutenant-Governor to the presiding officer for that purpose.

The motion prevailed, and Senators Young and Harned were appointed such committee.

The committee appointed to wait upon the Lieutenant-Governor reported by introducing the Lieutenant-Governor to President *pro tempore* Woolson, who invited him to the chair.

Lieutenant-Governor Campbell then addressed the Senate in the following words:

PRESIDENT CAMPBELL'S ADDRESS.

Gentlemen of the Senate—Called a second time to this honorable and responsible position by the suffrages of my fellow-citizens, I assume the duties of presiding officer with a deep sense of gratitude for the honor bestowed and for this evidence of continued confidence. The duties of the position are delicate and trying. Parliamentary law is sometimes arbitrary; rulings must be prompt, and perhaps, in some cases, may appear harsh, but with your generous assistance, of which I

am confident, and a desire to deal justly and courteously toward all, I trust I shall be enabled to so administer the duties of the office as to preserve order, facilitate business, and recognize and do full justice to the individual rights and opinions of each Senator upon this floor. To you a confiding constituency have entrusted great responsibility; you come here clothed with the authority of making or changing the laws of our commonwealth—a grave responsibility. The interests of our State are great and growing. To so legislate as to foster great enterprises, develop our resources, encourage our industries and protect the interests of this great people, are duties, I am sure, you appreciate, and privileges you will be happy to exercise. “Too much legislation” is one of the growing evils of our time; fewer laws, and a better acquaintance with them on the part of the people, would very much simplify matters, prevent useless litigation and further the public welfare. “The State should live within its income.” To this end extraordinary or useless expenditures, wherever found, should be cut off—the spirit of retrenchment and economy that has been entailed upon the citizen should be appropriated by the State, that the burdens of taxation be not increased, and yet our financial reputation be kept at par, and the great benevolent and charitable institutions prudentially and properly cared for.

Believing that you fully appreciate the responsibilities of the positions you occupy; that the labors of the session will tend to advance the great interests of the State, and that our session will be pleasant and profitable, I assume the duties of presiding officer, and announce the following standing committees for the session:

The President then passed to the Secretary, who proceeded to read the following list of

STANDING COMMITTEES.

Ways and Means—Senators Larrabee, Hebard, Harmon, Madson Kimball, Lawrence, Patterson, Russell of Jones, Greenlee, Garber, and Gillett.

Judiciary—Senators Woolson, Wright, Nichols of Guthrie, Chase, Hanna, Russell of Greene, Nichols of Benton, Hemenway, Haines, Johnson of Winneshiek, Merrell, Hedges, Goodykoontz, Johnson of Mahaska, and Traverse.

Federal Relations—Senators Lawrence, Ford, Young, Tirrill, and Henderson.

Constitutional Amendments—Senators Hanna, Harmon, Keller, Dashiell, Wilson, Harned, and Kimball.

Retrenchment—Senators Chase, Russell of Greene, Hebard, Hartsborn, Larrabee, Traverse, Shelley, Russell of Jones, and Foster.

Appropriations—Senators Arnold, Ford, Merrell, Nielander, Prizer, Gaylord, and Boling.

Normal Schools—Senators Haines, Lawrence, Woolson, Foster, and Mitchell.

Schools—Senators Meyer, Harmon, Hemenway, Nielander, Arnold, Wilson, and Tirrill.

Agriculture—Senators Patterson, Greenlee, Russell of Jones, Clark, and Gaylord.

County and Township Organization—Senators Nichols of Guthrie, Traverse, Boling, Clark, and Garber.

Railways—Senators Young, Hanna, Hartshorn, Foster, Meyer, Russell of Greene, Ham, Patterson, Lewellen, Webb, Keller, Dashiell, and Schrader.

State University—Senators Hemenway, Nichols of Guthrie, Arnold, Johnson of Winneshiek, and Goodykoontz.

Military—Senators Harmon, Nichols of Guthrie, Meyer, Shrader, Greenlee, and Madson.

Elections—Senators Hartshorn, Goodykoontz, Hemenway, Chase, and Harned.

Claims—Senators Hebard, Woolson, Wright, Clark, and Prizer.

Banks—Senators Ford, Kimball, Nichols of Benton, Prizer, and Wilson.

Commerce—Senators Nielander, Webb, and Shelley.

Public Buildings—Senators Webb, Prizer, Gillett, Henderson, and Boling.

Municipal Corporations—Senators Foster, Wright, Harmon, Webb, Shelley, Ham, and Patterson.

Manufactures—Senators Madson, Foster, and Merrell.

Printing—Senators Gaylord, Young, and Ham.

Public Lands—Senators Merrell, Young, and Ford.

Internal Improvements—Senators Shelley, Shrader, and Lewellen.

Highways—Senators Garber, Gaylord, and Wall.

State Library—Senators Johnson of Mahaska, and Wilson.

Engrossed Bills—Senators Gillett, and Mitchell.

Enrolled Bills—Senators Traverse, and Tirrill.

Judicial Districts—Senators Johnson of Winneshiek, Traverse, Gaylord, Dashiell, and Harmon.

Congressional Districts—Senators Wright, Nichols of Guthrie, Gillett, Larrabee, Nichols of Benton, Boling, Tirrill, Russell of Jones, and Johnson of Mahaska.

Senatorial Districts—Senators Keller, Lewellen, Wilson, Young, Nielander, and Chase.

Representative Districts—Senators Arnold, Mitchell, Lawrence, and Merrell.

Hospital for Insane—Senators Dashiell, Lewellen, and Shrader.

Institution for Deaf and Dumb—Senators Prizer, Garber, and Clark.

College for the Blind—Senators Hedges, Hemenway, and Kimball.

Orphans' Home—Senators Lewellen, Gillett, and Wall.

Penitentiary—Senators Boling, Harned, and Meyer.

Reform School—Senators Tirrill, Nielander, and Johnson of Winneshiek.

Agricultural College—Senators Russell of Jones, Greenlee, Haines, Wall, and Hebard.

Horticulture and Forestry—Senators Greenlee, Clark, and Garber.

Suppression of Intemperance—Senators Kimball, Meyer, Lewellen, Johnson of Mahaska, and Madson.

Insurance—Senators Nichols of Benton, Chase, Mitchell, Haines, and Webb.

Compensation of Public Officers—Senators Wilson, Ford, Johnson of Mahaska, Keller, and Henderson.

Fish and Game—Senators Goodykoontz, Russell of Greene, and Larrabee.

Asylum for Feeble-Minded Children—Senators Shrader, Haines, and Larrabee.

Rules—Senators Ham, Larrabee, and Traverse.

RESOLUTION.

Senator Meyer offered the following resolution:

Resolved, That the Senate hereby tenders to our retiring presiding President, John S. Woolson, our unqualified thanks for the very fair, able and impartial manner in which he has presided over our deliberations.

The resolution was unanimously adopted by a rising vote.

HOUSE MESSAGES.

Senator Arnold moved to take up House messages.

The motion prevailed.

House Concurrent Resolution relative to adjournment until the 20th inst., at 2 o'clock P. M., was taken up and concurred in.

Pending consideration, Senator Traverse moved to reconsider the motion by which the Senate agreed that when it adjourn to-day it be until Monday, the 19th inst., at 2 o'clock P. M.

The motion prevailed.

The question being on the adoption of the motion to adjourn, Senator Russell of Jones moved that the motion be laid on the table.

The motion was agreed to.

The question recurring on the adoption of House resolution, being that when the Legislature adjourn to-day it be until the 20th inst., at 2 o'clock P. M., the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Gillett, Gookykoontz, Greenlee, Haines, Hanna, Harmon, Harned, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lawrence, Lewellen, Madson, Nichols of Benton, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Wall, Woolson, and Young—29.

The nays were:

Senators Chase, Clark, Garber, Gaylord, Hartshorn, Larrabee, Meyer, Traverse, Webb, and Wilson—10.

Absent or not voting:

Senators Foster, Ham, Hebard, Keller, Merrell, Mitchell, Nichols of Guthrie, Nielander, Russell of Greene, Shelley, and Wright—11.

So the resolution was concurred in.

On motion of Senator Greenlee the Senate, at 5 o'clock P. M., adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, January 20, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Frisbie.

Journal of Thursday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following:

Joint Resolution, proposing to amend section 1, article 2, and section 4, article 3, of the Constitution of Iowa.

Also, Joint Memorial relating to freight tariffs on inter-State commerce.

W. V. LUCAS, *Clerk*.

Passed on file.

On motion of Senator Hartshorn the papers in the contested election case from Linn county were ordered placed in the hands of the Committee on Elections.

PETITIONS AND MEMORIALS.

By Senator Kimball, Memorial and Joint Resolution asking for national railroad legislation.

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

By Senator Ford, a petition asking an amendment of the school law, relative to the election of school directors.

By Senator Russell of Jones, Memorial and Joint Resolution relative to the regulation and control of inter-State commerce.

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

INTRODUCTION OF BILLS.

By Senator Hartshorn, Senate File No. 4, a bill for an act to legalize the acts of the board of supervisors of Emmett county in the removal of the county seat of said county from Estherville to the northeast quarter of section 25, township 99, range 33, west of the fifth principal meridian.

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

By Senator Kimball, Senate File No. 5, a bill for an act to amend section 1114, chapter 3, title 9 of the Code, relative to the sale of intoxicating liquors or gambling on the grounds of the State Agricultural Society.

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

By Senator Lawrence, Senate File No. 5, a bill for an act relating to conveyances by foreign executors, etc.

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

By Senator Ford, Senate File No. 7, a bill for an act to amend section 1719, of chapter 9, title 12 of the Code of 1873, declaring how a tie vote of the electors at a school election shall be determined.

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

By Senator Boling, Senate File No. 8, a bill for an act to amend sections 1846, 1862, 1881 and 1882 of the Code of 1873, in relation to interest on permanent school fund.

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

By Senator Foster, Senate File No. 9, a bill for an act to provide for a State Entomologist.

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

By Senator Hartshorn, Senate File No. 10, a bill for an act relating to the taxation of costs and attorney and collection fees in actions upon written contracts.

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

By Senator Hanna, Senate File No. 11, a bill for an act to provide for the compensation of county auditors and their deputies.

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

By Senator Hanna, Senate File No. 12, a bill for an act in relation to interest on school fund.

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

By Senator Greenlee, Senate File No. 13, a bill for an act relating to the salary of county officers.

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

By Senator Harned, Senate File No. 14, a bill for an act to amend sections 1862 and 1882, of chapter 12, title 12 of the Code of 1873, in relation to interest on permanent school fund.

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

By Senator Kimball, Senate File No. 15, a bill for an act reducing the rate of interest on school fund.

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

By Senator Hartshorn, Senate File No. 16, a bill for an act to amend

sections 1862, 1882, 1873 and 1881 of the Code, relating to the school fund.

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

By Senator Larrabee, Senate File No. 17, a bill for an act further defining the duties of county officers.

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

By Senator Harmon, Senate File No. 18, a bill for an act to repeal section 3074, chapter 2, title 18 of the Code, relating to exemptions.

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

By Senator Webb, Senate File No. 19, a bill for an act appropriating money to defray the expenses of inauguration ceremonies.

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

By Senator Chase, Senate File No. 20, a bill for an act to amend section 4062 of the Code, and to prevent the spread of Canada thistles and other noxious weeds.

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

RESOLUTIONS.

Senator Gillett offered the following resolution, which was read and referred to the Committee on Rules:

Resolved by the Senate the House concurring, That the Secretary of State be instructed to have printed fifteen hundred (1,500) copies of the Rules of the Senate and House of Representatives, for the use of the members of the General Assembly. That the said rules contain further, the names, ages, weight, occupation, number of each member's district, post-office address, length of time in the State, nativity, and boarding house of each Senator and Representative; also, a diagram of the Senate Chamber and House of Representatives, a list of the Standing Committees of the Senate and House of Representatives, a skeleton map of the State, showing the population of each county, according to the last census, and a tabular statement, by counties, of the votes for Governor and Lieutenant-Governor at the general election of 1879.

Senator Larrabee offered the following resolution, which was adopted:

Resolved, That unless otherwise ordered, the Senate will hold a daily session commencing at 10 o'clock A. M. and adjourning at noon.

HOUSE MESSAGES.

Joint Resolution relative to amending the Constitution, was taken up.

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

Concurrent Resolution condemning the action of the Fusionists in the State of Maine, was taken up and considered.

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

Joint Resolution relating to freight tariffs on inter-State commerce, was taken up.

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

Senator Russell of Greene tendered his resignation as Chairman of the Committee on Representative Districts, and on motion of Senator Wright it was accepted.

On motion of Senator Hanna Senate File No. 3 was taken up and referred to the Committee on Retrenchment.

On motion of Senator Hartshorn Senate File No. 1 was taken from the file and referred to the Committee on Ways and Means.

On motion of Senator Russell of Greene the Senate adjourned, at 3:15 o'clock, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER,
DES MOINES, IOWA, January 21, 1880. }

The Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Gelwicks.

The journal of yesterday was read and approved.

PETITIONS AND MEMORIALS.

By Senator Shrader, a petition praying a reduction of the present legal rate of interest.

Read and referred to the Committee on Ways and Means.

By Senator Tirrill, a petition asking legislation reducing salaries of State and county officers.

Read and referred to the Committee on Compensation of Public Officers.

INTRODUCTION OF BILLS.

By Senator Traverse, Senate File No. 21, a bill for an act exempting from taxation property for which the party is indebted.

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

By Senator Webb, Senate File No. 22, a bill for an act to abolish the office of school district treasurer and to provide for the proper control and disbursement of the funds of school districts.

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

By Senator Goodykoontz, Senate File No. 23, a bill for an act to amend section 4273, chapter 14, title 25 of the Code of 1873, relating to the powers and duties of the grand jury.

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

By Senator Garber, Senate File No. 24, a bill for an act granting local insurance companies authority to levy and hold a fund for payment of losses.

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

By Senator Lawrence, Senate File No. 25, a bill for an act to repeal section 3818 of the Code and re-enact a bill to regulate the payment out of the public funds of witnesses for the defense in criminal prosecutions.

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

By Senator Webb, Senate File No. 26, a bill for an act to amend section 475 of the Code.

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

By Senator Russell of Greene, Senate File No. 27, a bill for an act to repeal section 4185 of the Code, and enact a substitute therefor, and to do away with preliminary examinations in certain cases.

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

By Senator Merrell, Senate File No. 28, a bill for an act to legalize the expenditure of surplus bridge fund of Clinton county.

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

By Senator Merrell, Senate File No. 29, a bill for an act to fix the fees of certain officers.

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

By Senator Hartshorn, Senate File No. 30, a bill for an act to prohibit the furnishing or giving, or offering to give, intoxicating liquors, including ale, wine and beer, to voters at or within one mile of the polls on election day.

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

By Senator Hanna, Senate File No. 31, a bill for an act to amend sections 866, 890 and 894 of the Code.

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

By Senator Hanna, Senate File No. 32, a bill for an act to amend sections 3784 and 3785 of the Code, relating to compensation of Clerk of the District and Circuit Courts, and deputies.

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

By Senator Harned, Senate File No. 33, a bill for an act to repeal sections 1777 and 1748 of chapter 12, title 12 of the Code of 1873, and

to enact substitutes therefor, and also to amend section 1785 of same chapter and title.

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

By Senator Hartshorn, Senate File No. 34, a bill for an act to repeal section 3769 of the Code, and enact a substitute therefor, relating to salaries of the Judges of the Supreme Court.

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

By Senator Lawrence, Senate File No. 35, a bill for an act to repeal section 2831 of the Code of 1873, and enact a substitute therefor.

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

On motion of Senator Young Senator Hebard was excused until tomorrow.

REPORTS OF COMMITTEES.

Senator Ham, from the Committee on Rules, submitted the following report:

MR. PRESIDENT—Your Committee on Rules, to whom was referred Concurrent Resolution relative to the publication of the Rules, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

HAM, Chairman.

On motion of Senator Russell of Jones the resolution was taken up and considered and adopted.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred Senate File No. 19, a bill for an act appropriating money to defray inauguration expenses, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

ARNOLD, Chairman.

Ordered passed on file.

On motion of Senator Larrabee the Senate took up and considered Senate File No. 19, a bill for an act to appropriate money to defray the expenses of inauguration ceremonies, with the recommendation of the committee that it do pass.

On motion of Senator Larrabee the eleventh rule was suspended and the bill read now a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Hanna, Harmou, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—47.

The nays were:

Senator Clark—1.

Absent or not voting:

Senators Hebard, and Mitchell—2.

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

Senator Ham, from the Committee on Rules, submitted the following report:

MR. PRESIDENT—Your Committee on Rules, to whom was referred resolution to amend Senate Rule No. 11, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be adopted.

HAM, *Chairman.*

On motion of Senator Woolson the resolution was adopted.

Also:

MR. PRESIDENT—Your Committee on Rules, to whom was referred resolution to amend Rule 26, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the first and last section, so that it shall read as follows: "Bills referred to committee without order for printing may be ordered printed by the committee."

HAM, *Chairman.*

On motion the report of the committee was taken up, considered, and the recommendations of the committee were adopted.

PETITION.

By Senator Chase, a petition relative to regulating the practice of medicine.

Read and on motion laid on the table.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

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

Relative to titles to the Des Moines river lands.

W. V. LUCAS, *Chief Clerk.*

Ordered passed on file.

HOUSE MESSAGES.

House Memorial, relative to titles to the Des Moines river lands, was taken up.

Read a first and second time.

Senator Chase moved that it be referred to the Committee on Judiciary.

Senator Johnson of Mahaska moved as an amendment that it be referred to a Special Committee, consisting of Senators Russell of Greene, Hartshorn, Chase and Gillett.

The amendment was agreed to, and the motion as amended prevailed.

On motion of Senator Woolson one hundred copies of the memorial relative to titles to Des Moines river lands were ordered printed.

On motion of Senator Meyer the Senate, at 11:25 o'clock, adjourned until to-morrow at 10 A. M.

SENATE CHAMBER, }
DES MOINES, IOWA, January 22, 1880. }

Senate met pursuant to adjournment, and was called to order by the President.

Prayer by the Rev. Mr. Frisbie.

Journal of yesterday read and approved.

INTRODUCTION OF BILLS.

By Senator Lewellen, Senate File No. 36, a bill for an act to repeal section 866 and enact a substitute therefor, and amend section 890, chapter 2, title 6 of the Code, in relation to the collection of taxes.

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

By Senator Meyer, Senate File No. 37, a bill for an act to repeal chapter 113 of the acts of the Seventeenth General Assembly, an act in relation to the non-voting of the president of the school boards of independent school districts.

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

By Senator Traverse, Senate File No. 38, a bill for an act providing that appellees may have judgment against sureties on appeal bond where the appeal is dismissed.

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

By Senator Traverse, Senate File No. 39, a bill for an act providing that the surplus arising from mortgaged chattels may be reached by garnishment or levy, although the mortgagee is not in possession of the property.

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

By Senator Lewellen, Senate File No. 40, a bill for an act to amend section 871, chapter 2, title 6 of the Code, changing the date of tax sales.

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

By Senator Larrabee, Senate File No. 41, a bill for an act to amend section 843, chapter 1, title 6 of the Code, changing the time for turning over tax books to county treasurers.

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

By Senator Clark, Senate File No. 42, a bill for an act for the extermination of noxious weeds.

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

By Senator Harned, Senate File No. 43, a bill for an act to amend chapter 2, title 23 of the Code of 1873, relative to the compensation of public officers.

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

By Senator Wright, Senate File No. 44, a bill for an act concerning hotel, inn, and public boarding and eating-house keepers and their guests.

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

By Senator Wright, Senate File No. 45, a bill for an act to protect livery and feed stable keepers, and keepers of stock for hire, for keeping horses, carriages, buggies, vehicles and harness, or stock, at the request of the owner, or other person properly in possession of the same, when left with said livery or stable keepers, or persons keeping stock for hire.

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

By Senator Wright, Senate File No. 46, a bill for an act to define and punish frauds and fraudulent practices upon hotel, inn and eating-house keepers.

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

By Senator Hanna, Senate File No. 47, a bill for an act to amend sections 3788 and 3789 of the Code, in relation to the compensation of sheriff in certain cases.

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

By Senator Kimball, Senate File No. 48, a bill for an act to amend chapter 156, laws of the Seventeenth General Assembly of the State of Iowa, relative to the protection of game.

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

By Senator Nielander, Senate File No. 49, a bill for an act to repeal section 10, of the laws of the Sixteenth General Assembly of the State of Iowa, relating to the propagation of fish.

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

By Senator Lawrence, Senate File No. 50, a bill for an act to repeal

section 234 of the Code of 1873, and enact a substitute therefor, providing the manner of obtaining grand and trial jurors.

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

RESOLUTION.

Senator Meyer introduced the following, which was adopted:

Resolved by the Senate the House concurring, That there be appointed committees to visit the several State institutions, each of said committees to be composed of three members, one from the Senate and two from the House. Said committees to report to the General Assembly on or before the 10th day of February next. They shall examine and include in their report—

1st. Whether the appropriations made by the last General Assembly have been wisely and economically expended.

2d. Whether they have been expended for the objects appropriated.

3d. Whether chapter 67, of the acts of the Seventeenth General Assembly has been complied with, in not contracting indebtedness in excess of the appropriations.

4th. Whether there has been any diversion of any money from the specific purpose for which it was drawn out of the State treasury.

5th. Said committees shall also report the names and number of persons employed by the several institutions, for what purpose employed, and at what salary; also, whether any of the employed receive or have received anything in addition to the salary, in the way of board, rooms, lights, fuel or clothing, or anything else, at the expense of the State.

On motion Senator Greenlee was excused until to-morrow.

PETITION.

Senator Ham submitted a remonstrance against the repeal of the law providing for terms of the Supreme Court at Dubuque, Davenport and Council Bluffs.

Read and referred to the Committee on Judiciary.

On motion of Senator Young the Senate, at 10:35 o'clock A. M., adjourned until 10 o'clock to-morrow.

SENATE CHAMBER,
DES MOINES, IOWA, January 23, 1880. }

The Senate met pursuant to adjournment, President Campbell in the chair.

Prayer by Rev. Mr. Jenckes.

Journal of yesterday read and approved.

Senator Woolson moved a reconsideration of the vote by which the Senate adopted the Concurrent Resolution appointing and instructing committees to visit the several State institutions.

The motion to reconsider prevailed.

Senator Woolson offered the following amendment to the resolution under consideration:

"That the Visiting Committee to the Hospital for the Insane at Mt. Pleasant, in addition to the other duties devolving upon it, is hereby specially authorized and directed to examine and report what, if any, violation of the law has been committed by the Board of Trustees of said hospital in diversion of support or other funds, as alleged in the biennial message of the governor, and whether said board has authorized the building of a road outside of the limits of the property of the State, and for what purpose, and whether legally or wisely done; and also to examine any other complaints that may be laid before said committee touching the management of said hospital or its finances; said committee may hold its sessions at Des Moines or Mt. Pleasant, as said committee may find best for the purposes of said examination, and may sit during the session of the General Assembly, and is hereby empowered to employ a clerk or short-hand reporter if the committee find either or both necessary; and for the purpose of said examination said Visiting Committee to said hospital is increased to five members, two from the Senate and three from the House, and has leave to report at any time, with such recommendations for the action of this General Assembly as said committee may find the facts to require or justify."

Pending the discussion of the amendment, the following

MESSAGE FROM THE HOUSE

was received and ordered passed on file:

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

House File No. 119, a bill for an act to amend section 2094, chapter 3, title 14 of the Code, and provide for its publication.

Also, concurred in and passed Senate File No. 19, a bill for an act appropriating money to defray inauguration expenses.

Also, amended Joint Resolution relative to printing Rules, by striking out the words "fifteen hundred" and inserting "twenty-five hundred," and passed said resolution as amended.

Also, resolution relative to appointing committee to investigate affairs at Deaf and Dumb Asylum at Council Bluffs and Insane Hospital at Mt. Pleasant.

W. V. LUCAS, *Clerk.*

HOUSE MESSAGES.

There being no objection, House messages were taken up, and that part of the message, just received, relative to appointing committees to investigate affairs at the Deaf and Dumb Asylum at Council Bluffs and Insane Hospital at Mt. Pleasant, was read for the instruction of the Senate and was ordered passed on file.

The amendment submitted by Senator Woolson was further considered and adopted.

Senator Wright submitted the following amendment to the Concurrent Resolution under consideration:

"That the Visiting Committee to the Institution for the Deaf and Dumb be specially charged with the duty of investigating complaints heretofore made of mismanagement relating to said institution, or that may be made to said committee relating thereto; and that said committee be empowered to send for persons and papers, and to hold their sessions at Council Bluffs or Des Moines, as they may find of most advantage to the matters investigated by them, and that said committee have leave to sit during the sessions of the General Assembly; and for the purpose of this investigation the Visiting Committee to said institution shall be increased by adding one member from the Senate and one from the House, so that said committee shall consist of five."

The amendment was agreed to.

The action recurring on the Concurrent Resolution appointing and instructing Visiting Committees, the same was adopted as amended.

INTRODUCTION OF BILLS.

By Senator Johnson of Winneshiek, Senate File No. 51, a bill for an act to amend section 506, chapter 10, title 4 of the Code, fixing the compensation of mayors of cities and towns when acting as magistrates under the laws of the State.

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

By Senator Johnson of Winneshiek, Senate File No. 52, a bill for an act to repeal sections 156, 157 and 160, chapter 4, title 3 of the Code of 1873, and to adopt a substitute therefor, reducing the price of Supreme Court reports from \$5 to \$2, and otherwise amending the law for publishing the same.

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

By Senator Tirrill, Senate File No. 53, a bill for an act to protect the dairy interests and for the punishment of fraud connected therewith.

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

By Senator Hemenway, Senate File No. 54, a bill for an act to regulate the practice in courts of record as to commencement of actions, the making up and trial of issues, and rendition of judgment in certain cases.

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

By Senator Traverse, Senate File No. 55, a bill for an act protecting depositors and creditors of banks and punishing the officers and agents thereof for neglect or misconduct in certain cases.

Read a first and second time and referred to the Committee on Banks, and ordered printed.

By Senator Lawrence, Senate File No. 56, a bill for an act to legalize the service of original notice by publication in cases where the petition has not been filed until after the publication of the original notice.

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

By Senator Lawrence, Senate File No. 57, a bill for an act to legalize the acts of Chris. H. Logan, as Recorder of Lyon county, Iowa.

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

On motion Senator Hartshorn was excused until Tuesday next.

RESOLUTION.

Senator Boling offered the following Memorial and Joint Resolution, which was read a first and second time.

On motion of Senator Woolson the eleventh rule was suspended and the resolution read a third time.

Senator Haines moved to strike from the resolution the following, which was lost:

WHEREAS, The expenses attending the collection of this tax, scattered as it is in small amounts over the country, will leave no margin to the government, but if any, it will be so small as to be no compensation for the annoyance, trouble and expense it gives the people.

On the question, shall the resolution pass?

The yeas were:

Senators. Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Hanna, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—47.

The nays were—None.

Absent or not voting:

Senators Foster, Hartshorn, and Russell of Greene—3.

So the resolution was adopted.

COMMUNICATION FROM THE GOVERNOR.

The following communication was received from the Governor:

STATE OF IOWA,
EXECUTIVE DEPARTMENT. }
DES MOINES, January 22, 1880. }

To the Senate and House of Representatives:

I am officially advised that John G. House, a member of the Board of Trustees of the Iowa Hospital for the Insane at Independence, departed this life on Thursday, the first day of January, instant. As the filling of the vacancy thus caused devolves on the General Assembly, I thus communicate the information thereof to the two houses, as required by chapter one hundred and seven of the acts of the Seventeenth General Assembly.

JOHN H. GEAR.

Communication read and ordered passed on file.

HOUSE MESSAGES.

Senate Resolution relative to printing the rules was taken up, and on motion of Senator Harmon the House amendments were concurred in.

House File No. 119, a bill for an act to amend section 2094, of chapter 3, title 14 of the Code, relating to holidays, was taken up.

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

REPORTS OF COMMITTEES.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred five Files, Nos. 8, 12, 14, 15 and 16, bills for an act in relation to the loaning and management of the permanent school fund, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the inclosed substitute, with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 17, a bill for an act further defining the duties of county officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

LARRABEE, *Chairman.*

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 18, a bill for an act to repeal section 3074, chapter 2, title 18 of the Code, relating to the exemption of the earn-

ings of a debtor or his family for personal services, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it be amended by inserting after the word "debtor," in the second line, the words, "whether resident or non-resident," and when so amended that the bill do pass.

JNO. S. WOOLSON, *Chairman*.

Ordered passed on file.

Senator Russell of Jones moved to take up Senate File No. 58, a bill for an act relative to loaning and management of the permanent school fund, recommended by the Committee on Ways and Means as a substitute for Senate Files Nos. 8, 12, 14, 15 and 16.

The motion prevailed.

The bill was taken up and considered.

The time for adjournment, 12 o'clock M., having arrived, Senator Larrabee moved that adjournment be postponed until the matter under consideration is disposed of.

The motion prevailed.

Senator Johnson of Winneshiek moved to strike out the word "six" in section 3 of the bill and substitute the word "seven."

The motion was not agreed to.

On motion of Senator Woolson the words "from date of such loan" were added to section 1 of the bill.

On motion of Senator Larrabee the eleventh rule was suspended, and the bill was read a third time now.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Hanna, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—46.

The nays were:

Senator Clark—1.

Absent or not voting:

Senators Foster, Hartshorn, and Russell of Greene—3.

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

At 12:15 o'clock the President declared the Senate adjourned until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, }
DES MOINES, IOWA, January 24, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Bunker.

Journal of yesterday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

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

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

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

Substitute for House File No. 8, a bill for an act prohibiting contracts for attorney fees in promissory notes, mortgages and other evidence of indebtedness.

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

Also, memorial of the General Assembly of the State of Iowa, asking Congress to reduce the duty on steel rails.

Also, Concurrent Resolution relative to keeping the post-office open on Sunday.

Concurrent Resolution relative to publishing laws in "Der Demokrat," of Davenport, Iowa.

W. V. LUCAS, *Clerk.*

On motion Senator Wilson was excused until Tuesday next.

Senator Merrell moved that when the Senate adjourn, it adjourn to meet at 2 o'clock P. M. Monday next.

The motion prevailed.

PETITIONS AND MEMORIALS.

By Senator Russell of Jones, asking partial compensation to Wm. Potts for loss of limb by accident while in the employ of the State at the Anamosa Penitentiary.

Referred without reading to the Committee on Ways and Means.

By Senator Clark, asking legislation allowing no more than the legal rate of interest on delinquent taxes, reducing salaries of public officers, preventing commissions and usury, and prohibiting contracts for attorneys' fees.

Read and referred to the Committee on Retrenchment.

INTRODUCTION OF BILLS.

By Senator Goodykoontz, Senate File No. 59, a bill for an act relating to the compensation of county treasurers.

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

By Senator Woolson, Senate File No. 60, a bill for an act relating to the election, in cities of the second class, of city marshals.

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

By Senator Chase, Senate File No. 61, a bill for an act to amend sections 181 and 3777 of the Code, providing for the appointment, defining the duties and fixing the compensation of short hand reporters in the District and Circuit Courts.

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

RESOLUTIONS.

Senator Harmon offered the following resolution, which was adopted:

Resolved, That the President of the Senate is requested to appoint the Chairman of the Committee on Ways and Means as a member of the Committee on Appropriations, and the Chairman of the Committee on Appropriations a member of the Committee on Ways and Means.

Senator Shrader offered the following resolution, which was agreed to:

Resolved, That there be added to the list of standing committees of the Senate a committee on medicine, surgery and hygiene.

Senator Meyer offered the following resolution:

Resolved, That the Committee on Public Buildings be instructed to inquire, and report at their earliest convenience, how large an appropriation, in addition to the \$250,000 which is now every fiscal term paid towards building of the State Capitol, must be made by this General Assembly to complete said building, or enough for the occupancy by the next General Assembly.

Senator Russell of Jones moved the following as an amendment to the resolution of Senator Meyer:

Also, an estimate of the amount that would be necessary to finish the legislative halls and State offices so that they can be used, and place a temporary roof on the opening of the dome, leaving it to be completed in the future.

The amendment prevailed.

The resolution as amended was agreed to.

INTRODUCTION OF BILLS.

By Senator Nichols of Guthrie, Senate File No. 62, a bill for an act limiting the eligibility to office of public officers in this State.

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

HOUSE MESSAGES.

Concurrent Resolution relative to publication of laws was taken up and considered, and referred to the Committee on Printing.

Senator Woolson moved to amend the resolution by adding after the word "Davenport," the words, "and also in the 'Die Iowa Tribune,' a German paper published at Burlington, Iowa." And further amend, by adding after the words "Der Demokrat," the words, "and Tribune."

Referred to the same committee.

Senator Johnson of Winneshiek moved to further amend, by adding after the amendment offered by Senator Woolson, the words, "and in the 'Decorah Posten,' a Norwegian paper published at Decorah, Iowa."

Referred to the same committee.

The memorial of the General Assembly asking Congress to reduce the duty on steel rails, was taken up, considered, and referred to the Committee on Commerce.

Concurrent Resolution relative to the hours for keeping the post-office open on Sunday, was taken up, considered, and concurred in.

Substitute for House File No. 8, a bill for an act prohibiting contracts for attorney fees in promissory notes, mortgages, and other evidence of indebtedness, was taken up.

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

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

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

House File No. 24, a bill for an act to legalize the incorporation of Lime Springs, Howard county, Iowa, was taken up.

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

House File No. 26, a bill for an act to relieve corporations engaged in manufacturing, from double taxation in certain cases, was taken up.

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

BILLS ON SECOND READING.

Senate File No. 18, a bill for an act to repeal section 3074, chapter 2, title 18 of the Code, relating to exemption of earnings of debtors or their families for personal services, and to enact a substitute therefor, with the report of the committee, and the amendment by the same recommended, and when so amended that it do pass, was taken up and considered.

On the question, shall the amendment be adopted? the yeas and nays were demanded, and were as follows:

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Madson, Merrell, Nichols of Guthrie, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, and Wright—31.

The nays were:

Senators Dashiell, Foster, Gaylord, Harned, Hebard, Henderson, Larrabee, Lewellen, Meyer, Mitchell, Nielander, and Prizer—12.

Absent or not voting:

Senators Ham, Hartshorn, Nichols of Benton, Patterson, Russell of Greene, Wilson, and Young—7.

So the amendment was agreed to.

On motion of Senator Woolson the eleventh rule was suspended, and the bill was read a third time now.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Madson, Merrell, Nichols of Guthrie, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, and Wright—33.

The nays were:

Senators Foster, Gaylord, Harned, Hebard, Larrabee, Lewellen, Meyer, Mitchell, Nielander, and Prizer—10.

Absent or not voting:

Senators Ham, Hartshorn, Nichols of Benton, Patterson, Russell of Greene, Wilson, and Young—7.

Senator Haines moved to amend the title by adding thereto the words "and enact a substitute therefor."

The motion to amend prevailed.

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

Senators Young, Patterson, Nichols of Benton and Russell of Greene were excused until Monday next.

On motion of Senator Larrabee the Governor's message was taken up and its several parts referred to the appropriate committees.

On motion of Senator Larrabee, at 11:45 the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, January 26, 1880. }

Senate met pursuant to adjournment, President Campbell in the chair.

Prayer by Rev. Mr. Talbott.

Journal of Saturday read and approved.

Senator Larrabee was excused until Thursday next.

PETITIONS AND MEMORIALS.

By Senator Traverse, a petition asking for legislation reducing the salaries of public officers, and for other reforms.

Referred to the Committee on Compensation of Public Officers.

By Senator Hanna, a petition asking that a constitutional amendment be submitted to a vote of the people prohibiting the manufacture and sale of alcoholic liquors, wine and beer.

Read and referred to the Committee on Suppression of Intemperance.

By Senator Kimball, a petition asking for a law relative to toll charged by millers.

Read and referred to the Committee on Manufactures.

By Senator Shrader, a petition asking additional legislation relative to partition fences.

Read and referred to the Committee on Agriculture.

By Senator Harmon, a petition asking for a law providing for a uniform system of text-books for common schools.

Read and referred to the Committee on Schools.

By Senator Foster, a petition asking for an appropriation for a dental department in the State University.

Referred without reading to the Committee on State University.

By Senator Foster, a petition for an act to secure the better education of the dental profession.

Referred without reading to the Committee on State University.

INTRODUCTION OF BILLS.

By Senator Shelley, Senate File No. 63, a bill for an act to amend section 4017 of the Code, and to prevent more perfectly the desecration and deportation of the bodies of the dead.

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

STANDING COMMITTEE.

The President announced the following Standing Committee:

Medicine, Surgery and Hygiene—Senators Shrader, Lewellen, Patterson, Goodykoontz, and Prizer.

And as an additional member of the Committee on Appropriations, Senator Larrabee.

And on Ways and Means, Senator Arnold.

INTRODUCTION OF BILLS.

By Senator Foster, Senate File No. 64, a bill for an act establishing a dental department to the medical department of the State University.

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

By Senator Foster, Senate File No. 65, a bill for an act amending section 145 of chapter 1, title 3 of the Code of 1873, relative to the duties of Judges of the Supreme Court, and to repeal chapter 4, title 3 of the Code of 1873, relative to the duties of the Supreme Court Reporter, and to enact a substitute therefor; and to provide for the publication, distribution and sale of the decisions of the Supreme Court.

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

By Senator Nichols of Benton, Senate File No. 66, a bill for an act to provide for the appointment of a Reporter of the Supreme Court, and to provide for the stereotyping, publishing and sale of the Supreme Court Reports.

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

By Senator Woolson, Senate File No. 67, a bill for an act to obtain the opinion of the Supreme Court of the State upon questions of law in certain cases, and to give force thereto.

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

By Senator Keller, Senate File No. 68, a bill for an act repealing section 3791 of the Code of 1873, and providing compensation for members of the board of supervisors.

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

By Senator Larrabee, Senate File No. 69, a bill for an act to provide for a minimum charge for license for sale of beer and wine in cities and incorporated towns.

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

By Senator Larrabee, Senate File No. 70, a bill for an act in relation to compensation of members and employes of the General Assembly.

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

By Senator Chase, Senate File No. 71, a bill for an act to amend section 2741 of the Code, in relation to the trial and appeal of ordinary actions.

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

By Senator Chase, Senate File No. 72, a bill for an act to repeal sec-

tion 2745 of the Code, and enact a substitute therefor, more clearly defining the trial term in equitable actions.

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

By Senator Chase, Senate File No. 73, a bill for an act to amend chapters 4 and 5 of the Code, providing additional terms and conditions upon which foreign insurance companies are authorized to do business in this State.

Read a first and second time, ordered printed, and referred to the Committee on Insurance.

By Senator Chase, Senate File No. 74, a bill for an act to repeal section 2818 of the Code, in relation to the payment of witnesses for defendants in criminal cases, and to enact a substitute therefor.

Read a first and second time, ordered printed, and referred to the Committee on Retrenchment.

By Senator Chase, Senate File No. 75, a bill for an act supplemental to the Code, providing for a special jury docket in the district and circuit courts, and defining the terms upon which civil cases shall be tried by a jury.

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

By Senator Johnson of Winneshiek, Senate File No. 76, a bill for an act to authorize payment of the claim of Lieutenant A. C. Rerren, for military service rendered by order of the Adjutant-General of Iowa during the late war.

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

By Senator Webb, Senate File No. 77, a bill for an act relating to the indebtedness of cities and towns.

Read a first and second time and referred to the Committee on Municipal Corporations, and ordered printed.

By Senator Gaylord, Senate File No. 78, a bill for an act defining the rights of mortgagees and mortgagors of chattel property, and the rights of judgment creditors; also, defining the official duties of township clerks and county recorders in relation thereto.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House:

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

Resolution relative to appropriation bills for the several State institutions.

Also, has concurred in the Senate resolution in reference to Visiting Committees to the State institutions.

BEN. VAN STEINBURG, *First Ass't Clerk.*

Ordered passed on file.

INTRODUCTION OF BILLS.

By Senator Garber, Senate File No. 79, a bill for an act to amend section 925, chapter 1, title 7 of the Code, relating to the location of public highways.

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

By Senator Hedges, Senate File No. 80, a bill for an act to repeal sections 3507 and 3511 of the Code of 1873 and enact substitutes therefor, being in relation to the jurisdiction of justices of the peace.

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

RESOLUTIONS.

Senator Meyer offered the following Joint Resolution:

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.:

Strike out section 1, article 1 of the Constitution of the State of Iowa, and insert in lieu thereof the following:

"The jurisdiction of justices of the peace shall extend to all civil cases (except cases in chancery and cases where the question of title to real estate may arise), where the amount in controversy does not exceed three hundred dollars, and by consent of parties may be extended to any amount not exceeding five hundred dollars.

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

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

Senator Shrader offered the following Concurrent Resolution, which was adopted:

Resolved by the Senate, the House concurring, That the Visiting Committee to the State University shall also visit and include in their report the State Historical Society, located at Iowa City, and also include the Weather Service Department of the State University.

Senator Greenlee offered the following resolution, which was adopted:

Resolved, That the Committee on Ways and Means are hereby instructed to ascertain, if possible, and report to the Senate at their earliest convenience at what rate of interest the three hundred thousand war and defense bonds of 1861 can be funded, provided said bonds mature and are made payable in fifteen years, with the interest made payable semi annually, and that said bonds be not subject to taxation.

HOUSE MESSAGE.

Concurrent Resolution relative to appropriation bills for the several State institutions was taken up, read, and considered.

Referred to the Committee on Appropriations.

BILLS ON SECOND READING.

Senate File No. 17, a bill for an act further defining the duties of county officers, was taken up and considered by sections.

Senator Haines moved to amend section 4 of the bill by inserting before the word "failure" the words "a willful," and before the word "on" "or unreasonable delay."

The motion prevailed.

On motion of Senator Chase section 5 was stricken from the bill.

Senator Larrabee moved that the eleventh rule be suspended, and the bill read a third time now.

The motion prevailed, and the bill was read a third time.

Senator Wright was excused until to-morrow morning.

Senator Larrabee moved to amend the title by adding thereto the words "and providing penalty for failure to report."

By unanimous consent of the Senate, the Chair entertained the motion, which prevailed, and the title was amended.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Harned, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nieland, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—42.

The nays were—None.

Absent or not voting:

Senators Ham, Hartshorn, Hebard, Lewellen, Patterson, Shelley, Young, and Wright—8.

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

On motion of Senator Greenlee the Senate, at 4 o'clock P. M., adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, January 27, 1880. }

Senate met pursuant to adjournment, and was called to order by the President.

Prayer by Rev. Mr. Kooker.

Journal of yesterday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

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

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

Substitute for House File No. 79, a bill for an act to legalize the proceedings incorporating the Cedar Rapids and Marion Street Railway Company.

Also, Concurrent Resolution relative to visiting the State Historical Society.

W. V. LUCAS, *Clerk*.

Ordered passed on file.

PETITIONS AND MEMORIAS.

By Senator Hanna, a petition asking for the repeal of what is known as the wine and beer clause.

Referred to the Committee on Suppression of Intemperance.

By Senator Traverse, a petition asking the submission to the people, for their ratification, of a constitutional amendment prohibiting the manufacture and sale of alcoholic liquors, wine and beer.

Referred to the Committee on Suppression of Intemperance.

By Senator Traverse, a remonstrance from citizens of Emmet county against the proposed legalization of the acts of the board of supervisors in removing the county seat from Estherville to Swan Lake.

Referred to the Committee on Constitutional Amendments.

INTRODUCTION OF BILLS.

By Senator Harmon, Senate File No. 81, a bill for an act regulating the trial by jury in civil cases in courts of record.

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

By Senator Traverse, Senate File No. 82, a bill for an act to limit and control petty criminal prosecutions and proceedings; to protect counties from the payment of costs therein, and to create the office of county attorney and to define his duties.

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

By Senator Goodykoontz, Senate File No. 83, a bill for an act to amend section 3895, chapter 3, title 24 of the Code of 1873, relating to offenses against personal property.

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

By Senator Nielander, Senate File No. 84, a bill for an act to amend section 1450 of the acts of the Fifteenth General Assembly, and section 309 of the Code of 1873, to allow townships to vote to restrain stock from running at large.

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

By Senator Hedges, Senate File No. 85, a bill for an act to amend chapter 9, title 12 of the Code of 1873 by addition thereto providing for calling, in certain contingencies, meetings of school districts.

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

By Senator Lawrence, Senate File No. 86, a bill for an act to amend section 3045 of the Code of 1873, further defining the manner of completing levy under writ of execution.

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

By Senator Lawrence, Senate File No. 87, a bill for an act to amend subdivision 2 of section 2967 of the Code of 1873, requiring the sheriff to give notice of levy in attachment cases, where manual delivery is impossible.

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

By Senator Webb, Senate File No. 88, a bill for an act to amend section 1548 of the Code of 1873.

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

By Senator Russell of Greene, Senate File No. 89, a bill for an act to amend sections 3793 and 3797 of the Code, relating to the fees of county treasurer and auditor.

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

HOUSE MESSAGES.

House File No. 79, a bill for an act to legalize the proceedings incorporating the Cedar Rapids and Marion Street Railway Company.

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

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

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

Concurrent Resolution relative to the State University Visiting Committee visiting the State Historical Society.

Referred to the Committee on State University.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

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

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

On motion of Senator Gillett, at 10:45 o'clock, the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, January 28, 1880. }

The Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Malcolm.

Journal of yesterday was read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

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

Substitute for House File No. 161, a bill for an act permitting the Cedar Rapids and Marion Street Railway Company to construct and operate a street railway over a certain highway.

Also, have concurred in Joint Resolution in reference to remitting and abating the internal revenue legacy tax.

W. V. LUCAS, *Clerk*.

Ordered passed on file.

PETITIONS AND MEMORIALS.

By Senator Wall, a petition asking for a reduction of salaries and fees of State, district and county officers, and for other reforms.

Read and referred to the Committee on Ways and Means.

By Senator Dashiell, a petition asking for an appropriation for the benefit of John Longstaff, a soldier in the Mexican and late wars.

Referred to the Committee on Military.

By Senator Russell of Greene, a petition asking the General Assembly to memorialize Congress for the passage of a law for the protection of settlers on Des Moines river lands.

Ordered passed on file.

By Senator Hartshorn, a petition asking an appropriation to assist persons prosecuted for an infringement of the Green drive-well patent, to make defense thereto.

Referred to the Committee on Ways and Means.

By Senator Gillett, a petition asking that a law be enacted to secure the better education of the dental profession.

Ordered passed on file.

By Senator Mitchell, a petition asking legislation to secure the better education of the dental profession.

Referred to the Committee on State University.

By Senator Webb, a petition asking for an appropriation for services rendered and expenses incurred by J. A. Bryan in making arrests upon a requisition of the Governor.

Referred to the Committee on Claims.

INTRODUCTION OF BILLS.

By Senator Dashiell, Senate File No. 90, a bill for an act to amend section 7, chapter 100 of the acts of the Sixteenth General Assembly, relative to mechanics' liens.

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

By Senator Greenlee, Senate File No. 91, a bill for an act repealing chapter 101, acts of the Sixteenth General Assembly, and chapter 124, acts of the Seventeenth General Assembly, relating to barbed-wire fences, and enacting a substitute therefor.

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

By Senator Nichols of Benton, Senate File No. 92, a bill for an act to amend section 821 of chapter 1, title 6 of the Code, and to repeal section 824 of said chapter, to provide for the administration of oaths and affirmations by assessors, and provide for the assessment of property in certain cases.

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

By Senator Russell of Jones, a bill for an act limiting the amount on which appeals may be taken on trials before justices of the peace to the Circuit Courts in civil cases.

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

By Senator Wright, Senate File No. 94, a bill for an act to repeal sections 3251 and 3252, chapter 2, title 20 of the Code, relating to pleadings and practice in actions for the recovery of real property, and to enact substitutes therefor.

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

By Senator Kimball, Senate File No. 95, a bill for an act authorizing the payment of soldier's bounty to Alphonso Brooks by the Board of Supervisors of Howard county, Iowa, and extending the statute of limitations regulating the same.

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

By Senator Madson, Senate File No. 96, a bill for an act for the protection of insectivorous birds, and for the benefit of farmers.

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

RESOLUTION.

By Senator Dashiell, Joint Resolution proposing to amend section 11, article 1, of the Constitution of the State of Iowa.

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

HOUSE MESSAGES.

House File No. 161, a bill for an act permitting the Cedar Rapids and Marion Street Railway Company to construct and operate a street railway over a certain highway.

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

REPORTS OF STANDING COMMITTEES.

Senator Meyer, from the Committee on Schools submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred Senate File No. 33, a bill for an act to repeal sections 1748 and 1777 of the Code of 1873, and to amend section 1875, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the the house with the recommendation that it do not pass.

JOHN MEYER, *Chairman.*

On motion of Senator Harned the bill was recommitted to the Committee on Schools.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 50, a bill for an act to repeal section 234 of the Code of 1873, and to enact a substitute therefor, providing the manner

of obtaining grand and trial jurors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

JOHN S. WOOLSON, *Chairman.*

Ordered passed on file.

Senator Patterson, from the Committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File No. 53, a bill for an act to protect the dairy interests, and for the punishment of fraud connected therewith, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that the word "legally" be stricken from the sixth line, and the word "legibly" be substituted therefor, and that the bill as so amended do pass.

Ordered passed on file.

Also.

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File No. 9, a bill for an act to provide for the appointment of a State Entomologist, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the bill be indefinitely postponed.

JOHN PATTERSON, *Chairman.*

Ordered passed on file.

Senator Nielander, from the Committee on Commerce, submitted the following report:

MR. PRESIDENT—Your Committee on Commerce to whom was referred the Memorial asking Congress to reduce the duty on steel rails, adopted by the House January 23, 1880, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be concurred in.

H. NIELANDER, *Chairman.*

Ordered passed on file.

Senator Foster moved a recommitment of Senate File No. 9 to the Committee on Agriculture.

The motion prevailed.

The bill was taken from file and referred accordingly.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 52, a bill for an act to repeal sections 156, 157 and 160, chapter 4, title 3 of the Code of 1873, and to adopt a substitute therefor, reducing the price of Supreme Court reports from \$5 to \$2, and otherwise amending the law for publishing the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Judiciary.

D. D. CHASE, *Chairman.*

The reference was ordered made.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred Senate File No. 37, a bill for an act to repeal chapter 113 of the acts of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Schools, to whom was referred Senate File No. 7, a bill for an act to amend section 1719, chapter 9, title 12 of the Code of 1873, declaring a tie vote of the electors at a school election shall be determined by lot, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the accompanying substitute, and recommend its adoption, and when adopted that the bill do pass.

JOHN MEYER, *Chairman*.

Ordered passed on file.

Senator Lawrence, from the Committee on Federal Relations, submitted the following report:

MR. PRESIDENT—Your Committee on Federal Relations, to whom were referred Senate Memorials and Joint Resolutions relating to regulation and control of inter State commerce, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that they be indefinitely postponed, for the reason that your committee have already taken favorable action on a similar Memorial and Joint Resolution.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Federal Relations, to whom was referred House Memorial and Joint Resolution relating to freight tariff on inter-State commerce, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

LAWRENCE, *Chairman*.

Ordered passed on file.

Senator Russell, from the Special Committee on Des Moines River Lands, submitted the following report:

MR. PRESIDENT—Your Special Committee, to whom was referred Memorial in relation to the Des Moines river lands, beg leave to report that they have had the same under consideration, and that a majority of said committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

J. J. RUSSELL, *Chairman*.

Ordered passed on file.

VISITING COMMITTEE.

The President announced the following Visiting Committees:

Normal School—Senator Ford.

State University—Senator Kimball.

Agricultural College—Senator Gaylord.

Hospital for Insane at Independence—Senator Garber.

Hospital for Insane at Mt. Pleasant—Senators Dashiell, and Ham.

Institution for Deaf and Dumb—Senators Russell of Greene, and Greenlee.

College for the Blind—Senator Lawrence.

Orphans' Home—Senator Gillett.

Penitentiary at Anamosa—Senator Hartshorn.

Penitentiary at Ft. Madison—Senator Webb.

Reform School for Boys—Senator Tirrill.

Reform School for Girls—Senator Madson.

Hatching House at Anamosa—Senator Young.

Asylum for Feeble-Minded—Senator Haines.

Senator Nichols of Benton moved a recommitment of the Memorial and Joint Resolution for congressional legislation for the relief of settlers on the Des Moines river lands, to the Committee on Judiciary, and that the Committee report to-morrow morning.

The motion prevailed.

Senator Hanna was excused until such time as his health will permit his occupying his seat in the Senate.

BILLS ON SECOND READING.

On motion of Senator Meyer Senate File No. 7, a bill for an act to amend section 1714, chapter 9, title 12 of the Code of 1873, declaring how a tie vote of the electors at a school election shall be determined, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—47.

The nays were—None.

Absent or not voting:

Senators Hanna, Lewellen, and Russell of Greene—3.

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

Senator Lawrence moved to take up the Joint Resolution relative to inter-State commerce.

The motion prevailed.

The Joint Resolution was taken up and considered.

Senator Lawrence moved that the eleventh rule be suspended and the resolution be read now.

Senator Haines moved to strike the preamble from the resolution.

Senator Hartshorn moved to substitute the resolution offered by Senator Kimball, on the same subject, for the resolution under consideration.

Senator Larrabee moved that all the joint resolutions relative to inter-State commerce, reported back by the committee, be referred to the Committee on Railways.

The motion prevailed, and the resolutions were referred.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

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

BEN. VAN STIENBERG, *First Ass't Clerk.*

RESOLUTION.

Senator Arnold offered the following Concurrent Resolution:

Resolved by the Senate, the House concurring, That when the Senate and House adjourn upon Thursday, January 29th, 1880, it be to convene upon Friday, February 6th, 1880, at 3 p. m., and that the several Visiting Committees are hereby directed to visit the respective State institutions during said adjournment.

Senator Clark moved to strike out Thursday, the time of adjournment, and substitute Friday.

Agreed to.

The hour having arrived for the Senate to adjourn, Senator Hemenway moved that the adjournment be postponed until after the disposition of the matter under consideration.

The motion was agreed to.

Senator Merrell moved to strike out Friday, February 6th, the time named for convening, and substitute Tuesday, February 10th, at 10 o'clock A. M.

Senator Foster moved to amend the amendment of Senator Merrell, by striking out Tuesday, February 10th, the time named therein for convening, and insert in lieu thereof, Thursday, February 6th.

The motion prevailed.

The motion of Senator Merrell, as amended, was adopted.

At 12:15 o'clock the President declared the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, January 29, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by the Rev. Mr. Ryman.

Journal of yesterday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in Concurrent Resolution relative to visiting State University, etc.

W. V. LUCAS, *Clerk.*

REPORT OF COMMITTEE.

Senator Woolson, from the Committee on Judiciary, by leave submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred a Memorial of the General Assembly of the State of Iowa, relating to the Des Moines river lands, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the word "quit-claim" in the 3d section of the preamble, and that the words "therein described" be inserted after the word "lands" in the 3d section of the preamble; and that it be further amended by striking out the words, "the unsettled condition of the title to said lands," in the 10th section of the preamble, and that the word "only" be stricken out of the 12th section of the preamble; and that it be further amended by striking out all after the word "suits" in the 9th line of the resolution and inserting in lieu thereof the following: "to the end that the title or titles of any person or persons claiming said lands may be forever settled"—and that when so amended the Memorial be adopted.

JNO. S. WOOLSON, *Chairman.*

Ordered passed on file.

By consent, the Memorial relative to the Des Moines river lands was taken up and considered, with the amendments recommended by the committee.

The amendments were adopted, and the Memorial as amended was adopted.

PETITIONS AND MEMORIALS.

By Senator Hedges, a petition asking legislation as to the publication and price of the Supreme Court reports.

Read and referred to the Committee on Judiciary.

By Senator Johnson of Mahaska, a petition asking a constitutional amendment relative to woman suffrage.

Read and referred to the Committee on Constitutional Amendments.

By Senator Clark, a petition asking the reduction of State, district and county officers' salaries, and for other reforms.

Read and referred to the Committee on Compensation of Public Officers.

INTRODUCTION OF BILLS.

By Senator Boling, Senate File No. 97, a bill for an act to repeal section 821 of the Code, in relation to the classification of property for assessment.

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

By Senator Ham, Senate File No. 98, a bill for an act to establish a State Board of Health in the State of Iowa; to provide for the appointment of a Superintendent of Vital Statistics, and to assign certain duties to local boards of health.

Read a first and second time and referred to the Committee on Medicine, Surgery and Hygiene, and ordered printed.

By Senator Ham, Senate File No. 96, a bill for an act to regulate the practice of medicine and surgery in the State of Iowa.

Read a first and second time and referred to the Committee on Medicine, Surgery and Hygiene, and ordered printed.

By Senator Tirrill, Senate File No. 100, a bill for an act to prevent obstructions to the free passage of fish in our rivers, streams, ponds and lakes of this State, and to repeal all acts or parts of acts inconsistent therewith.

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

By Senator Woolson, Senate File No. 101, a bill for an act for the establishment and support of city hospitals.

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

By Senator Wall, Senate File No. 102, a bill for an act to amend section 3806, chapter 2 of the Code of 1873.

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

By Senator Gaylord, Senate File No. 103, a bill for an act to amend section 3575 of the Code of 1873, in relation to appeals, and to lessen the expenses of litigation.

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

By Senator Gaylord, Senate File No. 104, a bill for an act to amend section 3597 of the Code of 1873, relating to writs of error to be taken

from justices to the Circuit Court, and also limiting the amount for which actions may be taken from justices' courts to the Circuit and District Courts on writs of *certiorari*.

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

By Senator Gaylord, Senate File No. 105, a bill for an act relating to the commencement of actions in the higher courts.

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

By Senator Keller, Senate File No. 106, a bill for an act to amend section 821 of the Code of 1873, in relation to classification of property for assessment.

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

By Senator Clark, Senate File No. 107, a bill for an act to amend section 2077 of the Code, relating to interest.

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

By Senator Harned, Senate File No. 108, a bill for an act relative to public printing in counties.

Read a first and second time and referred to the Committee on Retrenchment, and ordered printed.

By Senator Hemenway, Senate File No. 109, a bill for an act for the prevention of bribery of voters and public officers.

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

By Senator Russell of Greene, Senate File No. 110, a bill for an act authorizing the Circuit and District Courts of the State of Iowa to appoint short-hand reporters for their respective courts, and defining the duties and providing the compensation of the same.

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

By Senator Russell of Jones, Senate File No. 111, a bill for an act providing for continuing the work of the State Fish Commission, and for the collection, hatching and distribution of fishes therein referred to.

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

By Senator Hedges, Senate File No. 112, a bill for an act to amend section 3993 of the Code, defining offenses against the right of suffrage.

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

REPORTS OF COMMITTEES.

Senator Gaylord, from the Committee on Printing, submitted the following report:

MR. PRESIDENT—Your Committee on Printing, to whom was referred House Concurrent Resolution relating to the publication of the laws of the Eighteenth General Assembly in the "State Register" and "Leader," with amendments adding "Der Iowa Tribune," "Der Demokrat" and the Decorah "Posten," beg leave to report that they have had the same under consideration and have instructed me to report the

same back to the Senate with the recommendation that the resolution as amended be not concurred in.

GAYLORD, *Chairman*.

Ordered passed on file.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 89, a bill for an act to amend sections 3793 and 3797 of the Code, relating to the fees of county treasurers and auditors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 70, a bill for an act in relation to compensation of members and employes of the General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the words and figures "four hundred and fifty (\$450)" in the 3d and 4th lines of section 2 and inserting the words and figures "five hundred (\$500)" in lieu thereof; by striking out the word "five" in the 20th line of said section and inserting the word "six"; by striking out the word "four" in the 22d line and inserting the word "five"; by striking out the words, "enrolling and engrossing clerks, three dollars," and inserting, "the enrolling clerks four dollars per day each, and the engrossing clerks three dollars," in lieu thereof; by adding after the word "dollars" in the 27th line the words "and fifty cents"; and by inserting after the word "dollar" in the 35th line the words "and fifty cents"—and that when so amended it do pass.

D. D. CHASE, *Chairman*.

Ordered passed on file.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval:

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

TRAVERSE, *Chairman*.

Ordered passed on file.

REPORT OF COMMITTEE.

Senator Garber, from the Committee on Highways, submitted the following report:

MR. PRESIDENT—Your Committee on Highways, to whom was referred Senate File No. 79, a bill for an act to amend section 925, chapter 1, title 7 of the Code, relating to the location of public highways,

beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by adding after the word "section" in the last line of said bill the following, and inserting the word "valuable" before the word "building" in the 8th line of said section 925, and when so amended that it do pass.

MARTIN GARBER, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILL.

By leave, Senator Wall introduced Senate File No. 113, a bill for an act to amend sections 9 and 11 of article 1 of the Constitution of the State of Iowa.

Read a first and second time and referred to the Committee on Constitutional Amendments, and ordered printed.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended the Concurrent Resolution relative to adjournment by inserting the words "3 o'clock P. M." after "1880" in 6th line, and as amended passed the House.

W. V. LUCAS, *Clerk.*

Ordered passed on file.

Senator Hartshorn moved to take up House messages.
The motion prevailed.

HOUSE MESSAGES.

Senate Concurrent Resolution relative to adjournment was taken up and the House amendments were concurred in.

Senators Foster, Dashiell, Wall, and Garber were excused.

REPORT OF COMMITTEE.

By leave, Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 34, a bill for an act to repeal section 3769 of the Code, and enact a substitute therefor, relating to salaries of Judges of the Supreme Court, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

D. D. CHASE, *Chairman.*

On motion of Senator Chase Senate File No. 34, a bill for an act to repeal section 3769 of the Code, and enact a substitute therefor, relat-

ing to salaries of Judges of the Supreme Court, with report of committee recommending that it do pass, was taken up and considered.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Pending consideration, the following message was received from the House.

MESSAGE FROM THE HOUSE.

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

Substitute for House File No. 28, a bill for an act to amend chapter 165 of the public acts of the Seventeenth General Assembly, relating to capital punishment.

BEN. VAN STEINBURG, *First Ass't Clerk.*

HOUSE MESSAGES.

By unanimous consent, on motion of Senator Merrell, House messages were taken up.

House File No. 28, a bill for an act to amend chapter 165 of the public acts of the Seventeenth General Assembly, relating to capital punishment, was taken up.

Read a first and second time and referred to the Committee on Judiciary, with instruction to report to-morrow morning.

Senator Merrell moved that the hour for adjournment be extended until the bill under consideration was disposed of.

The motion was lost.

At 12 m. the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, January 30, 1880. }

Senate met pursuant to adjournment, President Campbell in the chair.

Prayer by Rev. Mr. Rogers.

Journal of Thursday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that

the House of Representatives has passed the following bills, in which the concurrence of the Senate is asked:

Substitute for House File No. 64, a bill for an act to legalize the levy of certain taxes in the county of Mills, in the State of Iowa.

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

W. V. LUCAS, *Clerk.*

PETITIONS AND MEMORIALS.

By Senator Boling, a petition asking submission to a vote of the people of a constitutional amendment relative to the manufacture and sale of alcoholic liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Woolson, a petition asking for an amendment of the law relative to the Girls' Reform School.

Referred to the Committee on Reform Schools.

By Senator Johnson of Mahaska, a petition, accompanied with proposition of Banks Brothers, to lessen the expense of Supreme court reports.

Referred to the Committee on Judiciary.

By Senator Meyer, a petition asking for a constitutional amendment relative to the manufacture and sale of alcoholic liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Kimball, a petition asking for a reduction of the price of Supreme Court reports.

Referred to the Committee on Judiciary.

By Senator Kimball, a petition asking for a constitutional amendment relative to alcoholic liquors.

Referred to the Committee on Constitutional Amendments.

By Senator Hartshorn, a petition asking for a reduction of the rate of interest on taxes, and for the organization of a State immigration system.

Referred to the Committee on Ways and Means.

By Senator Traverse, a petition asking for a constitutional amendment relative to the sale and manufacture of alcoholic liquor.

Referred to the Committee on Suppression of Intemperance.

By Senator Chase, a petition asking for a reduction of price of Supreme Court reports.

Referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

By Senator Larrabee, Senate File No. 114, a bill for an act to amend section 1610, chapter 3, title 12 of the Code, relating to publication of the agricultural reports.

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

By Senator Gillett, Senate File No. 115, a bill for an act to repeal

section 1307 of chapter 5, title 10 of the Code of 1873, and to enact a substitute therefor, in relation to liability of railways.

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

By Senator Hemenway, Senate File No. 116, a bill for an act to secure to counties a lien upon the property of poor persons to whom aid has been furnished.

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

By Senator Nichols of Guthrie, Senate File No. 117, a bill for an act to provide for the organization of the State militia, and entitled "The Military Code of Iowa," and to repeal chapter 125, laws of the Seventeenth General Assembly.

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

By Senator Traverse, Senate File No. 188, a bill for an act for the relief of R. B. Allender, and to pay him certain moneys heretofore paid for University lands.

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

By Senator Keller, Senate File No. 119, a bill for an act requiring county treasurers to report to the board of supervisors at the regular sessions in January and June.

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

By Senator Webb, Senate File No. 120, a bill for an act requiring boards of supervisors in certain cases to pay to cities of the first class a portion of the county bridge fund.

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

RESOLUTIONS AND MEMORIALS.

Senator Gillett offered the following resolution:

Resolved, That all favorable reports of committees be accompanied by the bill printed, if not previously printed.

Senator Larrabee moved to amend by adding to the resolution the words, "unless otherwise recommended by the committee."

Senator Merrell moved to amend the amendment by adding thereto the words, "to take effect on and after February 5, 1880."

On motion of Senator Merrell the resolution with the several amendments pending was referred to the Committee on Printing.

Senator Goodykoontz offered the following resolution, which was agreed to:

Resolved, That there be added to the Standing Committee on Fish and Game three additional members.

REPORT OF COMMITTEE.

By leave, Senator Merrell, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Substitute for House File No 28, a bill for an act to amend chapter 165 of the public acts of the Seventeenth General Assembly, relative to capital punishment, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

N. A. MERRELL, *for Committee.*

By unanimous consent the bill was taken up and considered.

Senator Merrell moved that the eleventh rule be suspended, and that the bill be read a third time now.

Senator Larrabee moved to amend the bill by striking out the words "designate whether he shall be punished by death or," after the words "the court shall," and insert in lieu thereof the word "decree," and strike out the words "court or" in the 3d section.

Pending discussion, Senators Greenlee, Ford, Woolson and Goodykoontz were excused.

Pending further discussion, the following message was received from the Governor:

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Wm. H. Fleming:

STATE OF IOWA, }
EXECUTIVE DEPARTMENT. }
DES MOINES, January 30, 1880. }

MR. PRESIDENT—I am instructed by the Governor of the State to inform the honorable the Senate that he has this day approved, and deposited in the office of the Secretary of State—

Senate File No. 19, entitled An act appropriating money to defray inauguration expenses.

WM. H. FLEMING,
Private Secretary.

The question recurring on the adoption of the amendments, the yeas and nays were demanded, and were as follows—

The yeas were:

Senators Arnold, Clark, Dashiell, Gillett, Harmon, Harned, Hebard, Johnson of Mahaska, Larrabee, Nichols of Benton, Russell of Jones, Tirrill, and Traverse—13.

The nays were:

Senators Boling, Chase, Gaylord, Haines, Hartshorn, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Russell of Greene, Shelley, Shrader, Webb, Wilson, Wright, and Young—24.

Absent or not voting:

Senators Ford, Foster, Garber, Goodykoontz, Greenlee, Ham, Hanna, Henderson, Lawrence, Lewellen, Prizer, Wall, and Woolson—13.

So the amendments were disagreed to.

The question being on the motion to suspend the 11th rule.

The motion prevailed.

The bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Gaylord, Ham, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Russell of Greene, Shelley, Shrader, Traverse, Webb, Wilson, Wright, and Young—28.

The nays were:

Senators Arnold, Clark, Dashiell, Gillett, Hebard, Nichols of Benton, Russell of Jones, and Tirrill—8.

Absent or not voting:

Senators Ford, Foster, Garber, Goodykoontz, Greenlee, Haines, Hanna, Henderson, Lawrence, Lewellen, Patterson, Prizer, Wall, and Woolson—14.

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

REPORTS OF COMMITTEES.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 24 a bill for an act to legalize the incorporation of Lime Springs, Howard county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by inserting after the word "Springs," in the 5th line of section 1, the words, "so far as valid and legal but for such defective organization"; and by inserting after the word "and," in the 7th line of section 1, the words, "all their acts"; and that it be further amended by inserting after the word "valid," in the 9th line of section 1, the words, "to the same extent as if said organization had been made in accordance with law"; and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 32, a bill for an act to legalize the acts of the board of trustees of the town of Olin, Jones county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by inserting after the word "Iowa," in the 6th line of section 2, the words, "and the 'Iowa State Register,' a newspaper published at Des Moines, Iowa"; and that it be further

amended by affixing the title at the head of the bill; and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 45, a bill for an act to protect livery and feed stable keepers, and keepers of stock for hire, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

JOHN S. WOOLSON, *Chairman*.

Ordered passed on file.

Senator Young, from the Committee on Railroads, submitted the following report:

MR. PRESIDENT—Your Committee on Railroads, to whom was referred Joint Resolution in relation to inter-State commerce, ask leave to report that they have had the same under consideration and have instructed me to report the accompanying substitute, and to recommend that the substitute be adopted, and when adopted, that it do pass.

YOUNG, *Chairman*.

Ordered passed on file.

Senator Arnold was excused.

BILLS ON SECOND READING.

On motion of Senator Kimball House File No. 24, a bill for an act to legalize the incorporation and ordinances of Lime Springs, Howard county, Iowa, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Dashiell, Gaylord, Gillett, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Niellander, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, and Wright—34.

The nays were—None.

Absent or not voting:

Senators Arnold, Ford, Foster, Garber, Goodykoontz, Greenlee, Hanna, Henderson, Lawrence, Wellen, Madson, Patterson, Prizer, Wall, Woolson, and Young—16.

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

On motion of Senator Meyer the Senate, at 11:30 o'clock A. M., adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, February 5, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Cain.

The journal of January 30 was read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

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

House File No. 158, a bill for an act to legalize the incorporation of the Farmers' Mutual Aid Company, of Tama county, Iowa.

W. V. LUCAS, *Clerk*.

PETITIONS AND MEMORIALS.

By Senator Harmon, a petition asking for an appropriation to assist citizens of Buchanan county in making defense to certain prosecutions for alleged infringement of the patent known as the Green driven well.

Read and referred to the Committee on Appropriations.

By Senator Harmon, a petition asking for an appropriation to enable citizens of Buchanan county to resist certain prosecutions for infringement of patent on the Green driven well.

Read and referred to the Committee on Appropriations.

By Senator Meyer, a petition asking for legislation reducing the cost of the decisions of the Supreme Court.

Read and referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

By Senator Boling, Senate File No. 121, a bill for an act to amend section 1, chapter 80 of the acts of the Sixteenth General Assembly, in relation to the powers and duties of boards of supervisors.

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

RESOLUTIONS.

Senator Russell of Jones offered the following:

Be it resolved by the Senate, the House of Representatives concurring, That the House and Senate meet in Joint Convention at 3 o'clock

p. m., February 10, 1880, for the purpose of electing wardens for the penitentiaries at Fort Madison and Anamosa, State Printer and State Binder.

The resolution was adopted.

Senator Nichols of Benton was excused.

The following communication from the Secretary of State was submitted, read, and ordered passed on file:

MESSAGE FROM THE SECRETARY OF STATE.

OFFICE OF THE SECRETARY OF STATE, }
DES MOINES, IOWA, January 29, 1880. }

To the Honorable, the Senate of the State of Iowa—Pursuant to chapter 14, laws of the Sixteenth General Assembly, I would respectfully report that I designated the following newspapers, in each Congressional District, in which to publish Joint Resolution No. 5, proposing to amend section 4, of article 3 of the Constitution of the State of Iowa, as passed by the Seventeenth General Assembly of the State:

First District—Burlington Hawk-Eye and Fairfield Ledger.

Second District—Davenport Gazette and Muscatine Journal.

Third District—McGregor News and Dubuque Times.

Fourth District—Mason City Republican and Cedar Falls Gazette.

Fifth District—Marshalltown Republican and Iowa City Republican.

Sixth District—Centerville Citizen and Sigourney News.

Seventh District—State Register and Osceola Sentinel.

Eighth District—Council Bluffs Nonpareil and Bedford Argus.

Ninth District—Sioux City Journal and Webster City Freeman.

I further certify that said Joint Resolution was published for three months in each of said papers, and that the date of the last publication was prior to the day of the general election in October, 1879.

Respectfully submitted,

J. A. T. HULL, *Secretary of State.*

HOUSE MESSAGES.

House File No. 158, a bill for an act to legalize the acts and incorporation of the Mutual Aid Company of Tama county, Iowa, was taken up.

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

House File No. 64, a bill for an act to legalize the levy of certain taxes in the county of Mills, in the State of Iowa, was taken up.

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

House File No. 129, a bill for an act to repeal chapter 171 of the acts of the Seventeenth General Assembly, was taken up.

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

BILLS ON SECOND READING.

On motion of Senator Nichols of Guthrie Senate File No. 34 was made a special order for 10:30 o'clock, Tuesday, the 10th instant.

Senate File No. 50 was taken up, read, and ordered passed on file.

Senate File No. 53, a bill for an act to protect the dairy interests, and for the punishment of fraud connected therewith, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Senator Tirrill moved an amendment to the bill, by adding thereto a publication clause.

Senator Hemenway moved to strike from section 3 of the bill the word "and," where it occurs after the word "dollars," and insert the word "or" in lieu thereof.

The motion was agreed to.

Senator Hemenway moved to strike from section 3 of the bill the words "no more than ninety days."

The motion prevailed.

The question recurring on the amendment of Senator Tirrill, relative to the publication clause, the same was not agreed to.

Senator Haines moved to amend the bill by striking out the word "alleged," as it occurs in the second section, and insert in lieu thereof, "for sale of substances required to be branded by the first section of this act," and also by striking out all that portion of section 2, which occurs after the word "offered."

The motion prevailed.

Senator Johnson of Winneshiek moved to strike out all that part of section 1 which occurs after the word "width," in the ninth line.

The motion did not prevail.

The question recurring on the motion to suspend the 11th rule, and read the bill a third time now.

The motion prevailed.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Harmon, Harned, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lewellen, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Webb, and Wilson—32.

The nays were—None.

Absent or not voting:

Senators Dashiell, Ford, Greenlee, Ham, Hanna, Hartshorn, Hebard, Larrabee, Lawrence, Madson, Merrell, Nichols of Benton, Russell of Greene, Traverse, Wall, Woolson, Wright, and Young—18.

So the bill passed and the title was agreed to.

Senate File No. 37, a bill for an act to repeal chapter 113 of the acts of the Seventeenth General Assembly, in relation to the non-voting of presidents of the school boards of independent school districts, was taken up, read a second time, and considered.

Senator Meyer moved to suspend the 11th rule, consider the bill engrossed, and that the same be read a third time now.

The motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Harmon, Harned, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Lewellen, Mitchell, Meyer, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, and Wilson—29.

The nays were:

Senators Johnson of Winneshiek, and Webb—2.

Absent or not voting:

Senators Chase, Dasbiell, Ford, Greenlee, Ham, Hanna, Hartshorn, Hebard, Larrabee, Lawrence, Madson, Merrell, Nichols of Benton, Russell of Greene, Traverse, Wall, Woolson, Wright, and Young—19.

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

Concurrent Resolution relative to publication of the laws of the Eighteenth General Assembly was taken up.

Read and ordered passed on file.

Memorial and Concurrent Resolution relative to the duty on steel rails was taken up.

Read, and on motion of Senator Foster passed on file.

Senate File No. 58, a bill for an act in relation to loaning and management of the permanent school fund, substituted for Senate Files Nos. 8, 12, 14, 15 and 16, with report of committee recommending that it be amended, was taken up.

Ordered passed on file.

Senate File No. 89, a bill for an act to amend sections 3793 and 3797 of the Code, relating to the fees of county treasurers and auditors, with the amendments recommended by the committee, was taken up.

Read, considered, and ordered passed on file.

Senate File No. 79, a bill for an act to amend section 925, chapter 1, title 7 of the Code, relating to the location of public highways, with the amendments recommended by the committee, was taken up.

Read and considered, and on motion of Senator Nichols of Guthrie ordered passed on file and printed, with the report of the committee.

On motion of Senator Hemenway, at 4:35 o'clock P. M., the Senate adjourned to meet at 10 o'clock A. M. to-morrow.

SENATE CHAMBER,
DES MOINES, IOWA, February 6, 1880. }

Senate met pursuant to adjournment, and was called to order by the President.

Prayer by the Rev. Mr. Thorpe.

The journal of yesterday was read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

House File No. 118, a bill for an act to amend section 2373 of the Code.

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

House File No. 120, a bill for an act to provide that lands to be laid out into town or city lots shall be freed from incumbrance, or that security shall be given against such incumbrance, etc.

Also, that the House has concurred in Senate amendments to House File No. 24.

W. V. LUCAS, *Clerk.*

PETITIONS AND MEMORIALS.

By Senator Wilson, a petition of the bar of Clarke county asking for a reduction of the price of Iowa Supreme Court reports, and calling attention to the proposition of Banks Bros. relative thereto.

Referred to the Committee on Judiciary.

By Senator Hartshorn, a petition of the bar of Kossuth county asking that the publication of the Supreme Court reports be let by contract to the lowest bidder.

Referred to the Committee on Judiciary.

By Senator Hartshorn, a petition of J. B. Edmunds and 335 legal voters of northwestern Iowa asking for the organization of a State immigration system.

Referred to the Committee on Ways and Means.

By Senator Traverse, a petition of members of the Bloomfield bar asking for legislation reducing the price of the Iowa Supreme Court reports.

Referred to the Committee on Judiciary.

By Senator Traverse, a petition of citizens of Davis county asking for a constitutional amendment relative to the manufacture and sale of alcoholic liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Young, a petition asking for legislation reducing the price of the Iowa Supreme Court reports.

Referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

By Senator Arnold, Senate File No. 122, a bill for an act to amend section 985 of the Code of 1873, relating to road supervisors and street commissioners.

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

By Senator Hartshorn, Senate File No. 123, a bill for an act to repeal section 625 of the Code, in relation to the canvass of votes by the judges of elections, and enact a substitute in lieu thereof.

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

By Senator Traverse, Senate File No. 124, a bill for an act to amend portions of chapter 4, title 17 of the Code, relative to the place of bringing suits.

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

By Senator Shrader, Senate File No. 125, a bill for an act to confirm and legalize the acts of Edward M. Doe, as a notary public in and for Johnson county.

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

JOINT RESOLUTION.

Senator Hartshorn introduced the following Joint Resolution:

Joint Resolution, agreeing to, ratifying and confirming an amendment to section four (4), of article three (3), of the Constitution of the State of Iowa, relating to the legislative department:

WHEREAS, The Seventeenth General Assembly of the State of Iowa did in due form, by a majority of the members elected to each of the two houses, agree to a proposed amendment to the Constitution of the State, to strike the words "free white" from the third line of section four (4), of article three (3), of said Constitution, and the same was entered on the journals thereof, and was referred to the Legislature to be chosen at the next general election, and the same having been published as provided by law; therefore

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

Strike out the words "free white" from the third line of section four (4), of article three (3), of said Constitution, relating to the legislative department.

Resolved, further, That the foregoing proposed amendment to the Constitution be and the same is hereby submitted to the qualified electors of this State for their approval at the next ensuing general election, in the manner provided by law.

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

HOUSE MESSAGES.

House File No. 68, a bill for an act to amend sections 2117, 2119 and 2128 of the Code, was taken up.

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

House File No. 120, a bill for an act to provide that land to be laid out into town or city lots shall be free from incumbrance or that security shall be given against such incumbrance, and that such lots, when thus laid out, shall be accurately described relative to some established corner of the congressional division of which they are a part, and repealing chapter 25 of the laws of the Fifteenth General Assembly, and chapter 63 of the Sixteenth General Assembly, was taken up.

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

House File No. 118, a bill for an act to amend section 2373 of the Code, was taken up.

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

REPORTS OF COMMITTEES.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred House Concurrent Resolution in relation to fixing the time in which appropriation bills shall be presented, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the first resolution thereof be amended by striking out of the 5th and 6th lines the words, "Thursday, the fourth week of the session," and insert in lieu thereof, "the 17th instant." Also, to amend the same resolution by striking from the 12th and 13th lines, "Tuesday, the 6th week in the session," and inserting "the first day March."

DELOS ARNOLD, *Chairman.*

Ordered passed on file.

On motion of Senator Arnold House Concurrent Resolution relative to the time in which appropriation bills shall be presented, was taken up, and with the amendments recommended by the committee, was read and considered, and the amendments adopted, and the resolution as amended was agreed to.

Senator Webb, from the Committee on Public Buildings, submitted the following report:

MR. PRESIDENT—Your Committee on Public Buildings, to whom was referred a resolution passed January 24th, 1880, in relation to finishing the Capitol, beg leave to report that they have had the same under consideration and have instructed me to report—

As answer to first interrogatory, \$531,465.93.

As answer to second interrogatory, \$163,281.77.

As answer to third interrogatory, \$186,775.48.

R. C. WEBB, *Chairman.*

Senator Traverse moved that the report, with the estimate accompanying it, be printed.

The motion prevailed.

BILLS ON SECOND READING.

Senate File No. 89, a bill for an act to amend sections 3793 and 3797 of the Code of 1873, relating to the fees of county treasurers and auditors, was taken up, considered, and ordered passed on file.

Senate File No. 50, a bill for an act to repeal section 234 of the Code of 1873, and enact a substitute therefor, providing the manner of obtaining grand and trial jurors, was taken up, considered, and the report of the committee recommending indefinite postponement, was adopted.

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

Senator Russell of Jones moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Hanna, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, and Young—40.

The nays were—None.

Absent or not voting:

Senators Dashiell, Greenlee, Ham, Hebard, Larrabee, Madson, Nichols of Benton, Russell of Greene, Wall, and Wright—10.

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

Senate File No. 45, a bill for an act to protect livery and feed stable keepers and keepers of stock for hire, for keeping horses, carriages, buggies, vehicles and harnesses or stock at the request of the owner, or other personal property in possession of the same when left with said livery or stable keeper or persons keeping stock for hire, with the report of the committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

The report of the Committee on Railways relative to the Joint Resolution in relation to inter-State commerce, with the substitute recommended by the committee for Resolutions Nos. 1, 2 and 3, was taken up, considered, and the report of the committee was adopted.

Senator Haines moved that the rule be suspended, and the resolution be considered engrossed, and read a third time now, which motion prevailed, and the resolution was read a third time.

On the question shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Hanna, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, and Young—40.

The nays were—None.

Absent or not voting:

Senators Dashiell, Greenlee, Ham, Hebard, Larrabee, Madson, Nichols of Benton, Russell of Greene, Wall, and Wright—10.

So the Joint Resolution passed, and the title was agreed to.

Senators Dashiell, Madson, Wright, Hebard and Ham were excused until Monday next.

Concurrent Resolution relative to the publication of the laws of the Eighteenth General Assembly, with the recommendation of the committee that it be indefinitely postponed, was taken up and considered.

On the question, shall the report of the committee be adopted? the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Haines, Hanna, Harmon, Harned, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Merrell, Meyer, Nichols of Guthrie, Patterson, Prizer, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, and Young—29.

The nays were:

Senators Foster, Goodykoontz, Hartshorn, Hemenway, Kimball, Lawrence, Lewellen, Mitchell, Nielander, and Russell of Jones—10.

Absent or not voting:

Senators Dashiell, Greenlee, Ham, Hebard, Larrabee, Madson, Nichols of Benton, Russell of Greene, Wall, Woolson, and Wright—31.

So the Concurrent Resolution was indefinitely postponed.

Memorial and Joint Resolution relative to the duty on steel rails was taken up, considered, and on motion of Senator Kimball was committed to the Committee on Railroads.

Senate File No. 70, a bill for an act in relation to the compensation of members and employes of the General Assembly, was taken up and considered, and on motion of Senator Haines was re-committed, with instructions, to the committee, to report a substitute therefor.

At 12 o'clock M. the Senate adjourned until 10 o'clock to-morrow morning.

SENATE CHAMBER,
DES MOINES, IOWA, February 7, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Lucas.

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

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

Joint Resolution proposing to strike the word "male" from section one (1), article two (2), of the Constitution.

Also, has concurred in Senate Resolution relative to the time of electing wardens of the penitentiaries at Fort Madison and Anamosa, State Printer and State Binder.

W. V. LUCAS, *Clerk*.

Journal of yesterday read and approved.

PETITIONS AND MEMORIALS.

By Senator Shelley, a petition asking a constitutional amendment prohibiting the sale and manufacture of alcoholic liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Russell of Jones, a petition of attorneys of Jones Co., asking that the publication of the Supreme Court reports be let to the lowest bidder.

Referred to the Committee on Judiciary.

By Senator Garber, a petition asking that the publication of the Supreme Court reports be by contract let to the lowest bidder.

Referred to the Committee on Judiciary.

By Senator Hartshorn, a petition asking that the publication of the Supreme Court reports be by contract, and let to the lowest bidder.

Referred to the Committee on Judiciary.

By Senator Mitchell, a petition asking legislation to secure the better education of the dental profession.

Referred to the Committee on State University.

By Senator Hanna, a petition asking a constitutional amendment relative to the manufacture and sale of alcoholic liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Hanna, a petition of citizens of Keokuk county, in relation to woman suffrage.

Referred to the Committee on Constitutional Amendments.

By Senator Kimball, a petition asking legislation relative to toll taken by millers.

Referred to the Committee on Manufactures.

Also, a petition asking for a modification of the law relative to levying taxes for road purposes.

Referred to the Committee on Highways.

Also, a petition asking for legislation preventing appeals from justices' courts where the amount involved is fifty dollars or less.

Referred to the Committee on Retrenchment.

By Senator Harmon, a petition of citizens of Buchanan county asking for an appropriation to enable them to resist prosecutions for alleged infringement of the patent known as the Green driven well.

Referred to the Committee on Appropriations.

INTRODUCTION OF BILLS.

By Senator Shelley, Senate File No. 126, a bill for an act for the establishment of a hospital in certain cities.

Read a first and second time and referred to the Committee on Medicine Surgery, and Hygiene, and ordered printed.

By Senator Garber, Senate File No. 127, a bill for an act establishing a geological and natural history survey of Iowa, and defining the purpose and work thereof.

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

By Senator Meyer, Senate File No. 128, a bill for an an act to amend chapter 39 of the acts of the Seventeenth General Assembly, in relation to the cancellation of insurance balances.

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

By Senator Hemenway, Senate File No. 129, a bill for an act repealing section 180 of the Code of Iowa, in relation to rules of courts.

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

By Senator Meyer, Senate File No. 130, a bill for an act to amend chapter 77 of the laws of the Seventeenth General Assembly, relating to the salaries of the Railroad Commissioners and the salary of their clerk.

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

By Senator Shrader, Senate File No. 131, a bill for an act to amend chapter 121, acts of the Seventeenth General Assembly, and section 1212, Code of Iowa, relating to drains in two or more counties.

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

By Senator Hartshorn, Senate File No. 132, a bill for an act to amend chapter 154 of the acts of the Seventeenth General Assembly, and section 289 of the Code, relating to bonding county indebtedness.

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

By Senator Hedges, Senate File No. 133, a bill for an act regulating contracts providing for the payment, by a party in default, of collection or attorney's fees to the opposing party; and providing for the amount of liability thereunder; and providing for the recovery of attorney fees by the party successfully resisting such contracts.

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

By Senator Arnold, Senate File No. 134, a bill for an act authorizing mutual insurance companies to levy a tax on property insured.

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

Also, Senate File No. 135, a bill for an act to amend section 1955 of the Code of 1873, authorizing county officers to acknowledge deeds and other instruments of writing.

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

RESOLUTION.

By Senator Foster, a Memorial and Joint Resolution relative to Mississippi and Missouri River improvements.

Referred to the Committee on Commerce.

Senator Nichols of Guthrie was excused until Monday.

COMMUNICATION FROM THE GOVERNOR.

The President submitted a communication from the Governor.

Read and referred to the Committee on Judiciary.

HOUSE MESSAGES.

House Joint Resolution proposing an amendment to the Constitution relative to woman suffrage was taken up.

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

REPORTS OF COMMITTEES.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 71, a bill for an act to repeal section 2741, of the Code, in relation to the trial and appeal of ordinary actions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 90, a bill for an act to amend section 7, chapter 100 of the acts of the Sixteenth General Assembly, relative to mechanics' liens, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 129, a bill for an act to repeal chapter 171 of the acts of the Seventeenth General Assembly, relating to changes of venue in criminal cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by adding the publication clause herewith submitted, and that when so amended the bill do pass.

JNO. S. WOOLSON, *Chairman*.

Ordered passed on file.

Senator Merrell moved that when the Senate adjourn it adjourn to meet at 3 o'clock P. M. Monday next.

On the question of adjournment the yeas and nays were demanded.

The yeas were:

Senators Chase, Ford, Gillett, Harmon, Hartshorn, Johnson of Mahaska, Lewellen, Merrell, Nichols of Benton, Patterson, and Shelley—11.

The nays were:

Senators Arnold, Boling, Clark, Foster, Garber, Gaylord, Goodykoontz, Hanna, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Keller, Kimball, Lawrence, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—27.

Absent or not voting:

Senators Dashiell, Greenlee, Haines, Ham, Harned, Hebard, Larabee, Madson, Nichols of Guthrie, Russell of Greene, Wright, and Young—12.

So the motion did not prevail.

The President announced as additional members of the Committee on Fish and Game Senators Gaylord, Nielander and Boling.

BILLS ON SECOND READING.

Senate File No. 89, a bill for an act to amend sections 3793 and 3797 of the Code of 1873, relating to the fees of county treasurers and auditors, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Goodykoontz, Haines, Hanna, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—38.

The nays were:

Senators Foster, and Shelley—2.

Absent or not voting:

Senators Dashiell, Greenlee, Ham, Hebard, Larrabee, Madson, Russell of Greene, Wright, Young, and Nichols of Guthrie—10

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

Senate File No. 79, a bill for an act to amend section 925, chapter 1, title 7 of the Code, relating to the location of public highways, was taken up, considered, and ordered engrossed.

Senate File No. 90, a bill for an act to amend section 7, chapter 100 of the acts of the Sixteenth General Assembly, relative to mechanics' liens, was taken up, considered, and ordered passed on file.

House File No. 129, a bill for an act to repeal chapter 171 of the acts of the Seventeenth General Assembly, relating to changes of venue in certain cases, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Senator Hedges moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed.

Senator Hartshorn moved a reconsideration of the vote by which the eleventh rule was suspended.

The motion prevailed.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Gillett, Goodykoontz, Haines, Hanna, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—38.

The nays were:

Senators Foster, and Gaylord—2.

Absent or not voting:

Senators Dashiell, Greenlee, Ham, Hebard, Larrabee, Madson, Nichols of Guthrie, Russell of Greene, Wright, and Young—10.

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

Senate File No. 71, a bill for an act to amend section 2741 of the Code, in relation to the trial and appeal of ordinary actions, with report of committee recommending that the bill do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Hanna, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Merrell, Meyer,

Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—40.

The nays were—None.

Absent or not voting:

Senators Dashiell, Greenlee, Ham, Hebard, Larrabee, Madson, Nichols of Guthrie, Russell of Greene, Wright, and Young—10.

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

RESOLUTION.

Senator Haines, by leave, introduced the following resolution:

WHEREAS, Through numerous newspaper reports we are informed that a bill has been introduced into the Senate of New York, making it a misdemeanor for any female to engage in any go-as-you-please walking match; and

WHEREAS, Women have the same natural right to go-as-you-please as men have; and

WHEREAS, It is manifest that this is only a part of a scheme to deny to women the right to choose their own business, and go as-you-please, and is aimed at their liberties.

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

1st. That the proposed legislation is hereby condemned and denounced.

2d. That the attention of the various female suffrage associations of the State is hereby called to the case.

3d. That we recommend that a movement be at once begun to secure an amendment to the constitution to prevent such discrimination against women in this State.

On motion of Senator Merrell the following was offered as an amendment to the resolution:

In order that the entire question may be settled in a non-partisan manner, we favor the submission of the entire question to the people, at a special election.

On motion of Senator Foster the resolution and amendment were referred to the Committee on Medicine, Surgery and Hygiene.

On motion of Senator Mitchell the Senate, at 11:45 A. M., adjourned to meet at 10 o'clock A. M. Monday next.

SENATE CHAMBER,
DES MOINES, IOWA, February 9, 1880. }

The Senate met pursuant to adjournment, President Campbell in the chair.

Prayer by Rev. J. Telleen.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

Joint Resolution relative to amending the Constitution of the State by striking out the word "male" from section four (4), article three (3).

W. V. LUCAS, *Chief Clerk*.

Journal of yesterday read and approved.

PETITIONS AND MEMORIALS.

By Senator Hemenway, a petition of the Blue Ribbon Club of Cedar Falls asking for the submission to a vote of the people of a constitutional amendment prohibiting the manufacture and sale of alcoholic liquors, wine and beer.

Referred to the Committee on Suppression of Intemperance.

By Senator Tirrill, a petition of citizens of Delaware county asking that the publication of the Supreme Court reports be let to the lowest bidder.

Referred to the Committee on Judiciary.

By Senator Johnson of Winneshiek, a petition asking that the publication of the Iowa Supreme Court reports be by contract, let to the lowest bidder.

Referred to the Committee on Judiciary.

By Senator Young, a petition of the W. C. T. U. of Atlantic asking the influence of Senators in opposition to an alleged effort being made to change the bill pending in the House relative to a proposed constitutional amendment prohibiting the manufacture and sale of alcoholic liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Clark, a petition asking for a reduction of salaries of State, district and county officers, and for other reforms.

Referred to the Committee on Retrenchment.

By Senator Wall, a remonstrance by members of the bar and officers

of the courts of Appanoose county against the abolishment of the office of short-hand reporter.

Referred to the Committee on Judiciary.

By Senator Madson, a petition against the abolishment of the office of short-hand reporter.

Referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

By Senator Hedges, Senate File No. 136, a bill for an act to amend section 894 of the Code, providing for notice to the county auditor of the expiration of the time for redemption of land from tax sale.

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

By Senator Merrell, Senate File No. 137, a bill for an act to amend section 831, chapter 1, title 6 of the Code, in relation to appeals from boards of equalization.

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

By Senator Merrell, Senate File No. 138, a bill for an act to amend section 2747 of the Code of 1873, relating to printed calendars.

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

By Senator Tirrill, Senate File No. 139, a bill for an act to amend section 1579 of the Code, to provide for the publication of school laws.

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

By Senator Wilson, Senate File No. 140, a bill for an act to define and punish provocations of breaches of the peace.

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

RESOLUTIONS.

By Senator Meyer, the following Joint Resolution:

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

Joint Resolution proposing to amend chapter 5 of the Constitution of the State of Iowa:

Be it enacted by the General Assembly of the State of Iowa, That the Constitution be and the same is hereby amended as follows:

Strike out all of section 13, article 5, and insert in lieu the following:

SEC. 13. The General Assembly shall provide by law for the election of one prosecuting attorney in each of the organized counties of the State by the qualified electors thereof, who shall be a resident of the county for which he is elected, and whose duties, term of office and salary shall be fixed by law.

Resolved, further, That the proposed foregoing amendment to the

Constitution of the State be and the same is hereby referred to the Legislature to be chosen at the next general election for members of the General Assembly, and that the Secretary of State cause the same to be published for three months previous to the day of such election in two weekly newspapers in each Congressional District in the State.

HOUSE MESSAGES.

House Joint Resolution relative to amending section 4 of article 3 of the Constitution.

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

REPORTS OF COMMITTEES.

Senator Gaylord, from the Committee on Printing, submitted the following report:

MR. PRESIDENT—Your Committee on Printing, to whom was referred resolution: "That all favorable reports of committees be accompanied by the bills printed, if not previously printed," with amendments: "unless otherwise recommended by the committee" and "to take effect on and after February 5, 1880," beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that the resolution as amended be adopted.

GAYLORD, *Chairman*.

Ordered passed on file.

Senator Meyer, from the Committee on Schools submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred Senate File No. 33, a bill for an act to repeal sections 1777 and 1748 of the Code of 1873, and to enact in lieu thereof substitutes, and also to amend section 1785 of said Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do not pass.

JOHN MEYER, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

Senate File No. 90, a bill for an act to amend section 7, chapter 100 of the acts of the Sixteenth General Assembly, relative to mechanics' liens, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Resolution relative to the printing of bills and the amendments thereto, with report of committee recommending that the resolution

with amendments be adopted, was taken up, considered, and the report of the committee was adopted.

The resolution as amended was adopted.

Senate File No. 53, a bill for an act to repeal sections 1777 and 1748 of chapter 12, title 12 of the Code of 1873, and to enact substitutes in lieu thereof, and also to amend section 1785 of same chapter and title, was taken up and considered.

On motion of Senator Ham the bill was indefinitely postponed.

Senators Hanna and Patterson were excused until to-morrow.

Senator Hedges was excused until next Thursday.

INTRODUCTION OF BILL.

By leave, Senator Nichols of Benton introduced Senate File No. 141, a bill for an act to provide for ascertaining the number of the blind in the State, and to provide for procuring the attendance of certain blind persons at the College for the Blind.

Read a first and second time and referred to the Committee on College for the Blind.

Senator Gillett was excused until to-morrow.

On motion of Senator Harmon, at 10:45 o'clock A. M., the Senate adjourned until to-morrow at 10 o'clock A. M.

SENATE CHAMBER,
DES MOINES, IOWA, February 10, 1880. }

Senate met pursuant to adjournment, President Campbell in the chair.

Prayer by Rev. Mr. Frisbie.

Journal of yesterday read and approved.

ENROLLED BILLS.

Senator Mitchell, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined Senate File No. 79, and find the same correctly enrolled.

MITCHELL, *Chairman.*

Ordered passed on file.

PETITIONS AND MEMORIALS.

By Senator Traverse, a petition from citizens of Van Buren county asking for a law prohibiting debtors from being liable to plaintiffs for their attorney fees, and for other reforms.

Referred to the Committee on Retrenchment.

By Senator Woolson, a petition of citizens asking the repeal of the law known as the wine and beer exception.

Referred to the Committee on Suppression of Intemperance.

By Senator Harned, a petition asking the enactment of a law providing for the teaching of German in rural districts.

Referred to the Committee on Schools.

By Senator Hebard, a petition asking for a reduction of the price of Iowa Supreme Court reports.

Referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

By Senator Haines, Senate File No. 142, a bill for an act to repeal section 1555 of the Code and to enact a substitute therefor.

Read a first and second time.

Senator Haines moved that the bill be made a special order for Thursday next.

The motion did not prevail.

On motion of Senator Russell of Greene the bill was referred to the Committee on Suppression of Intemperance.

By Senator Gaylord, Senate File No. 143, a bill for an act providing for a State Fish Hatching House in Dickinson county.

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

By Senator Shelley, Senate File No. 144, a bill for an act conferring certain powers on cities of 10,000 or more inhabitants.

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

By Senator Johnson of Mahaska, Senate File No. 145, a bill for an act to amend chapter 1, title 4 of the Code.

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

By Senator Russell of Greene, Senate File No. 146, a bill for an act to legalize the action of the board of directors of the district township of Junction, in the county of Greene, in holding meetings and transacting business outside of the limits of said district township.

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

By Senator Traverse, Senate File No. 147, a bill for an act to amend section 1260, chapter 4, title 10 of the Code of 1873, relating to taking private property for works of internal improvement.

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

By Senator Kimball, Senate File No. 148, a bill for an act providing for transcribing and perfecting certain records of the State Land Office.

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

By Senator Larrabee, Senate File No. 149, a bill for an act to provide for the registration of bonds issued as evidence of indebtedness.

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

By Senator Harmon, Senate File No. 150, a bill for an act making an appropriation for the Iowa Hospital for the Insane at Independence.

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

By Senator Chase, Senate File No. 151, a bill for an act making appropriations for the Boys' Reform School at Eldora.

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

By Senator Merrell, Senate File No. 152, a bill for an act to repeal chapter 155 of the acts of the Seventeenth General Assembly, providing for better security of the peace.

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

SPECIAL ORDER.

The hour for the special order having arrived, and there being no objection, the special order was postponed ten minutes.

INTRODUCTION OF BILLS.

By Senator Russell of Jones, Senate File No. 153, a bill for an act to repeal chapter 104 of the laws of the Seventeenth General Assembly, and to enact a substitute therefor, in regard to mutual insurance companies.

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

By Senator Russell of Jones, Senate File No. 154, a bill for an act to enable mutual fire insurance companies to levy and collect assessments on property insured.

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

By Senator Webb, Senate File No. 155, a bill for an act to amend section 4712, chapter 55, title 25 of the Code of Iowa, so as to enable the Governor to ask advice of the General Assembly on applications for pardons of persons convicted of murder in the first degree.

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

By Senator Neilander, Senate File No. 156, a bill for an act to amend section 821, chapter 1, title 6 of the Code of Iowa, compelling the assessors of the different townships to meet with the supervisors of their county to classify assessment.

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

PETITION.

By leave, Senator Ham submitted a petition asking a constitutional amendment providing for woman suffrage.

Referred to the Committee on Constitutional amendments.

RESOLUTIONS.

By Senator Lawrence, Joint Resolution setting apart certain rooms in the new capitol building for the use of the State Horticultural Society.

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

By Senator Kimball, Joint Resolution in regard to meandered lakes in the State of Iowa.

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

By Senator Kimball, the following Joint Resolution:

Joint Resolution proposing to amend the Constitution in relation to the election of officers of militia, and fines for exemptions from military duty.

Resolved by the Senate, the House of Representatives concurring, That the following amendments to the Constitution are hereby proposed, viz.:

I. To strike therefrom the third section of article six, reading as follows:

SEC. 3. All commissioned officers of the militia (staff officers excepted), shall be elected by the persons liable to perform military duty, and shall be commissioned by the Governor.

II. To strike from section four, of the second part of article nine, the following words:

"The money which may have been or shall be paid by persons as an equivalent for exemption from military duty."

Resolved, That the foregoing proposed amendments shall be referred to the legislature to be chosen at the general election in the year eighteen hundred and eighty-one.

MESSAGE FROM THE SECRETARY OF STATE.

The President submitted the following communication from the Secretary of State:

OFFICE OF THE SECRETARY OF STATE, }
DES MOINES, IOWA, February 10, 1880. }

To Honorable Frank T. Campbell, President of the Iowa Senate— I have the honor to transmit herewith report of the Cedar Falls and Minnesota Railroad Company, as required by section 1280 of the Code of 1873. I would also respectfully report that this is the only com-

pany which has complied with the provisions of section 1280 for the years 1879 and 1880.

I am, very respectfully,

J. A. T. HULL, *Secretary of State.*

Communication read and referred to the Committee on Railways.

REPORTS OF COMMITTEES.

Senator Hebard, from the Committee on Claims, submitted the following report:

MR. PRESIDENT—Your Committee on Claims, to whom was referred Senate File No. 95, a bill for an act authorizing soldiers' bounty to be paid to Alphonso Brooks by board of supervisors of Howard county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate and ask its reference to the Committee on Judiciary, as no appropriation is asked for, only permission to do certain things involving a question of law.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Claims, to whom was referred the petition of J. A. Bryan asking an appropriation of \$142.90 to pay expenses incurred by him in going after and returning certain fugitives from justice, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that further consideration of the subject be indefinitely postponed.

HEBARD, *Chairman.*

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 28, a bill for an act to legalize the acts of the board of supervisors of Clinton county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 82, a bill for an act to limit and control petty criminal prosecutions and proceedings; to protect counties from the payment of costs therein, and to create the office of county attorney, and define the duties thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Retrenchment.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 72, a bill for an act to repeal section 2745 of the Code, and enact a substitute therefor, defining the trial term in equitable

actions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 38, a bill for an act providing that appellees may have judgment against sureties on appeal bond when the appeal is dismissed, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 25, a bill for an act to repeal section 3818 of the Code, and to enact a substitute therefor, regulating the payment out of the public funds of witnesses for the defense in criminal prosecutions, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Retrenchment.

WOOLSON, *Chairman*.

Ordered passed on file.

Mr. Wilson, from the Committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 29, a bill for an act to provide for the fees of certain officers, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 47, a bill for an act to amend sections 3788 and 3789 of the Code, relating to the compensation of sheriffs in certain cases, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

WILSON, *Chairman*.

Ordered passed on file.

Senator Nichols of Benton, from the Committee on Insurance, submitted the following report:

MR. PRESIDENT—Your Committee on Insurance, to whom was referred Senate File No. 134, a bill for an act authorizing mutual insurance companies to levy a tax on property insured, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Insurance to whom was refer-

red Senate File No. 24, a bill for an act granting several insurance companies authority to levy and hold a fund for payment of losses, beg leave to report that they have had the same under consideration and your committee have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

JOHN D. NICHOLS, *Chairman*.

Ordered passed on file.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

The Memorial and Joint Resolution in reference to remitting and abating the internal revenue legacy tax.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

Senator Ford, from the Special Committee to visit the State Normal School asked till to-morrow for the committee to make their report, which was granted.

Senator Kimball, from the Special Committee to visit the State University, asked till Thursday for his committee to make their report, which was granted.

Senator Gaylord, from the Special Committee to visit the Agricultural College, submitted a report.

Ordered printed and passed on file.

Senator Garber, from the Special Committee to visit the Hospital for the Insane at Independence, submitted a report.

Ordered printed and passed on file.

Senator Dashiell, from the Special Committee to visit the Hospital for the Insane at Mount Pleasant, asked time to report, which was granted.

Senator Senator Traverse from the Special Committee to visit the Boys' Department of the Reform School, submitted a report.

Ordered printed and passed on file.

Senator Webb, from the Special Committee to visit the Penitentiary at Fort Madison, asked until to-morrow for the committee to make their report, which was granted.

Senator Hartshorn was excused until Thursday.

Senator Russell of Greene, from the Special Committee to visit the Asylum for the Deaf and Dumb, asked time until to-morrow for the committee to report, which was granted.

Senator Haines, from the Special Committee to visit the Institution for Feeble-Minded Children, asked time to report, which was granted, with leave to have report printed.

Senator Madson, from the Special Committee to visit the Reform School for Girls, asked till to-morrow to submit his report, which time was granted.

Senator Gillett, from the Special Committee to visit the Orphans' Home, asked until to-morrow to submit his report, which time was granted.

Permission was granted Senator Lawrence, from the Special Committee to visit the College for the Blind, to have the committee's report printed.

BILLS ON THIRD READING.

Senate File No. 79, a bill for an act to amend section 925, chapter 1, title 7 of the Code, relative to the location of public highways, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Ham, Hanna, Harmon, Harned, Hebard, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—43.

The nays were:

Senators Hemenway, and Russell of Jones—2.

Absent or not voting:

Senators Greenlee, Hartshorn, Hedges, Patterson, and Young—5.

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

On motion of Senator Merrell Senate File No. 28, a bill for an act to legalize the acts of the board of supervisors of Clinton county, with report of committee recommending it do pass, was taken up and considered.

The hour having arrived for the consideration of the special order, the same was postponed until after disposition should be made of the bill under consideration.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Hanna, Harmon, Harned, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, Wright, and Young—45.

The nays were:

Senator Woolson—1.

Absent or not voting:

Senators Hartshorn, Hedges, Patterson, and Wall—4.

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

SPECIAL ORDER.

The special order, it being Senate File No. 34, a bill for an act to re

peal section 3769 of the Code and enact a substitute therefor, relating to the salaries of the Judges of the Supreme Court, was taken up, and Senator Hartshorn moved to suspend the eleventh rule and read the bill a third time now.

Senator Merrell moved that the bill be recommitted, with instructions to amend the bill so as to reduce and regulate the mileage of all State officers to whom mileage is now allowed by law.

Senator Larrabee moved that when the Senate adjourns it be to meet at 2 o'clock this P. M.

The motion prevailed.

Senator Russell of Greene moved that the time for adjournment be postponed until after the disposition of the matter pending.

The motion did not prevail.

Senator Woolson moved that the pending matter be made a special order for this 2 o'clock P. M.

The motion prevailed.

At 12 o'clock the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

The Senate met pursuant to adjournment and was called to order by the President.

SPECIAL ORDER.

Consideration of the special order was resumed, the pending question being the motion of Senator Merrell to recommit.

Pending the discussion, on motion of Senator Woolson Senator Wright was appointed Teller to act with House Teller in Joint Convention.

Senator Russell of Greene moved that further consideration of the special order be postponed until 2 o'clock to-morrow morning.

The motion was lost.

A committee from the House appeared and announced that the House was ready to receive the Senate in Joint Convention.

On motion of Senator Larrabee the Senate, at 3:10 o'clock, proceeded to the hall of the House.

JOINT CONVENTION.

Lieutenant Governor Campbell called the Joint Convention to order,

and announced the object of the Joint Convention to be the election of State Printer, State Binder, and Wardens of the Penitentiaries, and announced as Teller on the part of the Senate Senator Wright of Potawattamie county.

The Speaker announced as Teller on the part of the House Mr. Lyon.

On motion of Senator Young the Joint Convention proceeded to the election of State Printer, State Binder and Wardens of the Penitentiaries.

The roll was called, and 126 were found to be present.

STATE PRINTER.

For State Printer, Senator Young nominated F. M. Mills, of Polk county.

Mr. Mackey nominated W. W. Witmer, of Polk county.

Mr. Downing nominated P. P. Ingalls, of Polk county.

The roll was called, with the following result:

Whole number of votes cast	128
Of which F. M. Mills received	106
Of which W. W. Witmer received	15
Of which P. P. Ingalls received	6
Of which Mr. Fuller received	1

Mr. F. M. Mills having received a majority of all the votes cast was declared duly elected State Printer.

STATE BINDER.

Senator Hemenway nominated Matt Parrott, of Black Hawk county.

Mr. Bloom nominated James Lee, of Johnson county.

The roll was called, with the following result:

Whole number of votes cast	123
Of which Mr. Parrott received	108
Of which Mr. James Lee received	15

Mr. Parrott having received a majority of all the votes cast was declared duly elected State Binder.

WARDEN OF PENITENTIARY AT FT. MADISON.

Senator Arnold nominated E. C. McMillan for Warden of the Penitentiary at Ft. Madison.

Mr. Casey nominated Theo. S. Jackson, of Lee county, for the same office.

The roll was called, with the following result:

Whole number of votes cast	117
Necessary to a choice	59
Of which E. C. McMillan received	105
Of which Theodore S. Jackson received	12

E. C. McMillan, having received a majority of all the votes cast, was declared duly elected Warden of Penitentiary at Ft. Madison for two years on and after the 31st day of March, 1880.

WARDEN OF PENITENTIARY AT ANAMOSA.

Senator Tirrill nominated Ansel E. Martin, of Delaware county.

Senator Mitchell nominated John O. Bard, of Jackson county.

The roll was called, with the following result:

Whole number of votes cast.....	112
Necessary to a choice.....	57
Of which Ansel E. Martin received.....	100
Of which John O. Bard received.....	12

Ansel E. Martin, having received a majority of all the votes cast, was declared duly elected Warden of the Additional Penitentiary at Anamosa for two years on and after the 31st day of March, 1880.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 10, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 10th day of February, A. D. 1880, for the purpose of electing Warden of the Penitentiary at Ft. Madison, E. C. McMillan, having received a majority of all the votes cast for said office, was declared duly elected Warden of the Penitentiary at Ft. Madison for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 10th day of February, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

GEO. F. WRIGHT,
Teller of the Senate.

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

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 10, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 10th day of February, A. D. 1880, for the purpose of electing State Binder, Matt Parrott, having received a majority of all the votes cast for said office, was declared duly elected State Binder for the term

of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 10th day of February, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

GEO. F. WRIGHT,
Teller of the Senate.

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

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 10, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 10th day of February, A. D. 1880, for the purpose of electing Warden of the Penitentiary at Anamosa, A. E. Martin, having received a majority of all votes cast for said office, was declared duly elected Warden of the Penitentiary at Anamosa for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 10th day of February, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

GEO. F. WRIGHT,
Teller of the Senate.

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

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 10, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 10th day of February, A. D. 1880, for the purpose of electing State Printer, F. M. Mills, having received a majority of all the votes cast for said office, was declared duly elected State Printer for the term of two years from and after the expiration of the term of the present incumbent and until his successor is elected and qualified.

Signed in the presence of the Joint Convention; this 10th day of February, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

GEO. F. WRIGHT,
Teller of the Senate.

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

On motion of Senator Young the Joint Convention dissolved.

At 4 o'clock the Senate returned to the Senate Chamber and was called to order by the President.

The question recurring on the motion of Senator Merrell to recommit the bill under consideration, the yeas and nays were demanded.

The yeas were:

Senators Ford, Foster, Gaylord, Goodykoontz, Ham, Hemenway, Lawrence, Lewellen, Merrell, Nichols of Benton, Russell of Greene, Shelley, Tirrill, and Wright—14.

The nays were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Garber, Gillett, Greenlee, Haines, Harued, Hebard, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Madson, Meyer, Mitchell, Nichols of Guthrie, Nielander, Prizer, Shrader, Traverse, Wall, Webb, Wilson, Woolson, and Young—30.

Absent or not voting:

Senators Hanna, Harmon, Hartshorn, Hedges, Patterson, and Russell of Jones—6.

So the motion to refer with instructions did not prevail.

Senator Russell of Greene offered Senate File No. 157 as a substitute for Senate File No. 34, under consideration, which was read.

The question being on the adoption of substitute, the same was not agreed to.

Senator Nichols of Benton then offered Senate File No. 158 as a substitute for Senate File No. 34, the bill under discussion, which was read.

Senator Haines raised the point of order that part of the substitute offered was not germane to the bill under consideration.

The point of order was sustained, and Senator Nichols of Benton asked leave to withdraw that part of the substitute relative to mileage of members of the General Assembly.

Leave was granted.

The question then being on the adoption of the substitute of Senator Nichols of Benton, the same was lost.

The question recurring on the motion of Senator Hartshorn to suspend the eleventh rule and read the bill a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harned, Hebard, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lewellen, Madson, Meyer, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shrader, Traverse, Wall, Webb, Wilson, Woolson, and Young—33.

The nays were:

Senators Foster, Ham, Hartshorn, Hemenway, Johnson of Winnesiek, Lawrence, Merrell, Mitchell, Nichols of Benton, Russell of Greene, Tirrill, and Wright—12.

Absent or not voting:

Senators Hanna, Harmon, Hedges, Patterson, and Shelley—5.

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

On motion of Senator Greenlee the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, February 11, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 28, a bill for an act to amend sections 1, 2 and 3 of chapter 165 of the public acts of the Seventeenth General Assembly, in relation to capital punishment.

W. V. LUCAS, *Clerk.*

Journal of yesterday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 24, a bill for an act to legalize the incorporation and ordinances of the town of Lime Springs, Howard county, Iowa.

W. V. LUCAS, *Clerk.*

Ordered passed on file.

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PETITIONS AND MEMORIALS.

By Senator Hanna, a memorial asking that the legal rate of interest be not changed, or that all penalties for usury be abolished.

Ordered passed on file.

By Senator Harned, a petition asking a repeal of the law which exempts church property, used solely for church purposes, from taxation.

Referred to the Committee on Ways and Means.

INTRODUCTION OF BILLS.

By Senator Greenlee, Senate File No. 159, a bill for an act to amend section 12, chapter 2, title 1 of the Code, relating to mileage of members of the General Assembly and pay of employes.

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

By Senator Keller, Senate File No. 160, a bill for an act to amend section 5, chapter 123 of the acts of the Sixteenth General Assembly, in relation to the compensation of county treasurers for certificates issued for taxes voted in aid of railroad companies.

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

By Senator Wright, Senate File No. 161, a bill for an act to amend section 2959, chapter 1, title 18 of the Code, relative to the penalty of bonds in attachment cases.

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

By Senator Hebard, Senate File No. 162, a bill for an act to prohibit, regulate, and punish the sale of malt and vinous liquors in or within two miles of incorporated towns and villages having a recorded plat, additional to Code, title 11, chapter 6.

Read a first and second time, ordered printed, and referred to the Committee on Suppression of Intemperance.

By Senator Webb, Senate File No. 163, a bill for an act making an appropriation for the new capitol building, and amending section 2, chapter 13 of the laws of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Appropriations, and ordered printed.

By Senator Woolson, Senate File No. 164, a bill for an act relating to sales and soliciting orders for sales of intoxicating liquors in certain cases, and providing punishment therefor.

Read a first and second time and referred to the Committee on Suppression of Intemperance, and ordered printed.

By Senator Traverse, Senate File No. 165, a bill for an act to regulate the payment of costs in garnishment proceedings.

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

By Senator Arnold, Senate File No. 166, a bill for an act apportioning the State into representative districts and declaring the ratio of representation.

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

By Senator Nichols of Benton, Senate File No. 167, a bill for an act to amend chapter 68 of the public acts of the Seventeenth General Assembly, in relation to dividing counties into supervisor districts.

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

By Senator Nichols of Benton, Senate File No. 168, a bill for an act to amend chapter 2, title 4 of the Code, relating to the election of county supervisors.

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

By Senator Arnold, Senate File No. 169, a bill for an act authorizing the Warden of the Additional Penitentiary at Anamosa to appoint a Deputy Warden, and defining the duties thereof.

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

Senator Chase was excused until to-morrow.

Senator Harmon was excused until Saturday next.

REPORTS OF COMMITTEES.

Senator Webb, from the Committee on Public Buildings, submitted the following report:

MR. PRESIDENT—Your Committee on Public Buildings, to whom was referred Joint Resolution in relation to rooms in new capitol building for State Horticultural Society, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended as follows: Strike out the word "certain," in the first line, and the words "the two rooms," after the word "that," in the fourteenth line, and insert the word "room" in lieu thereof; also, strike out the words "the southwest corner," after the word "in," in the fourteenth line, and strike out the first five words in the fifteenth line; strike out the word "are," in the sixteenth line, and insert in lieu thereof the word "is." And when so amended, it be adopted.

WEBB, *Chairman.*

Ordered passed on file.

Senator Nichols of Benton, from the Committee on Insurance, submitted the following report:

MR. PRESIDENT—Your Committee on Insurance, to whom was referred House File No. 118, a bill for an act to amend section 2372 of the Code of Iowa, beg leave to report that they have had the same under consideration and your committee have instructed me to report the same back to the Senate with the recommendation that the title be amended by adding the following after the word Code: "In relation to the non-liability for the debts of deceased persons, of money made payable by mutual aid and benevolent societies." And that when so amended, it do pass.

J. D. NICHOLS, *Chairman.*

Ordered passed on file.

HOUSE MESSAGES.

On motion of Senator Nichols of Benton House File No. 118, a bill for an act to amend section 2372 of the Code, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Senator Nichols of Benton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykootz, Greenlee, Haines, Ham, Hanna, Harned, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Wineshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Niellander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—46.

The nays were—None.

Absent or not voting:

Senators Chase, Harmon, Hartshorn, and Hedges—4.

So the bill passed and the title was agreed to.

REPORTS OF COMMITTEES.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred Senate File No. 22, a bill for an act to abolish the office of school district treasurer and to provide for the proper control and disbursement of the funds of school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the bill be amended by inserting after the word "time" in the 3d line of the 7th section the words, "not exceeding a single term"; also, recommend to amend the said section by annexing thereto the following words: "but no order shall be issued except by resolution duly entered upon the records of the secretary, which shall express specifically the amount to be drawn for each particular purpose, nor shall such order be drawn except for money then due upon bills duly ordered paid, or upon contracts duly approved"; and that as so amended the committee recommend that it do pass.

JOHN MEYER, *Chairman.*

Ordered passed on file.

Senator Nichols of Guthrie, from the Committee on County and Township Organization, submitted the following report:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred Senate File No. 121, a bill for an act to amend section 1, chapter 80 of the acts of the Sixteenth General Assembly, in relation to the powers and duties of boards of supervisors,

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

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred Senate File No. 84, a bill for an act to amend section 1450 of the acts of the Fifteenth General Assembly, and section 309 of the Code of 1873, to allow townships to vote to restrain stock from running at large, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

S. D. NICHOLS, *Chairman.*

Ordered passed on file.

REPORTS OF SPECIAL COMMITTEES.

Senator Webb, from the Special Committee to visit the Penitentiary at Fort Madison, submitted the report of that committee.

Ordered passed on file, and printed.

Senator Madson, from the Special Committee to visit the Girls' Department of the State Reform School, submitted the report of that committee.

Ordered passed on file, and printed.

Senator Young, from the Special Committee to visit the Hatching House at Anamosa, asked and was granted further time in which to submit the report of that committee.

BILLS ON SECOND READING.

Joint Resolution relative to setting apart certain rooms in the new capitol building for the use of the Horticultural Society, was taken up and considered.

Senator Haines moved that the Joint Resolution be indefinitely postponed.

The motion did not prevail.

Senator Woolson offered a substitute for the Joint Resolution under consideration.

Senator Kimball moved to recommit the Joint Resolution with the substitute.

On motion of Senator Lawrence the time for adjournment was postponed ten minutes.

The question being on the motion of Senator Kimball to recommit, the motion was lost.

The question then being on the motion to adopt the substitute offered by Senator Woolson, the same was not agreed to.

On motion of Senator Woolson the hour for adjournment was postponed until the matter under consideration should be disposed of.

Senator Haines moved that the Joint Resolution with the amendments be recommitted.

The motion prevailed.

At 12:20 o'clock P. M. the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, February 12, 1880. }

Senate met pursuant to adjournment, and was called to order by the President.

Prayer by the Rev. Mr. Jenckes.

The journal of yesterday was read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

House File No. 15, a bill for an act to regulate the sale of patent-right territory.

House File No. 224, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Reinbeck, in Grundy county, Iowa.

House File No. 217, a bill for an act to legalize the incorporation of the town of Ida Grove, Ida county, Iowa.

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

Substitute for House File No. 179, a bill for an act to amend section 969 of the Code, in regard to working roads and highways.

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

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

Substitute for House File No. 104, a bill for an act to protect keepers of livery and feed stables and herders and feeders of stock, and to give them a lien.

Also, Joint Resolution amending article 1 of the Constitution of the State, by adding section 26 thereto, prohibiting the manufacture, sale, or keeping of alcoholic, distilled, brewed, fermented or vinous liquors, except for medical and mechanical purposes.

Also, has passed substitute for Senate File No. 7, a bill for an act to amend sections 1719 and 1808 of the Code of 1873, in relation to a tie vote of the electors at an election of school directors, with the following amendment: After the word "secretary," in the third line of section 1, insert "shall notify the secretary of the district township board of such tie."

W. V. LUCAS, *Clerk.*

PETITIONS AND MEMORIALS.

By Senator Wright, a petition asking legislation repealing the law known as the wine and beer exception.

Referred to the Committee on Suppression of Intemperance.

By Senator Gaylord, a petition asking a reduction of the price of Iowa Supreme Court reports.

Referred to the Committee on Judiciary.

By Senator Young, a petition asking legislation prohibiting pork packing houses and other business firms preparing meats for food from rendering swine which have died from plague or cholera.

Referred to the Committee on Agriculture.

INTRODUCTION OF BILLS.

By Senator Larrabee, Senate File No. 170, a bill for an act to provide for compensation of county treasurers.

Read a first and second time, ordered printed, and referred to the Committee on Retrenchment.

By Senator Kimball, Senate File No. 171, a bill for an act to repeal section 501, chapter 10, title 5 of the Code, relative to municipal elections and to enact a substitute therefor.

Read a first and second time and referred to the Committee on Elections, and ordered printed.

By Senator Shrader, Senate File No. 172, a bill for an act to repeal section 1288 of chapter 5, title 10 of the Code of 1873, and enact a substitute therefor.

Read a first and second time and referred to the Committee on Railways, and ordered printed.

By Senator Goodykoontz, Senate File No. 173, a bill for an act to prohibit school subdistricts from employing as teachers near relatives or members of their own family, and to prohibit such directors from acting as agents for the sale of all articles of supply for schools.

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

By Senator Clark, Senate File No. 174, a bill for an act to amend section 1766 of the Code, in reference to examining teachers of schools.

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

By Senator Johnson of Winneshiek, Senate File No. 175, a bill for an act to amend section 902 of the Code of 1873, in relation to lands sold for taxes.

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

By Senator Arnold, Senate File No. 176, a bill for an act to allow convicts in the penitentiary a credit in diminution of their sentence and for their being restored to citizenship upon certain conditions.

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

By Senator Arnold, Senate File No. 177, a bill for an act to amend

section 3986, chapter 7, title 24 of the Code of 1873, relating to defacing public buildings.

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

By Senator Garber, Senate File No. 178, a bill for an act to amend section 1548 of the Code, relating to remitting penalty in certain cases imposed upon persons found intoxicated.

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

By Senator Young, Senate File No. 179, a bill for an act to legalize the incorporation of the town of Anita, Cass county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

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

HOUSE MESSAGES.

House Joint Resolution relative to an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors.

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

BILLS ON THIRD READING.

By unanimous consent, Senate File No. 7, a bill for an act to amend sections 1719 and 1808 of the Code of 1873, in relation to a tie vote of the electors at an election of school directors, with the amendments recommended by the House, was taken up.

On the question, shall the Senate concur in the House amendments?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—48.

The nays were—None.

Absent or not voting:

Senators Hanna, and Harmon—2.

So the Senate concurred in House amendments.

Senator Hanna was excused until to-morrow.

HOUSE MESSAGES.

House File No. 217, a bill for an act to legalize the incorporation of the town of Ida Grove, Ida county, Iowa, was taken up.

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

House File No. 104, a bill for an act to protect keepers of livery and feed stables, and herders and feeders of stock, and to give them a lien, was taken up.

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

House File No. 86, a bill for an act to amend section 506 of the Code, relative to the fees of mayors of cities and incorporated towns, was taken up.

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

House File No. 33, a bill for an act to amend section 3055 of the Code of 1873, was taken up.

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

Substitute for House File No. 179, a bill for an act to amend section 969 of the Code, in regard to working roads and highways, was taken up.

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

House File No. 127, a bill for an act to amend section 513, chapter 10, title 4 of the Code, was taken up.

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

House File No. 224, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Reinbeck, Grundy county, Iowa, was taken up.

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

House File No. 15, a bill for an act to regulate the sales of patent-right territory, was taken up.

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

REPORTS OF COMMITTEES.

By leave, Senator Merrell, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House File No 79, a bill for an act to legalize the incorporation of the Cedar Rapids and Marion Street Railway Company, beg leave to report that they have had the same under consideration, and upon examination of the facts, having concluded no legalizing act is necessary in the premises, have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 140, a bill for an act to define and punish provocations of breaches of the peace, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 83, a bill for an act to amend section 3895 of chapter 3, title 24 of the Code of 1873, relating to offenses against personal property, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

WOOLSON, *Chairman*.

Ordered passed on file.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 135, a bill for an act to amend section 1955 of the Code, authorizing county auditors to acknowledge deeds and other instruments of writing, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 36, a bill for an act to amend sections 866 and 890 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the inclosed bill as a substitute back to the Senate with the recommendation that it do pass.

LARRABEE, *Chairman*.

Ordered passed on file.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 75, a bill for an act supplemental to the Code and providing for a special jury docket in the district and circuit courts and defining the terms upon which civil cases shall be tried to a jury, beg leave to report that they have had the same under consideration, and that a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out of the 18th and 19th lines of section 1 thereof the words "in their order," and inserting in lieu thereof the words, "or disposed of for the term before any other civil case shall be taken up," and that when so amended it do pass.

D. D. CHASE, *Chairman*.

Ordered passed on file.

Senator Merrell, from the Committee on Public Lands, submitted the following report:

MR. PRESIDENT—Your Committee on Public Lands, to whom was referred Joint Resolution in regard to meandered lakes in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that said Joint Resolution be adopted.

N. A. MERRELL, *Chairman*.

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred Senate File No. 85, a bill for an act to amend chapter 9, title 12 of the Code of 1873, providing for calling, in certain contingencies, meetings of school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JOHN MEYER, *Chairman*.

Ordered passed on file.

Senator Webb, from the Committee on Public Buildings, submitted the following report:

MR. PRESIDENT—Your Committee on Public Buildings, to whom was recommitted the resolution and amendments in relation to setting apart room in the new capitol building for the State Horticultural Society, beg leave to report that they have had the same under consideration and have instructed me to report the accompanying substitute back to the Senate with the recommendation that it do pass.

R. C. WEBB, *Chairman*.

Ordered passed on file.

Senator Wilson, from the Committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your Committee on Compensation of Public Officers, to whom was referred Senate No. 59, a bill for an act in relation to the compensation of county treasurers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

W. M. WILSON, *Chairman*.

Ordered passed on file.

Senator Kimball moved that the Senate adjourn at 11:15 o'clock, in order that certain ladies present, representing petitioners who ask for a constitutional amendment prohibiting the manufacture and sale of alcoholic liquors, might address the members of the Senate upon the subject.

On the question of adjournment the yeas and nays were demanded.

The yeas were:

Senators Arnold, Dashiell, Garber, Gillett, Goodykoontz, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lewellen, Madison, Meyer, Russell of Greene, Tirrill, Wall, Webb, Wilson, and Woolson—18.

The nays were:

Senators Boling, Chase, Clark, Foster, Gaylord, Greenlee, Haines, Ham, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Keller, Lawrence, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Traverse, Wright, and Young—29.

Absent or not voting:

Senators Ford, Hanna, and Harmon—3.

So the motion did not prevail.

Senator Larrabee moved that the Senate adjourn at 11:40 o'clock.

The motion did not prevail.

JOINT RESOLUTION.

Senator Russell of Jones, by leave, offered a Joint Resolution requesting the Iowa Representatives and Senators in Congress to endeavor to procure such modification of the patent laws as will relieve innocent purchasers from prosecutions for using patented devices.

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

Senator Lawrence moved to take up Joint Resolution relative to setting apart certain rooms in the new capitol building for the use of the Horticultural Society.

The motion was lost.

BILLS ON SECOND READING.

Senate File No. 47, a bill for an act to amend sections 3788 and 3789 of the Code, relating to the compensation of sheriffs in certain cases, with the recommendation of the committee that it do pass, was taken up and considered.

Senator Haines moved to strike out the word "and," as it occurs between the words "prisoners" and "convicts," in the ninth line, and insert the word "or" in lieu thereof.

The motion was not agreed to.

Senator Woolson moved to amend by inserting after the word "actually," in the sixth line, the words "and necessarily."

The motion prevailed.

Senator Dashiell moved to amend by striking out the word "two," as it occurs before the word "dollars," in section 1, and inserting the word "four" in lieu thereof.

The motion did not prevail.

Senator Nichols of Guthrie moved to amend by striking out the words "thirty-five," in the third line of section 1, and inserting in lieu thereof the word "fifty."

Senator Meyer moved to amend the amendment by striking therefrom the word "fifty" and inserting in lieu thereof the word "forty."

At 11:55 o'clock Senator Kimball moved that the Senate do now adjourn.

Senator Foster, by consent, offered a resolution relative to the ladies representing the petitioners for a constitutional amendment prohibiting the manufacture and sale of alcoholic liquors, occupying the Senate chamber.

The resolution was read and referred to the Committee on Suppression of Intemperance.

At 12 o'clock M. the Senate adjourned.

SENATE CHAMBER.
DES MOINES, IOWA, February 13, 1880. }

Senate met pursuant to adjournment, and was called to order by the President.

Prayer by Rev. Mr. Harned.

Journal of yesterday read and approved.

PETITIONS AND MEMORIAS.

By Senator Shelley, a petition of reformed men of Keokuk asking the amendment of section 1555 of the Code, relative to the sale of intoxicating liquors and for a constitutional amendment relative thereto.

Also:

By Senator Shelley, a petition of the Woman's Christian Temperance Union of Keokuk, asking a constitutional amendment prohibiting the manufacture and sale of intoxicating liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Arnold, a petition of voters and women of Marshall county, asking a constitutional amendment providing for woman suffrage.

Referred to the Committee on Constitutional Amendments.

By Senator Lewellen, a petition of residents of Clarinda, Page county, asking constitutional amendment relative to the manufacture and sale of alcoholic liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Haines, a petition of citizens of Poweshiek county asking constitutional amendment relative to the manufacture and sale of alcoholic liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Russell of Greene, a petition of citizens of Webster county asking a constitutional amendment prohibiting the manufacture and sale of alcoholic liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Young, a petition from the grand jury of Madison county asking a change in the statutes of the State reducing the number of the grand jury to five.

Referred to the Committee on Constitutional Amendments.

By Senator Kimball, a petition of citizens of Scott county asking a repeal of the law known as the wine and beer clause.

Referred to the Committee on Suppression of Intemperance.

INTRODUCTION OF BILLS.

By Senator Larrabee, Senate File No. 180, a bill for an act to amend

sections 894 and 895 of the Code, in relation to giving notice before tax deeds shall be made.

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

By Senator Shelley, Senate File No. 181, a bill for an act making appropriations for the improvement of the Penitentiary at Fort Madison.

Read a first and second time and referred to the Committee on Appropriations, and ordered printed.

By Senator Russell of Greene, Senate File No. 182, a bill for an act to repeal chapter 58 of the public acts of the Fifteenth General Assembly and to amend sections 3764 and 3767 of the Code of 1873, in relation to the compensation of State Printer and State Binder.

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

By Senator Wright, Senate File No. 183, a bill for an act to amend chapter 28 of the public acts of the Fifteenth General Assembly, in relation to the assessment of taxes.

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

By Senator Young, Senate File No. 184, a bill for an act to repeal section 93 of the Code of 1873, and to enact a substitute therefor.

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

By Senator Merrell, Senate File No. 185, a bill for an act providing for the appointment of temporary judges of the circuit court.

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

By the Committee on Ways and Means, Senate File No. 187, a bill for an act providing for accountability of county treasurers, and for settlement between them and county auditors.

Read a first and second time, ordered passed on file, and printed.

By the Committee on Ways and Means, Senate File No. 188, a bill for an act to provide for a special tax to pay the war and defense bonds issued under chapter 16, acts of the extra session of 1861, and due July 1, 1881.

Read a first and second time, ordered passed on file, and printed.

RESOLUTION.

Senator Young offered the following:

Resolved, That no smoking be allowed in the Senate chamber.

Senator Merrell moved to amend by adding to the resolution the following: "During the sessions of the Senate."

The amendment was agreed to.

The resolution as amended was adopted.

REPORTS OF COMMITTEES.

Senator Garber, from the Committee on Highways, submitted the following report:

MR. PRESIDENT—Your Committee on Highways, to whom was referred Senate File No. 122, a bill for an act to amend section 985 of the Code of 1873, relating to road supervisors and street commissioners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute herewith submitted be adopted, and when so adopted, that it do pass.

GARBER, *Chairman*.

Ordered passed on file.

Senator Patterson, from the Committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File No. 91, a bill for an act repealing chapter 101 of the acts of the Sixteenth General Assembly, and chapter 124 of the acts of the Seventeenth General Assembly, and enacting a substitute therefor, relating to barbed wire fence, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JOHN PATTERSON, *Chairman*.

Ordered passed on file.

Senator Arnold, from the Committee on Representative Districts, submitted the following report:

MR. PRESIDENT—Your Committee on Representative Districts, to whom was referred Senate File No. 166, a bill for an act apportioning the State into Representative Districts and declaring the ratio of representation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

DELOS ARNOLD, *Chairman*.

Ordered passed on file.

Senator Foster, from the Committee on Municipal Corporations, submitted the following report:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred Senate File No. 120, a bill for an act entitled an act requiring boards of supervisors in certain cases to pay to cities of the first class a portion of the county bridge fund, beg leave to report that they have had the same under consideration, and herewith return a substitute, and have instructed me to report the same back to the Senate with the recommendation that the substitute do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred Senate File No. 60, a bill for an act relating to the election in cities of the second class of city marshals, beg leave to report that they have had the same under consideration and have in-

strued me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred Senate File No. 26, a bill for an act to amend section 475 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

FOSTER, *Chairman.*

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 35, a bill for an act to repeal section 2831 of the Code of 1873, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking the word "ten" out of the 7th line of said bill and inserting in lieu thereof the word "thirty," and when so amended that the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 57, a bill for an act to legalize the acts of Chris. H. Logan as Recorder of Lyon county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the title and affixing the following as the title of the bill: "A bill for an act to legalize the acts of Chris. H. Logan, Recorder of Lyon county, Iowa, done and performed by J. K. P. Thompson, whether under the style of attorney in fact of said Recorder or as Deputy Recorder of said county"; and that it be further amended by striking out the words "on account of the existing doubts" in the 6th "whereas" of the preamble and inserting in lieu thereof the words "doubts exist," and that the words "attorney in fact or" be inserted after the word "his" in 2d line of section 1; and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 161, a bill for an act to amend section 2959, chapter 1, title 18 of the Code, relating to the penalty of bonds in attachment cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

WOOLSON, *Chairman.*

Ordered passed on file.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred petition of William Potts and sixty-one citizens of Jones county to grant a partial compensation for his loss of limb while in the service of the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Claims.

The bill was so referred.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred that portion of the Governor's message relating to State debt, beg leave to report that they have had the same under consideration and have instructed me to report the inclosed bill to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred petition of county auditors in relation to an improvement in manner of keeping accounts and settlement of accounts between county treasurers and county auditors, beg leave to report that they have had the same under consideration and have instructed me to report the inclosed bill to the Senate with the recommendation that it do pass, and that the same be printed.

LAERABEE, *Chairman.*

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred Senase File No. 177, a bill for an act to amend section 3986, chapter 7, title 24 of the Code of 1873, relating to defacing public buildings, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

MEYER, *Chairman.*

Ordered passed on file.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 70, a bill for an act in relation to the compensation of members, officers and employes of the General Assembly, beg leave to report that they have had the same under consideration and have prepared a substitute, as instructed by the Senate, and a majority have instructed me to report the same back with the recommendation that it do pass.

CHASE, *Chairman.*

Ordered passed on file.

Senator Shrader, from the Committee on Medicine, Surgery and Hygiene, submitted the following report:

MR. PRESIDENT—Your Committee on Medicine, Surgery and Hygiene, to whom was referred Senate File No. 98, a bill for an act to establish a

State Board of Health in the State of Iowa, and to provide for the appointment of a Superintendent of Vital Statistics, and to assign certain duties to local boards of health, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended as follows: That in the third line of section 4 the word "district" be added between the words "the" and "courts"; also, in the sixth line of section 6 the word "county" be stricken out and the word "district" inserted; also, in the first line of section 7 the word "district" be inserted between the words "the" and "courts." And when so amended, that it do pass.

SREADER, Chairman.

Ordered passed on file.

Senator Nichols of Guthrie, from the Committee on County and Township Organization, submitted the following report:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred Senate File No. 44, a bill for an act further defining the duties of county officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do not pass.

S. D. NICHOLS, Chairman.

Ordered passed on file.

Senator Kimball, from the Committee on Suppression of Intemperance, submitted the following report:

MR. PRESIDENT—Your Committee on Suppression of Intemperance, to whom was referred Senate File No. 5, a bill for an act to amend section 1114 of chapter 3, title 9 of the Code, relative to sale of intoxicating liquors at fairs, beg leave to report that they have had the same under consideration and have prepared a substitute therefor, repealing said section of the Code, and enacting a substitute therefor, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Suppression of Intemperance, to whom was referred Senate File No. 69, a bill for an act in relation to minimum charges for licensing the sale of wine and beer in cities and towns licensing the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

KIMBALL, Chairman.

Ordered passed on file.

INTRODUCTION OF BILL.

By leave, Senator Webb introduced Senate File No. 186, a bill for an act amendatory of the law for the government of cities of the first class.

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

BILLS ON SECOND READING.

The Senate resumed consideration of Senate File No. 47, a bill for an act to amend sections 3788 and 3789 of the Code, relating to the compensation of sheriffs in certain cases, with the recommendation of the committee that it do pass.

On motion of Senator Larrabee the bill was recommitted.

Senate File No. 95, a bill for an act authorizing payment of soldiers' bounty to Alphonso Brooks by the board of supervisors of Howard county, Iowa, and extending the statute of limitations regulating the same, was taken up.

Referred to the Committee on Judiciary.

The petition asking an appropriation for services rendered by J. A. Bryan in serving a Governor's requisition was taken up and indefinitely postponed.

Senate File No. 29, a bill for an act to fix the fees of certain officers, with the report of the committee recommending its indefinite postponement, was taken up, read, and considered, and the report of the committee was adopted.

Senate File No. 24, a bill for an act granting local insurance companies authority to levy and hold a fund for payment of losses, was, with report of committee recommending indefinite postponement, taken up, considered, and the report of the committee was adopted.

Senate File No. 38, a bill for an act providing that appellees may have judgment against sureties on appeal bond when the appeal is dismissed, with the report of the committee recommending its indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 72, a bill for an act to repeal section 2745 of the Code and enact a substitute therefor, more clearly defining the trial term in equitable actions, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 28, a bill for an act to legalize the acts of the board of supervisors of Clinton county, with the report of the committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 134, a bill for an act authorizing mutual insurance companies to levy a tax on property insured, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 25, a bill for an act to repeal section 3818 of the Code and enact a bill to regulate the payment out of the public funds of witnesses for the defense in criminal prosecutions, was taken up, and the recommendation of the committee that it be referred to the Committee on Retrenchment was adopted, and the bill was so referred.

Senator Kimball was excused until to-morrow.

Senate File No. 121, a bill for an act to amend section 1, chapter 80 of the acts of the Sixteenth General Assembly, in relation to the powers and duties of boards of supervisors, with report of committee recommending it do pass, was taken up and considered.

Senator Nichols of Guthrie moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Hedges moved to amend the bill by adding to section 1 the following:

"Provided, That no special election shall be called for such purpose, except upon petition of a majority of the voters in said county, except in case where the court-house has been destroyed subsequent to the last preceding general election."

On motion of Senator Boling the time of adjournment was postponed until the bill under consideration should be disposed of.

The question being on the adoption of the amendment moved by Senator Hedges, the same was lost.

Senators Greenlee and Russell of Greene were excused until tomorrow morning.

The question recurring on the motion of Senator Nichols of Guthrie to suspend the rule and read the bill a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Ham, Harned, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Keller, Larrabee, Lawrence, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Shrader, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—32.

The nays were:

Senators Chase, Clark, Haines, Hebard, Hedges, Johnson of Winneshiiek, Madson, Merrell, Meyer, Patterson, Russell of Jones, Shelley, and Tirrill—13.

Absent or not voting:

Senators Greenlee, Hanna, Harmon, Kimball, and Russell of Greene—5.

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

At 12 o'clock M. the Senate adjourned.

SENATE CHAMBER, }
DES MOINES, IOWA, February 14, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Bunker.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

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

Substitute for House File No. 47, a bill for an act to amend chapter 65 of the public acts of the Fifteenth General Assembly.

Substitute for House File No. 50, a bill for an act to repeal sections 1998 and 1999, chapter 8, title 13 of the Code, and enact a substitute therefor.

House File No. 57, a bill for an act to repeal section 520, chapter 10, title 4 of the Code of Iowa, in relation to cities and incorporated towns, and to provide a substitute therefor.

Substitute for House File No. 53, a bill for an act providing for the appraisalment of property sold on chattel mortgage and for the fees of the officer conducting the sale.

House File No. 102, a bill for an act to legalize the incorporation, ordinances and acts of the officers of the town of Malvern, in the county of Mills.

House File No. 143, a bill for an act amendatory to section 2049 of the Code of 1873, in relation to weights of Hungarian and millet seed.

House File No. 150, a bill for an act to legalize the incorporation of the town of Birmingham, Van Buren county, Iowa.

House File No. 336, a bill for an act to authorize boards of supervisors to compromise judgments against county treasurers in certain cases.

House File No. 358, a bill for an act to amend section 1120 of the Code, in relation to the publication and distribution of the reports of the State Horticultural Society.

Also, have concurred in Senate amendments to House File No. 32, a bill for an act to legalize the acts of the board of trustees of the town of Olin, Jones Co., Iowa.

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

Also, have adopted Senate substitute for House Joint Resolution, relative to inter-State commerce.

W. V. LUCAS, *Clerk*.

Ordered passed on file.

Journal of yesterday read and approved.

Senator Wright was excused until Monday next.

INTRODUCTION OF BILLS.

By Senator Dashiell, Senate File No. 189, a bill for an act to amend sections 3812 and 3818 of chapter 3, title 23 of the Code of 1873, relative to jurors' fees and fees of witnesses in criminal cases.

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

By Senator Chase, Senate File No. 190, a bill for an act relating to the fees of justices of the peace in criminal cases.

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

By Senator Merrell, Senate File No. 191, a bill for an act for the punishment of persons for attempting to break and enter buildings with intent to commit a public offense, additional to chapter 3, title 24 of the Code, concerning offenses against property.

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

By Senator Larrabee, Senate File No. 192, a bill for an act to fix compensation for publishing delinquent tax list.

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

By Senator Nichols of Benton Senate File No. 193, a bill for an act making an appropriation to assist in defending actions brought for an alleged infringement of the patent known as the Green driven well.

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

RESOLUTION.

Senator Haines offered the following:

Resolved, That the Committee on Suppression of Intemperance are instructed to report upon and return to the Senate, Senate File No. 142, in relation to striking out the wine and beer clause, at the next session of the Senate.

Not agreed to.

HOUSE MESSAGES.

House File No. 134, a bill for an act amendatory to section 2049 of the Code of 1873, in relation to weight of Hungarian and millet seed, was taken up.

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

House File No. 150, a bill for an act to legalize the incorporation of the town of Birmingham, Van Buren county, Iowa.

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

House File No. 102, a bill for an act to legalize the incorporation, ordinances and acts of the officers of the town of Malvern, in the county of Mills.

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

Substitute for House File No. 53, a bill for an act providing for the appraisement of property sold on chattel mortgage, and for the fees of the officer conducting the sale.

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

House File No. 57, a bill for an act to repeal section 520 of chapter 10, title 4 of the Code of Iowa, in relation to cities and incorporated towns, and to provide a substitute therefor.

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

Substitute for House File No. 50, a bill for an act to repeal section 1998, chapter 8, title 13 of the Code, and enact a substitute therefor.

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

Substitute for House File No. 47, a bill for an act to amend chapter 68 of the public acts of the Eighteenth General Assembly.

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

House File No. 358, a bill for an act to amend section 1120 of the Code of 1873, in relation to publication and distribution of the reports of the State Horticultural Society.

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

House File No. 336, a bill for an act to authorize boards of supervisors to compromise judgments against county treasurers and their sureties in certain cases.

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

REPORTS OF COMMITTEES.

Senator Shrader, from the Committee on Medicine, Surgery and Hygiene, submitted the following report:

MR. PRESIDENT—Your Committee on Medicine, Surgery and Hygiene, to whom were referred Senate Files Nos. 101 and 126, bills for an act for the establishment of a hospital in certain cities, beg leave to report that they have had the same under consideration and have provided a substitute therefor, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

SHRADER, *Chairman.*

Ordered passed on file.

Senator Goodykoontz, from the Committee on Fish and Game, submitted the following report:

MR. PRESIDENT—Your Committee on Fish and Game, to whom was referred Senate File No. 143, a bill for an act to provide for a State fish hatching house in Dickinson county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

GOODYKOONTZ, *Chairman.*

Ordered passed on file.

Mr. Wilson, from the Committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 68, a bill for an act repealing chapter 3791 of the Code of 1873, and providing compensation for members of boards of supervisors, beg leave to report that they

have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

WILSON, *Chairman*.

Ordered passed on file.

Senator Boling, from the Committee on Penitentiaries, submitted the following report:

MR. PRESIDENT—Your Committee on Penitentiaries, to whom was referred Senate File No. 169, a bill for an act authorizing the Warden of the Additional Penitentiary at Anamosa to appoint a Deputy Warden, and defining the duties thereof, beg leave to report that they have had the same under consideration and have prepared the accompanying substitute, and have instructed me to report the same back to the Senate with the recommendation that it be adopted, and when adopted, that it do pass.

BOLING, *Chairman*.

Ordered passed on file.

Senator Nichols of Guthrie, from the Committee on County and Township Organization, submitted the following report:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred Senate File No. 167, a bill for an act to amend chapter 68 of the public acts of the Seventeenth General Assembly, in relation to dividing counties into supervisor districts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred Senate File No. 168, a bill for an act to amend chapter 2, title 4 of the Code, relating to the election of county supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

S. D. NICHOLS, *Chairman*.

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred Senate File No. 139, a bill for an act to repeal section 1579 of the Code of 1873 and enact a substitute in lieu thereof, to provide for the publication and distribution of the school laws, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying substitute be adopted in lieu thereof, and that the substitute if adopted be passed by the Senate.

JOHN MEYER, *Chairman*.

Ordered passed on file.

Senator Lawrence, from the Committee on Federal Relations, submitted the following report:

MR. SPEAKER—Your Committee on Federal Relations, to whom was referred Joint Resolution requesting our members of House of Repre-

sentatives and Senators to endeavor to procure a modification of our patent laws, protecting innocent purchasers from prosecution for using patented devices, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

A. H. LAWRENCE, *Chairman*.

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 63, a bill for an act to amend section 4017 of the Code, and to more perfectly prevent the desecration and deportation of the bodies of the dead, beg leave to report that they have had the same under consideration, have adopted a substitute, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JNO. S. WOOLSON, *Chairman*.

Ordered passed on file.

Senators Madson and Ford were excused until Monday next.

Senator Shelley moved to recommit substitute for Senate File No. 101, and that the same be printed.

The motion prevailed.

BILLS ON SECOND READING.

Senate File No. 140, a bill for an act to define and punish provocations of breaches of the peace, was taken up.

Referred to the Committee on Judiciary.

Senate File No. 83, a bill for an act to amend section 3895, chapter 3, title 24 of the Code, relating to offenses against personal property, with report of committee recommending indefinite postponement, was taken up and considered, and the report of the committee was adopted.

Substitute for House File No. 79, a bill for an act to legalize the proceedings incorporating the Cedar Rapids and Marion Street Railway Company, with report of committee recommending its indefinite postponement, was taken up and the report of the committee was adopted.

Senate File No. 84, a bill for an act to amend section 1450 of the acts of the Fifteenth General Assembly, and section 309 of the Code of 1873, to allow townships to vote to restrain stock from running at large, with report of committee recommending indefinite postponement, was taken up and considered, and the report of the committee was adopted.

House Joint Resolution relative to meandered lakes, was taken up and considered.

Senators Foster, Russell of Greene, Hanna, Ham and Young were excused until Monday next.

Senator Merrell moved that the rule be suspended, and the Joint Resolution be considered engrossed, and read a third time now, which prevailed, and it was read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Gaylord, Gillett,

Goodykoontz, Greenlee, Haines, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, and Woolson—38.

The nays were—None.

Absent or not voting:

Senators Ford, Foster, Garber, Ham, Hanna, Harmon, Kimball, Madison, Russell of Greene, Wall, Wright, and Young—12.

So the Joint Resolution passed, and the title was agreed to.

Senator Traverse was excused until Tuesday next.

Senate File No. 22, a bill for an act to abolish the office of school district treasurer, and to provide for the proper control and disbursement of the funds of school districts, with the report of the committee recommending amendments, was taken up.

On motion of Senator Shelley the bill was considered by sections.

Sections 1, 2, 3, 4, 5 and 6 were agreed to.

The amendments to section 7 recommended by the committee were read and considered.

Pending the discussion Senator Nichols of Guthrie submitted a petition from school teachers relative to treasurers of school districts, and the same was read.

On motion of Senator Gillett the time for adjournment was postponed until the matter under consideration should be disposed of.

The first amendment recommended by the committee, to wit, to insert after the word "time," in the third line of section 7, the words "not exceeding a single term," was agreed to.

On motion of Senator Greenlee the further consideration of the bill was made a special order for 10:30 o'clock Tuesday next.

Senators Patterson, Nichols of Guthrie, Johnson of Mahaska and Wilson were excused until Tuesday next.

At 12 o'clock M. the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, February 16, 1880. }

Senate met pursuant to adjournment, President Campbell in the chair.

Prayer by Rev. Mr. Miles.

Journal of Saturday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

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

House File No. 362, a bill for an act to legalize the organization and official acts of the independent district of Ionia, Chickasaw county, Iowa.

Also, Joint Resolution petitioning Congress to furnish the several colleges with standards of weights and measures.

W. V. LUCAS, *Chief Clerk.*

PETITIONS AND MEMORIALS.

By Senator Larrabee, a petition asking that the statutes be so changed that chattel mortgages shall, in certain cases, be invalid unless the same are concurred in and signed by the wife of the owner of the property.

Referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

By Senator Larrabee, Senate File No. 194, a bill for an act to provide that chattel mortgages upon certain property shall be signed and acknowledged by both husband and wife, or they shall be invalid.

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

By Senator Meyer, Senate File No. 195, a bill for an act relating to taxing property in cities of the second class for road purposes.

Read a first and second time and referred to the Committee on Municipal Corporations, and ordered printed.

By Senator Gaylord, Senate File No. 196, a bill for an act to provide for the further enforcement of chapters 80 and 188 of the acts of the Seventeenth General Assembly, in relation to the construction and attachment of fish-ways to dams.

Read a first and second time and referred to the Committee on Fish and Game, and ordered printed.

By Senator Meyer, Senate File No. 197, a bill for an act to further protect the rights of the holders of warehouse receipts or vouchers for grain, beef, pork, lard and beef and pork products.

Read a first and second time and referred to the Committee on Commerce, and ordered printed.

By Senator Woolson, Senate File No. 198, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mount Pleasant.

Read a first and second time and referred to the Committee on Hospitals for the Insane.

HOUSE MESSAGES.

House Joint Resolution asking Congress to furnish the several colleges with standards of weights and measures, was taken up.

Read a first and second time.

Senators Keller and Garber were excused.

Senator Meyer moved to suspend the eleventh rule and read the Joint Resolution a third time now.

Senator Merrell moved to refer the Joint Resolution to the Committee on Judiciary.

The motion prevailed.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House.

House File No. 31, An act to legalize the acts of the board of trustees of Olin, Jones county, Iowa.

BEN. VAN STEINBURG, *First Ass't Clerk*.

Ordered passed on file.

HOUSE MESSAGES.

House File No. 362, a bill for an act to legalize the organization and official acts of the independent district of Ionia, Chickasaw county, Iowa, was taken up.

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

REPORTS OF COMMITTEES.

Senator Greenlee, from the Committee on Horticulture and Forestry, submitted the following report:

MR. PRESIDENT—Your Committee on Horticulture and Forestry, to whom was referred House File No. 358, a bill for an act to amend section 1120 of the Code, in relation to the publication and distribution of the reports of the State Horticultural Society, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

GREENLEE, *Chairman*.

Ordered passed on file.

Senator Hartshorn, from the Committee on Elections, submitted the following report:

MR. PRESIDENT—Your Committee on Elections, to whom was referred Senate File No. 30, a bill for an act to prohibit the furnishing or giving, or offering to give, intoxicating liquors, including ale, wine and beer, to voters at or within one mile of the polls on election day, beg leave to report that they have had the same under consideration and have instructed me to report the accompanying substitute to the Senate with the recommendation that it do pass.

HARTSHORN, *Chairman*.

Ordered passed on file.

Senator Young, from the Special Committee to Visit the Fish Hatching House at Anamosa, submitted the report of that committee.

Ordered passed on file, and printed.

BILLS ON SECOND READING.

Substitute for Senate Files Nos. 2 and 36, a bill for an act to repeal section 866 of the Code, and enact a substitute therefor, and to amend section 890, in relation to penalty on delinquent taxes, was taken up and considered.

Pending which, the following

MESSAGE FROM THE HOUSE

was received and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following Memorial and Joint Resolution, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Memorial of the General Assembly of the State of Iowa, relating to the Des Moines river lands.

Joint Resolution relative to inter-State commerce.

W. V. LUCAS, *Clerk.*

Senator Hartshorn moved to amend the bill under consideration by striking out the words "twelve and one-half cents," as they occur in the last section, and substitute therefor the words "fifteen cents."

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Mr. Wm. H. Fleming:

STATE OF IOWA, }
EXECUTIVE DEPARTMENT. }
DES MOINES, February —, 1880. }

MR. PRESIDENT—I am instructed by the Governor to inform the honorable the Senate that he has approved, and deposited in the office of the Secretary of State—

Memorial and Joint Resolution in reference to remitting and abating the internal revenue legacy tax.

WM. H. FLEMING,
Private Secretary.

Ordered passed on file.

Consideration of Senate Files Nos. 2 and 36 was resumed.

The question being on the motion of Senator Hartshorn to amend.

On the adoption of the motion the yeas and nays were demanded.

The yeas were:

Senators Boling, Ford, Gillett, Goodykoontz, Haines, Hartshorn, Henderson, Johnson of Winneshiek, Lawrence, Merrell, Nielander, Russell of Jones, Wright, and Young—14.

The nays were:

Senators Arnold, Chase, Clark, Gaylord, Greenlee, Harned, Hebard, Hedges, Hemenway, Larrabee, Lowellen, Madson, Meyer, Mitchell, Shelley, Shrader, Tirrill, Wall, Webb, and Woolson—20.

Absent or not voting:

Senators Dashiell, Foster, Garber, Ham, Hanna, Harmon, Johnson of Mahaska, Keller, Kimball, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Traverse, and Wilson—16.

So the motion to amend was lost.

The substitute recommended by the committee for Senate Files Nos. 2 and 36 was agreed to.

Senator Garber was excused for the week.

Senators Foster, Hanna and Russell of Greene were excused.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Gaylord, Gillett, Greenlee, Haines, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Larrabee, Lewellen, Madson, Merrell, Meyer, Mitchell, Nielander, Russell of Jones, Shelley, Shrader, Tirrill, Wall, Webb, Woolson, Wright, and Young—30.

The nays were:

Senators Ford, Goodykoontz, Hartshorn, and Lawrence—4.

Absent or not voting:

Senators Dashiell, Foster, Garber, Ham, Hanna, Harmon, Johnson of Mahaska, Keller, Kimball, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Traverse, and Wilson—16.

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

Senate File No. 85, a bill for an act to amend chapter 9, title 12 of the Code of 1873 by addition thereto providing for calling, in certain contingencies, meetings of school districts, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nielander, Russell of Jones, Shelley, Shrader, Tirrill, Wall, Webb, Woolson, Wright, and Young—33.

The nays were:

Senators Chase, and Dashiell—2.

Absent or not voting:

Senators Foster, Garber, Ham, Hanna, Harmon, Johnson of Mahaska, Keller, Kimball, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Traverse, and Wilson—15.

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

Senate File No. 135, a bill for an act to amend section 1955 of the Code, authorizing county auditors to acknowledge deeds and other instruments of writing, was taken up and considered.

Senate File No. 166, a bill for an act apportioning the State into representative districts, and declaring the ratio of representation, with

report of committee recommending it do pass, was taken up and considered.

Senator Arnold moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Young moved to recommit the bill.

The motion was lost.

The motion of Senator Arnold that the rule be suspended, and the bill be considered engrossed, and read a third time now, prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harned, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Larrabee, Lewellen, Madson, Merrell, Meyer, Mitchell, Nielander, Russell of Jones, Shelley, Shrader, Tirrill, Wall, Webb, and Woolson—30.

The nays were:

Senators Hartshorn, Hebard, Lawrence, Wright, and Young—5.

Absent or not voting:

Senators Foster, Garber, Ham, Hanna, Harmon, Johnson of Mahaska, Keller, Kimball, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Traverse, and Wilson—15.

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

Senate File No. 59, a bill for an act relating to the compensation of county treasurers, with the report of the committee recommending indefinite postponement, was taken up and considered, and the report of the committee adopted.

Senate File No. 122, a bill for an act to amend section 985 of the Code of 1873, relating to road supervisors and street commissioners, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Haines, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Larrabee, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nielander, Russell of Jones, Shelley, Shrader, Tirrill, Wall, Webb, Woolson, Wright, and Young—31.

The nays were—None.

Absent or not voting:

Senators Arnold, Foster, Garber, Greenlee, Ham, Hanna, Harmon, Hartshorn, Johnson of Mahaska, Keller, Kimball, Merrell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Traverse, and Wilson—19.

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

Senate File No. 75, a bill for an act supplemental to the Code, providing for a special jury docket in the District and Circuit Courts and defining the terms upon which civil cases shall be tried to a jury, with report of committee recommending amendments, was taken up and considered.

Senator Wright moved to recommit the bill with instructions that the committee report the same back to the Senate within three days.

The motion prevailed.

REPORT OF SPECIAL COMMITTEE.

Senator Hartshorn, by unanimous consent, submitted the report of the Special Committee to visit the Penitentiary at Anamosa.

Ordered printed and passed on file.

MESSAGE FROM THE GOVERNOR.

The President submitted the Governor's report of pardons, commutations, special pardons, etc., which was ordered printed and passed on file, together with the following communication from the Governor:

STATE OF IOWA,
EXECUTIVE DEPARTMENT. }
DES MOINES, February, 1880. }

Gentlemen of the Senate and House of Representatives—I have the honor to transmit herewith, in accordance with the requirements of the Constitution, a report of pardons granted and a list of fines and forfeitures remitted, with amounts remitted, from the 17th day of January, 1878, to the 14th day of January, 1880, inclusive.

JOHN H. GEAR.

BILLS ON SECOND READING.

Senate File No. 5, a bill for an act to amend section 1114, chapter 3, title 9 of the Code, in relation to the sale of intoxicating liquors, and gambling, on the grounds of the State Agricultural Society, with report of committee recommending that it do pass, was taken up and considered.

At 12 o'clock M. the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, February 17, 1880. }

Senate met pursuant to adjournment, and was called to order by the President

Prayer by Rev. Mr. Kooker.

Journal of yesterday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that

the House of Representatives has passed the following bills, in which the concurrence of the Senate is asked:

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

House File No. 21, a bill for an act to require parties in suits in Circuit and District Courts to file copies of all pleadings for the use of opposite parties.

House File No. 45, a bill for an act to repeal section 258, chapter 12, title 3 of the Code and enact a substitute in lieu thereof.

House File No. 54, a bill for an act providing for appeals from findings of the commissioners of insanity, and to amend section 1401, chapter 2, title 11 of the Code.

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

House File No. 215, a bill for an act to provide for the extension of the limits of cities of the first or second class.

House File No. 288, a bill for an act to legalize the organization and acts of the Waterloo Agricultural Works, of Waterloo, Iowa.

House File No. 339, a bill for an act to provide for not less than three nor more than six polling places in school districts containing more than 15,000 inhabitants.

W. V. LUCAS, *Chief Clerk.*

PETITIONS AND MEMORIALS.

By Senator Clark, a petition asking legislation reducing the salaries of all State, district and county officers.

Referred to the Committee on Retrenchment.

By Senator Kimball, a petition asking a constitutional amendment to enable women to vote upon all matters pertaining to educational interests.

Referred to the Committee on Constitutional Amendments.

By Senator Foster, a petition asking that no law be passed which would repeal section 1555 of the Code, known as the wine and beer clause.

Referred to the Committee on Suppression of Intemperance.

INTRODUCTION OF BILLS.

By Senator Ford, Senate File No. 199, a bill for an act making appropriation for the School for Teachers at Cedar Falls, for the regulation of the school, and giving power to the Board of Trustees.

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

By Senator Larrabee, Senate File No. 200, a bill for an act to amend section 2436 of the Code, in relation to the distribution of personal property.

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

By Senator Kimball, Senate File No. 201, a bill for an act to repeal chapter 145, laws of 1878, and enact a substitute therefor.

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

By Senator Russell of Greene, Senate File No. 203, a bill for an act to repeal section 3774 of the Code of 1873, in relation to the salaries of the Judges of the Circuit and District Courts, and to provide a substitute therefor.

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

COMMUNICATION FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Wm. H. Fleming:

STATE OF IOWA, }
EXECUTIVE DEPARTMENT. }
DES MOINES, February 17, 1880. }

MR. PRESIDENT—I am instructed by the Governor to inform the honorable Senate that he has approved, signed, and deposited in the office of the Secretary of State:

Joint Resolution (originating in the Senate), in relation to inter-State commerce.

WM. H. FLEMING,
Private Secretary.

INTRODUCTION OF BILLS.

By Senator Ham, Senate File No. 203, a bill for an an act to amend section 1361, chapter 1, tile 11 of the Code, to provide for the employment by counties of persons obtaining poor relief.

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

By Senator Shrader, Senate File No. 204, a bill for an act making appropriations for the Asylum for Feeble-Minded Children.

Read a first and second time and referred to the Committee on Asylum for Feeble-Minded Children.

REPORT OF SPECIAL COMMITTEE.

Senator Wright, from the Special Committee to visit the Hospital for the Deaf and Dumb, asked further time in which to report a bill appropriating funds for that institution; also, in which to submit that committee's report, which was granted.

RESOLUTIONS.

Senator Ham offered the following:

WHEREAS, It is asserted in the Governor's message that school treasurers are delinquent to the school fund for the year 1879 in the sum of \$45,652.49, and the startling fact is shown that the deficiencies and de-

falcations of this class of officers, from 1873 to 1879 inclusive, aggregates the enormous sum of \$491,578.51; therefore

Be it resolved, That a special committee of three be appointed by the President of the Senate to investigate the facts in this matter, examine into the matter to ascertain whether these be actual defalcations or simply errors in keeping accounts, and report the same to the Senate.

SPECIAL ORDER.

The hour for the special order having arrived, Senator Larrabee moved that the time for the special order be postponed until disposition should be made of the matter under consideration.

The motion prevailed.

RESOLUTIONS.

Senator Woolson offered as a substitute for the resolution offered by Senator Ham the following, which was adopted:

Resolved, That a special committee of three be appointed by the President of the Senate to inquire into the alleged deficiencies, referred to in the Governor's message and the report of the Superintendent of Public Instruction as having occurred in the accounts of treasurers having charge of the different school funds within this State, said committee to report at the earliest practicable time by bill or otherwise.

SPECIAL ORDER.

The special order, it being Senate File No. 22, a bill for an act to abolish the office of school district treasurer and to provide for the proper control and disbursement of the funds of school districts, was taken up and consideration of the same was resumed.

Senator Larrabee offered an amendment to the bill and moved the recommitment of the bill with the amendment submitted.

Senator Russell of Jones moved to amend the amendment.

Senator Chase also moved to amend the amendment.

Question on the motion of Senator Larrabee to recommit.

The motion prevailed.

The bill, with the several amendments, was recommitted.

INTRODUCTION OF BILL.

By leave, Senator Nichols of Benton introduced Senate File No. 205, a bill for an act making further appropriations for the College for the Blind, and to amend section 1675 of the Code.

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

HOUSE MESSAGES.

House File No. 21, a bill for an act to require parties in suits in Circuit and District Courts to file copies of all pleadings for use of the opposite parties, was taken up.

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

House File No. 19, a bill for an act extending the right to hold the office of county recorder to women, was taken up.

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

House File No. 54, a bill for an act providing for appeals from the findings of commissioners of insanity, and to amend section 1401 of chapter 2, title 11 of the Code, was taken up.

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

House File No. 215, a bill for an act to provide for the extension of the limits of cities of the first or second class, was taken up.

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

Substitute for House File No. 45, a bill for an act to repeal section 258, chapter 12, title 3 of the Code, and enact a substitute in lieu thereof, was taken up.

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

House File No. 94, a bill for an act to amend section 2975 of the Code, relating to garnishment proceedings, was taken up.

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

House File No. 339, a bill for an act to provide for not less than three nor more than six polling places in school districts containing more than fifteen thousand inhabitants, was taken up.

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

House File No. 288, a bill for an act to legalize the organization and acts of the Waterloo Agricultural Works, of Waterloo, Iowa, was taken up.

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

REPORTS OF COMMITTEES.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 119, a bill for an act requiring county treasurers to report to boards of supervisors at the regular sessions in January and June, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Ways and Means.

The bill was so referred.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No 152, a bill for an act to repeal chapter 155 of the acts of the Seventeenth General Assembly, providing for the better security of the revenue, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Ways and Means.

The bill was so referred.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 132, a bill for an act to amend chapter 154 of the acts of the Seventeenth General Assembly, and section 289 of the Code, relating to the bonding of county indebtedness, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

WOOLSON, *Chairman.*

Ordered passed on file.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred Senate File No. 193, a bill for an act making an appropriation to assist in defending actions brought for an alleged infringement of the patent known as the Green driven well, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

ARNOLD, *Chairman.*

Ordered passed on file.

Senator Young, from the Committee on Railways, submitted the following report:

MR. PRESIDENT—Your Committee on Railways, to whom was referred Senate File No. 160, a bill for an act to amend section 5 of chapter 123 of the acts of the Sixteenth General Assembly, in relation to the compensation of county treasurers for certificates issued of taxes voted in aid of railroads, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

YOUNG, *Chairman.*

Ordered passed on file.

Senator Shrader, from the Committee on Medicine, Surgery and Hygiene, submitted the following report:

MR. PRESIDENT—Your Committee on Medicine, Surgery and Hygiene, to whom was recommended substitute for Senate Files Nos. 101 and 136, a bill for an act for the establishment of a hospital in certain cities, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

SHRADER, *Chairman.*

Ordered passed on file.

Senator Shelley moved to take up Senate File No. 126, and that the same be referred to Committee on Judiciary.

The motion prevailed.

INTRODUCTION OF BILL.

By leave, Senator Russell of Jones introduced Senate File No. 206, a bill for an act making appropriation for prosecution of the work on the Additional Penitentiary at Anamosa, and to pay old indebtedness.

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

BILLS ON SECOND READING.

Senator Hedges moved that the Committee on Judiciary be requested to return to the Senate, Senate File No. 136, in order that the same may be referred to the Committee on Ways and Means.

On motion of Senator Lewellen Senate File No. 98 was taken up and made a special order for 10:30 o'clock Thursday next.

Senator Lawrence moved to take up House File No. 358, a bill for an act to amend section 1120 of the Code, in relation to the publication and distribution of the reports of the State Horticultural Society.

The motion prevailed.

In connection therewith Senator Lawrence also submitted the following communication, which was read and ordered passed on file:

DES MOINES, IOWA, Feb. 16, 1880.

Hon. A. H. Lawrence, Senate Chamber:

DEAR SIR—In answer to your inquiry, so far as the printing of the Horticultural Report is concerned, the additional expense will be for the presswork. No additional charge for composition, as the work is only just commenced.

Yours, etc.,

F. M. MILLS, *State Printer.*

Senator Gillett moved to postpone the hour of adjournment ten minutes.

The motion prevailed.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nie-lander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, Wright, and Young—43.

The nays were—None.

Absent or not voting:

Senators Chase, Foster, Garber, Hanna, Harmon, Shelley, and Wilson—7.

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

REPORTS OF SPECIAL COMMITTEES.

Senator Gillett, from the Special Committee to visit the Orphans' Home, submitted the report of that committee.

Ordered passed on file, and printed.

Senator Ford, from the Special Committee to visit the State Normal School, submitted the report from that committee.

Ordered passed on file, and printed.

At 12:10 the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, February 18, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Rogers.

Journal of yesterday read and approved.

SPECIAL COMMITTEE.

The President announced the appointment of the following Special Committee on School Fund:

Senators Hemenway, Russell of Jones, and Harned.

PETITIONS AND MEMORIALS.

By Senator Lawrence, a petition asking a reduction of the price of the Iowa Supreme Court reports.

Referred to the Committee on Retrenchment.

INTRODUCTION OF BILLS.

By Senator Traverse, Senate File No. 207, a bill for an act to amend section 456 of the Code, granting to cities and towns power to prevent and punish drunkenness.

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

By Senator Arnold, Senate File No. 208, a bill for an act to fix the compensation of the military of the State, when called into service under the provisions of chapter 6, title 25 of the Code.

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

By Senator Woolson, Senate File No. 209, a bill for an act making unlawful the sale, without license therefor, of malt and vinous liquors within municipal corporations, and providing punishment therefor.

Read a first and second time, ordered printed, and referred to the Committee on Suppression of Intemperance.

By Senator Lawrence, Senate File No. 210, a bill for an act repealing section 2455 of the Code of 1873 and enacting a substitute therefor, relative to descent of property of an intestate.

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

By Senator Lawrence Senate File No. 211, a bill for an act to enable school districts to issue bonds for the purpose of funding judgment indebtedness now existing, additional to the Code, title 12, chapter 9 of the system of common schools.

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

By Senator Meyer, Senate File No. 212, a bill for an act to amend section 8, chapter 77 of the acts of the Seventeenth General Assembly of the State of Iowa, in relation to the collection of the fund to pay the salaries and current expenses of the Railroad Commissioners.

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

By Senator Ham, Senate File No. 213, a bill for an act providing for the payment of the State bonds falling due on the 1st day of July, 1881.

Read a first and second time, and, at the request of Senator Ham, laid on the table temporarily.

By Senator Shrader, Senate File No. 214, a bill for an act authorizing the Register of the Land Office to issue a patent for lot 5, in block 23, Iowa City, Iowa.

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

By Senator Larrabee, Senate File No. 215, a bill for an act in relation to the disposition of personal property by will.

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

By Senator Shrader, Senate File No. 216, a bill for an act to amend section 2 of chapter 123 of the acts of the Sixteenth General Assembly.

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

RESOLUTION.

Senator Mitchell offered the following, which was adopted:

Resolved, That in future, and until otherwise ordered, the Senate hold afternoon sessions Mondays, Wednesdays and Fridays, commencing at 2 P. M.

REPORTS OF COMMITTEES.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 201, a bill for an act to repeal chapter 145 of the laws of 1878, and to enact a substitute therefor, relative to the taking of evidence in equitable actions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

WOOLSON, *Chairman.*

Ordered passed on file.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 190, a bill for an act relating to the fees of justices of the peace in criminal cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

D. D. CHASE, *Chairman.*

Ordered passed on file.

Senator Merrell, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 191, a bill for an act for the punishment of persons for attempting to break and enter buildings with intent to commit a public offense, additional to chapter 3, title 24 of the Code, concerning "offenses against property," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

N. A. MERRELL, *for Committee.*

Ordered passed on file.

BILLS ON SECOND READING.

On motion of Senator Merrell Senate File No. 191, a bill for an act for the punishment of persons for attempting to break and enter buildings with intent to commit a public offense, additional to chapter 3, title 24 of the Code, concerning offenses against property, with report of committee recommending that it do pass, was, by consent, taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harrod, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson

of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—44.

The nays were—None.

Absent or not voting:

Senators Clark, Garber, Hanna, Harmon, Nichols of Benton, and Young—6.

So the bill passed and the title was agreed to.

REPORTS OF COMMITTEES.

Senator Patterson, from the Committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File Fo. 96, a bill for an act to prevent the destruction of birds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be laid upon the table and that a bill prepared by the committee, embracing the same subject-matter, is herewith reported, and its passage recommended.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 143, a bill for an act amendatory to section 2049 of the Code of 1873, in relation to weights of Hungarian and millet seed, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by striking from the last line the word "fifty" and inserting in place thereof the word "forty-eight," and that when so amended the bill do pass.

JOHN PATTERSON, *Chairman*.

Ordered passed on file.

Senator Nielander, from the Committee on Commerce, submitted the following report:

MR. PRESIDENT—Your Committee on Commerce, to whom was referred Memorial and Resolution of the State of Iowa to the Congress of the United States of America, requesting Congress to set apart \$100,000 of the river improvement appropriation to build and operate two of Captain Mahan's dredges on the Mississippi River and tributaries during the summer of 1880, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

NIELANDER, *Chairman*.

Ordered passed on file.

Senator Gaylord, from the Committee on Highways, submitted the following report:

MR. PRESIDENT—Your Committee on Highways, to whom was referred Senate File No. 203, a bill for an act to amend section 1361, chapter 1, title 11 of the Code, to provide for the employment by

counties of persons obtaining poor relief, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

GAYLORD, *for Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

On motion of Senator Ham Senate File No. 203, a bill for an act to amend section 1361, chapter 1, title 11 of the Code, to provide for the employment by counties of persons receiving poor relief, with report of committee recommending it do pass, was by consent taken up and considered.

Senator Ham moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Russell of Jones moved to amend the bill by adding to section 1 the following words: "Which compensation shall be in lieu of the money or other relief provided in this section."

Senator Larrabee moved that the bill be passed on file.

Senator Russell of Greene moved that the bill be referred to the Committee on Judiciary, and be printed.

The motion prevailed.

REPORT OF COMMITTEE.

Senator Shrader, from the Committee on Asylum for Feeble-Minded Children, submitted the following report:

MR. PRESIDENT—Your Committee on Asylum for Feeble-Minded Children, to whom was referred Senate File No. 204, a bill for an act making appropriation for the Asylum for Feeble-Minded Children, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Appropriations.

SHRADER, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

Joint Resolution relative to the allotment of rooms in the new capitol building for the use of the Horticultural Society, was taken up and considered, with the report of the committee recommending a substitute.

Senator Woolson moved to amend the substitute by inserting, after the word "designated," the words "by the General Assembly."

The question being on the motion of Senator Woolson to amend the substitute for the Joint Resolution, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Gaylord, Goodykoontz, Haines, Ham, Harmon, Harned, Hebard, Hemenway, Johnson of Ma-

aska, Johnson of Winneshiek, Keller, Kimball, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Patterson, Shelley, Wall, Wilson, and Woolson—26.

The nays were:

Senators Clark, Ford, Foster, Gillett, Greenlee, Hartshorn, Hedges, Henderson, Larrabee, Lawrence, Lewellen, Nichols of Benton, Niellander, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Webb, and Wright—21.

Absent or not voting:

Senators Garber, Hanna, and Young—3.

So the amendment was adopted.

Senator Kimball submitted a bill, and offered the same as a substitute for the Joint Resolution.

Senator Merrell raised the point of order that a bill could not be so introduced.

The point of order was sustained.

Senator Greenlee moved to amend the substitute for the Joint Resolution by striking out the word "the," as it occurs before the words "General Assembly," and inserting in lieu thereof the word "this."

Senator Haines raised the point of order that the amendment just adopted could not now be amended.

The point of order was sustained.

Senator Larrabee moved to postpone the further consideration of the Joint Resolution.

Senator Woolson moved to postpone the time of adjournment until disposition should be made of the matter under consideration, and that when the Senate adjourn it be to meet at 10 o'clock to-morrow morning.

The motion prevailed.

Senator Traverse moved to amend the substitute by inserting after the words "General Assembly" the words, "at the present session."

PETITION.

By consent, Senator Ham offered a petition against the proposed amendment to the Constitution prohibiting the manufacture and sale of alcoholic, etc., liquors.

Referred to the Committee on Suppression of Intemperance.

BILLS ON SECOND READING.

The question being on the adoption of the amendment offered by Senator Traverse, the same was agreed to.

The substitute as amended was adopted.

Senator Larrabee moved that the rule be suspended, and the Joint Resolution be considered engrossed, and read a third time now, which prevailed, and it was read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned,

Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Niellander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—45.

The nays were—None.

Absent or not voting:

Senators Garber, Hanna, Hartshorn, Hedges, and Young—5.

So the Joint Resolution passed, and the title was agreed to.

By consent of the Senate, the Chair entertained a motion by Senator Ham to take up Senate File No. 213 and refer the same to the Committee on Judiciary, and order it printed.

The motion prevailed.

Senator Woolson requested that the time for the report of the Committee on Judiciary on Senate File No. 75 be extended until Friday next, which was granted.

The Sergeant-at-Arms was excused until Friday morning next.

At 12:10 o'clock P. M. the Senate adjourned.

SENATE CHAMBER, }
DES MOINES, IOWA, February 19, 1880. }

The Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Ryman.

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

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

House File No. 110, a bill for an act requiring railroad companies and supervisors of roads and public highways to eradicate foul and noxious weeds from the lines of railways and highways.

House File No. 155, a bill for an act to legalize the sale of certain school land by the Auditor of Tama county, Iowa.

House File No. 265, a bill for an act to repeal section 8, chapter 123 of the public acts of the Sixteenth General Assembly, and enacting a substitute therefor.

W. V. LUCAS, *Clerk.*

Journal of yesterday read and approved.

PETITIONS AND MEMORIALS.

By Senators Shrader, Merrell, Foster, Haines, Hedges, Wright, Mitchell, Harmon, Madson, and Henderson, petitions asking that no law be passed which will repeal the statute known as the wine and beer clause.

Referred to the Committee on Suppression of Intemperance.

Senator Clark was excused until Monday next.

By Senators Young, Madson and Lawrence, petitions from the Woman's Christian Temperance Union asking a constitutional amendment prohibiting the manufacture and sale of alcoholic liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Kimball, a petition relative to the place of holding the sessions of the Supreme Court.

Referred to the Committee on Judiciary.

By Senator Harmon, a petition of citizens of Buchanan county asking a reduction of salaries of county officers.

Referred to the Committee on Retrenchment.

By Senator Hartshorn, a petition asking legislation for the protection of prairies against fire.

Referred to the Committee on Railways.

By Senator Tirrill, a petition asking the enactment of a law prohibiting appeals from justices' courts where the sum involved is \$50 or less.

Referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

By Senator Ford, Senate File No. 217, a bill for an act to amend section 2591, chapter 6, title 17 of the Code, relating to the changes in place of trial.

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

By Senator Wilson, Senate File No. 218, a bill for an act defining the term "private bankers," requiring them to make certain reports to the Auditor of State, and for the protection of depositors; also imposing certain penalties for the violation of its provisions and prescribing the manner of enforcing the same.

Read a first and second time and referred to the Committee on Banks, and ordered printed.

By Senator Webb, Senate File No. 219, a bill for an act to amend chapter 167 of the laws of the Seventeenth General Assembly.

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

By Senator Russell of Greene, Senate File No. 220, a bill for an act to legalize acknowledgements by county auditors, deputy county auditors and deputy clerks of the District Court.

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

By Senator Russell of Greene, Senate File No. 221, a bill for an act

authorizing administrators with the will annexed to execute such will the same as executors.

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

By Senator Russell of Jones, Senate File No. 222, a bill for an act to consolidate the office of the Register of State Land Office with the office of Secretary of State.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House.

House File No. 118, a bill for an act to amend section 2372 of the Code, relative to the non-liability for the debts of deceased persons, of money made payable by mutual aid and benevolent societies.

W. V. LUCAS, *Chief Clerk*.

INTRODUCTION OF BILLS.

By Senator Nichols of Benton, Senate File No. 223, a bill for an act to amend section 165, chapter 5, title 3 of the Code, relative to printing blank "times of holding the District and Circuit Courts."

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

By Senator Nichols of Benton, Senate File No. 224, a bill for an act to repeal section 1749 of the Code, and enact a substitute therefor.

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

RESOLUTIONS.

Senator Shelley offered the following:

Resolved, That on and after the 1st day of March, 1880, the Senate shall hold afternoon sessions on Mondays, Wednesdays and Fridays.

Senator Russell of Greene moved to amend the resolution by striking out the words "1st day of March" and inserting in lieu thereof the words "25th day of February."

Senator Russell of Greene offered as a substitute for the resolution the following:

Resolved, That the Senate will hereafter hold daily sessions, commencing at 9:15 o'clock A. M. and adjourning at 12 o'clock M.

The question being on the adoption of the substitute, the same was agreed to.

Senator Larrabee moved that Senate File No. 188 be taken up for the purpose of making it a special order.

The motion prevailed.

Senator Larrabee moved to make Senate File No. 188 a special order for Friday, February 20, at 10 o'clock A. M.

Senator Merrell moved to amend the motion by striking out the words "Friday, 20th," and inserting in lieu thereof "Wednesday, the 25th."

Senator Russell of Jones offered as a substitute for the motion pending the following resolution:

Resolved, That Senate File No. 188, and all other bills relating to war and defense bonds, be made a special order for Wednesday next, at 10:30 o'clock, and be first considered in Committee of the Whole.

The resolution was lost.

The question being on the motion of Senator Merrell to amend the motion of Senator Larrabee, the same was lost.

The question being on the motion of Senator Larrabee, the same prevailed, and Senate File No. 188 was made a special order for tomorrow at 10 o'clock A. M.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 7, a bill for an act to amend sections 1719 and 1808 of the Code of 1873, in relation to a tie vote of the electors at an election of school directors.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

RESOLUTION.

By Senator Wright, the following Joint Resolution relative to import duty on printing paper:

WHEREAS, A combination has been entered into and exists among the paper manufacturers of the country whereby the price of print paper has recently been advanced some 40 per cent without any just reason; therefore

Be it resolved by the General Assembly of the State of Iowa, That our Senators in Congress be instructed and our Representatives requested to vote in favor of the passage of the bill now pending in Congress to remove the duty on paper imported into this country to be used in printing books, periodicals and newspapers.

HOUSE MESSAGES.

House File No. 155, a bill for an act to legalize the sale of certain school land by the auditor of Tama county, Iowa.

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

House File No. 265, a bill for an act to repeal section 8, chapter 123

of the public acts of the Sixteenth General Assembly, and enacting a substitute therefor.

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

House File No. 110, a bill for an act requiring railroad companies and supervisors of roads and public highways to eradicate foul and noxious weeds from the lines of railroads and highways.

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

REPORTS OF COMMITTEES.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 135, a bill for an act to amend section 1955 of the Code, authorizing county auditors to acknowledge deeds and other instruments of writing, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by adding thereto “or deputy county auditor,” and thus amended, that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 183, a bill for an act to amend chapter 28 of the public acts of the Fifteenth General Assembly, in relation to the assessment of taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by adding thereto as follows: “This act being deemed of immediate importance, shall take effect from and after its publication in the ‘Iowa State Register’ and Council Bluffs ‘Nonpareil,’ newspapers published in Iowa.” And thus amended, that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred House File No. 26, a bill for an act to relieve manufacturing companies from double taxation, beg leave to report that they have had the same under consideration and have instructed me to report the inclosed bill as a substitute to the Senate with the recommendation that it do pass.

LARRABEE, *Chairman.*

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House Joint Resolution petitioning Congress to furnish the Agricultural Colleges in the several States with standards of weights and measures, beg leave to report that they have had the same under con-

sideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

JOHN S. WOOLSON, *Chairman*.

Ordered passed on file.

MAJORITY REPORT.

Senator Hanna, from the Committee on Constitutional Amendments, submitted the following majority report:

MR. PRESIDENT—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution proposing to amend the Constitution so as to prohibit the manufacture and sale of intoxicating liquors within this State, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

TH. HANNA, *Chairman*.

Ordered passed on file.

Senator Woolson moved that the Joint Resolution reported back to the Senate by the Committee on Judiciary be referred to the Committee on Agricultural College.

The motion prevailed.

On motion of Senator Harmon House Joint Resolution relative to the amendment to the Constitution prohibiting the manufacture and sale of alcoholic liquors was made a special order for 10:30 o'clock A. M., February 26th.

MINORITY REPORT.

Senator Harned, from the Committee on Constitutional Amendments, submitted the report of the minority of that Committee.

Ordered passed on file, and printed.

REPORTS OF COMMITTEES.

Senator Nichols of Benton, from the Committee on Insurance, submitted the following report:

MR. PRESIDENT—Your Committee on Insurance, to whom was referred Senate File No. 73, a bill for an act to amend chapters 4 and 5 of the Code, providing additional terms upon which foreign insurance companies are authorized to do business in this State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the bill do pass.

J. D. NICHOLS, *Chairman*.

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was re-committed Senate File No. 22, a bill for an act relating to the office of school treasurers throughout the State, with a substitute and accom-

panying papers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the original bill, Senate File No. 22, as amended by the Senate, do pass.

JOHN MEYER, *Chairman.*

Ordered passed on file.

Senator Hartshorn, from the Committee on Elections, submitted the following report:

MR. PRESIDENT—Your Committee on Elections, to whom was referred Senate File No. 171, a bill for an act to repeal section 501, chapter 10, title 5 of the Code, relative to municipal elections, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking the word "sixty" from the 12th line of section 1 and inserting the word "ten" in lieu thereof; also, that it be amended by inserting in said 12th line of section 1 after the word "election" the words, "and shall have had such residence within the limits of the municipal corporation for the sixty days last preceding said election"; and that when so amended it do pass.

E. J. HARTSHORN, *Chairman.*

Ordered passed on file.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 3, a bill for an act to provide for the payment of expenses in criminal cases where the prosecution fails, or where the costs cannot be made from the person liable therefor, and to repeal sections 3790, 3806 and 3818 of the Code, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 202, a bill for an act to repeal section 3774 of the Code of 1873, in relation to the salaries of the Judges of the Circuit and District Courts, and to provide a substitute therefor, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

CHASE, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

Senate File No. 30, a bill for an act to prohibit the furnishing or giving, or offering to give, intoxicating liquors, including ale, wine and beer, to voters at or within one mile of the polls on election day, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

Senator Hartshorn moved that the rule be suspended, and the bill.

be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madison, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Wilson, Woolson, and Young—40.

The nays were:

Senators Foster, Merrell, Nielander, and Shelley—4.

Absent or not voting:

Senators Clark, Garber, Ham, Hanna, Webb, and Wright—6.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 7, a bill for an act to amend sections 1719 and 1808 of the Code of 1873, in relation to a tie vote of the electors at an election for school directors.

BEN. VAN STEINBURG, *First Ass't Clerk*.

Ordered passed on file.

Senate File No. 171, a bill for an act to repeal section 501, chapter 10, title 4 of the Code, relative to municipal elections, and enact a substitute therefor, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Senator Hartshorn moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

On motion of Senator Johnson of Winneshiek the 2d section was amended by striking out the words "Des Moines" and "Des Moines" as they occur before the words "Register" and "Leader" and insert in lieu thereof the words "Iowa State" and "Iowa State."

On motion of Senator Haines the title and 1st section of the bill were amended by striking therefrom the Roman numeral V and inserting in lieu thereof IV.

Senator Woolson moved that the time of adjournment be postponed until the matter under consideration should be disposed of.

The motion prevailed.

The question recurring on the motion of Senator Hartshorn that the rule be suspended, and the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harned, Hartshorn, Hebard, Hedges,

Hemenway, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—36.

The nays were:

Senators Foster, Harmon, Johnson of Winneshiek, Madson, Merrell, Mitchell, Nielander, Shelley, and Shrader—10.

● Absent or not voting:

Senators Clark, Garber, Ham, and Hanna—4.

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

At 12:10 P. M. the Senate adjourned until 9:15 o'clock A. M. to-morrow.

SENATE CHAMBER,
DES MOINES, IOWA, February 20, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Lucas.

Journal of yesterday read and approved.

PETITIONS AND MEMORIALS.

By Senator Foster, a petition asking an amendment of the militia law.

Referred to the Committee on Military.

By Senator Hemenway, a petition against the repeal of the law known as the wine and beer clause.

Referred to the Committee on Suppression of Intemperance.

By Senator Lewellen, a petition asking the repeal of the herd law.

Referred to the Committee on Agriculture.

By Senator Shelley, a petition asking a repeal of the law known as the wine and beer clause.

Referred to the Committee on Suppression of Intemperance.

By Senator Patterson, a petition against the repeal of the wine and beer exception.

Referred to the Committee on Suppression of Intemperance.

INTRODUCTION OF BILLS.

By Senator Arnold, Senate File No. 225, a bill for an act to provide for leasing the convict labor at the penitentiaries of the State, and to repeal chapter 110 of the acts of the Seventeenth General Assembly.

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

By Senator Harmon, Senate File No. 226, a bill for an act to amend section 1400, chapter 2, title 11 of the Code, relating to commissioners of insanity, by adding thereto.

Read a first and second time and referred to the Committee on Hospitals for the Insane.

By Senator Chase, by request, Senate File No. 227, a bill for an act to prevent dogs running at large upon the premises of persons who are not their owners.

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

RESOLUTIONS.

By Senator Shelley, the following:

Resolved, That no bill shall be introduced after Wednesday, February 25, 1880, except through the committees.

Senator Woolson moved to amend the resolution by adding thereto the words, "except by unanimous consent."

The motion prevailed.

The question being on the adoption of the resolution as amended, the same was lost.

Senator Hedges moved that when the Senate adjourn it be to meet at 2 o'clock P. M. to-day.

The motion did not prevail.

REPORTS OF COMMITTEES.

Mr. Wilson, from the Committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 51, a bill for an act to amend section 506, chapter 10, title 4 of the Code, fixing the compensation of mayors of cities and towns when acting as magistrates, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Judiciary.

W. M. WILSON, *Chairman*.

Ordered passed on file.

Senator Harmon, from the Committee on Military, submitted the following report:

MR. PRESIDENT—Your Committee on Military, to whom was referred the pay-rolls of Companies A and D, Fifth Regiment Iowa National Guard, claiming compensation for services rendered the State in July and August, 1877, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Claims.

HARMON, *Chairman*.

Ordered passed on file.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was

referred Senate File No. 138, a bill for an act to amend section 2747 of the Code of 1873, relating to printed calendars, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 61, a bill for an act to amend sections 181 and 3777 of the Code, providing for the appointment, defining the duties, and fixing the compensation of short-hand reporters in the District and Circuit Courts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Judiciary.

D. D. CHASE, *Chairman*.

Ordered passed on file.

Senator Merrell, from the Committee on Public Lands, submitted the following report:

MR. PRESIDENT—Your Committee on Public Lands, to whom was referred Senate File No. 184, a bill for an act to repeal section 93 of the Code of 1873, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Public Lands, to whom was referred Senate File No. 148, a bill for an act providing for transcribing and perfecting certain records of the State Land Office, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

N. A. MERRELL, *Chairman*.

Ordered passed on file.

Senator Foster, from the Committee on Municipal Corporations, submitted the following report:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred Senate File No. 77, a bill for an act relating to the indebtedness of cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred House File No. 57, a bill for an act to repeal section 520 of chapter 10, title 14 of the Code of Iowa, in relation to cities and incorporated towns, and to provide a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred substitute for House File No. 339, a bill for an act to amend the law governing the election of directors and the powers of boards of directors of independent school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

FOSTER, Chairman.

Ordered passed on file.

Senator Hanna, from the Committee on Constitutional Amendments, submitted the following report:

MR. PRESIDENT—Your Committee on Constitutional Amendments, to whom was referred a Joint Resolution agreeing to, ratifying and confirming an amendment to section four (4) of article three (3) of the Constitution of the State of Iowa, relating to the legislative department, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution proposing to amend section 1 of article 2, and section 4 of article 3 of the Constitution of the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution proposing to amend section 11, article 1 of the Constitution of the State of Iowa, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution proposing to amend section 4, of article 3 of the Constitution of the State of Iowa, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution proposing to amend article 5 of the Constitution of the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution proposing to amend section 1, of article 2 of the Constitution of the State of Iowa, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

THOMAS HANNA, *Chairman.*

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 288, a bill for an act to legalize the organization and acts of the Waterloo Agricultural works of Waterloo, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 57, a bill for an act to amend section 3045 of the Code, further defining manner of completing levy under writ of execution, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 87, a bill for an act to amend subdivision 2 of section 2967 of the Code, requiring sheriffs to give notice of levy in attachment cases where manual delivery is impossible, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 104, a bill for an act to protect keepers of livery and feed stables, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 129, a bill for an act repealing section 180 of the Code, relating to rules of court, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 179, a bill for an act to legalize the incorporation of the town of Anita, Cass county, Iowa, the election of its officers, and acts done and ordinances passed by the council of said town, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by adding to the end of section 1 the words, "in the incorporation of said town and in the election of its officers," and that when so amended the bill do pass.

Ordered passed on file.

Also:

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

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House File No 161, a bill for an act permitting the Cedar Rapids and Marion Street Railway Company to construct a street railway over a certain highway, beg leave to report that they have had the same under consideration and have adopted a substitute, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 178, a bill for an act to amend section 1548 of the Code, relating to remitting penalty in certain cases imposed upon persons found intoxicated, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 112, a bill for an act to amend section 3993 of the Code, defining offenses against the right of suffrage, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 137, a bill for an act to amend section 831, chapter 1, title 6 of the Code, in relation to appeals from boards of equalization, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out of

the the third line of section 1 the word "perfected" and inserting in lieu thereof the words "notice served in writing on the clerk of said board," and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House File No. 64, a bill for an act to legalize the levy of certain taxes in the county of Mills, in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking the following words from the first line of title, "levy of insane tax in Mills county," and that when so amended it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 224, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Reinbeck, in Grundy county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 150, a bill for an act to legalize the incorporation of the town of Birmingham, Van Buren county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 217, a bill for an act to legalize the incorporation of the town of Ida Grove, Ida county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 362, a bill for an act to legalize the organization and official acts of the independent district of Ionia, Chickasaw county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 155, a bill for an act to amend section 4712, chapter 55, title 25 of the Code of Iowa, so as to enable the Governor to ask advice of the General Assembly on applications for pardons of persons convicted of murder in the first degree, beg leave to report

that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the title and inserting the following as the title of the bill: "A bill for an act to amend section 4712, chapter 55, title 25 of the Code, relating to the presentation by the Governor to the General Assembly of applications for pardon"; and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 46, a bill for an act to define and punish frauds and fraudulent practices upon hotel, inn and eating-house keepers, beg leave to report that they have had the same under consideration, and a majority of the committee have adopted a substitute, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JNO. S. WOOLSON, *Chairman.*

Ordered passed on file.

REPORT OF SPECIAL COMMITTEE.

Senator Kimball, from the Special Committee to visit the State University, submitted the report of that committee.

Ordered passed on file, and printed.

BILLS ON SECOND READING.

On motion of Senator Foster substitute for House File No. 339, a bill for an act to provide not less than three nor more than six polling places in school districts containing more than 15,000 inhabitants, with report of committee recommending it do pass, was taken up and considered.

SPECIAL ORDER.

The time for the consideration of the special order having arrived, the same, on motion of Senator Foster, was deferred until disposition should be made of the bill under consideration.

BILLS ON SECOND READING.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartahorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen,

Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Wright—41.

The nays were—None.

Absent or not voting:

Senators Dashiell, Garber, Ham, Hanna, Nielander, Russell of Jones, Shelley, Woolson, and Young—9.

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

At 11 o'clock A. M. Senator Boling was excused until Monday next.

SPECIAL ORDER.

The special order, it being Senate File No. 188, a bill for an act to provide a special tax to pay the war and defense fund bonds, issued under chapter 16, acts of the extra session of 1861, and due July 1, A. D. 1881, was taken up and considered by sections.

Senator Larrabee moved to strike from the fourth line of section 1 the letters and figures "A. D. 1861" and insert in lieu thereof the words "of the Eighth General Assembly."

The motion prevailed.

Senator Woolson moved to strike from the second line of section 4 the words "to him for that purpose," and insert in lieu thereof the words "for payment at place where said bonds are payable."

The motion prevailed.

On motion of Senator Haines the words "provided he has money on hand belonging to said fund," as they occur in section 4, were stricken out, and the words "provided said bonds are then due" were inserted in lieu thereof.

Senator Chase moved to strike from section 1 the words "determine the rate of special State tax necessary to be levied" and insert in lieu thereof the words "shall authorize a special tax of three-fourths of a mill."

Senator Larrabee moved to add the following, as section 5:

"That the sum of \$300,000 (three hundred thousand dollars) is hereby appropriated for the purpose of paying the bonds above named."

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

Substitute for House File No. 7, a bill for an act to amend section 2951 of the Code.

W. V. LUCAS, *Chief Clerk.*

The question being on the adoption of the amendment offered by Senator Chase, the yeas and nays were demanded.

The yeas were:

Senators Chase, Clark, Gaylord, Goodykoontz, Greenlee, Harned,

Hedges, Johnson of Winneshiek, Keller, Kimball, Lawrence, Merrell, Mitchell, Nichols of Guthrie, Shrader, Traverse, Wall, and Young—18.

The nays were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Gillett, Haines, Harmon, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Larrabee, Madson, Meyer, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Jones, Tirrill, Webb, Wilson, Woolson, and Wright—26.

Absent or not voting:

Senators Garber, Ham, Hanna, Lewellen, Russell of Greene, and Shelley—5.

So the amendment was lost.

Senator Russell of Jones offered a substitute for Senate File No. 188, the bill under consideration, which was read and considered.

Senator Larrabee moved that when the Senate adjourn it be to meet at 2:15 o'clock P. M. to-day.

The motion prevailed.

At 12 o'clock M. the Senate adjourned.

AFTERNOON SESSION.

2:15 O'CLOCK P. M

Senate met pursuant to adjournment, and was called to order by President Campbell.

BILLS ON SECOND READING.

Consideration of the substitute for Senate File No. 188, pending at the hour of adjournment, was resumed.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 358, a bill for an act to amend section 1120 of the Code of 1873, in relation to publication and distribution of the reports of the State Horticultural Society.

BEN. VAN STEINBURG, *First Ass't Clerk.*

Ordered passed on file.

BILLS ON SECOND READING.

The question being on the adoption of the amendment offered by Senator Larrabee, the same was agreed to.

Senator Haines moved to amend the bill by striking the word "paying" from the third line of section 1 and inserting in lieu thereof the words, "enabling the State to pay."

Senator Hedges moved to amend the amendment offered by Senator Haines by adding thereto the words, "out of any funds not otherwise appropriated."

The motion did not prevail.

The question being on the adoption of the amendment offered by Senator Haines, the same was agreed to.

Senator Merrell moved to substitute Senate File No. 213 for the bill under consideration.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

House File No. 11, a bill for an act to repeal section 857, chapter 2, title 6 of the Code and provide a substitute therefor, allowing semi-annual payment of taxes; also, to amend sections 865, 866, 871 and 874 of said chapter 2, title 6 of the Code.

W. V. LUCAS, *Clerk*.

Senators Lewellen and Madson were excused until to-morrow morning.

BILLS ON SECOND READING.

Senator Russell of Jones moved that Senate File No. 188, together with the substitute and the amendment thereto offered, be referred to the Committee on Judiciary, and that the committee be requested to report the bill back to the Senate on or before Thursday next, and that the bill, with the substitute and amendments, be made a special order for that day.

On the question to refer the yeas and nays were demanded.

The yeas were:

Senators Chase, Ford, Gaylord, Greenlee, Harned, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Lawrence, Merrell, Nichols of Guthrie, Patterson, Russell of Jones, Shrader, and Wilson—17.

The nays were:

Senators Arnold, Clark, Dashiell, Garber, Gillett, Goodykoontz, Haines, Harmon, Hartshorn, Hebard, Hedges, Johnson of Winneshiek, Larrabee, Meyer, Mitchell, Nichols of Benton, Nielander, Prizer, Tirrill, Traverse, Wall, Webb, Woolson, Wright, and Young—25.

Absent or not voting:

Senators Boling, Foster, Ham, Hanna, Lewellen, Madson, Russell of Greene, and Shelley—8.

So the motion was lost.

Senator Hartshorn moved that the further consideration of Senate File No. 188 be postponed until Wednesday, at 10 o'clock A. M.

The motion did not prevail.

The question recurring on the adoption of the amendment of Senator Merrell to the substitute, the yeas and nays were demanded.

The yeas were:

Senators Ford, Gaylord, Harned, Hartshorn, Hemenway, Henderson, Keller, Kimball, Lawrence, Merrell, Meyer, Mitchell, Nichols of Guthrie, Patterson, Shrader, and Wilson—16.

The nays were:

Senators Arnold, Chase, Clark, Dashiell, Garber, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Hebard, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Larrabee, Nichols of Benton, Nielander, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, Woolson, Wright, and Young—26.

Absent or not voting:

Senators Boling, Foster, Ham, Hanna, Lewellen, Madson, Russell of Greene, and Shelley—8.

So the amendment was lost.

The question being on the adoption of the substitute offered by Senator Russell of Greene, the same was lost.

On the question, shall the bill be engrossed and read a third time to-morrow? the yeas and nays were demanded.

The yeas were:

Senators Arnold, Dashiell, Garber, Gillett, Goodykoontz, Haines, Harmon, Hebard, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Larrabee, Nichols of Benton, Nielander, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, Woolson, Wright, and Young—23.

The nays were:

Senators Chase, Clark, Gaylord, Greenlee, Harned, Hartshorn, Hemenway, Henderson, Keller, Kimball, Lawrence, Merrell, Meyer, Mitchell, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, and Wilson—19.

Absent or not voting:

Senators Boling, Ford, Foster, Ham, Hanna, Lewellen, Madson, and Shelley—8.

So the bill was ordered engrossed.

INTRODUCTION OF BILLS.

By leave, Senator Woolson introduced Senate File No. 228, a bill for an act amending chapter 5, title 12 of the Code, relating to the Iowa Reform School, and providing for carrying the same into effect.

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

By leave, Senator Johnson of Winneshiek introduced Senate File No. 229, a bill for an act to amend section 1660 of the Code, relating to the term for which pupils may be committed to the Reform School,

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

REPORT OF COMMITTEE.

Senator Dashiell, from the Special Committee to Visit the Asylum for the Insane at Mt. Pleasant, submitted the report of that committee. Ordered passed on file, and printed.

INTRODUCTION OF BILLS.

By leave, Senator Johnson of Mahaska introduced Senate File No. 230, a bill for an act to legalize the levy of certain taxes of the city of Oskaloosa.

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

By leave, Senator Arnold introduced Senate File No. 231, a bill for an act making appropriation for the Iowa State Agricultural College.

Read a first and second time and referred to the Committee on Appropriations, and ordered printed.

By leave, Senator Arnold introduced Senate File No. 232, a bill for an act making certain appropriations in aid of the Asylum for Feeble-Minded Children.

Read a first and second time and referred to the Committee on Appropriations, and ordered printed.

BILLS ON SECOND READING.

On motion of Senator Hemenway local bills were taken up.

House File No. 362, a bill for an act to legalize the organization and special proceedings of the independent district of Ionia, Chickasaw county, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Larabee, Lawrence, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, and Wright—35.

The nays were—None.

Absent or not voting:

Senators Boling, Dashiell, Foster, Ham, Hanna, Harned, Keller, Kimball, Lewellen, Madson, Meyer, Russell of Greene, Shelley, Wilson, and Young—15.

So the bill passed and the title was agreed to.

On motion of Senator Hemenway the further consideration of local bills was made a special order for to-morrow morning at 9:30 o'clock.

Senator Tirrill was excused until Monday next.

On motion of Senator Wright the Senate, at 5:15 o'clock, adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, February 21, 1880. }

Senate met pursuant to adjournment, and was called to order by the President

Prayer by Rev. Mr. Lucas.

There not being a quorum present, on motion of Senator Gillett a call of the Senate was had.

Senator Merrell was excused until 2 o'clock P. M.

Senator Dashiell moved to dispense with the further proceedings under the call of the Senate.

The motion did not prevail.

The roll of the Senate being called, Senators Chase, Clark, Haines, Hartshorn and Wall were found to be absent.

Senators Shrader, Young, Shelley and Arnold were excused until Monday.

On motion of Senator Hemenway further proceedings under the call of the Senate were dispensed with.

Journal of yesterday read and approved.

Pending the reading of the journal the President announced the arrival of the time for the consideration of the special order, and the same was deferred until the reading was completed.

SPECIAL ORDER.

At 9:40 o'clock A. M. the special order, it being the consideration of local bills, was taken up.

House File No. 150, a bill for an act to legalize the incorporation of the town of Birmingham, Van Buren county, Iowa, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Wilson, and Wright—14.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Ham, Hanna, Hartshorn, Lewellen, Madson, Merrell, Shelley, Shrader, Tirrill, Woolson, and Young—13.

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

Substitute for House File No. 64, a bill for an act to legalize the levy of certain taxes in the county of Mills, in the State of Iowa, with report

of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Wilson, and Wright—37.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Ham, Hanna, Hartshorn, Lewellen, Madson, Merrell, Shelley, Shrader, Tirrill, Woolson, and Young—13.

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

House File No. 217, a bill for an act to legalize the incorporation of the town of Ida Grove, Ida county, Iowa, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Wilson, and Wright—37.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Ham, Hanna, Hartshorn, Lewellen, Madson, Merrell, Shelley, Shrader, Tirrill, Woolson, and Young—13.

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

Senate File No. 179, a bill for an act to legalize the incorporation of the town of Anita, Cass county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of

Winneshiek, Keller, Kimball, Larrabee, Lawrence, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Wilson, and Wright—37.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Ham, Hanna, Hartshorn, Lewellen, Madson, Merrell, Shelley, Shrader, Tirrill, Woolson, and Young—13.

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

House File No. 224, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Reinbeck, in Grundy county, Iowa, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Wilson, and Wright—37.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Ham, Hanna, Hartshorn, Lewellen, Madson, Merrell, Shelley, Shrader, Tirrill, Woolson, and Young—13.

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

House File No. 288, a bill for an act to legalize the organization and acts of the Waterloo Agricultural Works of Waterloo, Iowa, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Wilson, and Wright—35.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Ham, Hanna, Hartshorn, Lewellen, Madson, Merrell, Meyer, Patterson, Shelley, Shrader, Tirrill, Woolson, and Young—15.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

House File No. 63, a bill for an act to facilitate farm drainage, additional to chapter 2, title 10 of the Code.

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

Substitute for House File No. 124, a bill for an act to repeal section 12, chapter 2, title 1 of the Code, in relation to compensation and mileage of members of the General Assembly, and compensation of officers and employes of the same, and to enact a substitute therefor.

Substitute for House File No. 141, a bill for an act to repeal sections 181, 182 and 3777 of the Code, in relation to short-hand reporters.

House File No. 171, a bill for an act in relation to highway taxes.

House File No. 188, a bill for an act to amend section 467 of the Code of 1873, in relation to sidewalks.

House File No. 189, a bill for an act in relation to jury trial in cases for violations of ordinances of cities of second class.

House File No. 190, a bill for an act in relation to the jurisdiction of mayors of cities of the second class with reference to violations of city ordinances.

House File No. 216, a bill for an act to authorize cities of the first and second class to acquire and dispose of real property in certain cases.

W. V. LUCAS, *Clerk*.

Senate File No. 57, a bill for an act to legalize the acts of Chris. H. Logan as Recorder of Lyon county, Iowa, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Wilson, and Wright—35.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Ham, Hanna, Hartshorn, Lewellen, Madson, Merrell, Meyer, Shelley, Shrader, Tirrill, Woolson, and Young—15.

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

INTRODUCTION OF BILL.

By leave, Senator Ford introduced Senate File No. 233, a bill for an act to legalize the organization and acts of the Dunlap Fine Stock and Driving Park Company, of Dunlap, Iowa.

Read a first and second time.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Wilson, and Wright—36.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Dashiell, Ham, Hanna, Lewellen, Madson, Merrell, Meyer, Shelley, Shrader, Tirrill, Woolson, and Young—14.

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

BILLS ON SECOND READING.

Senate File No. 183, a bill for an act to amend chapter 28 of the public acts of the Fifteenth General Assembly, in relation to the assessment of taxes, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Wilson, and Wright—36.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Ham, Hanna, Hedges, Lewellen, Madson, Merrell, Meyer, Shelley, Shrader, Tirrill, Woolson, and Young—14.

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

On motion of Senator Larrabee Senate File No. 135, a bill for an act to amend section 1955, authorizing county auditors to acknowledge deeds and other instruments of writing, with the report of the com-

mittee recommending amendments, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Wilson, and Wright—38.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Ham, Hanna, Lewellen, Madson, Merrell, Shelley, Shrader, Tirrill, Woolson, and Young—22.

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

Senate File No. 120, a bill for an act entitled an act requiring boards of supervisors in certain cases to pay to cities of the first class a portion of the county bridge fund, with report of committee recommending a substitute, was taken up and considered.

Senator Chase moved to amend the substitute by inserting after the word "that" in the 13th line of section 1 the words, "shall be free when they are paid for out of the taxes and tolls collected in the meantime."

Senator Russell of Greene moved to recommit the bill, with substitute and amendments, to the Committee on Municipal Corporations.

The motion prevailed.

Senate Files Nos. 167 and 168 were taken up and ordered printed.

On motion of Senator Russell of Jones the Joint Resolution relative to amending the patent laws, was taken up and considered.

Senator Russell of Jones moved that the rule be suspended and the Joint Resolution under consideration be read a third time now.

Senator Hedges moved that the Joint Resolution be recommitted to the Committee on Judiciary.

The motion prevailed.

Senator Greenlee was excused until Monday next.

REPORT OF COMMITTEE.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 220, a bill for an act to legalize acknowledgements by county auditors, deputy county auditors and deputy clerks of the District Court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

GEO. F. WRIGHT, *Chairman, pro tem.*

Ordered passed on file.

BILLS ON SECOND READING.

On motion of Senator Wright Senate File No. 220, a bill for an act to legalize acknowledgements by county auditors, deputy county auditors and deputy county clerks of District Courts, with report of committee recommending it do pass, was taken up and considered.

Senator Russell of Greene moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Wilson, and Wright—37.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Greenlee, Ham, Hanna, Lewellen, Madson, Merrell, Shelley, Shrader, Tirrill, Woolson, and Young—13.

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

PETITIONS AND MEMORIALS.

By Senator Foster, a petition from fifteen tax-paying women of Dav-
enport asking for a constitutional amendment giving to women the
right of suffrage.

Referred to the Committee on Constitutional Amendments.

By Senator Foster, a petition from citizens of Scott county against
the taxing of property owned by women until they are given repre-
sentation by the ballot.

Referred to the Committee on Constitutional Amendments.

By Senator Meyer, a petition from 42 citizens of Chickasaw county
asking for a constitutional amendment giving to women the right of
suffrage.

Referred to the Committee on Constitutional Amendments.

By Senator Meyer, a petition from 249 citizens of Jasper county
asking for a constitutional amendment giving to women the right of
suffrage.

Referred to the Committee on Constitutional Amendments.

By Senator Harned, a petition asking that the wine and beer clause
be not repealed.

Referred to the Committee on Suppression of Intemperance.

By Senator Chase, a petition from 45 citizens of Hardin county ask-
ing for a constitutional amendment giving to women the right of suf-
frage.

Referred to the Committee on Constitutional Amendments.

On motion of Senator Hartshorn Joint Resolution agreeing to, rati-
fying and confirming an amendment to section four (4) of article three

(3) of the Constitution of the State of Iowa, relating to the legislative department, with report of committee recommending it do pass, was taken up and considered.

Senator Hartshorn moved that the rule be suspended, and the Joint Resolution be considered engrossed, and read a third time now, which motion prevailed, and the Joint Resolution was read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winnebago, Keller, Kimball, Larrabee, Lawrence, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Wilson and Wright—35.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Greenlee, Ham, Hanna, Lewellen, Madson, Merrell, Mitchell, Patterson, Shelley, Shrader, Tirrill, Woolson, and Young—15.

So the Joint Resolution passed, and the title was agreed to.

INTRODUCTION OF BILLS.

By Senator Wright, Senate File No. 234, a bill for an act to facilitate business with railroad and sleeping-car companies running or operating sleeping-cars on lines terminating in this State.

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

By Senator Lawrence, Senate File No. 235, a bill for an act to authorize railroad companies organized in other States to extend their roads into this State.

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

By Senator Lawrence Senate File No. 236, a bill for an act legalizing certain transfers made by the Sioux City and St. Paul Railroad Company and the Worthington and Sioux Falls Railroad Company of Iowa to the St. Paul and Sioux City Railroad Company.

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

By Senator Larrabee, Senate File No. 237, a bill for an act to create an additional superintendent of weights and measures, and define the duties thereof.

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

HOUSE MESSAGES.

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

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

Substitute for House File No. 7, a bill for an act to amend section 2951 of the Code.

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

House File No. 216, a bill for an act to authorize cities of the first and second class to acquire and dispose of real property in certain cases.

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

House File No. 190, a bill for an act in relation to the jurisdiction of mayors of cities of the second class with reference to violations of city ordinances.

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

House File No. 189, a bill for an act in relation to jury trial in cases for violations of ordinances of cities of second class.

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

House File No. 188, a bill for an act to amend section 467 of the Code of 1873, in relation to sidewalks.

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

House File No. 171, a bill for an act in relation to highway taxes.

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

Substitute for House File No. 124, a bill for an act to repeal section 12, chapter 2, title 1 of the Code, in relation to compensation and mileage of members of the General Assembly and compensation of officers and employees of the same, and to enact a substitute therefor.

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

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

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

House File No. 63, a bill for an act to facilitate farm drainage, additional to Code, chapter 2, title 10.

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

Substitute for House File No. 141, a bill for an act to repeal sections 181, 182 and 2777 of the Code, in relation to short-hand reporters.

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

REPORTS OF COMMITTEES.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 211, a bill for an act to enable school districts to issue bonds for the funding of judgment indebtedness now existing, additional to Code, chapter 9, title 12 of the system of com-

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

LARRABEE, *Chairman.*

Ordered passed on file.

Senator Harmon, from the Committee on Military, submitted the following report:

MR. PRESIDENT—Your Committee on Military, to whom was referred Senate File No. 117, a bill for an act to provide for the organization of the State militia, and entitled "The Military Code of Iowa," and to repeal chapter 125 of the Laws of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Military, to whom was referred the pay-roll of Company B, Seventh Regiment Iowa National Guard, claiming compensation for services rendered the State in the year 1877, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Claims.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Military, to whom was referred pay-roll of Company I, Fourth Regiment Iowa National Guard, claiming compensation for services rendered the State in the year 1877, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Claims.

HARMON, *Chairman.*

Ordered passed on file.

Senator Harmon moved that Senate File No. 117 be made a special order for Tuesday, the 24th, at 11 o'clock A. M.

The motion prevailed.

Senator Nichols of Benton moved that when the Senate adjourn it be until Monday next, at 10 o'clock A. M.

The motion prevailed.

Senator Hebard, from the Committee on Claims, submitted the following report:

MR. PRESIDENT—Your Committee on Claims, to whom was referred Senate File No. 76, a bill for an act to authorize payment of the claim of Lieutenant A. C. Lerren for military services in time of the late war, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, for the following reasons: 1st, that no effort, so far as known to your committee, has been made by the petitioner for the payment of his claim from the date of service to the present time, a period of fifteen years; 2d, the committee learn that under the same authority of the Adjutant General

many persons in the State performed similar service in the expectation of securing commissions if they could raise the requisite number of men; if successful, their commissions paid for their service; if not successful, they simply failed in a voluntary effort of their own; and further, that the board auditing war claims never recognized or allowed claims of this kind.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Claims, to whom was referred the petition of John Langstaff and forty-two others asking the General Assembly to appropriate "so much of the public funds of the State as may in the judgment of the General Assembly be deemed proper" for the benefit of the said John Langstaff, who served in the war with Mexico and in the war of the rebellion, and was honorably discharged, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the petitioners have leave to withdraw their petition without action on the part of the Senate, for the reasons that the petitioners ask for no specific sum, and give no valid reasons for granting anything.

HEBARD, *Chairman*.

Ordered passed on file.

Mr. Wilson, from the Committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 43, a bill for an act to amend chapter 2, title 23 of the Code, relative to compensation of public officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

W. M. WILSON, *Chairman*.

Ordered passed on file.

On motion of Senator Hartshorn Senate File No. 132 was taken up and referred to the committee on Ways and Means.

BILLS ON SECOND READING.

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

Pending consideration, Senator Larrabee moved that the hour for adjournment be postponed until the bill under consideration is disposed of.

The motion prevailed.

On motion of Senator Larrabee the bill was ordered printed and passed on file.

Senator Nichols of Guthrie moved to reconsider the vote by which the Senate agreed that when it adjourn it be until Monday next, at 10 o'clock A. M.

The motion did not prevail.

Senators Arnold and Patterson were excused until Monday afternoon.

At 12 o'clock M. the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, February 23, 1880. }

The Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Talbott.

Journal of the 21st inst. read and approved.

Senator Nichols of Guthrie was excused until Tuesday.

Senator Johnson of Winnebiek was excused until Wednesday.

Senator Johnson of Mahaska was excused until Wednesday.

Senator Prizer was excused until Tuesday.

PETITION.

By Senator Harmon, a petition to reduce the salaries of county officers.

Referred to the Committee on Compensation of Public Officers.

INTRODUCTION OF BILLS.

By Senator Young, Senate File No. 238, a bill for an act to repeal section 307, chapter 2, title 4 of the Code of 1873 and enact a substitute therefor, in relation to publication of proceedings of boards of supervisors.

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

By Senator Lawrence, Senate File No. 239, a bill for an act prohibiting legalizing act until notice of intention to present a bill providing for such legislation has been published in a newspaper of the proper county.

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

By Senator Wilson, Senate File No. 240, a bill for an act to secure to children between the ages of eight and fifteen years of age the benefits of elementary instruction and providing certain methods of enforcing the same; also, penalty for its violation.

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

By Senator Hedges, Senate File No. 241, a bill for an act for the punishment of persons who knowingly or wilfully permit or allow swine to run at large.

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

By Senator Hedges, Senate File No. 242, a bill for an act to amend section 678, chapter 5, title 1, and section 970, chapter 2, title 7 of the Code, relating to bonds of township clerks.

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

On motion of Senator Hemenway the Committee on Printing was instructed to see that the original bills and joint resolutions sent to the printer are returned to the Secretary of the Senate.

REPORTS OF COMMITTEES.

Senator Garber, from the Committee on Highways, submitted the following report:

MR. PRESIDENT—Your Committee on Highways, to whom was referred substitute for House File No. 179, a bill for an act to amend section 969 of the Code, in regard to working roads and highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

GARBER, *Chairman.*

Ordered passed on file.

Senator Goodykoontz, from the Committee on Fish and Game, submitted the following report:

MR. PRESIDENT—Your Committee on Fish and Game, to whom was referred Senate File No. 111, a bill for an act to provide for continuing the work of the State Fish Commission, and for the collection, hatching and distribution of fishes therein referred to, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate. The committee are unanimously in favor of the provisions contained in the bill, but would recommend that it be referred to the Committee on Appropriations.

GOODYKOONTZ, *Chairman.*

Ordered passed on file.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval:

Senate File No. 7, An act to amend sections 1719 and 1808 of the Code of 1873, in relation to a tie vote of the electors at an election of school directors.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

Senate File No. 22, a bill for an act to abolish the office of school district treasurer, and to provide for the proper control and disbursement of funds of school districts, with report of committee recommending amendments, was taken up.

Ordered passed on file.

Senate File No. 63, a bill for an act to amend section 4017 of the Code, and to more perfectly prevent the desecration and deportation of the bodies of the dead, with report of committee recommending a substitute, was taken up and considered.

On motion of Senator Shrader the bill was passed on file, and ordered printed.

Senate File No. 73, a bill for an act to amend chapters 4 and 5 of the Code, providing additional terms and conditions upon which foreign insurance companies are authorized to do business in this State, with report of committee recommending do pass, was taken up and considered.

Senator Haines moved to amend section 1 by inserting after "chapters 4 and 5" the words "of title 9."

The motion prevailed.

Also, to amend section 2 by inserting in the sixth line, after the word "State," the words "on the filing in his office of certified copies of the records in any court in this State showing such application for a change."

The motion prevailed.

Senator Larrabee moved to amend section 2 by striking out of lines 8 and 9 the words "for three years after such revocation."

The motion prevailed.

Senator Lawrence moved to amend section 2 by striking out the words "until duly licensed" from line 10 in said section.

The motion prevailed.

Senator Larrabee moved that when the Senate adjourn it be until 2 o'clock P. M.

The motion prevailed.

Senator Haines moved to strike out section 3.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Mr. Wm. H. Fleming:

STATE OF IOWA, }
EXECUTIVE DEPARTMENT, }
DES MOINES, February 23, 1880 }

MR. PRESIDENT—I am instructed by the Governor to inform the honorable Senate that he has approved, signed, and deposited in the office of the Secretary of State:

Senate File No. 7, An act to amend sections 1719 and 1808 of the Code of 1873, in relation to a tie vote of the electors at an election of school directors.

WM. H. FLEMING,
Private Secretary.

Ordered passed on file.

At 12 M. the President declared the Senate adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

Senate met pursuant to adjournment, and was called to order by the President.

The question being on the motion of Senator Haines to strike section 3 from Senate File No. 73, the bill under consideration at the hour of adjournment.

On motion of Senator Gillett Senate File No. 73 was recommitted to the Committee on Judiciary with instructions to report a substitute.

BILLS ON SECOND READING.

Senate File No. 3, a bill for an act to provide for the payment of expenses in criminal cases when the prosecution fails or when the costs cannot be made from the persons liable therefor, and to repeal sections 3790, 3806 and 3818 of the Code, with report of committee recommending it do pass, was taken up and considered.

Senator Haines moved that the following be added to the bill as section 2 thereof:

"SEC. 2. That sections 3790, 3806 and 3818 of the Code are hereby repealed."

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Wright, and Young—35.

The nays were:

Senator Hartshorn—1.

Absent or not voting:

Senators Boling, Clark, Foster, Greenlee, Ham, Hanna, Johnson of Mahaska, Johnson of Winneshiek, Lewellen, Madison, Patterson, Russell of Greene, Shelley, and Woolson—14.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

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

House File No. 434, a bill for an act to legalize publication of notice in relation to the pardon of William Riley.

House File No. 450, a bill for an act to make the State Superintendent of Public Instruction *ex-officio* member of the board of directors of the State Normal School.

Also, Joint Resolution in relation to the pardon of William Riley.

W. V. LUCAS, *Clerk*.

BILLS ON SECOND READING.

Senate File No. 173, a bill for an act to prohibit school subdirectors from employing as teachers near relatives or members of their own family, and to prohibit such directors from acting as agents for the sale of all articles of supply for schools, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Senator Traverse moved to strike out the word "sub" as it occurs before the word "district" in the 4th line of section 1 of the bill.

On motion of Senator Haines the bill was recommitted to the Committee on Schools.

Senate File No. 202, a bill for an act to repeal section 3774 of the Code of 1873, in relation to the salaries of the Judges of the District and Circuit Courts, and to provide a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

Senator Russell of Jones moved that the bill be laid on the table, and thereon the yeas and nays were demanded.

The yeas were:

Senators Arnold, Clark, Dashiell, Ford, Garber, Gaylord, Harned, Henderson, Meyer, Nielander, Russell of Jones, Tirrill, Wall, and Webb—14.

The nays were:

Senators Chase, Gillett, Goodykoontz, Haines, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Prizer, Russell of Greene, Shrader, Traverse, Wilson, Wright, and Young—26.

Absent or not voting:

Senators Boling, Foster, Greenlee, Ham, Hanna, Johnson of Winneshie, Lewellen, Patterson, Shelley, and Woolson—10.

So the motion to lay on the table was lost.

Senator Larrabee moved to recommit the bill to the Committee on Compensation of Public Officers.

The motion did not prevail.

The question being on the engrossment of the bill, the yeas and nays were demanded.

The yeas were:

Senators Gillett, Goodykoontz, Haines, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Lawrence, Mitchell, Nichols of Benton, Prizer, Russell of Greene, Shrader, Wilson, Wright, and Young—18.

The nays were:

Senators Arnold, Chase, Dashiell, Ford, Garber, Gaylord, Harned, Henderson, Keller, Kimball, Larrabee, Madson, Merrell, Meyer, Nichols of Guthrie, Nielander, Tirrill, Traverse, and Webb—19.

Absent or not voting:

Senators Boling, Clark, Foster, Greenlee, Ham, Hanna, Johnson of Winneshiek, Lewellen, Patterson, Russell of Jones, Shelley, Wall, and Woolson—13.

So the bill was lost on engrossment.

Senate File No. 70, a bill for an act in relation to the compensation of members and employes of the General Assembly, with report of committee recommending a substitute, was taken up and considered.

On motion of Senator Clark the bill and substitute were passed on file.

Senate File No. 22, a bill for an act to abolish the office of school district treasurer and to provide for the proper control and disbursement of the funds of school districts, with report of committee recommending amendments and when so amended that it do pass, was taken up and ordered engrossed.

At 4:35 o'clock P. M., on motion of Senator Russell of Greene, the Senate adjourned.

SENATE CHAMBER, }
DES MOINES, IOWA, February 24, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Journal of yesterday read and approved.

PETITIONS AND MEMORIALS.

By Senator Merrell, a petition against the proposed amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors.

Referred to the Committee on Constitutional Amendments.

By Senator Merrell, a petition against legislation abolishing the office of school district treasurer.

Referred to the Committee on Schools.

By Senator Nielander, a petition against the repeal of the law known as the wine and beer clause.

Referred to the Committee on Suppression of Intemperance.

Senator Woolson was excused for the balance of this week.

ENGROSSED BILLS.

Senator Gillett, from the Committee on Engrossed Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Engrossed Bills respectfully report that they have examined—

Senate File No. 188, a bill for an act to provide a special tax to pay the war and defense bonds issued under chapter 16 of the acts of the extra session of 1861 and due July 1, 1881.

And find the same correctly engrossed.

JNO. D. GILLETT, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

By Senator Arnold, Senate File No. 243, a bill for an act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs.

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

By Senator Wilson, Senate File No. 244, a bill for an act to legalize the acts of the town council of the town of Corning, Adams county, Iowa, at a meeting held on the 5th day of February, 1878, vacating a certain alley in said town.

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

By Senator Garber, Senate File No. 245, a bill for an act giving to the council of towns incorporated under special charter power to dispose of and provide for the use of lands dedicated to public use.

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

By Senator Gaylord, Senate File No. 246, a bill for an act to amend chapter 8, title 14 of the Code of Iowa.

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

By Senator Russell of Greene, Senate File No. 247, a bill for an act to amend section 488 of the Code of 1873, in relation to the use of the highway tax of incorporated towns and cities in certain cases.

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

By Senator Kimball, Senate File No. 248, a bill for an act appropriating \$500 annually to the State Historical Society, and providing for the publication and binding of its papers and documents by the State.

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

By Senator Kimball, Senate File No. 249, a bill for an act to amend chapter 123, laws of the Seventeenth General Assembly, relative to the publication and distribution of the laws.

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

By Senator Prizer, Senate File No. 250, a bill for an act to repeal section 2 of chapter 98 of the laws of the Seventeenth General Assembly, in relation to the support of the deaf and dumb, and to re-enact section 1693 of the Code.

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

HOUSE MESSAGES.

House File No. 434, a bill for an act to legalize publication of notice in relation to the pardon of William Riley.

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

House File No. 450, a bill for an act to make the State Superintendent of Public Instruction *ex-officio* member of the Board of Directors of the State Normal School.

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

House Joint Resolution in relation to the pardon of William Riley.

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

REPORTS OF COMMITTEES.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 146, a bill for an act to legalize the action of the board of directors of the district township of Junction, in the county of Greene, in holding meetings and transacting business outside of the limits of said district township, beg leave to report that they have had the same under consideration and have adopted a substitute, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

WRIGHT, *Chairman pro tem.*

Ordered passed on file.

Senator Goodykoontz, from the Committee on Fish and Game, submitted the following report:

MR. PRESIDENT—Your Committee on Fish and Game, to whom was referred Senate File No. 48, a bill for an act to amend chapter 156 of the laws of the Seventeenth General Assembly, relative to the protection of game, beg leave to report that they have had the same under consideration and have adopted a substitute, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Fish and Game, to whom was referred Senate File No. 196, a bill for an act to provide for the further enforcement of chapters 80 and 188 of the acts of the Seventeenth General Assembly, in relation to the construction and attach-

ment of fish-ways to dams, beg leave to report that they have had the same under consideration, have adopted a substitute, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

F. M. GOODYKOONTZ, *Chairman*.

Ordered passed on file.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred substitute for House Files Nos. 124, 131, and 170, a bill for an act to repeal section 12, chapter 2, title 1 of the Code, in relation to compensation and mileage of members of the General Assembly and compensation of officers and employes of the same, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

CHASE, *Chairman*.

Ordered passed on file.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom were referred Senate Files Nos. 65, 66, and 52, bills for acts to provide for the publishing, stereotyping and sale of the Supreme Court reports, and to fix the salary of the Supreme Court Reporter, beg leave to report that they have had the same under consideration and have adopted a substitute, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

GEO. F. WRIGHT, *Chairman, pro tem*.

Ordered passed on file.

REPORT OF SPECIAL COMMITTEE.

Senator Russell of Greene, from the Special Committee to visit the Institution for the Deaf and Dumb, submitted the report of that committee.

Ordered passed on file, and printed.

BILLS ON SECOND READING.

On motion of Senator Merrell the vote by which Senate File No. 202 was lost on engrossment was reconsidered.

Senator Russell of Greene moved that the engrossment of the bill be postponed until March 3d.

On the question of postponement the yeas and nays were demanded. The yeas were:

Senators Chase, Foster, Gillett, Goodykoontz, Haines, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Larrabee, Lawrence, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Wilson, Wright, and Young—26.

The nays were:

Senators Arnold, Clark, Dashiell, Ford, Garber, Gaylord, Greenlee, Hanna, Harned, Keller, Kimball, Madson, Merrell, Meyer, Mitchell, Nielander, Russell of Jones, Tirrill, Traverse, Wall, and Webb—20.

Absent or not voting:

Senators Boling, Ham, Johnson of Winneshiek, and Woolson—4.

So the motion to postpone prevailed.

BILLS ON THIRD READING.

Senate File No. 188, a bill for an act to provide for a special tax to pay the war and defense bonds issued under chapter 16, acts of the extra session of 1861 and due July 1, A. D. 1881, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Clark, Dashiell, Foster, Garber, Gillett, Goodykoontz, Haines, Harmon, Hebard, Hedges, Johnson of Mahaska, Larrabee, Lewellen, Madson, Merrell, Nichols of Benton, Nielander, Prizer, Russell of Greene, Russell of Jones, Shelley, Tirrill, Traverse, Wall, Webb, Wright, and Young—28.

The nays were:

Senators Chase, Ford, Gaylord, Greenlee, Hanna, Harned, Hartshorn, Hemenway, Henderson, Keller, Kimball, Lawrence, Meyer, Mitchell, Nichols of Guthrie, Patterson, Shrader, and Wilson—18.

Absent or not voting:

Senators Boling, Ham, Johnson of Winneshiek, and Woolson—4.

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

BILLS ON SECOND READING.

On motion of Senator Russell of Greene Senate File No. 146, a bill for an act to legalize the action of the board of directors of the district township of Junction, in the county of Greene, in holding meetings and transacting business outside of the limits of said district township, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

Senator Russell of Greene moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Lawrence, Lewellen, Madson, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Wright, and Young—42.

The nays were—None.

Absent or not voting:

Senators Boling, Chase, Ham, Johnson of Winneshiek, Kimball, Larrabee, Meyer, and Woolson—8.

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

On motion of Senator Kimball Senate File No. 69, a bill for an act in relation to charges for licensing sale of wine and beer in cities and towns permitting sales of same, with report of committee recommending it do pass, was taken up and considered.

Senator Kimball moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

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

House File No. 271, a bill for an act relating to cities organized and existing under special charters, conferring additional powers, and amending the charters of such cities in certain respects.

House File No. 241, a bill for an act to amend chapter 34 of the acts of the Fifteenth General Assembly, relating to taking private property for works of internal improvement.

Also, has concurred in Joint Resolution relative to rooms in the new capitol building for the State Horticultural Society.

Also, Joint Resolution in regard to meandered lakes in the State of Iowa.

Also, House File No. 150, a bill for an act to legalize the incorporation of Birmingham, Van Buren county. House has concurred in the Senate amendment.

House File No. 217, a bill for an act to legalize the incorporation of the town of Ida Grove, Ida county, Iowa. The House refused to concur in the Senate amendment relative to publication.

W. V. LUCAS, *Clerk.*

BILLS ON SECOND READING.

Senator Merrell moved that Senate File No. 69 be recommitted to the Committee on Municipal Corporations.

Senator Kimball moved to amend the bill by adding thereto the following:

“And in no case shall any license be issued for a longer period than one year, and shall terminate on the 1st day of April following its issuance.”

The question being on the motion of Senator Merrell to recommit, the same was lost.

On motion of Senator Shelley the further consideration of Senate File No. 69 was postponed until to-morrow at 10:30 o'clock A. M.

On motion of Senator Webb Senate File No. 26, a bill for an act to amend section 475 of the Code, with report of committee recommending it do pass, was taken up and considered.

By consent, the title of the bill was amended by adding thereto the following:

"In relation to water rents and special taxes in certain cases."

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Web, Wilson, Wright, and Young—44.

The nays were—None.

Absent or not voting:

Senators Boling, Greenlee, Ham, Johnson of Winneshiek, Russell of Greene, and Woolson—6.

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

Senate File No. 5, a bill for an act to amend section 1114, chapter 3, title 9 of the Code, in relation to the sale of intoxicating liquors or gambling on the grounds of the State Agricultural Society, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Russell of Jones the bill was recommitted to the Committee on Suppression of Intemperance.

Senate File No. 93, a bill for an act limiting the amount on which appeals may be taken, in trials before justices of the peace, to the Circuit Court in civil cases, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 139, a bill for an act to amend section 1579 of the Code, to provide for the publication and distribution of school laws, with report of committee recommending a substitute, was taken up and considered.

Passed on file.

Pending consideration of the bill the President *pro tem.*, Senator Young, announced that the hour for the special order had arrived.

SPECIAL ORDER.

The special order, it being Senate File No. 98, a bill for an act to establish a State Board of Health in the State of Iowa, to provide for the appointment of a Superintendent of Vital Statistics, and to assign certain duties to local boards of health, with report of committee recommending amendments, was taken up and considered.

Senator Larrabee moved that the report of the committee be not adopted.

The Committee on Medicine, Surgery and Hygiene withdrew their report on the bill under consideration, and offered an amended copy of the bill, which was considered by sections.

Senator Russell of Jones moved to strike out all after the enacting clause down to the word "physician," in line 4, and insert in lieu thereof the following: "That the General Assembly, in joint convention, shall elect eight persons, who, with the Attorney-General of the State, shall constitute a State Board of Health."

Senator Haines moved that the hour for the special order, Senate File No. 117, be postponed until disposition be made of the bill under consideration.

The motion prevailed.

The question being on the amendment offered by Senator Russell of Jones, the same was lost.

Sections 1, 2, 3, 4, 5, 6, 7, 8 and 9 were adopted.

Senator Harned moved to amend section 10 by striking therefrom the words "fifteen hundred" and inserting in lieu thereof the words "twelve hundred."

On the question, the yeas and nays were demanded.

The yeas were:

Senators Chase, Clark, Hanna, Harned, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Keller, Kimball, Lawrence, Madson, Merrell, Meyer, Mitchell, Nielander, Patterson, Russell of Jones, Shelley, Traverse, Wall, Webb, Wilson, Wright, and Young—25.

The nays were:

Senators Arnold, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Hemenway, Henderson, Larrabee, Lewellen, Nichols of Benton, Nichols of Guthrie, Prizer, Russell of Greene, Shrader, and Tirrill—20.

Absent or not voting:

Senators Boling, Foster, Ham, Johnson of Winneshiek, and Woolson—5.

So the amendment was agreed to, and section 5, as amended, was adopted.

Sections 11, 12, 13, 14, 15, 16, 17, 18 and 19 were adopted.

Sections 20 and 21 were by consent consolidated into one, and as such were adopted.

Sections 21 and 22 were adopted.

The hour for adjournment having arrived, on motion of Senator Haines the same was postponed until disposition should be made of the bill under consideration.

Section 23 was adopted.

Senator Larrabee moved to strike from line 3 of section 24 the first word, "shall," occurring therein.

The motion did not prevail.

Senator Larrabee moved to strike from section 24 the following words: "lands in any city or town, are wet, spongy or rotten, or covered with stagnate water, so as to be offensive to persons residing in the vicinity thereof," and insert in lieu thereof the words, "nuisance exists in city or town."

Senator Haines moved to recommit the bill, which motion prevailed, and the bill was recommitted.

Senator Arnold offered a substitute for section 1 of the bill, which was referred with the bill.

At 12:25 o'clock P. M. the Senate adjourned.

SENATE CHAMBER, }
DES MOINES, IOWA, February 25, 1880. }

The Senate met pursuant to adjournment, President Campbell in the chair.

Prayer by Rev. Mr. Wooton.

Journal of yesterday read and approved.

PETITIONS AND MEMORIALS.

By Senator Henderson, a petition asking a constitutional provision forbidding the manufacture and sale of intoxicating liquors.

Referred to the Committee on Constitutional Amendments.

By Senator Haines, a petition favoring a constitutional amendment relative to the sale and manufacture of alcoholic liquors.

Referred to the Committee on Constitutional Amendments.

By Senator Webb, a petition asking that no material change be made in the statutes relative to short-hand reporters.

Referred to the Committee on Judiciary.

RESOLUTIONS.

Senator Lawrence offered the following, which was adopted:

Resolved, That the President of the Senate appoint three members of this body to co-operate with a committee to be appointed by the House, with instructions to interview the Capitol Commissioners and ascertain the disposition, if any, made by said commissioners of the several rooms in the new capitol building; also, to inquire into and ascertain the room or rooms which may be obtained in said building for the use of the State Horticultural Society; that the committee shall make their investigations and report at their earliest convenience, to enable this General Assembly to designate such rooms to different officers and societies as it may seem best at this session.

Senator Haines offered the following:

Resolved, That the Committee on Suppression of Intemperance is hereby instructed to report upon and return to the Senate Senate File No. 142, relating to the repeal of the wine and beer clause, on tomorrow morning.

The resolution was adopted.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that

the House has passed the following bill, in which the concurrence of the Senate is asked:

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

BEN. VAN STEINBURG, *First Ass't Clerk*.

RESOLUTION.

Senator Arnold offered the following, which was adopted:

Resolved, That from and after Saturday, the 28th inst., no bill shall be introduced in the Senate, except through appropriate committees.

HOUSE MESSAGES.

House File No. 271, a bill for an act relating to cities organized and existing under special charters, conferring additional powers and amending the charters of such cities in certain respects.

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

House File No. 241, a bill for an act to amend chapter 34 of the acts of the Fifteenth General Assembly, relating to taking private property for works of internal improvement.

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

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

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

REPORTS OF COMMITTEES.

Senator Young, from the Committee on Railways, submitted the following report:

MR. PRESIDENT—Your Committee on Railways, to whom were referred Senate File No. 147, a bill for an act to amend section 1270, chapter 4, title 10 of the Code of 1873, relating to taxing private property for works of internal improvement, and House File No. 47, a bill for an act to amend chapter 65 of the public acts of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying substitute do pass.

YOUNG, *Chairman*.

Ordered passed on file.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 155, a bill for an act to legalize the sale of certain school land by the auditor of Tama county, Iowa, beg leave to report that they have had the same under consideration and a majority

of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 158, a bill for an act to legalize the incorporation of the Farmers' Mutual Aid Company, of Tama county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 102, a bill for an act to legalize the incorporation, ordinances and acts of the town of Malvern, Mills county, Iowa, beg leave to report that they have had the same under consideration have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom were referred Senate File No. 51 and House File No. 86, bills for an act to amend section 506 of the Code, in relation to the fees of mayors of incorporated towns, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 44, a bill for an act concerning hotel, inn and public boarding and eating-house keepers, beg leave to report that they have had the same under consideration and have adopted a substitute, and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 95, a bill for an act authorizing the payment of soldier's bounty to Alphonso Brooks by the board of supervisors of Howard county, Iowa, and extending the statute of limitations regulating the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 109, a bill for an act for the prevention of bribery of voters and public officers, beg leave to report that they have had the same under consideration and a majority of the committee have in-

structed me to report the same back to the Senate with the recommendation that it do pass.

WRIGHT, *Chairman pro tem.*

Ordered passed on file.

Senator Nichols of Guthrie, from the Committee on County and Township Organization, submitted the following report:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred House File No. 19, a bill for an act extending the right to hold the office of county recorder to women, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

S. D. NICHOLS, *Chairman.*

Ordered passed on file.

Senator Foster, from the Committee on Municipal Corporations, submitted the following report:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred Senate File No. 120, a bill for an act requiring boards of supervisors in certain cases to pay to cities of the first class a portion of the county bridge fund, beg leave to report that they have had the same under consideration and herewith report a substitute, and have instructed me to report the same back to the Senate with the recommendation that the substitute do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred House File No. 144, a bill for an act conferring certain powers on cities of ten thousand or more inhabitants, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred House File No. 215, a bill for an act to provide for the extension of the limits of cities of the first and second class, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

FOSTER, *Chairman.*

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred Senate File No. 174, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

JOHN MEYER, *Chairman.*

Ordered passed on file.

Senator Dashiell, from the Committee on Hospitals for Insane, submitted the following report:

MR. PRESIDENT—Your Committee on Hospitals for Insane, to whom was referred Senate File No. 198, a bill for an act making appropriations for the Iowa Hospital for Insane at Mt. Pleasant, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Appropriations.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Hospitals for Insane, to whom was referred Senate File No. 226, a bill for an act to amend section 1400, chapter 2, title 11 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

DASHIELL, *Chairman*.

Ordered passed on file.

ENGROSSED BILLS.

Senator Gillett, from the Committee on Engrossed Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Engrossed Bills respectfully report that they have examined—

Senate File No. 22, a bill for an act to abolish the office of school district treasurer, and to provide for the proper control and disbursement of the funds of school districts.

And find the same correctly engrossed.

GILLETT, *Chairman*.

Ordered passed on file.

REPORT OF COMMITTEE.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom were referred Senate Files Nos. 11, 13 and 170, bills for an act amendatory to sections 3784, 3791, 3793 and 3798, chapter 2, title 23 of the Code, relating to salaries of county officers, and Senate File No. 11, a bill for an act to amend section 3798 of the Code, relating to the salary of county auditors and deputy auditors, and Senate File No. 170, a bill for an act to provide for compensation of county treasurers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute herewith offered be adopted, and that when adopted, that it do pass.

D. D. CHASE, *Chairman*.

Ordered passed on file.

BILLS ON THIRD READING.

House File No. 217, a bill for an act to legalize the incorporation of the town of Ida Grove, Ida county, in the State of Iowa.

The House having refused to concur in the amendment of the Senate, adding a publication clause providing for the publication of the bill without expense to the State, by unanimous consent, the Senate, on motion of Senator Larrabee, amended the bill by striking from the 2d section the words "Ida County Pioneer" and inserting in lieu thereof the words "Iowa State Register."

As amended, the bill was agreed to.

Senate File No. 22, a bill for an act to abolish the office of school district treasurer and to provide for the proper control and disbursement of the funds of school districts, was taken up.

The bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Gillett, Goodykoontz, Hartshorn, Hemenway, Johnson of Mahaska, Lewellen, Merrell, Meyer, Nichols of Guthrie, Niellander, Shrader, Webb, Wilson, Wright, and Young—16.

The nays were:

Senators Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Greenlee, Haines, Hanna, Harmon, Harned, Hebard, Hedges, Henderson, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Mitchell, Nichols of Benton, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Tirrill, Traverse, and Wall—32.

Absent or not voting:

Senators Ham, and Woolson—2.

So the bill was lost.

SPECIAL ORDER.

The hour for the special order having arrived, Senator Nichols of Guthrie moved that the consideration of the same be postponed until after consideration of Senate File No. 117.

The motion did not prevail.

The special order, it being Senate File No. 69, a bill for an act in relation to charges for licensing sale of wine and beer in cities and towns permitting sales of same, was taken up and considered.

Senator Haines moved to amend the bill by striking out the figures "50" and inserting in lieu thereof the figures "100."

The motion did not prevail.

Senator Larrabee moved to suspend the eleventh rule and read the bill a third time.

Senator Hemenway moved to amend the bill by adding thereto the following as section 2 of the bill:

"SEC. 2. All moneys collected by license for the sale of all spirituous, vinous or malt liquors under the laws of this State shall be paid into the county poor fund for the support of the poor; and all acts inconsistent with this act are hereby repealed."

The question being on the motion of Senator Hemenway to amend, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Dashiell, Ford, Foster, Gillett, Haines, Harmon, Hemenway, Johnson of Mahaska, Keller, Kimball, Meyer, Russell of Jones, Tirrill, Traverse, Wall, Wilson, Wright, and Young—19.

The nays were:

Senators Boling, Chase, Clark, Garber, Gaylord, Goodykoontz, Greenlee, Hanna, Harned, Hartshorn, Hebard, Hedges, Henderson, Johnson of Winneshiek, Larrabee, Lawrence, Madson, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, and Webb—28.

Absent or not voting:

Senators Ham, Lewellen, and Woolson—3.

So the amendment was lost.

The question recurring on the motion of Senator Larrabee to suspend the rule and read the bill a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Wright, and Young—41.

The nays were:

Senators Foster, Garber, Hemenway, Merrell, Mitchell, Nielander, and Shelley—7.

Absent or not voting:

Senators Ham, and Woolson—2.

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

Senator Young moved to take up Senate File No. 184, a bill for an act to repeal section 93 of the Code of 1873, and to enact a substitute therefor.

The motion was lost.

Senate File No. 177, a bill for an act to amend section 3986, chapter 7, title 24 of the Code of 1873, relating to defacing public buildings, with report of committee recommending that it do pass, was taken up and considered.

Senator Nichols of Guthrie moved that the regular order of business be waived, and that the Senate take up the general order.

The motion prevailed.

Senate File No. 117, a bill for an act to provide for the organization of the State militia, and entitled "The Military Code of Iowa," and to repeal chapter 125, laws of the Seventeenth General Assembly, with report of committee recommending it do pass, was taken up and considered by sections.

Senator Tirrill moved to strike from line 5 of section 1 the words "one year" and insert instead the words "three months."

The motion did not prevail.

Senator Nichols of Guthrie moved to strike from lines 21 and 22 of section 11 the words "or public danger."

The motion did not prevail.

Senator Foster moved to insert the word "great" between the words "or" and "public," in line 22 of section 11.

Senator Greenlee moved to amend the amendment offered by Senator Foster, by inserting the word "imminent" instead of the word "great," as proposed by that Senator.

The motion prevailed.

The motion of Senator Foster, as amended, prevailed.

Senator Merrell moved to amend section 11 by striking out all after the word "year," in line 21.

The motion prevailed.

Senator Johnson of Winneshiek moved to strike from line 21 of section 11 the figures "1,500" and insert in lieu thereof the figures "1,000."

Senator Larrabee moved that when the Senate adjourn it adjourn to meet at 2 o'clock this afternoon.

The motion prevailed.

At 12 o'clock M. the Senate adjourned to meet at 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

Senate met pursuant to adjournment, President Campbell in the chair.

The question being on the motion of Senator Johnson of Winneshiek to amend section 11 of the bill under consideration at the hour of adjournment, by striking from the 21st line thereof the figures "1,500" and inserting in lieu thereof the figures "1,000."

Senator Greenlee moved to amend the motion of Senator Johnson of Winneshiek by striking therefrom the figures "1,000" and inserting instead "1,200."

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

House File No. 59, a bill for an act relating to the removal of county seats.

House File No. 421, a bill for an act to amend section 1260, chapter 4, title 10 of the Code.

Also, the House has passed without amendment Senate File No. 58, a bill for an act in relation to loaning and management of the permanent school fund.

Senate File No. 183, a bill for an act to amend chapter 28 of the public acts of the Fifteenth General Assembly.

Senate File No. 191, a bill for an act for the punishment of persons for attempting to break and enter buildings with intent to commit a public offense.

BEN. VAN STEINBURG, *First Asst Clerk.*

The question being on the motion of Senator Larrabee to amend the amendment the yeas and nays were demanded.

The yeas were:

Senators Boling, Chase, Clark, Dashiell, Gaylord, Goodykoontz, Greenlee, Haines, Harned, Hebard, Hedges, Johnson of Winneshiek, Madson, Patterson, Prizer, Russell of Jones, and Tirrill—17.

The nays were:

Senators Arnold, Garber, Gillett, Harmon, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Shelley, Shrader, Traverse, Webb, Wilson, Wright, and Young—26.

Absent or not voting:

Senators Ford, Foster, Ham, Hanna, Russell of Greene, Wall, and Woolson—7.

So the amendment to the amendment was lost.

The question recurring on the amendment offered by Senator Johnson of Winneshiek, the yeas and nays were demanded.

The yeas were:

Senators Boling, Chase, Clark, Dashiell, Gaylord, Goodykoontz, Greenlee, Harned, Johnson of Winneshiek, Merrell, Mitchell, Russell of Jones, and Shelley—13.

The nays were:

Senators Arnold, Garber, Gillett, Haines, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Shrader, Tirrill, Traverse, Webb, Wilson, Wright, and Young—30.

Absent or not voting:

Senators Ford, Foster, Ham, Hanna, Russell of Greene, Wall, and Woolson—7.

So the amendment was lost.

Senator Johnson of Winneshiek moved to amend section 11 of the bill by striking from line 12 thereof the figures "500" and inserting instead the figures "400."

On this question the yeas and nays were demanded.

The yeas were:

Senators Boling, Chase, Clark, Gaylord, Goodykoontz, Greenlee, Harned, Johnson of Winneshiek, Merrell, Mitchell, Russell of Jones, Shelley, and Young—13.

The nays were:

Senators Arnold, Dashiell, Garber, Gillett, Haines, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Tirrill, Traverse, Webb, Wilson, and Wright—29.

Absent or not voting:

Senators Ford, Foster, Ham, Hanna, Russell of Greene, Shrader, Wall, and Woolson—8.

So the amendment was lost.

Senator Hedges moved to amend section 12 by inserting after the word "elected," in the first line thereof, the words "by the officers and enlisted men in each brigade respectively."

The motion prevailed.

Senator Harned moved to amend section 19 by striking therefrom lines 5 and 6, and that part of line 7 down to and inclusive of the word "guard," as it occurs the first time in said line.

The motion prevailed.

Senator Hedges moved to amend section 26 by inserting before the word "neglecting," in line 2, the word "willfully."

The motion prevailed.

Senator Arnold moved to amend section 29 by inserting the word "willfully" before the word "neglect," in line 1.

The motion prevailed.

On motion of Senator Nichols of Guthrie section 29 was amended by striking therefrom the words "two months, or both," and inserting in lieu thereof the words "thirty days."

On motion of Senator Nichols of Benton the words "without right of stay or exemption" were stricken from lines 4 and 5 of section 31.

Senator Hedges moved to strike from lines 1 and 2 of section 31 the words "satisfactory to his commanding officer" and insert in line 1, before the word "excuse," the word "sufficient."

The motion prevailed.

Senator Nichols of Benton moved to strike from line 5 of section 31 the words "all fines shall be assessed in the name of the State" and insert after the word "fines," in line 6, the words "shall be."

The motion prevailed.

Senator Larrabee moved to strike from the bill section 51 and insert instead as section 51 the following:

"There is hereby appropriated the sum of twenty thousand dollars per annum, or as much thereof as may be necessary, out of any moneys in the State Treasury not otherwise appropriated, for the purposes of this act."

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 339, An act to amend the law governing the election of directors and the powers of boards of directors of independent school districts.

House File No. 129, An act to repeal chapter 171 of the acts of the Seventeenth General Assembly.

BEN. VAN STEINBURG, *First Ass't Clerk.*

Ordered passed on file.

SPECIAL COMMITTEE.

Pending the consideration of the amendment offered by Senator Larrabee, Senator Arnold moved that a Special Committee be appointed to wait upon the Governor and obtain the report of the Adjutant-General respecting the late disturbance in Monroe county.

The motion prevailed.

Senator Arnold was appointed such committee.

The Special Committee to wait upon the Governor presented the Adjutant-General's report, which was read.

The question being on the adoption of the amendment offered by Senator Larrabee, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gillett, Greenlee, Harmon, Harned, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lewellen, Merrell, Meyer, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Traverse, Wall, Webb, Wilson, Wright, and Young—33.

The nays were:

Senators Gaylord, Hebard, Hedges, Keller, Lawrence, Madson, Nichols of Guthrie, Shrader, and Tirrill—9.

Absent or not voting:

Senators Foster, Haines, Ham, Hanna, Mitchell, Russell of Greene, Goodykoontz, and Woolson—8.

So the amendment was adopted.

At 5:5 o'clock P. M., on motion of Senator Nichols of Guthrie, the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, February 26, 1880. }

The Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Malcolm.

Journal of yesterday was read and approved.

PETITIONS AND MEMORIALS.

By Senator Webb, a petition asking a constitutional amendment providing for woman suffrage.

Referred to the Committee on Constitutional Amendments.

By Senators Dashiell, Meyer, Young, Traverse, Ford, Shelley, Wall, Clark, Greenlee, Madson, Russell of Greene, Webb, Arnold, Henderson, Haines, and Woolson, petitions asking a constitutional amendment prohibiting the manufacture and sale of alcoholic liquors.

Referred to the Committee on Suppression of Intemperance.

By Senators Foster, Merrell, Ford, Kimball, Meyer, Chase, Henderson, Lawrence, Russell of Greene, Nichols of Benton, Gillett, Patterson, and Wright, petitions against the repeal of the law known as the wine and beer clause.

Referred to the Committee on Suppression of Intemperance.

By Senator Webb, a petition asking that no material change be made in the law relative to the employment of short-hand reporters.

Referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

By Senator Goodykoontz, Senate File No. 251, a bill for an act to repeal section 2, chapter 156 of the public acts of the Seventeenth General Assembly and to enact a substitute therefor.

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

By Senator Shrader, Senate File No. 252, a bill for an act amending chapter 141 of the laws of the Seventeenth General Assembly.

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

By Senator Shrader, Senate File No. 253, a bill for an act legalizing the sale of part of block 66 in Iowa City.

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

By Senator Russell of Greene, Senate File No. 254, a bill for an act to repeal section 1722 of the Code of 1873, and to provide a substitute therefor, in relation to meetings of boards of school directors in district townships.

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

HOUSE MESSAGES.

House File No. 59, a bill for an act relating to the removal of county seats, was taken up.

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

House File No. 421, a bill for an act to amend section 1260, chapter 4, title 10 of the Code, as amended by chapter 65 of the public acts of the Fifteenth General Assembly of Iowa, was taken up.

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

REPORTS OF COMMITTEES.

Senator Kimball, from the Committee on Suppression of Intemperance, submitted the following report:

MR. PRESIDENT—Your Committee on Suppression of Intemperance, to whom was referred Senate File No. 142, a bill for an act to repeal section 1555 of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate without recommendation.

A. KIMBALL, *Chairman*.

Ordered passed on file.

Senator Shrader, from the Committee on Medicine, Surgery and Hygiene, submitted the following report:

MR. PRESIDENT—Your Committee on Medicine, Surgery and Hygiene, to whom was referred Senate File No. 99, a bill for an act to regulate the practice of medicine and surgery in the State of Iowa, beg leave to report that they have had the same under consideration and have amended the same, and have instructed me to report the same back to the Senate with the recommendation that as amended it do pass. Amendments recommended: Strike out the word "twelve," in line 6 of section 2, and insert "ten"; in line 4 of section 8, after the word "means," insert "or who shall publicly profess to cure or treat disease, injury or deformity of any kind"; also, strike out the word "twelve," in line 8 of section 8, and insert "ten"; strike out all of section 9, and amend publication clause.

J. C. SHRADER, *Chairman*.

Ordered passed on file.

Senator Patterson, from the Committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File No. 131, a bill for an act to amend chapter 121, acts of the Seventeenth General Assembly, and section 1212 of the Code of 1873, relating to drains in two or more counties, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JOHN PATTERSON, *Chairman*.

Ordered passed on file.

Senator Harmon, from the Committee on Military, submitted the following report:

MR. PRESIDENT—Your Committee on Military, to whom was referred House File No. 119, a bill for an act to amend section 2094, chapter 3, title 14 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

HARMON, *Chairman*.

Ordered passed on file.

Senator Hanna, from the Committee on Constitutional Amendments, submitted the following report:

MR. PRESIDENT—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution proposing to amend section 1 of article 11 of the Constitution of the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

THOMAS HANNA, *Chairman*.

Ordered passed on file.

Senator Tirrill, from the Committee on Reform School, submitted the following report:

MR. PRESIDENT—Your Committee on Reform School, to whom was referred Senate File No. 229, a bill for an act to amend section 1660 of the Code, relating to term for which pupils may be committed to the Reform School, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

R. W. TIRRILL, *Chairman*.

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was recommended Senate File No. 173, a bill for an act to prohibit school sub-directors from employing as teachers near relatives, and to prohibit sub-directors from acting as agents for the sale of all articles of supply for schools, beg leave to report that they have had the same under consideration and have instructed me to report that they have drawn a substitute in lieu of the original bill, and recommend that the substitute be adopted and passed by the Senate.

JOHN MEYER, *Chairman*.

Ordered passed on file.

Senator Young, from the Committee on Railways, submitted the following report:

MR. PRESIDENT—Your Committee on Railways, to whom was referred Senate File No. 172, a bill for an act to repeal section 1288 of chapter 5, title 10 of the Code of 1873, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Judiciary.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Railways, to whom were referred Memorial and Joint Resolutions asking Congress to reduce the duty on steel rails, adopted by the House January 23, 1880, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that they be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Railways, to whom was referred House File No. 110, a bill for an act requiring railroad companies and

supervisors of roads and public highways to eradicate foul and noxious weeds from the lines of railroads and highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Agriculture.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Railroads, to whom was referred Senate File No. 236, a bill for an act legalizing certain transfers made by the Sioux City and St. Paul Railroad Company and the Worthington and Sioux Falls Railroad Company of Iowa to the St. Paul and Sioux City Railroad Company, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Judiciary.

YOUNG, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

Joint Resolution in relation to locating land by the several counties of this State.

BEN. VAN STEINBURG, *First Ass't Clerk.*

BILLS ON SECOND READING.

The consideration of Senate File No. 117, a bill for an act to provide for the organization of the State militia, and entitled "The Military Code of Iowa," and to repeal chapter 125, laws of the Seventeenth General Assembly, pending at the hour of adjournment yesterday, was resumed.

Senator Nichols of Benton moved to amend section 38 by adding thereto the following: "Unless a majority of the members of a company prefer to own their own uniforms, in which case there shall be no payment to the members of said company, as herein contemplated, but the said uniforms shall be the property of the members of said company respectively furnishing the same."

The motion prevailed.

Senator Nichols of Guthrie moved to amend section 39 by prefixing thereto the following: "In all other cases except those provided for in the preceding section."

The motion prevailed.

Senator Nichols of Guthrie moved that section 45 be amended by adding thereto the following: "When any company shall be disbanded under the provisions of this section, its place in its regiment shall not be supplied by the acceptance of another company, nor shall

any new company be accepted into the National Guard until the 1st day of May, 1882, nor until authority for this purpose shall be given by the General Assembly."

The motion prevailed.

Senator Johnson of Winneshiek moved to strike out section 42, and on the question the yeas and nays were demanded.

The yeas were:

Senators Boling, Chase, Clark, Goodykoontz, Greenlee, Hanna, Harned, Johnson of Winneshiek, Kimball, Merrell, Mitchell, and Shelley—12.

The nays were:

Senators Arnold, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Haines, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—37.

Absent or not voting:

Senator Ham—1.

So the motion was lost.

The hour for the consideration of the special order having arrived, on motion of Senator Ford the same was postponed until the bill under consideration should be disposed of.

Senator Nichols of Guthrie moved to suspend the eleventh rule and read the bill a third time now.

Senator Shelley moved to strike from section 51 the words "twenty thousand" and insert in lieu thereof the words "ten thousand."

The yeas and nays were called for on the question.

The yeas were:

Senators Clark, Harned, Shelley, and Wall—4.

The nays were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—45.

Absent or not voting:

Senator Ham—1.

So the amendment was lost.

The question recurring on the motion of Senator Nichols of Guthrie that the rule be suspended, and the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewel-

len, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Webb, Wilson, Woolson, Wright, and Young—41.

The nays were:

Senators Clark, Harned, Merrell, Mitchell, Shelley, Traverse, and Wall—7.

Absent or not voting:

Senators Ham, and Nielander—2.

Senator Haines moved to amend the title by inserting after the word "provide" the words "a military code and," and inserting after the word "organization" the words "government and support," and by striking out the words "and entitled the military code of Iowa."

The motion prevailed.

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

SPECIAL ORDER.

The special order, it being Joint Resolution to amend the Constitution so as to prohibit the manufacture and sale of intoxicating liquors, within this State, was taken up and considered.

Senator Merrell moved to amend section 26 in the first resolution by adding thereto the following: "*Provided*, that nothing in this section shall be construed so as to forbid the manufacture and sale of beer, cider from apples, or wine from grapes, currants or other fruits grown in this State."

On motion of Senator Hebard the further consideration of the Joint Resolution was deferred until Wednesday, March 3, at 10 o'clock A. M.

BILLS ON SECOND READING.

Senate File No. 177, a bill for an act to amend section 3986, chapter 7, title 24 of the Code of 1873, relative to defacing public buildings, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson Wright, and Young—49.

The nays were—None.

Absent or not voting:

Senator Ham—1.

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

House File No. 102, a bill for an act to legalize the incorporation, ordinances and acts of the officers of the town of Malvern, in the county of Mills, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Harned, Hartsborn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—47.

The nays were—None.

Absent or not voting:

Senators Clark, Foster, and Ham—3.

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

House File No. 161, a bill for an act permitting the Cedar Rapids and Marion Street Railway to construct and operate a street railway over a certain highway, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Harned, Hartsborn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—43.

The nays were:

Senators Patterson, and Russell of Greene—2.

Absent or not voting:

Senators Clark, Dashiell, Ham, Hedges, and Lewellen—5.

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

Senate File No. 60, a bill for an act relating to the election in cities of the second class of city marshals, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 167, a bill for an act to amend chapter 68 of the public acts of the Seventeenth General Assembly, in relation to dividing counties into supervisor districts, with report of committee recommending amendments, was taken up and considered.

Senator Haines moved that the bill be recommitted with instructions.

The motion prevailed.

Senate File No. 201, a bill for an act to repeal chapter 145, laws of 1878, and enact a substitute therefor, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 168, a bill for an act to amend chapter 2, title 4 of the Code, relating to the election of county supervisors, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Larrabee the bill was recommitted with instructions.

Senate File No. 16, a bill for an act to amend section 5 of chapter 123 of the acts of the Sixteenth General Assembly, in relation to the compensation of county treasurers for certificates issued for taxes voted in aid of railroad companies, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—44.

The nays were—None.

Absent or not voting:

Senators Clark, Foster, Ham, Henderson, Russell of Greene, and Shelley—6.

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

Senate File No. 190, a bill for an act relating to fees of justices of the peace in criminal cases, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Greenlee, Hanna, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Madson, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Russell of Greene, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—36.

The nays were:

Senators Garber, Gaylord, Gillett, Goodykoontz, Haines, Hedges, Lawrence, Mitchell, and Prizer—9.

Absent or not voting:

Senators Clark, Ham, Lewellen, Shelley, and Shrader—5.

So the bill passed and the title was agreed to.

Senate File No. 169, a bill for an act authorizing the Warden of the Additional Penitentiary at Anamosa to appoint a Deputy Warden, and define the duties thereof, with report of committee recommending a substitute, was taken up and considered.

Senator Arnold moved to amend by striking from the substitute the figures "800" and inserting "1,000."

On the question the yeas and nays were demanded.

The yeas were:

Senators Arnold, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Kimball, Lawrence, Lewellen, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Tirrill, Woolson, and Wright—29.

The nays were:

Senators Boling, Chase, Clark, Dashiell, Gaylord, Harned, Johnson of Winneshiek, Keller, Larrabee, Madson, Merrell, Nielander, Russell of Greene, Shrader, Traverse, Wall, Webb, Wilson, and Young—19.

Absent or not voting:

Senators Ham, and Shelley—2.

So the amendment was adopted.

Senator Arnold moved to postpone the hour of adjournment until the bill under consideration should be disposed of.

The motion prevailed.

The substitute as amended was then adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—47.

The nays were—None.

Absent or not voting:

Senators Clark, Ham, and Shelley—3.

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

At 12:15 o'clock P. M. the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, February 27, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Lucas.

The journal of yesterday was read and approved.

PETITIONS AND MEMORIALS.

By Senators Garber, Kimball, Nielander, Gaylord, Ford, and Nichols of Guthrie, petitions against the repeal of the wine and beer clause.

Referred to the Committee on Suppression of Intemperance.

By Senator Johnson of Mahaska, a petition asking legislation for the protection of sheep.

Referred to the Committee on Agriculture.

By Senator Arnold, a petition favoring the constitutional amendment relative to the sale and manufacture of intoxicating liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Webb, a petition in favor of woman suffrage.

Referred to the Committee on Constitutional Amendments.

INTRODUCTION OF BILLS.

By Senator Johnson of Mahaska, Senate File No. 255, a bill for an act to authorize independent school districts to fund their outstanding bonded indebtedness.

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

By Senator Nichols of Benton, Senate File No. 256, a bill for an act relating to insurance and fire insurance companies.

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

By Senator Hemenway, Senate File No. 257, a bill for an act confirming the indentures of apprentices made by the New York Juvenile Asylum to citizens of the State of Iowa.

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

By Senator Merrell, Senate File No. 258, a bill for an act to repeal section 3018, chapter 1, title 18 of the Code of Iowa, and enact a substitute therefor, in relation to attachment and garnishment.

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

RESOLUTIONS.

Senator Shelley offered the following resolution, which on motion of Senator Meyer was referred to the Committee on Printing:

Resolved, That all bills reported to the State Printer shall be returned to the Senate within thirty-six hours after they are placed in the hands of the Printer for publication.

Senator Haines offered the following Concurrent Resolution:

Resolved by the Senate, the House concurring, That it is the sense of this General Assembly that no appropriations for improvements to the Asylum for Feeble-Minded Children at Glenwood, except what are absolutely necessary to meet present wants, be made.

2. That steps should be immediately taken looking to a change in the location of said institution.

Senator Arnold moved to amend the resolution by adding thereto the following: "If upon an examination of a proper committee a change be thought advisable."

On motion of Senator Larrabee further consideration of the Concurrent Resolution was deferred until Tuesday next.

HOUSE MESSAGES.

House Joint Resolution relative to locating land by the several counties of this State, was taken up.

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

REPORTS OF COMMITTEES.

Senator Patterson, from the Committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File No. 227, a bill for an act to prevent dogs from running at large upon the premises of persons who are not their owners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File No. 20, a bill for an act to amend section 4062 of the Code, to prevent Canada thistles and other noxious weeds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File No. 241, a bill for an act for the punishment of persons who knowingly or willfully permit or allow swine to run at large, beg leave to report that they have had the same under consid-

eration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File No. 42, a bill for an act for the extermination of noxious weeds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 110, a bill for an act requiring railroad companies and supervisors of roads and public highways to eradicate foul and noxious weeds from the lines of railroads and highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that after the word "State," in line 2 of section 1, there be added the words "or owner of any lands within eighty rods of any railroad or public highway."

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 63, a bill for an act to facilitate farm drainage, additional to chapter 2, title 10 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that there be added to the end of section 1 the following words, to-wit: "As provided for by section 1222, chapter 2, title 10 of the Code of 1873."

JOHN PATTERSON, *Chairman*.

Ordered passed on file.

Senator Shrader, from the Committee on Medicine, Surgery and Hygiene, submitted the following report:

MR. PRESIDENT—Your Committee on Medicine, Surgery and Hygiene, to whom was recommitted Senate File No. 98, a bill for an act to establish a State Board of Health, and to provide for collecting vital statistics, beg leave to report that they have had the same under consideration and have instructed me to report a substitute for the same to the Senate with the recommendation that the substitute do pass.

J. C. SHRADER, *Chairman*.

Ordered passed on file.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred Senate File No. 219, a bill for an act to amend chapter 167 of the laws of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Compensation of Public Officers.

ARNOLD, *Chairman*.

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred House File No. 107, a bill for an act to amend section 1822 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JOHN MEYER, *Chairman.*

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 120, a bill for an act to provide that lands to be laid out into town or city lots shall be free from incumbrance, or that security shall be given against such incumbrance, and that such lots when thus laid out shall be accurately described relative to some established corner of the congressional division of which they are part, and repealing chapter 25 of the laws of the Fifteenth General Assembly, and chapter 63 of the laws of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 245, a bill for an act giving to the council of towns incorporated under special charters power to dispose and provide for the use of lands dedicated to public use, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 175, a bill for an act to amend section 902 of the Code, in relation to lands sold for taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 230, a bill for an act to legalize the levy of certain taxes by the city of Oskaloosa, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 94, a bill for an act to amend section 2975 of the Code, relating to garnishment proceedings, beg leave to report that

they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 434, a bill for an act to legalize the publication of notice in relation to the pardon of William Riley, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 253, a bill for an act legalizing the sale of part of block sixty-six of Iowa City, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House Joint Resolution in relation to the pardon of William Riley, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be adopted.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 252, a bill for an act amending chapter 141 of the laws of the Seventeenth General Assembly, in relation to property owned by the Methodist Protestant Church of Iowa City, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JNO. S. WOOLSON, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 150, an act to legalize the incorporation of the town of Birmingham, Van Buren county, Iowa.

House File No. 362, an act to legalize the organization and official proceedings of the independent district of Ionia, in Chickasaw county, Iowa.

House File No. 288, an act to legalize the organization and acts of the Waterloo Agricultural Works, of Waterloo, Iowa.

House File No. 64, an act to legalize the levy of certain taxes in the county of Mills, in the State of Iowa.

BEN. VAN STEINBURG, *First Ass't Clerk*.

Ordered passed on file.

INTRODUCTION OF BILLS.

By leave, Senator Ford introduced Senate File No. 259, a bill for an act to create a Board of Immigration, and to provide means to defray the expenses thereof.

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

By leave, Senator Nichols of Guthrie introduced Senate File No. 260, a bill for an act to repeal sections 2202 and 2206, chapter 2, title 15 of the Code of 1873, and to enact substitutes therefor.

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

By leave and by request, Senator Nichols of Guthrie introduced Senate File No. 261, a bill for an act to repeal section 2784 and 2788, chapter 9, title 17 of the Code of 1873, and enact substitutes therefor.

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

By leave and by request, Senator Nichols of Guthrie introduced Senate File No. 262, a bill for an act to amend section 3050 of chapter 2, title 18 of the Code of 1873.

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

RESOLUTION.

Senator Lawrence, by leave, offered the following Concurrent Resolution:

Be it resolved by the Senate, the House concurring, That a competent architect be employed to make examination of the building in which the sessions of the General Assembly are held, with a view of ascertaining whether said building is safe and fit for occupancy, and that said architect make a report of the result of his investigation to this General Assembly at the earliest practicable day.

Senator Kimball moved to amend the resolution by striking out the words "competent architect" and inserting in lieu thereof the words "Superintendent Finkbine."

Senator Lawrence moved to amend the amendment by adding thereto the following: "And if there be any real danger he be instructed to take immediate steps to remedy the defect."

The motion prevailed.

The question recurring on the motion of Senator Kimball, the same, as amended, prevailed.

The Concurrent Resolution, as amended, was adopted.

BILLS ON SECOND READING.

Senate File No. 98, a bill for an act to establish a State Board of Health in the State of Iowa, to provide for the appointment of a Superintendent of Vital Statistics, and to assign certain duties to local boards of health, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Wall, Webb, Wilson, Wright, and Young—45.

The nays were:

Senator Traverse—1.

Absent or not voting:

Senators Chase, Clark, Keller, and Woolson—4.

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

Senators Goodykoontz and Keller were excused until Monday, and Senator Chase until Tuesday next.

Substitute for Senate Files Nos. 65, 66 and 52, a bill for an act to provide for the stereotyping, publishing and sale of the Supreme Court reports, and to fix the salary of the Supreme Court Reporter, was taken up and considered.

Senator Nichols of Benton moved to amend section 1 by striking therefrom line 13, consisting of the words "by the Executive Council."

The motion prevailed.

Senators Shelley and Merrell were excused after to-day until Monday next.

Senators Gaylord and Shrader were excused until Wednesday next.

On motion of Senator Nichols of Benton the word "all" was stricken from line 12 of section 8, and the word "each" inserted in lieu thereof, and the words "said stereotype plates" were stricken from lines 13 and 14 of the same section.

The substitute for Senate Files Nos. 65, 66 and 52, as amended, was adopted.

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

On motion of Senator Foster the title was amended by adding thereto the following: "And repeal sections 155, 156, 157 and 160 of chapter 4, title 3 of the Code."

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Foster, Garber, Gillett, Greenlee, Haines, Ham, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—41.

The nays were—None.

Absent or not voting:

Senators Chase, Gaylord, Goodykoontz, Hemenway, Keller, Lewellen, Nichols of Benton, Shelley, and Shrader—9.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House:

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

House File No. 327, a bill for an act to legalize the incorporation of the town of Union, in Hardin county, Iowa.

W. V. LUCAS, *Clerk*.

Ordered passed on file.

BILLS ON SECOND READING.

Senate File No. 230, a bill for an act to legalize the levy of certain taxes in the city of Oskaloosa, with report of committee recommending it do pass, was taken up and considered.

Senator Johnson of Mahaska moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Gillett, Greenlee, Haines, Ham, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—39.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Garber, Gaylord, Goodykoontz, Keller, Lewellen, Nichols of Benton, Russell of Greene, Shelley, and Shrader—11.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House.

House File No. 217, an act to legalize the incorporation of the town of Ida Grove, Ida county, Iowa.

House File No. 224, An act to legalize and correct an error in the proceedings and acts incorporating the town of Reinbeck, in Grundy county, Iowa.

BEN. VAN STIENBURG, *First Ass't Clerk.*

Senator Larrabee moved that when the Senate adjourn, it be to meet at 2 o'clock P. M.

The motion prevailed.

On motion of Senator Hanna all Joint Resolutions relative to amendments to the constitution, except the one in regard to the manufacture and sale of intoxicating liquors, were made a special order for next Thursday at 10 o'clock A. M.

Senate File No. 120, a bill for an act entitled an act requiring boards of supervisors in certain cases to pay to cities of the first class a portion of the county bridge fund, with the report of the committee recommending a substitute, and that it do pass, was taken up and considered.

At 12 o'clock M., Senator Johnson of Mahaska having the floor, the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

Senate met pursuant to adjournment, President Campbell in the chair.

Consideration of the report of the committee recommending a substitute for Senate File No. 120, pending at the hour of adjournment, was resumed, and the substitute was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Garber, Gillett, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winnebiek, Larra-

bee, Lawrence, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, Webb, Wilson, and Wright—34.

The nays were—None.

Absent or not voting:

Senators Chase, Foster, Gaylord, Goodykoontz, Hanna, Hedges, Keller, Kimball, Lewellen, Madson, Meyer, Russell of Greene, Shrader, Wall, Woolson, and Young—16.

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

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 183, An act to amend chapter 28 of the public acts of the Fifteenth General Assembly, in relation to the assessment of taxes.

Senate File No. 58, An act in relation to loaning and management of the permanent school fund.

Senate File No. 191, An act for the punishment of persons for attempting to break and enter buildings with intent to commit a public offense, additional to chapter 3, title 24 of the Code, concerning offenses against property.

Also, Joint Resolution in regard to meandered lakes in the State of Iowa.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

Senate File No. 143, a bill for an act to provide for a State Fish Hatching House in Dickinson county, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senator Young was excused until Monday next.

House File No. 143, a bill for an act amendatory to section 2049 of the Code of 1873, in relation to weights of Hungarian and millet seed, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Garber, Gillett, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiak, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, Wall, Webb, Wilson, and Wright—38.

The nays were—None.

Absent or not voting:

Senators Chase, Foster, Gaylord, Goodykoontz, Hanna, Keller, Lewellen, Nichols of Benton, Russell of Greene, Shrader, Woolson, and Young—12.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 191, An act for the punishment of persons for attempting to break and enter buildings with intent to commit a public offense.

Senate File 183, An act to amend chapter 28 of the public acts of the Fifteenth General Assembly, in relation to the assessment of taxes.

Senate File No. 158, An act in relation to loaning and management of the permanent school fund.

Also, Joint Resolution in regard to meandered lakes in the State of Iowa.

W. V. LUCAS, *Chief Clerk.*

Senate File No. 187, a bill for an act providing for accountability of county treasurers, and for settlement between them and county auditors, was taken up and considered by sections.

On motion of Senator Russell of Jones the words "by the chairman of the board" were inserted after the word "once," in line 7 of section 3.

On motion of Senator Greenlee the words "direct the chairman of the board at the expense of the county" were inserted after the word "shall," in line 8 of section 3.

Senator Kimball moved to amend by inserting as section 4 the following:

SEC. 4. The county treasurer shall also, at each monthly settlement with the auditor and in his semi-annual settlement with the board of supervisors, make and subscribe an oath that the money in the treasury or on deposit, or which is produced and counted in such settlements, actually belongs to the county, and is not borrowed for the purpose of making such settlements. The said oath shall be filed in the office of the county auditor.

The motion prevailed.

On motion of Senator Hedges the words "shall willfully" were inserted before the word "fail," in line 1 of section 5.

Senator Hedges moved to add to section 5 the words following: "*Provided, however, that the failure to perform such duties shall be prima facie evidence that such failure was willful.*"

The motion prevailed.

Senator Haines moved to strike from section 1 all thereof occurring after the word "specified," in line 7.

The motion was lost.

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

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

House File No. 162, a bill for an act to regulate admission to practice as attorneys and counselors in the courts of this State.

Also, has passed Senate Concurrent Resolution relative to examination of capitol building.

W. V. LUCAS, *Chief Clerk.*

UNFINISHED BUSINESS.

On motion of Senator Woolson section 3 of the bill was amended by inserting after the word "treasurer," in line 10, "or deputy county treasurer"; also, by striking from the same line the words "as county treasurer" and inserting in lieu thereof the words "for the purposes hereinbefore named."

Senator Wright moved to amend section 2 by striking from line 4 the words "each week" and inserting in lieu thereof the word "month"; and also to insert between the words "on" and "Monday" the words "the last."

The motion did not prevail.

The question recurring on the engrossment of the bill, the motion prevailed.

INTRODUCTION OF BILLS.

By leave, Senator Woolson introduced Senate File No. 263, a bill for an act to amend section 3814 of the Code, relating to the fees of witnesses.

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

By leave, Senator Larrabee introduced Senate File No. 264, a bill for an act to amend section 1, chapter 152 of the laws of the Sixteenth General Assembly, relative to the Asylum for Feeble-Minded.

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

BILLS ON SECOND READING.

Substitute for Senate File No. 96, a bill for an act for the protection of insectivorous birds, reported by the committee, was taken up and considered.

Senator Larrabee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Johnson of Winneshiek moved to strike out the word "crow" from the bill.

The motion was lost.

The question recurring on the motion of Senator Larrabee.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ham, Harmon, Harned, Kimball, Larrabee, Lewellen, Madson, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Jones, Shelley, Wilson, and Wright—19.

The nays were:

Senators Dashiell, Ford, Foster, Garber, Gillett, Greenlee, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Lawrence, Mitchell, Nielander, Prizer, Tirrill, Traverse, Wall, Webb, and Woolson—22.

Absent or not voting:

Senators Chase, Gaylord, Goodykoontz, Haines, Hanna, Keller, Russell of Greene, Shrader, and Young—9.

So the bill was lost.

On motion of Senator Woolson the vote by which Senate File No. 96 was lost, was reconsidered.

On motion of Senator Woolson the vote by which Senate File No. 96 was considered engrossed and read a third time was reconsidered.

On motion of Senator Greenlee Senate File No. 96 was recommitted to the Committee on Judiciary.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Mr. Wm. H. Fleming:

STATE OF IOWA. }
EXECUTIVE DEPARTMENT. }
DES MOINES, February 27, 1880. }

MR. PRESIDENT—I am instructed by the Governor to inform the honorable Senate that he has approved, signed, and deposited in the office of the Secretary of State:

Senate File No. 58, An act in relation to the loaning and management of the permanent school fund.

Senate File No. 183, An act to amend chapter 25, of the Public Acts of the Fifteenth General Assembly, in relation to the assessment of taxes.

Senate File No. 191, An act for the punishment of persons attempting to break and enter buildings with intent to commit a public offense,

additional to chapter 3, title 24, Code, concerning offenses against property.

Joint Resolution in regard to meandered lakes in the State of Iowa.

WM. H. FLEMING,
Private Secretary.

Ordered passed on file.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval:

Senate File No. 191, An act for the punishment of persons for attempting to break and enter buildings with intent to commit a public offense, additional to chapter 3, title 24 of the Code, concerning offenses against property.

Senate File No. 183, An act to amend chapter 28 of the public acts of the Fifteenth General Assembly, in relation to the assessment of taxes.

Senate File No. 58, An act in relation to loaning and management of the permanent school fund.

Also, Joint Resolution in regard to meandered lakes in the State of Iowa.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

Memorial and Joint Resolution relative to the improvement of the Mississippi and Missouri Rivers, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senators Nichols of Benton, and Wall were excused until Tuesday next.

Senator Ham moved that the evidence taken by the Special Committee to visit the Asylum for the Insane at Mount Pleasant be printed.

The motion did not prevail.

House File No. 44, a bill for an act further defining the duties of county officers, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Arnold the publication clause was stricken from the bill.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Foster, Garber, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway,

Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Tirrill, Traverse, Webb, Wilson, Woolson, and Wright—33.

The nays were:

Senators Gillett, Ham, Hartshorn, and Madson—4.

Absent or not voting:

Senators Chase, Gaylord, Goodykoontz, Hanna, Keller, Lewellen, Mitchell, Russell of Greene, Russell of Jones, Shelley, Shrader, Wall, and Young—13.

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

On motion of Senator Dasbiell, at 5 o'clock p. m., the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, February 28, 1880. }

The Senate met pursuant to adjournment, President Campbell in the chair.

Prayer by Rev. Mr. Kane.

Journal of yesterday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

House File No. 275, a bill for an act to define and punish the crime of cruel and inhuman treatment of children, and to provide for care of such children pending preliminary and final hearing.

House File No. 428, a bill for an act to legalize the incorporation of the town of Odebolt, in Sac county, Iowa.

Also, have passed without amendment Senate File No. 28, a bill for an act to legalize the expenditure of surplus bridge funds of Clinton county, Iowa.

W. V. LUCAS, *Chief Clerk.*

Senator Prizer was excused until Monday next.

PETITIONS AND MEMORIALS.

By Senator Tirrill, a petition of citizens of Hopkinton asking the legalization of the incorporation of that town and of the acts of its citizens and officers relative thereto.

Referred to the Committee on Judiciary.

By Senator Tirrill, a petition favoring a constitutional amendment relative to the manufacture and sale of intoxicating liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Webb, a petition favoring woman suffrage.

Referred to the Committee on Constitutional amendments.

INTRODUCTION OF BILLS.

By Senator Tirrill, Senate File No. 265, a bill for an act to legalize the incorporation of the town of Hopkinton, Delaware county, Iowa, the election of its officers, ordinances passed by its council, and other official acts by its council.

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

RESOLUTION.

Senator Ham offered the following resolution, which was adopted:

Resolved, That the freedom of the floor of this Senate be and the same is hereby offered to the Honorable Charles Stewart Parnell, the distinguished Irish patriot and statesman, during his visit to the city of Des Moines.

Senator Boling was excused until Monday next.

HOUSE MESSAGES.

House File No. 428, a bill for an act to legalize the incorporation of the town of Odebolt, in Sac county, Iowa, was taken up.

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

House File No. 275, a bill for an act to define and punish the crime of cruel and inhuman treatment of children, and to provide for care of such children pending preliminary and final hearing, was taken up.

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

House File No. 329, a bill for an act to legalize the incorporation of the town of Union, in Hardin county, Iowa, was taken up.

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

House File No. 162, a bill for an act to regulate admission to practice as attorneys and counselors in the courts of this State, was taken up.

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

INTRODUCTION OF BILL.

Senate File No. 266, a bill for an act making appropriation for the School for Teachers at Cedar Falls, was introduced by the Committee on Normal School.

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

Senate File No. 267, a bill for an act to make the State Superintendent *ex-officio* member of the Board of Trustees of the School for Teachers at Cedar Falls, for the regulation of the said school, and giving power to the Board of Trustees of said school, was introduced by the Committee on Normal School.

Read a first and second time and ordered passed on file.

REPORTS OF COMMITTEES.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 421, a bill for an act to amend section 1260, chapter 4, title 10 of the Code, as amended by chapter 65 of the public acts of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration have instructed me to report the same back to the Senate with the recommendation that it do pass.

GEO. F. WRIGHT, *Chairman, pro tem.*

Ordered passed on file.

Senator Haines, from the Committee on Normal School, submitted the following report:

MR. PRESIDENT—Your Committee on Normal School, to whom was referred House File No. 450, a bill for an act to make the Superintendent of Public Instruction *ex-officio* a member of the Board of Directors of the State Normal School, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, and that the bill herewith reported by the committee do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Normal School, to whom was referred Senate File No. 199, a bill for an act making appropriation for the School for Teachers at Cedar Falls, and for the regulation of the school and giving power to the board of trustees, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed and that the bill herewith reported by the committee be referred to the Committee on Appropriations.

HAINES, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

Senate File No. 35, a bill for an act to repeal section 2831 of the Code of 1873, and enact a substitute therefor, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Clark, Dashiell, Foster, Garber, Gillett, Greenlee, Haines, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Kimball, Larrabee, Lawrence, Madson, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Russell of Jones, Tirrill, Traverse, Webb, Wilson, Woolson, and Wright,—32.

The nays were—None.

Absent or not voting:

Senators Arnold, Boling, Chase, Ford, Gaylord, Goodykoontz, Ham, Johnson of Winneshiek, Keller, Lewellen, Merrell, Nichols of Benton, Prizer, Russell of Greene, Shelley, Shrader, Wall, and Young—18.

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

Senator Larrabee asked permission to take up House File No. 421, a bill for an act to amend section 1260, chapter 4, title 10 of the Code, as amended by chapter 65, Public Acts of the Fifteenth General Assembly, which was granted, and the bill was taken up and considered, and on motion of Senator Larrabee was ordered passed on file.

On motion of Senator Larrabee substitute for Senate File No. 147, a bill for an act to amend section 1260, chapter 4, title 10 of the Code of 1873, relating to taking private property for works of internal improvement, was taken up, read a first and second time, and considered.

Senator Larrabee moved to amend the bill by inserting after the word "when," in the 7th line of section 1, the words, "any portion of."

The motion prevailed.

Senator Larrabee moved to amend section 1 by adding thereto the following: "And *providing further*, that the provisions of this act shall not apply to any railroad having a portion of its track laid with a wooden rail."

Senators Woolson, Hedges, Chase, and Patterson were excused until Monday next.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Clark, Dashiell, Ford, Foster, Garber, Gillett, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence,

Lewellen, Madson, Meyer, Mitchell, Nichols of Guthrie, Patterson, Russell of Jones, Tirrill, Traverse, Webb, Wilson and Wright—31.

The nays were:

Senators Haines, Hanna, and Nielander—3.

Absent or not voting:

Senators Boling, Ohase, Gaylord, Goodykoontz, Hedges, Hemenway, Keller, Merrell, Nichols of Benton, Prizer, Russell of Greene, Shelley, Shrader, Wall, Woolson, and Young—16.

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

Senator Nichols of Guthrie moved that when the Senate adjourn it be to meet at 3 o'clock p. m. Monday next.

Agreed to.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House File No. 382, a bill for an act to legalize the official acts of the incorporated town of Dakota City, Humboldt county, Iowa.

Substitute for House File No. 272, a bill for an act to provide for the election of assessors in cities and towns incorporated under special charters.

Also, have passed without amendment Senate File No. 230, a bill for an act to legalize the levy of certain taxes by the city of Osaka.

Have amended and passed substitute for Senate Files Nos. 52, 65 and 66, a bill for an act to provide for the stereotyping, publishing and sale of the Supreme Court reports, and to repeal sections 155, 156, 157 and 160, chapter 4, title 3 of the Code, and to fix the salary of the Supreme Court Reporter. Amended by striking out all of the 11th line of section 1, and the word "quality," in the 12th line, and insert in lieu thereof, "and the workmanship and quality of material shall, in every particular, be equal to the 40th volume of the Iowa Supreme Court reports, now deposited in the State Library." By adding to the end of section 8 the following: *Third.* That upon the termination of any contract all plates of reports printed by him shall become the property of the State, upon such terms and such price as may be agreed upon by and between the Secretary of State, with the approval of the Executive Council, and the contractor, provided the price paid shall not exceed the cost of such plates. Strike out the words "two hundred," in the 5th line of section 9.

W. V. LUCAS, *Clerk.*

Ordered passed on file.

Senate File No. 161, a bill for an act to amend section 2959 of chapter 1, title 18 of the Code, relating to the penalty of bonds in attachment cases, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Clark, Ford, Foster, Garber, Gillett, Haines, Ham, Hanna, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Guthrie, Nielander, Russell of Jones, Tirrill, Traverse, Webb, Wilson, and Wright—31.

The nays were:

Senator Greenlee—1.

Absent or not voting:

Senators Arnold, Boling, Chase, Dashiell, Gaylord, Goodykoontz, Hedges, Keller, Merrell, Nichols of Benton, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Wall, Woolson, and Young—18.

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

Senator Foster was excused until Monday next.

BILLS ON THIRD READING.

On motion of Senator Haines substitute for Senate Files Nos. 65, 66 and 52, a bill for an act amending section 145 of chapter 1, title 3 of the Code of 1873, relative to the duties of the Judges of the Supreme Court, and to repeal chapter 4, title 3 of the Code of 1873, relative to the duties of the Supreme Court Reporter, and to enact a substitute therefor, and to provide for the distribution and sale of the decisions of the Supreme Court, was taken up and considered.

The question being on the adoption of the House amendments to the bill—

Senator Haines moved to refer the bill to the Committee on Judiciary.

The motion prevailed.

REPORT OF COMMITTEE.

Senator Tirrill, from the Committee on Reform School, submitted the following report:

MR. PRESIDENT—Your Committee on Reform School, to whom was referred Senate File No. 228, a bill for an act amending chapter 5, title 12 of the Code, relating to the Iowa Reform School, and providing for carrying the same into effect, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the words "Mt. Pleasant, Henry county," in section 2, and inserting in lieu thereof the following, "or near some town in the State of Iowa, said location to be selected by the Trustees of the Iowa Reform School, by and with the consent of the Executive Council, within sixty days from the passage of this act," and when so amended that it do pass.

R. W. TIRRILL, *Chairman.*

Ordered passed on file.

Senator Larrabee moved to take up substitute for House File No. 26.

Senator Gillett moved that the Senate do now adjourn, which motion prevailed, and the Senate, at 11:45, adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, March 1, 1880. }

Senate met pursuant to adjournment, and was called to order by the President.

Prayer by the Rev. Mr. Sleeth.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed:

Senate File No. 53, a bill for an act to protect the dairy interests, and for the punishment of fraud connected therewith, amended as follows: Insert after the word "which," in line 5, the following, "a portion of"; also, strike out all after the word "oleomargarine," in section 1; strike out of line 2, section 3, "fifty" and "and" and insert "twenty" and "or"; strike out "thirty" and insert "ten"; and add to section 3, "or both, at the discretion of the court."

Also, has passed the following bills, in which the concurrence of the Senate is asked:

Substitute for House File No. 43, a bill for an act to amend chapter 6 of the acts of the Sixteenth General Assembly, and providing for one or more assessors, not to exceed three, in incorporated cities having ten thousand inhabitants or over.

Substitute for House File No. 177, a bill for an act to amend chapter 13, title 12 of the Code, in relation to the State Library.

House File No. 373, a bill for an act to amend section 421, chapter 10, title 4 of the Code of 1873, relative to incorporated towns.

Also, has passed without amendment substitute for Senate File No. 147 and House File No. 47, a bill for an act to repeal chapter 65 of the public laws of the Fifteenth General Assembly, and section 1260 of the Code, and enact a substitute therefor, relating to taking private property for works of internal improvement.

Also, has concurred in Senate amendment to House File No. 44, a bill for an act further defining the duties of county officers, etc.

W. V. LUCAS, *Chief Clerk.*

Journal of Saturday read and approved.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Substitute for Senate File No. 147 and House File No. 47, An act to

repeal chapter 65 of the public laws of the Fifteenth General Assembly, and section 1260 of the Code, and enact a substitute therefor, relating to the taking of private property for works of internal improvement.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

PETITIONS AND MEMORIALS.

By Senator Johnson of Winneshiek, a petition in favor of the passage of House File No. 268.

Referred to the Committee on Municipal Corporations.

By Senator Webb, a petition favoring woman suffrage.

Referred to the Committee on Constitutional Amendments.

HOUSE MESSAGES.

House File No. 382, a bill for an act to legalize the official acts of the incorporated town of Dakota City, Humboldt county, Iowa, was taken up.

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

Substitute for House File No. 272, a bill for an act to provide for the election of assessors in cities and towns incorporated under special charter, was taken up.

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

House File No. 373, a bill for an act to amend section 421, chapter 10, title 4 of the Code of 1873, relative to incorporated towns, was taken up.

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

Substitute for House File No. 43, a bill for an act to amend chapter 6 of the laws of the Sixteenth General Assembly, and providing for one or more assessors.

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

Substitute for House File No. 177, a bill for an act to amend chapter 18, title 12 of the Code, in relation to the State Library, was taken up.

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

REPORTS OF COMMITTEES.

Senator Hebard, from the Committee on Claims, submitted the following report:

MR. PRESIDENT—Your Committee on Claims, to whom were referred petitions of six companies of Iowa National Guard, for services rendered in 1877, in response to a call of the Governor on account of

the then anticipated riots, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill, making appropriation for the claims of the above petitioners, be passed by the Senate. The bill here reported makes provision only for the payment of a class of claims recognized and indorsed by the Eighteenth General Assembly, but for which adequate provision was not then made.

A. HEBARD, *Chairman*.

Ordered passed on file.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 1, a bill for an act to amend sections Nos. 2077, 2078 and 2080 of the Code, in relation to rate of interest, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by adding the five following sections, and thus amended that the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred substitute for House File No 11, a bill for an act to repeal section 857, of chapter 2, title 6 of the Code, and provide a substitute therefor, allowing semi-annual payment of taxes; also, to amend sections 865, 866, 871 and 874 of said chapter 2, title 6 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred House File No. 265, a bill for an act to repeal section eight (8), chapter 123, of the public acts of the Sixteenth General Assembly, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass; and recommending that the title be amended by adding, "in relation to the payment of taxes voted in aid of the construction of railroads."

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 132, a bill for an act to amend chapter 154, of the acts of the Seventeenth General Assembly, and section 289 of the Code, relating to the bonding of county indebtedness, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the last word of section 2 and inserting in lieu thereof the word "seven," and thus amended that the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 107, a bill for an act to amend section 2077 of the Code, relating to interest, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 225, a bill for an act to provide for leasing the convict labor at the penitentiaries of the State, and to repeal chapter 110 of the acts of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by inserting the words "not exceeding ten years" after the word "time," in section 1, and with such amendment, that the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 116, a bill for an act to secure to counties a lien upon the property of poor persons to whom aid has been furnished, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 21, a bill for an act exempting from assessment and taxation property for which the party is indebted, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 171, a bill for an act in relation to highway taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 212, a bill for an act repealing section 8 of chapter 77 of the acts of the Seventeenth General Assembly, and enacting 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 Senate with the recommendation that it do pass.

LARBABEE, *Chairman.*

Ordered passed on file.

BILLS ON THIRD READING.

Senate File No. 53, a bill for an act to protect the dairy interests, and for the punishment of fraud connected therewith, with the amendments made by the House, was taken up and considered.

On motion of Senator Larrabee the bill was recommitted to the Committee on Agriculture.

BILLS ON SECOND READING.

Senate File No. 91, a bill for an act repealing chapter 101, laws of the Sixteenth General Assembly, and chapter 124, laws of the Seventeenth General Assembly, and enacting a substitute therefor, relative to barbed-wire fences, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lawrence, Lewellen, Merrell, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, Webb, and Wright—34.

The nays were—None.

Absent or not voting:

Senators Foster, Gaylord, Gillett, Hanna, Keller, Larrabee, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Wall, Wilson, Woolson, and Young—16.

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

On motion of Senator Shelley Senate File No. 63, a bill for an act to amend chapter 9 of title 24 of the Code, by repealing section 4017 and enacting a substitute therefor, and by enacting section 4019½, providing for the protection of sepulchers and the bodies of deceased persons, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, Webb, and Wright—32.

The nays were:

Senators Dashiell, and Lewellen—2.

Absent or not voting:

Senators Foster, Gaylord, Gillett, Hanna, Keller, Madson, Merrell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Wall, Wilson, Woolson, and Young—16.

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

At 3:45 o'clock, on motion of Senator Nichols of Guthrie the Senate took a recess of fifteen minutes.

At 4 o'clock the Senate was called to order by the President.

On motion of Senator Johnson of Mahaska House File No. 265, a bill for an act to repeal section 8, chapter 123 of the public acts of the Sixteenth General Assembly, and enacting a substitute therefor, in relation to the payment of taxes voted in aid of the construction of railroads, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Senator Johnson of Mahaska moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, Webb, and Wright—33.

The nays were—None.

Absent or not voting:

Senators Dashiell, Foster, Gaylord, Gillett, Hanna, Hebard, Keller, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Wall, Wilson, Woolson, and Young—17.

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

On motion of Senator Garber Senate File No. 245, a bill for an act giving to the council of towns incorporated under special charter power to dispose and provide for the use of lands dedicated to public use, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, Webb, and Wright—34.

The nays were—None.

Absent or not voting:

Senators Dashiell, Foster, Gaylord, Gillett, Hanna, Keller, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Wall, Wilson, Woolson, and Young—16.

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

On motion of Senator Haines Senate File No. 252, a bill for an act amending chapter 141 of the laws of the Seventeenth General Assembly, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Lewellen, Meyer, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, Webb, and Wright—31.

The nays were—None.

Absent or not voting:

Senators Dashiell, Foster, Gaylord, Gillett, Hanna, Hemenway, Keller, Madson, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Wall, Wilson, Woolson, and Young—19.

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

On motion of Senator Haines Senate File No. 258, a bill for an act legalizing the sale of part of block sixty-six in Iowa City, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, Webb, and Wright—33.

The nays were—None.

Absent or not voting:

Senators Dashiell, Foster, Gaylord, Gillett, Hanna, Keller, Madson, Meyer, Mitchell, Nichols of Benton, Patterson, Russell of Greene, Shrader, Wall, Wilson, Woolson, and Young—17.

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

Senators Arnold and Madson were excused until Wednesday next.

On motion of Senator Chase substitute for Senate Files Nos. 11, 13 and 70, a bill for an act amendatory of sections 3784, 3791, 3793 and

3798, chapter 2, title 23 of the Code, relating to salaries of county officers, was taken up.

Made a special order for to-morrow morning at 10:30 o'clock.

INTRODUCTION OF BILLS.

Senator Russell of Jones, by leave, introduced Senate File No. 268, a bill for an act to fix the time for holding general elections, and to repeal section 503, chapter 1, title 5 of the Code of 1873.

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

The Committee on Claims introduced Senate File No. 269, a bill for an act providing for the payment of certain companies of the State militia for services rendered in preventing anticipated riots in the year 1877.

Read a first and second time and passed on file.

BILLS ON SECOND READING.

Senate File No. 68, a bill for an act repealing section 3791 of the Code of 1873, and providing compensation for the members of boards of supervisors, with report of committee recommending it do pass, was taken up and considered.

The question being on the engrossment of the bill, the same was lost.

Senate File No. 113, a bill for an act to amend sections 9 and 11, article 1 of the Constitution of the State of Iowa, with report of committee recommending its indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 138, a bill for an act to amend section 2747 of the Code of 1873, relating to printed calendars, with report of committee recommending its indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 57, a bill for an act to repeal section 520, of chapter 10, of title 4, of the Code of Iowa, relating to cities and incorporated towns, and to provide a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

Senator Chase moved to strike out the publication clause.

The motion prevailed.

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

On the question shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshie, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, Webb, and Wright—36.

The nays were—None.

Absent or not voting:

Senators Foster, Gaylord, Gillett, Hanna, Keller, Madson, Nichols of Benton, Patterson, Russell of Greene, Shrader, Wall, Wilson, Woolson, and Young—14.

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

Senator Traverse moved that the Senate do now adjourn.

The motion was not agreed to.

Senate File No. 77, a bill for an act relating to the indebtedness of cities and towns, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Greenlee, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lawrence, Lewellen, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, Webb, and Wright—31.

The nays were:

Senator Goodykoontz—1.

Absent or not voting:

Senators Foster, Gaylord, Gillett, Haines, Ham, Hanna, Hartshorn, Keller, Larrabee, Madson, Nichols of Benton, Patterson, Russell of Greene, Shrader, Wall, Wilson, Woolson, and Young—18.

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

Senate File No. 184, a bill for an act to repeal section 93 of the Code of 1873, and enact a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

Senator Merrell moved to recommit the bill to the Committee on Judiciary.

The motion prevailed.

Senator Shelley moved that the Senate do now adjourn.

The motion was not agreed to.

Senator Hartshorn submitted the following amendment to Senate File No. 184, which was referred to the Committee on Judiciary:

Provided, That it shall be the duty of the Register of the State Land Office to examine all such lists from the general land office, and there shall not be included in any certified lists or patents to any person or company any lands which shall have been previously certified or patented by the State to any other person or company, or any lands which are shown to be held or claimed adversely by any other person or company.

On motion of Senator Hemenway that the Senate do now adjourn, the yeas and nays were demanded.

The yeas were:

Senators Boling, Chase, Clark, Dashiell, Haines, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Kimball, Lewellen, Merrell, Nichols of Guthrie, Prizer, Shelley, Traverse, Webb, and Wright—19.

The nays were:

Senators Arnold, Ford, Garber, Goodykoontz, Greenlee, Ham, Har-

mon, Harned, Johnson of Mahaska, Johnson of Winneshiek, Larrabee, Lawrence, Meyer, Mitchell, Nielander, Russell of Jones, and Tirrill—17.

Absent or not voting:

Senators Foster, Gaylord, Gillett, Hanna, Keller, Madson, Nichols of Benton, Patterson, Russell of Greene, Shrader, Wall, Wilson, Woolson, and Young—14.

So the motion prevailed.

At 5:20 o'clock P. M. the Senate adjourned until 9:15 A. M. to-morrow.

SENATE CHAMBER, }
DES MOINES, IOWA, March 2, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Frisbie.

Journal of yesterday read and approved.

Senator Larrabee asked leave to take up Senate File No. 21, for the purpose of recommitting the same to the Committee on Judiciary.

Leave was granted, and the bill was so recommitted.

Senator Wright moved that the vote by which Senate File No. 68 was lost on engrossment be reconsidered.

The motion prevailed.

On motion of Senator Wright the bill was recommitted to the Committee on Judiciary.

PETITIONS AND MEMORIALS.

By Senators Wilson and Gillett, petitions asking legislation relative to the issuance of warrants for school money, and relative to other matters connected with the school fund.

Referred to the Committee on Schools.

By Senator Henderson, a petition against legislation to regulate the practice of medicine.

Referred to the Committee on Medicine, Surgery and Hygiene.

REPORT OF COMMITTEE.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 428, a bill for an act to legalize the incorporation of the town of Odebolt, Sac county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to re-

port the same back to the Senate with the recommendation that it do pass.

WRIGHT, *Chairman pro tem.*

Ordered passed on file.

ENGROSSED BILLS.

Senator Gillett, from the Committee on Engrossed Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Engrossed Bills respectfully report that they have examined—

Senate File No. 187, a bill for an act providing for accountability of county treasurers, and for settlement between them and county auditors.

And find the same correctly engrossed.

GILLETT, *Chairman.*

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 203, a bill for an act to amend section 1361, chapter 1, title 11 of the Code, to provide for the employment by counties of persons obtaining poor relief, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying substitute be adopted, and that it do pass.

JOHN S. WOOLSON, *Chairman.*

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred Senate File No. 254, a bill for an act to repeal section 1722 of the Code of 1873, and to provide a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JOHN MEYER, *Chairman.*

Ordered passed on file.

Senator Shelley, from the Committee on Municipal Corporations, submitted the following report:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred House File No. 188, a bill for an act to amend section 467 of the Code, in relation to sidewalks, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

J. M. SHELLEY, *for Committee.*

Ordered passed on file.

BILLS ON THIRD READING.

Senate File No. 187, a bill for an act providing for accountability of county treasurers, and for settlement between them and county auditors, was taken up.

On the question, shall the bill pass?

The yeas were:

Senators Chase, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Ham, Harmon, Hartshorn, Hebard, Hedges, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Nichols of Guthrie, Nielander, Patterson, Russell of Jones, Traverse, and Wright—26.

The nays were:

Senators Boling, Clark, Haines, Harned, Henderson, Johnson of Mahaska, Lewellen, Madson, Meyer, Mitchell, Prizer, Russell of Greene, Shelley, Tirrill, Webb, Wilson, and Young—17.

Absent or not voting:

Senators Arnold, Gaylord, Hanna, Hemenway, Nichols of Benton, Shrader, Wall, and Woolson—7.

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

Concurrent Resolution relative to appropriations for improvements to the Asylum for Feeble-Minded Children at Glenwood was taken up and considered.

The hour for consideration of the special order having arrived, Senator Nichols of Guthrie moved its postponement until disposition should be made of the resolution under consideration.

The motion prevailed.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Substitute for Senate File No. 147 and House File No. 47, An act to repeal chapter 65 of the public laws of the Fifteenth General Assembly, and section 1260 of the Code, and enact a substitute therefor, relating to the taking of private property for works of internal improvement.

Also:

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

House File No. 369, a bill for an act to amend chapter 58 of the acts of the Seventeenth General Assembly, relative to refunding outstanding bonded indebtedness.

W. V. LUCAS, *Clerk.*

Ordered passed on file.

The question being on the amendment of Senator Arnold to the Concurrent Resolution under consideration, the same was adopted.

The question recurring on the resolution as amended, the same was adopted.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval:

Substitute for Senate File No. 147 and House File No. 47, An act to repeal chapter 65 of the public laws of the Fifteenth General Assembly, and section 1260 of the Code, and enact a substitute therefor, relating to the taking of private property for works of internal improvement.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House has amended and passed—

Senate substitute for House File No. 161, a bill for an act granting to street railway companies, organized under the laws of this State, the right of way over certain public highways. Amend by adding to section 1: "And boards of supervisors are hereby authorized to accept for highway purposes under this act conveyances of land adjoining any highway, or part thereof, sufficient to increase said highway to the width of one hundred feet."

Have also concurred in Senate amendment to House File No. 265, a bill for an act to repeal section 8, chapter 123, of the public acts of the Sixteenth General Assembly, and enacting a substitute therefor.

W. V. LUCAS, *Chief Clerk*.

SPECIAL ORDER.

The special order, it being substitute for Senate Files Nos. 11, 13 and 170, a bill for an act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122, laws of the Seventeenth General Assembly, and enacting a substitute therefor, relating to salaries of the clerk of circuit and district courts, county treasurer and county auditor, and defining certain of their duties, was taken up and considered.

Senator Goodykoontz moved to amend section 1 of the bill by striking from line four thereof the words "one thousand," and inserting in lieu thereof the words "twelve hundred." Also, by striking out the word "twelve," in the fifth line and inserting the word "fifteen"; and also by striking the word "fifteen" from the seventh line and inserting in lieu thereof the word "eighteen."

The question being on the adoption of the first amendment offered by Senator Goodykoontz, to strike out the words "one thousand," and insert the words "twelve hundred," the yeas and nays were demanded.

The yeas were:

Senators Ford, Garber, Gillett, Goodykoontz, Haines, Ham, Harmon, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Lawrence, Lewellen, Merrell, Mitchell, Nichols of Benton, Nielander, Shelley, Tirrill, Woolson, and Wright—22.

The nays were:

Senators Boling, Chase, Clark, Greenlee, Harned, Hartshorn, Johnson of Winneshiek, Keller, Kimball, Larrabee, Madson, Meyer, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Webb, Wilson, and Young—21.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Gaylord, Hanna, Shrader and Wall—7.

So the amendment was agreed to.

The question recurring on the second amendment, to strike out the word "twelve," in the fifth line, and insert the word "fifteen," the same was agreed to.

The question recurring on the third amendment, to strike the word "fifteen," from the seventh line, and insert the word "eighteen," the yeas and nays were demanded.

The yeas were:

Senators Ford, Goodykoontz, Haines, Harmon, Hedges, Henderson, Johnson of Mahaska, Mitchell, Nielander, Shelley, and Wright—11.

The nays were:

Senators Boling, Chase, Clark, Garber, Gillett, Greenlee, Harned, Hartshorn, Hebard, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Tirrill, Traverse, Webb, Wilson, Woolson, and Young—31.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Gaylord, Ham, Hanna, Shrader, and Wall—8.

So the amendment did not prevail.

Senator Woolson moved to strike from line 5 of section 1 the words "twelve hundred" and insert the words "thirteen hundred and fifty."

Senator Haines moved to amend the amendment of Senator Woolson by striking therefrom the words "thirteen hundred and fifty" and inserting instead the words "fourteen hundred."

The motion prevailed.

The motion of Senator Woolson as amended prevailed.

Senator Greenlee moved that when the Senate adjourn it be to meet at 2 o'clock this afternoon.

Senator Foster moved as an amendment to the motion of Senator Greenlee that the time for adjournment be postponed until 12:30 P. M., and that there be no afternoon session to-day.

The motion prevailed.

The motion of Senator Greenlee as amended prevailed.

Senator Haines moved to strike from line 7 the word "fifteen" and insert the word "sixteen."

The yeas and nays were called for on the question.

The yeas were:

Senators Ford, Foster, Garber, Gillett, Goodykoontz, Haines, Ham, Harmon, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Kimball, Madson, Merrell, Mitchell, Nichols of Benton, Nielander, Prizer, Shelley, Woolson, and Wright—23.

The nays were:

Senators Boling, Chase, Clark, Greenlee, Harned, Hebard, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Lewellen, Meyer, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Tirrill, Traverser, Webb, Wilson, and Young—21.

Absent or not voting:

Senators Arnold, Dashiell, Gaylord, Hanna, Shrader, and Wall—6.
So the amendment prevailed.

REPORT OF COMMITTEE.

By leave, Senator Hartshorn, from the Committee on Elections, submitted the following report:

MR. PRESIDENT—Your Committee on Elections, to whom was referred the contest of J. W. Bull v. John W. Henderson, for a seat in this Senate from the Twenty-seventh Senatorial District, beg leave to report that they have had the same under consideration and have unanimously instructed me to report to the Senate an abstract of the issues, statement of facts, and legal conclusions, accompanied by the resolution submitted herewith.

E. J. HARTSHORN, *Chairman*.

Ordered passed on file and printed.

RESOLUTION.

Resolved, That the seat held in this Senate by John W. Henderson, from the Twenty-seventh Senatorial District, be and the same is hereby declared vacant.

Senator Hartshorn moved that the abstract of issues, statement of facts, and legal conclusions accompanying the report of the Committee on Elections relative to the contest of J. W. Bull v. John W. Henderson be ordered printed.

The motion prevailed.

UNFINISHED BUSINESS.

Senator Foster moved to strike from section 1 of the bill under consideration all that part occurring after the word "proper," in line 20.

Senator Greenlee moved that when the Senate adjourn it be to meet at 3 o'clock this afternoon.

The motion was lost.

By consent of the Senate the further consideration of the pending bill was deferred until 9:30 to-morrow morning.

At 12:30 o'clock P. M. the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, March 3, 1880. }

The Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Gelwicks.

Journal of yesterday was read and approved.

Pending the reading of the journal, Senator Gillett moved that its further reading be dispensed with.

The motion was lost.

The President announced the following Special Committee:

To select rooms in new capitol for State Horticultural Society, Senators Lawrence, Woolson, and Shelley.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Mr. Wm. H. Fleming:

STATE OF IOWA,
EXECUTIVE DEPARTMENT,
DES MOINES, March 2, 1880. }

MR. PRESIDENT—I am instructed by the Governor to inform the honorable Senate that he has approved, signed, and deposited in the office of the Secretary of State:

Substitute for Senate File No. 147 and House File No. 47, An act to repeal chapter 65 of the public laws of the Fifteenth General Assembly, and section 1260 of the Code, and enact a substitute therefor, relating to the taking of private property for works of internal improvement.

WM. H. FLEMING,
Private Secretary.

PETITIONS AND MEMORIALS.

By Senators Shrader, Kimball, Ford, Young, Prizer, Harned, and Gaylord, petitions favoring a constitutional amendment prohibiting the manufacture and sale of intoxicating liquor.

Referred to the Committee on Suppression of Intemperance.

By Senators Johnson of Winneshiek, Wright, Harned, Gaylord, Larabee, Garber, and Young, petitions against the repeal of the law known as the wine and beer clause.

Referred to the Committee on Suppression of Intemperance.

By Senator Ham, petition against the proposed constitutional amendment prohibiting the manufacture and sale of intoxicating liquor.

Referred to the Committee on Suppression of Intemperance.

By Senator Merrell, a petition asking that all laws of the State prohibiting the sale of alcoholic liquors be repealed, and a judicious license law be enacted.

Referred to the Committee on Suppression of Intemperance.

By Senator Russell of Jones, a petition relative to legislation upon the business of insurance.

Referred to the Committee on Insurance.

By Senator Madson, a petition relative to jurors' fees.

Referred to the Committee on Judiciary.

By Senator Goodykoontz, a petition relative to warrants drawn on the school fund.

Referred to the Committee on Judiciary.

By Senator Larrabee, a petition favoring taxation of church property.

Referred to the Committee on Ways and Means.

By Senator Young, a petition by the bar of Cass county, asking that Cass county be, by change of the law, placed in the Des Moines district for appeals to the Supreme Court.

Referred to the Committee on Judiciary.

REPORTS OF COMMITTEES.

Senator Nichols of Guthrie, from the Committee on County and Township Organization, submitted the following report:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred Senate File No. 167, a bill for an act to amend chapter 68, of the public acts of the Seventeenth General Assembly, in relation to dividing counties into supervisor districts, with instructions to the committee to codify the laws upon that subject and incorporate therein said Senate File No. 167, and report, beg leave to report that they have had the same under consideration, and have prepared such codification and incorporated said bill, and have instructed me to report the same back to the Senate with the recommendation that the same be adopted, and when it be adopted that it do pass.

S. D. NICHOLS, *Chairman*.

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred Senate File No. 255, a bill for an act to authorize independent school districts to fund their outstanding indebtedness, beg leave to report that they have had the same consideration and have instructed me to report that they have drawn a substitute, and recommend that the substitute be adopted and passed.

JOHN MEYER, *Chairman*.

Ordered passed on file.

Senator Foster, from the Committee on Municipal Corporations submitted the following report:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred House File No. 271, a bill for an act relating to

cities organized and existing under special charters, conferring additional powers, and amending the charters of such cities in certain respects, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred Senate File No. 95, a bill for an act relating to taxing property in cities of second class for road purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred House File No. 216, a bill for an act to authorize cities of the first and second class to acquire and dispose of real property in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred House File No. 190, a bill for an act in relation to the jurisdiction of mayors of cities of the second class with reference to violations of city ordinances, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

N. A. FOSTER, *Chairman*.

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House File No. 272, a bill for an act to provide for the election of assessors in cities and towns incorporated under special charters, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 189, a bill for an act in relation to jury trial in cases for violations of ordinances of cities of the second class, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the word "a" after the words "ordinances of," in line 2 of section 1, and inserting in lieu thereof the words "incorporated town or," and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 133, a bill for an act regulating contracts providing for the payment by a party in default of collection or attorney fees to the opposing party, and providing for the amount of liability thereunder, and providing for the recovery of attorney fees by the party successfully resisting such contracts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, the committee having perfected a bill covering the same subject.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 56, a bill for an act to legalize the service of original notices by publication in cases where the petition has not been filed until after the publication of the original notice, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the title be amended by inserting the word "divorce" after the word "in," in the third line, and that the bill be amended by inserting the word "divorce" after the word "all," in line 1 of section 1, and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 8, a bill for an act prohibiting contracts for attorney fees in promissory notes, mortgages and other evidences of indebtedness, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, a bill from said committee having been perfected on same subject.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 10, a bill for an act relative to the taxation of costs and attorney and collection fees in actions upon written contracts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, the committee having perfected a bill covering the same subject.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 223, a bill for an act to amend section 165, chapter 5, title 3 of the Code, relative to printing blank times of holding the district and circuit courts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the title be amended by striking out the word "blank" and insert in lieu thereof the words "tabular statement of," and that the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 336, a bill for an act to authorize boards of supervisors to compromise judgments against county treasurers and their sureties in certain cases, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be amended by inserting after the word "judgment," in the third line of section 1, the words, "exceeds the sum of forty thousand dollars and," and that when so amended the bill do pass.

JOHN S. WOOLSON, *Chairman*.

Ordered passed on file.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 97, a bill for an act to repeal section 821 of the Code, in relation to the classification of property for assessment beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 106, a bill for an act to amend section 821 of the Code of 1873, in relation to the classification of property for assessment, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 129, a bill for an act establishing a geological and natural history survey of Iowa, and defining the purpose and works thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on State University.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 152, a bill for an act to repeal chapter 155 of the acts of the Seventeenth General Assembly, providing for better security of the revenue, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 119, a bill for an act requiring county treasurers to report to board of supervisors at the regular session in January and June, beg leave to report that they have had the same

under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 40, a bill for an act to amend section 871, chapter 2, title 6 of the Code, changing the date of tax sales, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 41, a bill for an act to amend section 843, chapter 1, title 6 of the Code, changing the time for turning over tax-books to county treasurer, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 1, a bill for an act to amend sections 2077, 2078 and 2080 of the Code, relating to rate of interest, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by adding the four following sections, and thus amended that the bill do pass.

LARRABEE, *Chairman.*

Ordered passed on file.

HOUSE MESSAGES.

House File No. 369, a bill for an act to amend chapter 58, of the acts of the Seventeenth General Assembly, relative to refunding outstanding indebtedness, was taken up.

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

The President presented the following as the report of Superintendent Finkbine, on the condition of the building occupied by the General Assembly:

To Hon. Frank T. Campbell, President Senate:

SIR—In pursuance of a resolution of the General Assembly, passed February 27th, I have made an examination of the building in which the sessions of the General Assembly are held.

I find that the floor between the entrance of the houses, and nearly one-half of the gallery of the House of Representatives, are carried on a wood girder, twelve feet apart between supports. When the lobby or gallery is crowded the floor springs. I do not think there is danger

of breaking, but deem it prudent to place temporary supports under the floor sufficient to hold with safety any crowd that can be placed upon it.

Respectfully submitted,

R. S. FINKBINE.

RESOLUTIONS.

By leave, Senator Larrabee offered the following, which was read and ordered passed on file:

WHEREAS, a bill has been reported favorably by the Committee on Reform School, providing for the relocation of the Girls' Department of that school; and

WHEREAS, The Committee on Appropriations has received a proposition from the trustees of the Mitchellville Seminary, located at Mitchellville, proposing to sell the building and twenty acre lot of that institution for the sum of \$20,000, payable in two and four years, the title to be perfected on receipt of warrants, bearing six per cent interest till paid; therefore

Resolved, That a special committee of three members of the Senate be appointed to visit said Mitchellville Seminary and report at the earliest practicable date as to its adaptability for the uses of the Girls' Reform School.

On motion of Senator Chase the special order, it being substitute for Senate Files No. 11, 13 and 170, under consideration at the hour of adjournment yesterday, was continued as a special order, to be taken up immediately after disposition of the special order of the day.

SPECIAL ORDER.

The special order, it being House Joint Resolution proposing to amend the Constitution so as to prohibit the manufacture and sale of intoxicating liquors, within this State, was taken up and considered.

Senator Nichols of Benton moved to defer the consideration of the Joint Resolution until Tuesday next.

On the question the yeas and nays were demanded.

The yeas were:

Senators Haines, Ham, Harned, Hebard, Hemenway, Larrabee, Lewellen, Merrell, Mitchell, Nichols of Benton, Nielander, Patterson, Russell of Greene, Shrader, Wright, and Young—16.

The nays were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Hanna, Harmon, Hartshorn, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Madson, Meyer, Nichols of Guthrie, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—33.

Absent or not voting:

Senator Henderson—1.

The motion was lost.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

Substitute for House File No 157, a bill for an act to secure policy-holders in fire insurance companies from unjust forfeitures of policies.

W. V. LUCAS, *Chief Clerk*.

Senator Gillett moved to amend the amendment offered by Senator Merrell by adding thereto the following: "But this proviso shall not apply to the sale of beer, cider and wine when the same has been manufactured within this State."

The question being on the adoption of the amendment offered by Senator Gillett, the same prevailed.

The question recurring on the adoption of the amendment offered by Senator Merrell, as amended, the yeas and nays were demanded.

The yeas were:

Senators Clark, Foster, Garber, Haines, Ham, Harned, Hebard, Larrabee, Lawrence, Madson, Merrell, Mitchell, Nichols of Benton, Nielander, Patterson, Russell of Greene, Shelley, Shrader, and Wright—19.

The nays were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Hanna, Harmon, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lewellen, Meyer, Nichols of Guthrie, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson and Young—30.

Absent or not voting:

Senator Henderson—1.

So the amendment was lost.

Senator Chase moved to strike from the 5th line of the Joint Resolution the words "alcoholic, distilled, brewed, fermented, or vinous," and insert in lieu thereof the word "intoxicating."

On the question the yeas and nays were demanded.

The yeas were:

Senators Chase, Foster, Garber, Haines, Ham, Harmon, Harned, Hebard, Hemenway, Keller, Larrabee, Lawrence, Merrell, Mitchell, Nichols of Benton, Nielander, Patterson, Russell of Greene, Shelley, Shrader, Traverse, and Wright—22.

The nays were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Hanna, Hartshorn, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lewellen, Madson, Meyer, Nichols of Guthrie, Prizer, Russell of Jones, Tirrill, Wall, Webb, Wilson, Woolson, and Young—27.

Absent or not voting:

Senator Henderson—1.

So the amendment was lost.

Senator Haines moved to strike the word "and," from the 6th line, and insert in lieu thereof the word "or," and insert the word "sacramental" after the word "medical."

Senator Henderson was excused indefinitely.

The question being on the motion to strike the word "and," from the 6th line, and insert "or," the yeas and nays were demanded.

The yeas were:

Senators Chase, Clark, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Lewellen, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Traverse, Wall, Wright, and Young—35.

The nays were:

Senators Arnold, Boling, Dashiell, Ford, Gaylord, Hanna, Kimball, Madson, Meyer, Russell of Jones, Tirrill, Webb, Wilson, and Woolson—14.

Absent or not voting:

Senator Henderson—1.

So the amendment prevailed.

The question recurring on the motion of Senator Haines to insert the word "sacramental" after the word "medical," the yeas and nays were demanded.

The yeas were:

Senators Chase, Clark, Dashiell, Ford, Garber, Goodykoontz, Haines, Ham, Hanna, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Lewellen, Merrell, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Traverse, Webb, Wright, and Young—34.

The nays were:

Senators Arnold, Boling, Foster, Gaylord, Gillett, Greenlee, Kimball, Madson, Meyer, Nichols of Guthrie, Russell of Jones, Tirrill, Wall, Wilson, and Woolson,—15.

Absent or not voting:

Senator Henderson—1.

So the amendment prevailed.

Senator Haines moved to strike from line 6 the word "medical" and insert instead the word "medicinal."

The motion prevailed.

Senator Hemenway moved to insert the word "culinary" before the word "medicinal."

On the question the yeas and nays were demanded.

The yeas were:

Senators Chase, Clark, Foster, Garber, Haines, Ham, Harned, Hartshorn, Hebard, Hemenway, Keller, Larrabee, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Russell of Greene, Shelley, Shrader, Traverse, Woolson, Wright, and Young—25.

The nays were:

Senators Arnold, Boling, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Hanna, Harmon, Hedges, Johnson of Mahaska,

Johnson of Winneshiek, Kimball, Lawrence, Lewellen, Madson, Meyer, Prizer, Russell of Jones, Tirrill, Wall, Webb, and Wilson—24.

Absent or not voting:

Senator Henderson—1.

So the amendment prevailed.

Senator Russell of Greene moved to insert after the word "manufacture" the words "for sale."

On the question the yeas and nays were demanded.

The yeas were:

Senators Chase, Clark, Foster, Garber, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Keller, Larrabee, Lawrence, Lewellen, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Russell of Greene, Shelley, Shrader, Traverse, Wall, and Wright—29.

The nays were:

Senators Arnold, Boling, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Hanna, Johnson of Winneshiek, Kimball, Madson, Meyer, Prizer, Russell of Jones, Tirrill, Webb, Wilson, Woolson, and Young—20.

Absent or not voting:

Senator Henderson—1.

So the amendment prevailed.

Senator Larrabee moved to add to section 26 the words: "And it shall be the duty of the General Assembly to provide by law strict regulations to prevent abuses under this exception."

Senator Hemenway offered the following as a substitute for the amendment offered by Senator Larrabee: "And it shall be the duty of the General Assembly to provide for the enforcement of this prohibition, by the enactment of laws providing suitable penalties for violations thereof."

The amendment was accepted as such by Senator Larrabee.

Senator Meyer moved that when the Senate adjourn it be to meet at 2 o'clock P. M.

The motion prevailed.

At 12 o'clock M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

The Senate met pursuant to adjournment, President Campbell in the chair.

The question being on the adoption of the substitute offered by Senator Hemenway and accepted by Senator Larrabee for his amend-

ment to section 26 of the Joint Resolution, pending at the hour of adjournment, the yeas and nays were called.

The yeas were:

Senators Garber, Haines, Hartshorn, Hebard, Hemenway, Larrabee, Lawrence, Nichols of Benton, Patterson, and Shrader—10.

The nays were:

Senators Boling, Chase, Clark, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Hanna, Harmon, Harned, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shelley, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—38.

Absent or not voting:

Senators Arnold, and Henderson—2.

So the amendment was lost.

Senator Haines moved to amend the Joint Resolution by striking therefrom the figures "26," and insert instead the figure "9"; also, strike out the figure "1" and insert "11," in the third line; and in the fourth line strike out the figures "26" and insert the figure "9"; and on the question the yeas and nays were demanded.

The yeas were:

Senators Clark, Garber, Haines, Ham, Harned, Hemenway, Larrabee, Lawrence, Merrell, Nichols of Benton, Nielander, Patterson, Russell of Greene, Shelley, Shrader, and Wright—16.

The nays were:

Senators Boling, Chase, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Greenlee, Hanna, Harmon, Hartshorn, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lewellen, Madson, Meyer, Mitchell, Nichols of Guthrie, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Young—30.

Absent or not voting:

Senators Arnold, Hebard, Hedges, and Henderson—4.

So the amendment was lost.

Senator Haines moved to insert after the word "sell," in the fourth line the words "or being," also insert after the word "State," in the fifth line, the words "with intent to sell"; and on the question the yeas and nays were demanded.

The yeas were:

Senators Clark, Haines, Hebard, Hemenway, Larrabee, Madson, Mitchell, and Nichols of Benton—7.

The nays were:

Senators Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Hanna, Harmon, Harned, Hartshorn, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Merrell, Meyer, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright and Young—41.

Absent or not voting:

Senators Arnold, and Henderson—2.

So the amendment was lost.

Senator Hemenway moved to amend section 26 by inserting before the word "culinary" the words "chemical, scientific."

On the question the yeas and nays were demanded.

The yeas were:

Senators Foster, Garber, Haines, Ham, Harmon, Harned, Hebard, Hemenway, Lawrence, Lewellen, Madson, Merrell, Mitchell, Nichols of Benton, Nielander, Patterson, Russell of Greene, Shelley, Shrader, and Wright—20.

The nays were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Hanna, Hartshorn, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Meyer, Nichols of Guthrie, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Young—29.

Absent or not voting:

Senator Henderson—1.

So the amendment was lost.

Senator Foster moved to amend the Joint Resolution by adding to line 6 thereof the words "and for exportation."

On the question the yeas and nays were demanded.

The yeas were:

Senators Foster, Haines, Ham, Harned, Hemenway, Larrabee, Madson, Merrell, Mitchell, Nichols of Benton, Nielander, Shelley, Shrader, and Wright—14.

The nays were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Hanna, Harmon, Hartshorn, Hebard, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Meyer, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Young—35.

Absent or not voting:

Senator Henderson—1.

So the amendment was lost.

Senator Haines offered as a substitute for section 26 of the Joint Resolution the following:

"No law authorizing the licensing of the sale of intoxicating liquors shall be passed."

On the question the yeas and nays were demanded.

The yeas were:

Senators Haines, Hebard, Madson, and Mitchell—4.

The nays were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Hanna, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—45.

Absent or not voting:

Senator Henderson—1.

So the amendment was lost.

Senator Ham offered the following as a substitute for section 26 of the Joint Resolution:

"Each organized county, or city of the first or second class, and cities acting under special charters, or incorporated towns, shall have the power to license and regulate the sale of alcoholic, distilled, brewed, fermented or vinous liquors within the limits of such county, city or town."

On the question of its adoption the yeas and nays were demanded.

The yeas were:

Senators Foster, Garber, Ham, Harned, Merrell, Nielander, Shelley, and Wright—8.

The nays were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hanna, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Young—40.

Absent or not voting:

Senators Henderson, and Shrader—2.

So the substitute was lost.

By consent the Joint Resolution under consideration was continued as a special order for to-morrow morning at 9:30 o'clock.

At 5:50 o'clock the Senate adjourned.

SENATE CHAMBER, }
DES MOINES, IOWA, March 4, 1880. }

The Senate met pursuant to adjournment and was called to order by President Campbell.

Journal of yesterday read and approved.

PETITIONS AND MEMORIALS.

By Senators Lawrence, Harmon, and Goodykoontz, petitions in favor of woman suffrage upon all matters pertaining to educational interests.

Referred to the Committee on Ways and Means.

By Senator Dashiell, a petition favoring the removal of all discrimination on account of sex in the exercise of the elective franchise.

Referred to the Committee on Ways and Means.

By Senators Johnson of Winneshiek, Lewellen, and Clark, petitions asking that the property of women be exempted from taxation until such time as they shall be given representation by the ballot.

Referred to the Committee on Ways and Means.

REPORT OF COMMITTEE.

Senator Nielander, from the Committee on Commerce, submitted the following report:

MR. PRESIDENT—Your Committee on Commerce, to whom was referred Senate File No. 197, a bill for an act to further protect the rights of holders of warehouse receipts or vouchers for grain, beef, pork, lard, beef and pork products, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute which is herewith reported for said bill be adopted, and when adopted it do pass.

H. NIELANDER, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILL.

By the Committee on Commerce, substitute for Senate File No. 197, a bill for an act to further protect the rights of the holders of warehouse receipts or vouchers for grain, beef, pork, lard and pork products.

Read a first and second time and passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 143, An act amendatory to section 2049 of the Code of 1873, in relation to weights of Hungarian grass and millet seed.

House File No. 102, An act to legalize the incorporation, ordinances and acts of the officers of the town of Malvern, in the county of Mills.

• House File No. 44, An act further defining the duties of county officers.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bills and Joint Resolution, in which the concurrence of the Senate is asked:

Substitute for House Files Nos. 313 and 316, a bill for an act to amend sections 4248 and 4273, and to repeal sections 4289 and 4293 of the Code, and enact substitutes therefor, in relation to evidence before grand juries.

House File No. 464, a bill for an act to legalize the incorporation of the Star Coal Company, in Linn county, Iowa.

Joint Resolution proposing to amend section 1 of article 11 of the Constitution, by striking out "100" and inserting "300."

Also, has passed without amendment Senate File No. 57, a bill for an act to legalize the acts of Chris. H. Logan, Recorder of Lyon county, Iowa, done and performed by J. K. P. Thompson, whether

under the style of attorney in fact of said recorder or as deputy recorder of said county.

W. V. LUCAS, *Chief Clerk.*

The time having arrived for consideration of the special order pending at the hour of adjournment, the same was taken up and considered.

Senator Arnold moved that when the Senate adjourn it adjourn to meet at 2 o'clock this afternoon.

At 12 o'clock m. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

Senate met pursuant to adjournment, President Campbell in the chair.

UNFINISHED BUSINESS.

The question being on the engrossment of the Joint Resolution pending at the hour of adjournment, and Senator Kimball having the floor, continued his remarks.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 28, An act to legalize the acts of the board of supervisors of Clinton county, Iowa.

Also, Joint Resolution providing for room in the new capitol building for the State Horticultural Society.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILL.

Senator Ham, by leave, introduced Senate File No. 270, a bill for an act to legalize an ordinance of the city of Dubuque.

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

UNFINISHED BUSINESS.

Senator Haines offered the following as an amendment to the Joint Resolution under consideration:

Resolved further, That in the opinion of the General Assembly section 1, article 10 of the Constitution, means, and ought to be construed to mean, that a member of the General Assembly who votes for the Joint Resolution consents and agrees that the proposed amendment to the Constitution shall be made, and in his judgment ought to be made."

Senator Woolson raised the point of order that the amendment is not germane to the Joint Resolution.

The point of order was sustained.

Senator Russell of Jones moved the previous question.

The question being on the seconding of the previous question, the same was lost.

Senator Foster moved that the Joint Resolution under consideration be continued as a special order for to-morrow morning at 9:30 o'clock, and that the Senate do now adjourn.

Senator Woolson called for a division of the question.

The question being on the continuation of the Joint Resolution as a special order, for to-morrow at 9:30 A. M., the same prevailed.

The question recurring on the motion to adjourn, the motion prevailed, and the Senate, at 5:20 o'clock, adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, March 5, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Jencks.

Journal of yesterday read and approved.

Senator Hanna was excused until such time as his health will admit of his attendance.

PETITIONS AND MEMORIALS.

By Senator Young, a petition relative to the game laws.

Referred to the Committee on Fish and Game.

INTRODUCTION OF BILL.

By the Committee on Judiciary, Senate File No. 271, a bill for an act to regulate and limit the amount of attorney fees that may be taxed

in suits on written contracts stipulating for attorney fees in certain cases.

Read a first and second time and passed on file.

HOUSE MESSAGES.

Substitute for House Files Nos. 313 and 316, a bill for an act to amend sections 4248 and 4273, and to repeal sections 4289 and 4293 of the Code, and enact substitutes therefor, in relation to evidence before grand juries, was taken up.

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

House File No. 564, a bill for an act to legalize the incorporation of the Star Coal Co., in Linn county, Iowa, was taken up.

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

House File No. 157, a bill for an act to secure policy-holders in fire insurance companies from unjust forfeitures of policies, was taken up.

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

House Joint Resolution proposing to amend article 11, section 1, of the Constitution of the State of Iowa, and to provide for its reference and publication, was taken up.

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

REPORTS OF COMMITTEES.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 247, a bill for an act to amend section 488 of the Code, in relation to the use of highway tax in incorporated towns and cities in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out, after the word "cities," in the third line of section 1, the words "having a population not exceeding four thousand inhabitants," and inserting in lieu thereof the words, "of the second class, whether organized under a special charter or under the general incorporation law, with a population under ten thousand inhabitants," and that when so amended the bill do pass.

JNO. S. WOOLSON, *Chairman.*

Ordered passed on file.

Senator Nichols of Guthrie, from the Committee on County and Township Organization, submitted the following report:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred Senate File No. 168, a bill for an act to amend chapter 2, title 4 of the Code, relating to the election of county supervisors, with instructions to embody in a substitute the laws and amendments upon that subject, incorporating therein said Senate File

No. 168, beg leave to report that they have had the same under consideration, have embodied said laws and said bill in a substitute, and have instructed me to report the same back to the Senate with the recommendation that when adopted the said substitute do pass.

S. D. NICHOLS, *Chairman*.

Ordered passed on file.

SPECIAL ORDER.

The time having arrived arrived for the consideration of the special order, it being House Joint Resolution proposing to amend the Constitution of the State prohibiting the manufacture and sale of alcoholic liquors, pending at the hour of adjournment, was taken up and considered.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bill and Joint Resolution, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 28, An act to legalize the acts of the board of supervisors of Clinton county, Iowa.

Joint Resolution providing for rooms in the new capitol building for the State Horticultural Society.

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

House File No. 184, a bill for an act to prevent the spread of cockle burs and Canada and other thistles.

House File No. 250, a bill for an act for the protection of stock breeders, and to make the price of the service of the stallion a lien upon the foal.

House File No. 319, a bill for an act to amend section 277, chapter 14, title 3 of the Code, in relation to the administration of oaths.

House File No. 367, a bill for an act to amend section 1604, chapter 3, title 12 of the Code, in relation to trustees of the Agricultural College.

House File No. 516, a bill for an act to legalize certain ordinances of the town of State Center, Marshall county, Iowa.

W. V. LUCAS, *Clerk*.

Ordered passed on file.

Senator Haines moved that the Joint Resolution under consideration be passed on file.

On the question the yeas and nays were demanded.

The yeas were:

Senators Chase, Clark, Foster, Garber, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Winneshieki, Keller, Larrabee, Lawrence, Lewellen, Madson, Merrell,

Mitchell, Nichols of Benton, Nielander, Patterson, Russell of Greene, Shelley, Shrader, Traverse, Wright, and Young—29.

The nays were:

Senators Arnold, Boling, Dashiell, Ford, Gaylord, Gillett, Goodykooztz, Greenlee, Hedges, Johnson of Mahaska, Kimball, Meyer, Nichols of Guthrie, Prizer, Russell of Jones, Tirrill, Wall, Webb, Wilson, and Woolson—20.

Absent or not voting:

Senator Hanna—1.

So the Joint Resolution was passed on file.

SPECIAL ORDER.

The special order, it being substitute for Senate Files Nos. 11, 13 and 170, a bill for an act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122, laws of the Seventeenth General Assembly, and enacting substitutes therefor, relating to salaries of clerk of the District and Circuit Courts, county treasurer and county auditor, and defining certain of their duties, was taken up and considered.

The question being on the motion of Senator Foster to strike from section 1 all thereof occurring after the word "proper," in line 20, pending from the prior consideration of the bill—

Senator Meyer offered as an amendment to the amendment of Senator Foster the following, which was accepted by Senator Foster:

Strike from section 1 all after the word "proper," in line 20, and insert in lieu thereof the following:

"Provided, That in counties having a population in excess of thirty thousand but not to exceed fifty thousand the board of supervisors may allow such compensation to the clerk, deputy and clerks as they may deem just and proper, but that the sum total of such compensation allowed shall not exceed twenty-eight hundred dollars: and provided further, that in counties having a population in excess of forty thousand the board of supervisors may allow such compensation to said clerk, deputy and clerks as they may deem just and proper, but that the total compensation shall not exceed four thousand dollars."

On motion of Senator Foster the words "four thousand" were stricken from the last line of the amendment and the words "thirty-five hundred" inserted in lieu thereof.

Senator Meyer moved to amend the amendment by striking out the words "twenty-eight" and inserting the words "twenty-four."

The motion prevailed.

On motion of Senator Woolson the following was added to the amendment:

"Provided further, That in any county having a population of over three thousand and under four thousand, and which is within a judicial district in which the circuit has been divided, the board of supervisors, if they find it necessary, may employ an additional deputy, or clerk, for duties in connection with the probate records, at a compensation not exceeding six hundred dollars per annum."

The question recurring on the amendment as amended, the same was adopted.

Senator Chase moved to strike from section 1 of the bill the proviso commencing in line 18 and ending in line 20.

Senator Hartshorn moved to strike from line 10, section 1, the word "and"; to strike also the word "said" from the same line, and insert instead the word "the"; and insert in the same line, after the word "clerk," the words "in any county."

The motion prevailed.

Senator Larrabee moved that when the Senate adjourn it be to meet at 2 o'clock this P. M.

Senator Lawrence moved to strike from section 1 all occurring after the word "exceed," in the fourth line, and prior to the word "nor," in the sixth line.

Senator Haines moved that the bill under consideration be passed on file until after disposition be made of the Joint Resolution proposing to amend the constitution prohibiting the manufacture and sale of intoxicating liquor, and that such Joint Resolution be taken up and considered on the reconvening of the Senate.

The motion was agreed to.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Senate File No. 28, An act to legalize the acts of the board of supervisors of Clinton county, Iowa.

Also, Joint Resolution providing for room in the new capitol building for the State Horticultural Society.

H. C. TRAVERSE, *Chairman.*

Passed on file.

At 12 o'clock M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

Senate met pursuant to adjournment, President Campbell in the chair.

The question being on the engrossment of the Joint Resolution relative to a constitutional amendment prohibiting the manufacture and sale of alcoholic liquors, the discussion was continued.

At 5:35 o'clock P. M., on motion of Senator Haines, the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, March 6, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Lucas.

Journal of yesterday read and approved.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor and ordered passed on file:

STATE OF IOWA,
EXECUTIVE DEPARTMENT.
DES MOINES, March 5, 1880. }

MR. PRESIDENT—I am instructed by the Governor to inform the honorable the Senate that he has approved, and deposited in the office of the Secretary of State the following:

Senate File No. 28, An act to legalize the acts of the board of supervisors of Clinton county, Iowa.

Joint Resolution (originating in the Senate) providing for room in the new capitol building for the State Horticultural Society:

WM. H. FLEMING,
Private Secretary.

SPECIAL ORDER.

The time for consideration of the special order, it being substitute for Senate Files Nos. 11, 13 and 170, a bill for an act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122, laws of the Seventeenth General Assembly, and enacting substitutes therefor, relating to salaries of clerk of the District and Circuit courts, county treasurer and county auditors, and defining certain of their duties, was taken up and considered.

At the suggestion of Senator Russell of Green by unanimous consent the bill under consideration was passed on file, to be taken up as a special order at 10 o'clock A. M. Tuesday next.

On motion of Senator Hartshorn House Joint Resolution proposing to amend the Constitution relative to the manufacture and sale of alcoholic liquors was taken up and made a special order for Thursday next at 9:30 o'clock, to be continued as such until the same is disposed of.

PETITIONS AND MEMORIAS.

By Senator Russell of Jones, a petition favoring the prohibition of the manufacture and sale of all intoxicating liquors.

Referred to the Committee on Suppression of Intemperance.

By Senator Larrabee, a petition asking legislation making invalid all claims for newspapers, magazines and advertisements, except for the period of time that the same may be especially ordered.

Referred to the Committee on Printing.

INTRODUCTION OF BILL.

By Senator Shelley, by leave, Senate File No. 272, a bill for an act to legalize the acts of the Keokuk Water-works.

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

RESOLUTION.

Senator Nichols of Benton offered the following:

Resolved, That in the opinion of the Senate section 1 of article 10 of the Constitution of this State means, and ought to be construed to mean, that any one who votes "yea" on any proposed amendment to the Constitution agrees to said amendment, and in the opinion of the Senate the vote means that in the judgment of the Senator so voting the proposed amendment ought to be made.

Senator Arnold moved that the resolution be referred to the Committee on Constitutional Amendments.

Senator Harmon moved to amend the motion of Senator Arnold so as to refer the resolution to the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

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

Substitute for House File No. 74, a bill for an act to amend chapter 50, section 1, acts of the Seventeenth General Assembly.

House File No. 517, a bill for an act to legalize the incorporation and official proceedings of the town of Sibley, in the county of Osceola and State of Iowa.

Also, passed without amendment Senate Concurrent Resolution relative to Feeble-Minded Institution at Glenwood.

W. V. LUCAS, *Clerk*.

Senator Arnold accepted the amendment moved by Senator Harmon.

Senator Nichols of Benton was excused until next Thursday.

Senators Hebard and Clark were excused until next Tuesday.

On motion of Senator Larrabee the time of adjournment was extended ten minutes.

Senators Foster and Böling were excused until Tuesday at 3 o'clock P. M.

Senator Kimball moved that the hour of adjournment be postponed until the matter under consideration be disposed of, and on the question the yeas and nays were demanded.

The yeas were:

Senators Arnold, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Ham, Harmon, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Tirrill, Wall, Webb, and Wilson—30.

The nays were:

Senators Greenlee, Harned, Hartshorn, Johnson of Winneshiak, Mitchell, Shelley, Shrader, and Wright—8.

Absent or not voting:

Senators Boling, Chase, Foster, Goodykoontz, Haines, Hanna, Hebard, Merrell, Patterson Traverse, Woolson, and Young—12.

So the adjournment was postponed.

Senator Lawrence moved to amend the motion to refer the resolution under consideration, providing for its reference to a special committee, composed of Senators Johnson of Mahaska, Hedges, and Hemenway.

The motion was lost.

Senators Young, and Merrell were excused until Monday next, and Senators Henderson and Shrader until Tuesday.

REPORTS OF COMMITTEES.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 180, a bill for an act to amend sections 894 and 895 of the Code, and Senate Files Nos. 31 and 136, on the same subject, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying substitute be adopted, and when so adopted that it do pass.

LARRABEE, *Chairman.*

Ordered passed on file.

By leave, Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 244, a bill for an act to legalize the proceedings of the town council of the town of Corning, Adams county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute herewith submitted be adopted, and when so adopted that it do pass.

JNO. S. WOOLSON, *Chairman.*

Ordered passed on file.

The question recurring on the motion to refer the resolution under consideration to the Judiciary Committee, the same prevailed.

COMMUNICATION FROM THE GOVERNOR.

The President submitted the following communication from the Governor, which was passed on file.

STATE OF IOWA,
EXECUTIVE DEPARTMENT.
DES MOINES, March 5, 1880. }

Gentlemen of the Senate and House of Representatives—It becomes my duty to inform the General Assembly that I have this day received a communication from George Morehouse, resigning the office of Trustee of the College for the Blind.

JOHN H. GEAR.

At 12:25 o'clock P. M. the Senate adjourned, to meet at 9:15 o'clock Monday next.

SENATE CHAMBER,
DES MOINES, IOWA, March 8, 1880. }

Senate met pursuant to adjournment, and was called to order by the President.

Prayer by Rev. Mr. Miles.

The President announced that there was not a quorum of the Senate present.

On motion of Senator Larrabee a call of the Senate was ordered.

The roll was called, and the following Senators were found to be absent:

Senators Greenlee, Ham, Johnson of Winneshiek, Kimball, Mitchell, Russell of Jones, Russell of Greene, Wright, Young, Haines, Madson, Gillett, and Greenlee.

Senators Haines, Madson, Meyer, Russell of Green, Gillett, and Greenlee were excused.

Senators Wright, Russell of Jones, and Kimball were brought before the bar of the Senate and excused for absence.

Senator Larrabee moved that further proceedings under the call be dispensed with.

The motion prevailed.

The journal of Saturday was read and approved.

HOUSE MESSAGES.

Substitute for House File No. 74, a bill for an act to amend section 1, chapter 50, acts of the Seventeenth General Assembly, was taken up.

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

House File No. 517, a bill for an act to legalize the official proceedings of the town of Sibley, in the county of Osceola, and State of Iowa, was taken up.

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

House File No. 184, a bill for an act to prevent the spreading of cockle burs and Canada and other thistles, was taken up.

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

House File No. 250, a bill for an act for the protection of stock breeders, and to make the price of the service of the stallion a lien upon the foal, was taken up.

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

House File No. 319, a bill for an act to amend section 277, chapter 14, title 3 of the Code, relating to the administration of oaths, was taken up.

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

House File No. 367, a bill for an act to amend section 1604, chapter 3, title 12 of the Code, in relation to Trustees of the Agricultural College, was taken up.

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

House File No. 516, a bill for an act to legalize the ordinances of the incorporated town of State Center, Marshall county, Iowa, was taken up.

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

REPORTS OF COMMITTEES.

Senator Nichols of Guthrie, from the Committee on County and Township Organization, submitted the following report:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred Senate File No. 145, a bill for an act to amend chapter 1, title 4 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred substitute for House File No. 59, a bill for an act relating to the removal of county seats, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate without recommendation.

S. D. NICHOLS, *Chairman*.

Ordered passed on file.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred Senate File No. 248, a bill for an act appropriating \$500 an-

nually for the State Historical Society, and providing for the publication and binding of its papers and records by the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

ARNOLD, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

Substitute for Senate File No. 161, a bill for an act to amend section 2959, chapter 1, title 18 of the Code, relating to the penalty of bonds in attachment cases, was taken up and considered.

On the question, shall the Senate concur in the House amendments? the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Chase, Ford, Garber, Harmon, Harned, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larabee, Lawrence, Lewellen, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Wall, Webb, Wilson, and Wright—24.

The nays were:

Senators Gaylord, and Hartshorn—2.

Absent or not voting:

Senators Clark, Dashiell, Foster, Gillett, Goodykoontz, Greenlee, Haines, Ham, Hanna, Hebard, Henderson, Johnson of Mahaska, Madison, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, Woolson, and Young—24.

So the Senate refused to concur in the House amendment.

Senate File No. 148, a bill for an act providing for transcribing and perfecting certain records of the State Land Office, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 155, with report of committee recommending amendments, change of title, and that it do pass, was taken up, considered, and passed on file.

Senate File No. 86, a bill for an act to amend section 3045 of the Code of 1873, further defining the manner of completing levy under a writ of execution, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 87, a bill for an act to amend subdivision 2 of section 2967 of the Code of 1873, requiring the sheriff to give notice of levy in attachment cases when manual delivery is impossible, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Substitute for House File No. 104, a bill for an act to amend section 3597 of the Code of 1873, relating to writs of error to be taken from justices to the Circuit Court, and also limiting the amount for which actions may be taken from justices' courts to the Circuit and District Courts on writs of *certiorari*, with report of committee recommending it do pass, was taken up and considered.

Senator Lewellen was excused until Wednesday.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Ford, Garber, Gaylord, Gillett, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Wall, Webb, Wilson, and Wright—27.

The nays were—None.

Absent or not voting:

Senators Clark, Dashiell, Foster, Goodykoontz, Greenlee, Haines, Ham, Hanna, Hebard, Henderson, Johnson of Mahaska, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, Woolson, and Young—23.

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

Senate File No. 129, with report of committee recommending it do pass, was taken up and considered.

Passed on file.

House File No. 33, a bill for an act to repeal sections 1777 and 1748, chapter 12, title 12 of the Code of 1873, and enact substitutes therefor; and also to amend section 1985 of same chapter and title, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 112, a bill for an act to amend section 3993 of the Code, defining offenses against the right of suffrage, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Ford, Garber, Gaylord, Gillett, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Wall, Webb, Wilson, and Wright—26.

The nays were—None.

Absent or not voting:

Senators Clark, Dashiell, Foster, Goodykoontz, Greenlee, Haines, Ham, Hanna, Hebard, Henderson, Johnson of Mahaska, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, Woolson, and Young—24.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that

the House has passed the following bills, in which the concurrence of the Senate is asked:

Substitute for House File No. 22, a bill for an act to prohibit the traffic in hogs infected with the swine plague, hog cholera, or other infectious or contagious diseases, and to prevent the spread of the same.

House File No. 299, a bill for an act to amend section 602 of the Code.

House File No. 496, a bill for an act to legalize the incorporation of the town of Riverton, Fremont county, Iowa.

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

Substitute for House File No. 65, a bill for an act to amend section 5, chapter 70, of the acts of the Fifteenth General Assembly, relating to the adoption of the herd law.

House File No. 422, a bill for an act to authorize the Board of Capitol Commissioners to contract with the city of Des Moines for the use of sewers, and limiting the expenditure therefor.

House File No. 488, a bill for an act to amend sections 1464, 1466, 1468, 1471, and 1472, chapter 3, title 11 of the Code.

Have also concurred in Senate amendment to House File No. 57, a bill for an act to repeal section 520, of chapter 10, of title 4 of the Code of Iowa, in relation to cities and towns, and to provide a substitute therefor.

W. V. LUCAS, *Clerk*.

HOUSE MESSAGES.

On motion of Senator Hartshorn House messages were taken up.

House File No. 422 was taken up.

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

Substitute for House File No. 65 was taken up.

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

House File No. 84 was taken up.

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

House File No. 496 was taken up.

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

House File No. 299 was taken up.

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

Substitute for House File No. 22 was taken up.

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

House File No. 488 was taken up.

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

On motion of Senator Lawrence House File No. 11 was taken up and recommitted to the Committee on Ways and Means.

BILLS ON SECOND READING.

Senate File No. 178, a bill for an act to amend section 1548 of the Code, relating to remitting penalty in certain cases, imposed upon persons found intoxicated, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

On motion of Senator Wright Senate File No. 137, a bill for an act to amend section 831, chapter 1, title 6 of the Code, in relation to appeal from boards of equalization, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Ford, Foster, Garber, Gaylord, Gillett, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Wall, Webb, Wilson, and Wright—28.

The nays were—None.

Absent or not voting:

Senators Clark, Dashiell, Goodykoontz, Greenlee, Ham, Hanna, Hebard, Henderson, Johnson of Mahaska, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, Woolson, and Young—22.

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

Senate File No. 46, a bill for an act to define and punish frauds and fraudulent practices upon hotel, inn, and eating-house keepers, with report of committee recommending it do pass, was taken up, considered and ordered passed on file.

Senate File No. 211, a bill for an act to enable school districts to issue bonds for the purpose of funding judgment indebtedness now existing, additional to Code, chapter 9 of title 12, of the system of common schools, with report of committee recommending it do pass, was taken up and considered.

Senator Lawrence moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

On motion of Senator Lawrence the bill was passed on file.

The petition of John Langstaff, with report of committee recommending that the petitioner have leave to withdraw the same, was taken up and considered, and the report of the committee was adopted.

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

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

On the question shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Ford, Foster, Garber, Gaylord, Gillett, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Wall, Webb, Wilson, and Wright—30.

The nays were—None.

Absent or not voting:

Senators Clark, Dashiell, Goodykoontz, Greenlee, Ham, Hanna, Hebard, Henderson, Johnson of Mahaska, Lewellen, Madson, Merrell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, Woolson, and Young—20.

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

Senate File No. 76, a bill for an act to authorize the payment of the claim of Lieut. A. C. Ferren for military services rendered by order of the Adjutant-General of Iowa during the late war, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 43, a bill for an act to amend chapter 3, title 23 of the Code of 1873, relative to compensation of public officers, with report of committee recommending indefinite postponement, was taken up, read and considered, and the report of the committee was not adopted.

On motion of Senator Hartshorn the bill was passed on file.

Substitute for House File No. 179, a bill for an act to amend section 969 of the Code, in relation to working roads and highways, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Garber the bill was referred to the Committee on Judiciary.

Substitute for Senate File No. 169 was taken up, considered, and passed on file.

Senate File No 48, a bill for an act to amend chapter 156, laws of the Seventeenth General Assembly, relative to the protection of game, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gillett, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Lawrence, Meyer, Mitchell, Nielander, Prizer, Shelley, Tirrill, Webb, and Wright—26.

The nays were:

Senators Gaylord, Larrabee, Russell of Jones, Wall, and Wilson—5.

Absent or not voting:

Senators Clark, Goodykoontz, Greenlee, Ham, Hanna, Hebard, Hen-

derson, Johnson of Mahaska, Lewellen, Madson, Merrell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, Woolson, and Young—19.

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

Substitute for House Files Nos. 124, 131 and 170, was taken up and passed on file.

Senate File No. 139, a bill for an act to amend section 1579 of the Code, to provide for the publication and distribution of the school laws, with report of committee recommending a substitute and that it do pass, was taken up and considered.

Senator Tirrill moved to pass the bill on file.

The motion was lost.

Senator Hartshorn moved that when the Senate adjourn it be to meet at two o'clock this P. M.

The motion prevailed.

At 12 o'clock M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

The Senate met pursuant to adjournment, President Campbell in the chair.

Senator Russell of Jones moved to amend Senate File No. 139, under consideration at the hour of adjournment, by striking from the last section all thereof occurring after the word "party," and insert in lieu thereof the words, "each member of boards of directors shall be furnished with one copy, bound in paper covers, free of expense, and it shall be turned over to his successor in office."

The motion prevailed.

Senator Hedges offered a substitute for Senate File No. 139, under consideration.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

Substitute for House File No. 83, a bill for an act amending section 2590 of the Code of 1873, in relation to changes of venue in civil cases.

House File No. 98, a bill for an act to regulate the practice of pharmacy, and the sale of medicines and poisons.

House File No. 180, a bill for an act to protect depositors in banks and banking institutions, and to punish fraudulent banking.

House File No. 226, a bill for an act relating to the protection of fish in the State of Iowa, and providing for the enforcement of the same.

House File No. 291, a bill for an act to authorize railroad companies organized in other States to extend their railroads into this State.

House File No. 406, a bill for an act amending section 1797 of the Code.

House File No. 423, a bill for an act authorizing the construction of sewers for State buildings through streets and alleys of incorporated cities acting under special charter.

House File No. 466, a bill for an act legalizing certain transfers made by the Sioux City and St. Paul Railroad Company and the Worthington and Sioux Falls Railroad Company of Iowa to the St. Paul and Sioux City Railroad Company.

House File No. 489, a bill for an act to provide for the payment of the expenses of the committees to visit the State institutions, and for the payment of clerks of committees and witnesses subpoenaed before the Committee of the Hospital for the Insane at Mt. Pleasant.

Also, without amendment, Senate File No. 34, a bill for an act to repeal section 3769 of the Code, and enact a substitute therefor, relating to salaries of Judges of the Supreme Court.

W. V. LUCAS, *Chief Clerk.*

UNFINISHED BUSINESS.

On motion of Senator Wilson section 1 of the substitute was amended by striking therefrom the word "officer" and inserting in lieu thereof the words "each county superintendent."

Senator Russell of Jones moved to amend section 2 of the substitute by striking therefrom all occurring after the word "freight" and inserting the following: "Each member of the board of directors shall be furnished with one copy, bound in paper cover, free of expense, and all books belonging to said district shall be turned over to their successors in office."

The motion prevailed.

On motion of Senator Haines section 3 of the substitute was stricken therefrom.

The question being on the adoption of the substitute, the same was lost.

Senator Meyer offered the following as section 3 of the bill under consideration:

"He shall, if he deem it necessary, have published, after every odd-numbered session of the General Assembly, a sufficient number of copies of all the amendments to the school laws passed at such session to furnish each school officer of this State with a copy thereof. Appropriate references shall be made to the previous law that has been amended or changed, so as to clearly indicate the effect of such amendments or changes."

On motion of Senator Arnold the bill was recommitted and ordered printed.

Senator Hartshorn moved a reconsideration of the vote by which the Senate refused to concur in the House amendments to substitute for House File No. 161.

The motion prevailed.

On the question, shall the Senate concur in the House amendment? the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Wall, Webb, Wilson and Wright—30.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Goodykoontz, Greenlee, Ham, Hanna, Hebard, Henderson, Johnson of Mahaska, Kimball, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shraeder, Traverse, Woolson, and Young—20.

So the vote was reconsidered.

HOUSE MESSAGES.

House File No. 83 was taken up.

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

House File No. 98 was taken up.

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

House File No. 180 was taken up.

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

House File No. 226 was taken up.

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

Senator Chase was excused until to-morrow.

House File No. 291 was taken up.

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

House File No. 406 was taken up.

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

House File No. 423 was taken up.

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

House File No. 489 was taken up.

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

BILL ON SECOND READING.

By consent House File No. 489, a bill for an act to provide for the payment of the expenses of the committees to visit the State Institutions, and for the payment of clerks of committees and witnesses subpoenaed before the Committee of the Hospital for the Insane at Mount Pleasant, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Gillett, Goodykoontz, Harmon, Harned, Hartshorn, Hedges, Johnson of Winneshiek, Kellar, Larrabee, Lawrence, Merrell, Meyer, Nielander, Prizer, Russell of Jones, Shelley, Wall, Webb, Wilson, Wright, and Young—26.

The nays were:

Senator Hemenway—1.

Absent or not voting:

Senators Chase, Clark, Garber, Gaylord, Greenlee, Haines, Ham, Hanna, Hebard, Henderson, Johnson of Mahaska, Kimball, Lewellen, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Tirrill, Traverse, and Woolson—23.

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

House File No. 466 was taken up.

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

INTRODUCTION OF BILL.

By Senator Boling, by leave, Senate File No. 273, a bill for an act to repeal section 240 of the Code, and chapter 184 of the acts of the Seventeenth General Assembly, and enact a substitute therefor, relating to selection of jurors.

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

BILLS ON SECOND READING.

On motion of Senator Wilson Senate File No. 244, a bill for an act to legalize the proceedings of the town council of the town of Corning, Adams county, Iowa, at a meeting held on the 5th day of February, 1878, vacating a certain alley in said town, with report of committee recommending a substitute, and that it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Wall, Webb, Wilson, Wright, and Young—32.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Goodykoontz, Greenlee, Ham, Hanna, Hebard, Henderson, Johnson of Mahaska, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, and Woolson—18.

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

On motion of Senator Larrabee Senate File No. 211, a bill for an act to enable school districts to issue bonds for the purpose of funding judgment indebtedness now existing, additional to Code, chapter 9, title 12, of the system of common schools, with report of committee recommending it do pass, was taken up and considered by sections.

Senator Lawrence moved to insert the word "township" after the word "district," wherever it occurs in the bill.

The motion prevailed.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gillett, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nielander, Prizer, Shelley, Tirrill, Wall, Webb, Wilson, Wright, and Young—30.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Gaylord, Goodykoontz, Greenlee, Ham, Hanna, Hebard, Henderson, Johnson of Mahaska, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shrader, Traverse, and Woolson—20.

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

On motion of Senator Foster House File No. 271, a bill for an act relating to certain cities organized and existing under special charters, conferring additional powers, and amending the charters of such cities in certain respects, with report of committee recommending it do pass, was taken up and considered.

Senator Foster offered a substitute for the publication clause of the bill.

The substitute was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Ford, Foster, Garber, Gillett, Goodykoontz,

Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nielander, Prizer, Tirrill, Wall, Webb, Wilson, Wright, and Young—30.

The nays were:

Senators Russell of Jones, and Shelley—2.

Absent or not voting:

Senators Chase, Clark, Dashiell, Gaylord, Greenlee, Ham, Hanna, Hebard, Henderson, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, and Woolson—18.

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

RESOLUTION.

By leave, Senator Hemenway offered the following resolution, which was adopted:

Resolved, That on Wednesday, the 10th day of March, at ten o'clock A. M., the Senate will proceed to elect a President *pro tem*.

BILLS ON SECOND READING.

On motion of Senator Ford House File No. 428, a bill for an act to legalize the incorporation of the town of Odebolt, Iowa, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Tirrill, Wall, Webb, Wilson, Wright, and Young—32.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Gaylord, Greenlee, Ham, Hanna, Hebard, Henderson, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shelley, Shrader, Traverse, and Woolson—18.

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

Substitute for Senate File No. 70 and substitute for House Files Nos. 124, 131 and 170, in relation to the compensation of members and employes of the General Assembly, with reports of the committees recommending that they do pass, were taken up and considered.

Senator Hemenway moved that substitute for House Files Nos. 124, 131 and 170 be substituted for Senate File No. 70.

The motion prevailed.

Senator Shelley moved to strike the word "five" from line 2, section 1, and insert the word "three" in lieu thereof.

Senator Lawrence moved to amend the amendment by striking therefrom the word "three" and inserting instead the word "two."

The question being on the adoption of the amendment offered by Senator Lawrence, the same was lost.

The amendment of Senator Shelley was lost.

Senator Meyer moved to insert the words "and fifty" after the word "hundred," in line 2, section 2.

Senator Larrabee moved to postpone further consideration of the bill until to-morrow, and on the question the yeas and nays were demanded.

The yeas were:

Senators Boling, Ford, Gaylord, Goodykoontz, Haines, Harmon, Johnson of Winneshiek, Kimball, Larrabee, Prizer, Wall, Webb, Wright, and Young—13.

The nays were:

Senators Arnold, Dashiell, Foster, Garber, Gillett, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Keller, Lawrence, Merrell, Meyer, Mitchell, Nielander, Russell of Jones, Shelley, Tirrill, and Wilson—13.

Absent or not voting:

Senators Chase, Clark, Greenlee, Ham, Hanna, Hebard, Henderson, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, and Woolson—16.

So the motion was lost.

The question recurring on the motion of Senator Meyer to amend line two, section 2 of the bill, the yeas and nays were demanded.

The yeas were:

Senators Boling, Garber, Gaylord, Gillett, Goodykoontz, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Lawrence, Merrell, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Wright, and Young—24.

The nays were:

Senators Dashiell, Ford, Foster, Haines, Kimball, Larrabee, Wall, Webb, and Wilson—9.

Absent or not voting:

Senators Arnold, Chase, Clark, Greenlee, Ham, Hanna, Hebard, Henderson, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, and Woolson—17.

So the motion prevailed.

Senator Kimball moved to strike the word "five" from line 2, section 2, and insert instead the word "four," and on the question the yeas and nays were demanded.

The yeas were:

Senators Foster, Gillett, Kimball, and Larrabee—4.

The nays were:

Senators Arnold, Boling, Dashiell, Ford, Garber, Gaylord, Goodykoontz, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Lawrence, Mer-

rell, Meyer, Mitchell, Nielander, Prizer, Shelley, Tirrill, Wall, Webb, Wilson, Wright, and Young—29.

Absent or not voting:

Senators Chase, Clark, Greenlee, Ham, Hanna, Hebard, Henderson, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shrader, Traverse, and Woolson—17.

So the motion was lost.

Senator Wright moved to add to the third section of the bill the following:

“Provided, That the provisions of this act shall not apply to the compensation of the members, officers and employes of the Eighteenth General Assembly.”

On the question the yeas and nays were demanded.

The yeas were:

Senators Foster, Gillett, Johnson of Mahaska, Kimball, Larrabee, Lawrence, Tirrill, Wall, Webb, Wilson, Wright, and Young—12.

The nays were:

Senators Arnold, Boling, Ford, Garber, Gaylord, Goodykoontz, Haines, Harned, Hartshorn, Hedges, Hemenway, Johnson of Winneshiek, Keller, Merrell, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, and Shelley—20.

Absent or not voting:

Senators Chase, Clark, Dashiell, Greenlee, Ham, Hanna, Harmon, Hebard, Henderson, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, and Woolson—18.

So the amendment was lost.

Senator Goodykoontz moved to strike from section 2 lines 8, 9, 10 and 11.

The motion was not agreed to.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Ford, Garber, Gaylord, Gillett, Goodykoontz, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Webb, Wilson, Wright, and Young—30.

The nays were:

Senators Dashiell, Foster, Mitchell, and Wall—4.

Absent or not voting:

Senators Chase, Clark, Greenlee, Ham, Hanna, Hebard, Henderson, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, and Woolson—16.

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

House File No. 158, a bill for an act to legalize the acts and incorporation of the Mutual Aid Society of Tama County, Iowa, with report of committee recommending that the same do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Tirrill, Wall, Webb, Wilson, Wright, and Young—33.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Greenlee, Ham, Hanna, Hebard, Henderson, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shelley, Shrader, Traverse, and Woolson—17.

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

Senator Harned moved that the Senate do now adjourn.

The motion was lost.

House File No. 155, a bill for an act to legalize the sale of certain, school lands by the auditor of Tama county, Iowa, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Tirrill, Wall, Webb, Wilson, Wright, and Young—33.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Greenlee, Ham, Hanna, Hebard, Henderson, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shelley, Shrader, Traverse, and Woolson—17.

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

Senate File No. 95, a bill for an act authorizing payment of soldiers' bounty to Alphonso Brooks by board of supervisors of Howard county, Iowa, with report of committee recommending it be indefinitely postponed, was taken up and considered.

On motion of Senator Kimball the bill was recommitted to the Committee on Claims.

Senate File No. 109, a bill for an act for the prevention of bribing voters and public officers, with report of committee recommending it do pass, was taken up.

Ordered passed on file.

Senate File No 174, a bill for an act to amend section 1766 of the Code, in reference to examining teachers of schools, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 19, a bill for an act extending the right to hold the office of county recorder to women, with report of committee recommending it do pass, was taken up and considered.

On the motion of Senator Haines that the bill be indefinitely postponed, the yeas and nays were demanded.

The yeas were:

Senators Gaylord, Haines, Harned, Hedges, Keller, Lawrence, Merrell, Mitchell, Prizer, Wright, and Young—10.

The nays were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Harmon, Hartshorn, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Meyer, Nielander, Russell of Jones, Tirrill, Wall, Webb, and Wilson—23.

Absent or not voting:

Senators Chase, Clark, Greenlee, Ham, Hanna, Hebard, Henderson, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shelley, Shrader, Traverse, and Woolson—17.

So the motion was lost.

The bill was ordered engrossed.

Senate File number 144, a bill for an act conferring certain powers on cities of ten thousand inhabitants or more, with recommendation that it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Senator Shelley moved that the Senate do now adjourn.

The motion did not prevail.

Senate File No. 226, a bill for an act to amend section 1400, chapter 2, title 11 of the Code, relating to commissioners of insanity, by adding thereto, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Shelley, Tirrill, Wall, Webb, Wilson, Wright, and Young—34.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Greenlee, Ham, Hanna, Hebard, Henderson, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Traverse, and Woolson—16.

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

House File No. 215, a bill for an act to provide for the extension of the limits of cities of the first and second class, with report of committee recommending it do pass, was taken up.

Passed on file.

Senate File No. 51 and House File No. 86, bills for acts to amend section 506, chapter 10, title 4 of the Code, fixing the compensation of

mayors of cities and towns when acting as magistrate under the laws of the State, with report of committee recommending a substitute, and that it do pass, was taken up, considered, and the substitute was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, Tirrill, Wall, Webb, Wilson, and Wright—32.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Greenlee, Ham, Hanna, Hebard, Henderson, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shelley, Shrader, Traverse, Woolson, and Young—18.

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

On motion of Senator Hartshorn the Senate, at 5:30 o'clock P. M., adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, March 9, 1880. }

Senate met pursuant to adjournment, and was called to order by the President.

Prayer by the Rev. Mr. Kooker.

Journal of yesterday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed by the House of Representatives to recall from your honorable body—

House File No. 299, a bill for an act to amend section 602 of the Code.

House File No. 335, a bill for an act to extend the term of time of a water power franchise granted in 1855, and to amend chapter 103, enacted by the Fifth General Assembly, authorizing the construction of a wing dam in the Cedar river, in Rapids township, in Linn county.

House File No. 361, a bill for an act to provide for detaching terri-

tory from one school district and annexing to an adjoining district, in certain cases.

House File No. 526, a bill for an act legalizing the acts of the town council of the city of Winterset.

House File No. 530, a bill for an act relating to the publishing of the schedule, provided for in section 304, Code of 1873, proceedings of board of supervisors.

House File No. 181, a bill for an act repealing section 1, chapter 133, of the acts of the Seventeenth General Assembly, and enacting a substitute therefor.

House File No. 196, a bill for an act to amend section 3894 of the Code of 1873.

House File No. 246, a bill for an act relating to the board of directors of school districts.

House File No. 266, a bill for an act to amend section 3985, chapter 7, title 24 of the Code of Iowa.

House File No. 332, a bill for an act to amend section 1717 of the Code, to provide for the transfer of funds in the school-house fund unappropriated, to either of the other funds.

Also:

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

Substitute for House File No. 30, a bill for an act to repeal chapter 113 of the session laws of the Seventeenth General Assembly, and section 1802 of the Code of 1873, and enact a substitute therefor.

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

Substitute for House File No. 69, a bill for an act repealing section 304, chapter 2, title 4 of the Code of 1873, and enacting a substitute therefor.

Substitute for House File No. 106, a bill for an act to define and punish frauds upon hotel, inn, boarding and eating-house keepers.

House File No. 138, a bill for an act to provide an additional ground for attachment, additional to section 2951 of the Code of 1873.

W. V. LUCAS, *Chief Clerk.*

Ordered passed on file.

RESOLUTION.

Senator Lawrence offered the following:

Resolved, That the Secretary of the Senate be instructed to separate from the files such bills as have been submitted to committees and have received unfavorable reports at their hands, that such bills may be arranged by the Secretary, to be called up by the framers at pleasure.

Senator Harmon moved to add to the resolution the following:

“And the bills reported on unfavorably be placed at the bottom of the file.”

On motion of Senator Merrell the resolution and amendment were laid on the table.

Senator Hemenway moved that when the Senate adjourn it be to meet at 2 o'clock this P. M.

The motion prevailed.

Senator Harmon moved to reconsider the vote by which the Senate adopted the resolution providing for the election of President *pro tem*.

The motion prevailed.

Senator Hemenway moved to amend the resolution by striking therefrom the word "Wednesday," and insert the words "Tuesday at 2 o'clock P. M."

The motion prevailed.

On motion of Senator Hartsborn the committee was instructed to return House File No. 299 to the Senate.

Senator Woolson moved that the Senate adjourn at 11:30 o'clock.

The motion prevailed.

RESOLUTION.

Senator Haines offered the following Concurrent Resolution:

Resolved by the Senate, the House concurring, That a committee of five, two from the Senate and three from the House, be appointed to consider and report upon the question of the removal of the Asylum for Feeble-Minded Children at Glenwood; whether or not such removal is desirable.

The resolution was adopted.

BILLS ON SECOND READING.

On motion of Senator Shrader Senate File No. 248 was taken up and recommitted.

REPORTS OF COMMITTEES.

Senator Foster, from the Committee on Municipal Corporations submitted the following report:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred House File No. 299, a bill for an act to amend section 602 of the Code, beg leave to report the same back, in accordance with the instructions of the Senate.

FOSTER, *Chairman*.

Ordered passed on file.

ENROLLED BILLS.

Senator Tirrill, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills, to whom was referred Senate File No. 34, a bill for an act to repeal section 3769 of the Code and enact a substitute therefor, relating to salaries of Judges of Supreme Court, beg leave to report that I have examined the same and find it correctly enrolled.

R. W. TIRRILL, *Chairman, pro tem*.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred Senate File No. 111, a bill for an act providing for the work of the State Fish Commission, and for the collection, hatching and distribution of fishes therein referred to, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute herewith reported be adopted, and when adopted that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred Senate File No. 181, a bill for an act making appropriations for the improvement of the Penitentiary at Fort Madison, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute herewith be adopted, and that when adopted it do pass.

ARNOLD, *Chairman*.

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 319, a bill for an act to amend section 277, chapter 14, title 3 of the Code, relating to the administration of oaths, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JOHN S. WOOLSON, *Chairman*.

Ordered passed on file.

On motion of Senator Hartshorn the special order was postponed until House messages were disposed of.

HOUSE MESSAGES.

House File No. 138 was taken up.

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

Substitute for House File No. 181 was taken up.

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

House File No. 196 was taken up.

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

House File No. 246 was taken up.

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

House File No. 266 was taken up.

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

Substitute for House File No. 106 was taken up.

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

Substitute for House File No. 69 was taken up.

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

House File No. 62 was taken up.

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

Substitute for House File No. 30 was taken up.

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

House File No. 530 was taken up.

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

House File No. 526 was taken up.

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

House File No. 361 was taken up.

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

House File No. 335 was taken up.

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

House File No. 332 was taken up.

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

SPECIAL ORDER.

The special order, it being substitute for Senate Files Nos. 11, 13 and 170, a bill for an act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122, laws of the Seventeenth General Assembly, and enacting substitutes therefor, relating to salaries of clerk of District and Circuit Courts, county treasurer and county auditor, and defining certain of their duties, was taken up and considered.

The question being on the motion of Senator Lawrence to strike from section 1 all after the word "exceed," in line 4, to and inclusive of the word "nor," in line 6.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 34, An act to repeal section 3769 of the Code and enact a substitute therefor, relating to salaries of Judges of the Supreme Court.

W. V. LUCAS, *Clerk.*

Ordered passed on file.

Also:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 271, An act relating to cities organized and existing under special charters, conferring additional powers and amending the charters of such cities in certain respects.

BEN. VAN STEINBURG, *First Ass't Clerk*.

Ordered passed on file.

At 11:30 o'clock A. M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

The Senate met pursuant to adjournment, Senator Foster in the chair.

BILLS ON SECOND READING.

The matter under consideration at the hour of adjournment was substitute for Senate Files Nos. 11, 13 and 170, the question being on the motion of Senator Lawrence to amend.

SPECIAL ORDER.

The time having arrived for consideration of the special order, it being the election of a President *pro tem.*, Senator Hartshorn moved to postpone further consideration of the bill until after such election, and take up the special order.

The motion prevailed.

Senator Hartshorn nominated Senator Arnold.

The roll was then called, with the following result:

Those voting for Senator Arnold were—

Senators Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Meyer, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Young—25.

The nays were—None.

Absent or not voting:

Senators Arnold, Clark, Ham, Hanna, Harned, Henderson, Lewellen, Merrell, Mitchell, Nichols of Benton, Russell of Greene, Shelley, Wright, and Nielander—14.

Senator Arnold, having received all the votes cast, was declared duly elected President *pro tem.* of the Senate.

The temporary President appointed Senators Kimball and Mitchell a committee to escort the President *pro tem.* to the chair.

BILLS ON SECOND READING.

The question recurring on the motion of Senator Lawrence to amend, the yeas and nays were demanded:

The yeas were:

Senators Harmon, Hedges, Lawrence, and Wilson—4.

The nays were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harned, Hartshorn, Hebard, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, and Young—39.

Absent or not voting:

Senators Ham, Hanna, Henderson, Lewellen, Nichols of Benton, Russell of Greene, and Wright—7.

So the amendment was lost.

Senator Shelley moved to amend section 1 by striking therefrom all after the words "thirty thousand" in line 8 and ending with the first word, "year," in line 10, and add to the section the following:

"*Provided, further,* That in each county having two county seats, the compensation of clerk of courts, including the amount paid his deputies and clerk, shall not exceed three thousand dollars in any one year, any excess of fees collected to be paid into the county treasury as above provided."

The motion prevailed.

Senator Larrabee moved to strike from line 5, section 2, the word "two" and insert the word "one" instead."

The motion prevailed.

Senator Meyer moved to strike from line 9, section 2, the word "thirty-five" and insert in lieu thereof the word "twenty."

The motion prevailed.

Senator Mitchell moved to strike from line 21, section 2, the word "thirty" and insert the word "twenty-five" instead.

On this question the yeas and nays were demanded.

The yeas were:

Senators Boling, Foster, Garber, Gaylord, Gillett, Haines, Harmon, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Kimball, Merrell, Mitchell, Nichols of Guthrie, Prizer, Woolson, and Young—18.

The nays were:

Senators Chase, Clark, Dashiell, Goodykoontz, Greenlee, Harned, Hebard, Johnson of Winneshiek, Keller, Larrabee, Madson, Meyer,

Nielander, Patterson, Russell of Jones, Shelley, Tirrill, Traverse, Wall, Webb, and Wilson—21.

Absent or not voting:

Senators Arnold, Ford, Ham, Hanna, Henderson, Lawrence, Lewellen, Nichols of Benton, Russell of Greene, Shrader, and Wright—11.

So the amendment was lost.

Senator Kimball moved to strike from line 7, section 2, the word "three" and insert in lieu thereof the word "two."

The motion did not prevail.

Senator Hedges moved to strike from line 20, section 2, all occurring after the word "employed."

The motion did not prevail.

Senator Mitchell moved to strike from line 20, section 2, the word "six" and insert the word "eight" instead.

The motion did not prevail.

Senator Haines moved to strike from line 4, section 3, the word "twelve" and insert in lieu thereof the word "fifteen."

Senator Garber moved to amend the amendment by inserting the word "sixteen" instead of the word "fifteen."

The motion did not prevail.

The question recurring on the motion of Senator Haines to amend, the yeas and nays were demanded.

The yeas were:

Senators Boling, Garber, Gillett, Haines, Harmon, Hedges, Hemenway, Larrabee, Nielander, Shelley, Woolson, and Wright—12.

The nays were:

Senators Chase, Clark, Dashiell, Foster, Gaylord, Greenlee, Ham, Harned, Hartshorn, Hebard, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, and Young—28.

Absent or not voting:

Senators Arnold, Ford, Goodykoontz, Hanna, Henderson, Lawrence, Lewellen, Nichols of Benton, Russell of Greene, and Shrader—10.

So the amendment was lost.

Senator Kimball moved to strike from section 3 line 3 and line 4 to and inclusive of the word "fees," and insert in lieu thereof the following: "The total amount of compensation of such auditor for all official services shall not exceed the sum of twelve hundred dollars per annum in counties having a population not exceeding ten thousand; the sum of fifteen hundred dollars per annum in counties having a population in excess of ten thousand but not exceeding twenty thousand; nor the sum of sixteen hundred dollars per annum in counties having a population in excess of twenty thousand but not exceeding thirty thousand."

On the question the yeas and nays were demanded.

The yeas were:

Senators Boling, Garber, Gillett, Haines, Hemenway, Johnson of Winneshiek, Keller, Kimball, Lawrence, Nichols of Guthrie, Nielander, Russell of Jones, Shelley, Woolson, and Wright—15.

The nays were:

Senators Chase, Clark, Dashiell, Gaylord, Greenlee, Ham, Harmon,

Harned, Hartshorn, Hebard, Johnson of Mahaska, Larrabee, Madson, Merrell, Meyer, Mitchell, Patterson, Prizer, Tirrill, Traverse, Wall, Webb, Wilson, and Young—24.

Absent or not voting:

Senators Arnold, Ford, Foster, Goodykoontz, Hanna, Hedges, Henderson, Lewellen, Nichols of Benton, Russell of Greene, and Shrader—11.

So the amendment was lost.

Senator Henderson was excused until Monday next.

Senator Haines moved to strike from line 7, section 3, the word "thirty" and insert the word "fifteen."

On the question the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Garber, Gillett, Haines, Harmon, Hedges, Hemenway, Johnson of Mahaska, Keller, Kimball, Mitchell, Nielander, and Shelley—14.

The nays were:

Senators Chase, Clark, Dashiell, Gaylord, Goodykoontz, Greenlee, Ham, Harned, Hartshorn, Hebard, Johnson of Winneshiek, Larrabee, Lawrence, Madson, Merrell, Meyer, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—28.

Absent or not voting:

Senators Ford, Foster, Hanna, Henderson, Lewellen, Nichols of Benton, Russell of Greene, and Shrader—8.

So the amendment was lost.

Senator Merrell moved that the bill be engrossed.

Senator Haines moved the recommitment of the bill.

On the question the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Garber, Gillett, Haines, Ham, Harmon, Hebard, Hedges, Johnson of Mahaska, Keller, Kimball, Lawrence, Mitchell, Nielander, Shelley, Shrader, Tirrill, and Wright—19.

The nays were:

Senators Chase, Clark, Dashiell, Ford, Gaylord, Goodykoontz, Greenlee, Harned, Hemenway, Johnson of Winneshiek, Madson, Merrell, Meyer, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Traverse, Wall, Webb, Wilson, and Woolson—22.

Absent or not voting:

Senators Foster, Hanna, Hartshorn, Henderson, Larrabee, Lewellen, Nichols of Benton, Russell of Greene, and Young—8.

So the bill was not committed.

Senator Garber moved to strike from line 7, section 3, the word "thirty" and insert the words "twenty-five."

Senator Haines moved to amend the amendment by striking therefrom the words "twenty-five" and insert in lieu thereof the word "twenty."

The motion was lost.

The question recurring on the motion of Senator Garber, the same prevailed.

Senator Hartshorn moved to insert between the words "clerk" and "employ," in line 17, section 3, the words "authorize said clerk to."

The motion prevailed.

On motion of Senator Woolson the words "authorize said auditor to," were inserted after the word "auditor," in line 6, section 3.

On motion of Senator Woolson the words "authorize said treasurer to," were inserted after the word "treasurer," in line 19, section 2.

The question recurring on the motion of Senator Merrell, that the bill be engrossed, the motion prevailed.

On motion of Senator Lawrence the committee was instructed to report House File No. 291 back to the Senate.

Senate File No. 241 was taken up and recommitted.

BILLS ON THIRD READING.

House File No. 19, a bill for an act extending the right to hold the office of county recorder to women, with report of committee recommending it do pass, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Harmon, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Meyer, Nichols of Guthrie, Nielander, Prizer, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—29.

The nays were:

Senators Gaylord, Haines, Ham, Harned, Hebard, Hedges, Keller, Madson, Merrell, Mitchell, Patterson, Shelley, Wright and Young—14.

Absent or not voting:

Senators Hanna, Hartshorn, Henderson, Lewellen, Nichols of Benton, Russell of Greene, and Russell of Jones—7.

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

BILLS ON SECOND READING.

Senate File No. 44, a bill for an act concerning hotel, inn, and public boarding and eating-house keepers and their guests, with report of committee recommending a substitute and that it do pass, was taken up, considered, and the substitute was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Gillett, Goodykoontz, Haines, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—37.

The nays were:

Senators Chase, Clark, Foster, Garber, Gaylord, and Greenlee—6.

Absent or not voting:

Senators Hanna, Hartshorn, Henderson, Larrabee, Lewellen, Nichols of Benton, and Russell of Greene—7.

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

House Joint Resolution relative to the duty on steel rails, with the report of the committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 173, a bill for an act to prohibit school subdirectors from employing as teachers near relations or members of their own family, and to prohibit such directors from acting as agents for the sale of all articles of supplies for schools, with report of committee recommending a substitute and that it do pass, was taken up and considered.

Senator Young moved to amend the substitute by striking therefrom all of the first section except the enacting clause.

The motion was lost.

The substitute was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hedge, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—39.

The nays were:

Senators Clark, Dashiell, and Lawrence—3.

Absent or not voting:

Senators Chase, Hanna, Hartshorn, Henderson, Lewellen, Nichols of Benton, Russell of Greene, and Shelley—8.

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

House File No. 119, a bill for an act to amend section 2094, chapter 3, title 14 of the Code, relative to holidays, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hedge, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—40.

The nays were:

Senator Clark—1.

Absent or not voting:

Senators Gaylord, Hanna, Hartshorn, Henderson, Lewellen, Mitchell, Nichols of Benton, Russell of Greene, and Shelley—9.

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

Senate File No. 134, a bill for an act to amend chapter 121, acts of the Seventeenth General Assembly, and section 1212 of the Code, in relation to ditches through two or more counties, and adjusting payment for the same, with report of committee recommending it do pass, was taken up and considered.

Ordered passed on file and printed.

House File No. 111, a bill for an act in relation to highways, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—40.

The nays were—None.

Absent or not voting:

Senators Chase, Haines, Hanna, Hartshorn, Henderson, Lewellen, Mitchell, Nichols of Benton, Russell of Greene, and Shelley—10.

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

Senate File No. 203, a bill for an act to amend section 1361, chapter 1, title 11 of the Code, to provide for the employment, by counties, of persons accepting poor relief, with report of committee recommending a substitute, and that it do pass, was taken up, considered, and the substitute was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—40.

The nays were—None.

Absent or not voting:

Senators Clark, Haines, Hanna, Hartshorn, Henderson, Lewellen, Mitchell, Nichols of Benton, Russell of Greene, and Shelley—10.

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

On motion of Senator Chase, at 5:15 o'clock P. M. the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, March 10, 1880. }

The Senate met pursuant to adjournment and was called to order by President *pro tem.* Arnold.

Prayer by Rev. J. H. Malcolm.

Journal of yesterday read and approved.

INTRODUCTION OF BILLS.

By Senator Madson, Senate File No. 274, a bill for an act to amend chapter 1, title 9 of the Code of 1873, creating double liability of stockholders or shareholders in corporations hereafter organized under said chapter 1 for the purpose of transacting a banking business, buying or selling exchange, receiving deposits of money or discounting notes.

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

By Senator Goodykoontz, Senate File No. 275, a bill for an act to pay Thomas H. Barnes for expenses in recruiting a part of two companies of soldiers in the months of April and May, A. D. 1861.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

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

House File No. 403, a bill for an act to compel children to attend the public schools in certain cases.

House File No. 531, a bill for an act to prevent fraud in the sale of lard in certain cases.

Have also indefinitely postponed:

Senate File No. 37, a bill for an act repealing chapter 113 of the acts of the Seventeenth General Assembly, in relation to the non-voting of the presidents of the school boards of independent school districts.

Senate File No. 121, a bill for an act to amend section 1, chapter 80 of the acts of the Sixteenth General Assembly, in relation to the powers and duties of boards of supervisors.

Substitute for Senate Files Nos. 2 and 36, a bill for an act to repeal section 866 of the Code and enact a substitute therefor, and to amend section 890, in relation to penalty on delinquent taxes.

Also, have passed Joint Resolution proposing to amend the Constitution of the State.

W. V. LUCAS, *Clerk.*

RESOLUTIONS.

Senator Greenlee offered the following, which was adopted:

Resolved, That the Auditor of State be requested to furnish the Senate with such information as he may deem proper regarding the expenses of the Board of Railroad Commissioners, including salaries, traveling expenses, clerk hire, and all other expenses connected therewith. Also, such information as may be in his possession relating to the expenses of the Capitol Commissioners, including their salaries, the salaries of superintendent, clerks, architects, and other persons having supervision of the new capitol building, for the information of the Senate.

The resolution offered by Senator Larrabee relative to the purchase of Mitchellville Seminary for the use of the Girls' Reform School, and the appointment of a committee in relation thereto, was taken up and considered.

Senator Harmon moved to amend the resolution by striking therefrom the words "that a Special Committee of three members of the Senate," and inserting in lieu thereof the following:

"By the Senate, the House concurring, That a Special Committee, composed of two members from the Senate and three from the House."

The motion prevailed.

On motion of Senator Madson the resolution was amended by adding thereto the following:

"Resolved further, That said committee shall also visit the Girls' Department of Reform School where now located, and report at the earliest practicable date as to the adaptability of said premises for the uses of said school; and also report as to the comparative advantage or adaptabilities of the two localities for the uses and purposes of said school."

Senator Greenlee moved to add to the resolution the following:

"The committee shall also visit Knoxville, Marion county, and report its adaptability for the location of said school."

Senator Meyer moved to amend the amendment by adding thereto the following:

"Provided, That said committee shall not visit Jasper county for the purpose of locating any of the State institutions of the State."

The motion was lost.

The question recurring on the amendment of Senator Greenlee, the same was lost.

The question recurring on the adoption of the resolution, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Garber, Gaylord, Gillett, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larabee, Madson, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright and Young—37.

The nays were:

Senators Chase, Clark, Goodykoontz, and Ham—4.

Absent or not voting:

Senators Foster, Greenlee, Hanna, Henderson, Lawrence, Lewellen, Merrell, Nichols of Benton, and Russell of Greene—9.

So the Concurrent Resolution was adopted.

HOUSE MESSAGES.

House File No. 403, was taken up.

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

House File No. 531 was taken up.

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

House Joint Resolution was taken up.

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

REPORTS OF COMMITTEES.

Senator Johnson of Mahaska, from the Committee on State Library, submitted the following report:

MR. PRESIDENT—Your Committee on State Library, to whom was referred substitute for House File No. 177, a bill for an act to amend chapter 13, title 12 of the Code, in relation to the State Library, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

J. K. JOHNSON, *Chairman*.

Ordered passed on file.

Senator Shelley, from the Committee on Municipal Corporations, submitted the following report:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred Senate File No. 272 a bill for an act to legalize the incorporation of the Keokuk Water-works Company, of Keokuk, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate

with the recommendation that the accompanying substitute be adopted, and that it do pass.

J. M. SHELLEY, *for Committee.*

Ordered passed on file.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred Senate File No. 266, a bill for an act making appropriations for the School for Teachers at Cedar Falls, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute herewith be adopted, and that when adopted it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred Senate File No. 205, a bill for an act making further appropriations for the College for the Blind, and to amend section 1675 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute herewith be adopted, and that when adopted it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred House File No. 227, a bill for an act making appropriations to the Iowa Agricultural College, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute herewith be adopted, and that when adopted it do pass.

ARNOLD, *Chairman.*

Ordered passed on file.

Senator Hemenway, from the Committee on State University, submitted the following report:

MR. PRESIDENT—Your Committee on State University, to whom was referred Senate File No. 249, a bill for an act to amend chapter 123 of the laws of the Seventeenth General Assembly, relative to the publication and distribution of laws, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on State University, to whom was referred Senate File No. 129, a bill for an act establishing a geological and natural history survey of Iowa, and defining the purposes thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on State University, to whom was referred Senate File No. 64, a bill for an act establishing a dental department to the judicial department of the State University, beg

leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation by the majority that the accompanying substitute be adopted, and that when adopted it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on State University, to whom was referred Concurrent Resolution relating to duties of Visiting Committee to State University, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

HEMENWAY, *Chairman.*

Ordered passed on file.

Senator Harmon, from the Committee on Constitutional Amendments, submitted the following report:

MR. PRESIDENT—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution proposing to amend section one (1) article eleven (11) of the Constitution of the State of Iowa, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be amended by striking from line 6 of said resolution the word "remembered" and inserting in lieu thereof the word "resolved," and that when so amended it do pass.

HARMON, *Chairman.*

Ordered passed on file.

Senator Young, from the Committee on Railroads, submitted the following report:

MR. PRESIDENT—Your Committee on Railroads, to whom was referred House File No. 291, a bill for an act to authorize railroad companies organized in other States to extend their railroads into this State, beg leave to report that they hereby return the same by instructions of the Senate.

YOUNG, *Chairman.*

Ordered passed on file.

Senator Merrell, from the Committee on Public Lands, submitted the following report:

MR. PRESIDENT—Your Committee on Public Lands, to whom was referred Joint Resolution in relation to locating land by the several counties of this State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Public Lands, to whom was referred Senate File No. 214, a bill for an act authorizing the Register of the Land Office to issue a patent for lot 5, in block 23, Iowa City, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

N. A. MERRELL, *Chairman.*

Ordered passed on file.

Senator Shrader, from the Committee on Medicine, Surgery and Hygiene, submitted the following report:

MR. PRESIDENT—Your Committee on Medicine, Surgery and Hygiene, to whom was referred House File No. 98, a bill for an act to regulate the practice of pharmacy and the sale of medicines and poisons, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

J. C. SHRADER, *Chairman*.

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred House File No. 30, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Schools, to whom was referred House File No. 332, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JOHN MEYER, *Chairman*.

Ordered passed on file.

Senator Patterson, from the Committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File No. 53, a bill for an act to protect the dairy interests, and for the punishment of fraud connected therewith, and which was amended and reported back by the House, with amendments, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the House amendments be concurred in.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File No. 241, a bill for an act for the punishment of persons who knowingly or willfully permit swine to run at large, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 367, a bill for an act to amend section 1604, of chapter 3, title 12 of the Code, in relation to Trustees of the Agricultural College, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that the title of the bill be so amended that it shall read as follows: "A bill for an act to amend

section 1604, of chapter 3, title 12 of the Code, in relation to Trustees of the State Agricultural College and Farm, and to the making of the Governor of the State a member of this board"; and that so amended the bill do pass.

JOHN PATTERSON, *Chairman.*

Ordered passed on file.

BILLS ON THIRD READING.

Senate File No. 53, a bill for an act to protect the dairy interests and for the punishment of fraud connected therewith, was taken up.

On the question, shall the Senate concur in the House amendments?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Garber, Gaylord, Gillett, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Woolson, Wright, and Young—38.

The nays were:

Senator Clark—1.

Absent or not voting:

Senators Chase, Foster, Goodykoontz, Haines, Hanna, Hemenway, Henderson, Nichols of Benton, Russell of Greene, Webb, and Wilson—11.

So the Senate concurred in the House amendments.

Senate File No. 99, a bill for an act to regulate the practice of medicine and surgery in the State of Iowa, with report of committee recommending amendments, and that it do pass, was taken up and considered, and the amendments were adopted.

Senator Woolson moved to strike from the 9th line of section 8 the words "one place," and insert the words "in same county."

The motion prevailed.

Senator Shelley moved that the bill under consideration be made a special order for Friday morning.

The motion was lost.

Senator Gillett moved to strike from line 6, section 5, the words, "in the State."

The motion did not prevail.

Senator Lawrence moved to strike from line 5, section 5, the word "ten," and insert the words "six consecutive."

The motion was lost.

Senator Gillett moved to strike from line 6, section 5, the words "in State," and insert the words, "six of which shall have been in this State"; and insert in line 5, after the word "years," the word "continuous."

The motion prevailed.

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that

the House has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 390, a bill for an act providing for the carrying into effect of section 3, article 10 of the Constitution of the State of Iowa, in reference to revising and amending the Constitution of the State.

Has also concurred in Senate amendment to substitute for House Files Nos. 124, 131 and 170, a bill for an act to repeal section 12, chapter 2, title 1 of the Code, in relation to compensation and mileage of members of the General Assembly, and compensation of officers and employes of the same, and enact a substitute therefor.

Also, has passed Senate Concurrent Resolution relative to appointing committee upon the removal of the Feeble-Minded Institute from Glenwood.

Has also passed Joint Resolution providing for amendment to the Constitution, in section 4, article 3, by striking out the words "free white."

W. V. LUCAS, *Clerk*.

UNFINISHED BUSINESS.

Senator Foster moved to strike the word "different" from line 5, section 7, before the word "school," and insert instead the words "allopathic, homœopathic and eclectic."

The motion prevailed.

Senator Hemenway moved that when the Senate adjourn it be to meet at 2 o'clock this afternoon.

The motion was agreed to.

The hour for adjournment having arrived, on motion of Senator Foster the adjournment was postponed for ten minutes.

On motion of Senator Chase, at 12:05 o'clock P. M., the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

Senate met pursuant to adjournment, President *pro tem*. Arnold in the chair.

UNFINISHED BUSINESS.

Senator Haines moved to add to the bill under consideration at the hour of adjournment the following:

SEC. 10. No penalty or forfeiture provided for in this act shall be enforced for any act done or omitted prior to January 1, 1880.

SEC. 11. This act being deemed of immediate importance, shall take effect and be in force from and after its passage and publication in the "Iowa State Register" and "Iowa State Leader," newspapers published at Des Moines, Iowa.

The motion prevailed.

Senator Tirrill moved to strike from lines 3 and 4 of section 8 the words "or shall publicly profess to cure or heal by any means."

The motion was lost.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed by the House of Representatives to recall from your House Senate File No. 121.

W. V. LUCAS, *Clerk.*

Senator Boling moved that the House be requested to return Senate File No. 121 to the Senate.

The motion prevailed.

UNFINISHED BUSINESS.

Senator Kimball moved to strike from line 5, section 4, the word "fifty" and insert instead the word "twenty-five."

The motion did not prevail.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 57, An act to repeal section 520, chapter 10, title 4 of the Code.

House File No. 104, An act to protect keepers of livery and feed stables, and herders and feeders of stock, and give them a lien.

BEN. VAN STEINBURG, *First Ass't Clerk.*

Ordered passed on file.

UNFINISHED BUSINESS.

Senator Traverse moved to insert after the word "preceptors," in the 5th line of section 8, the words, "who are authorized to practice under the provisions of this act."

The motion prevailed.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dasbiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiiek, Keller, Kimball, Lawrence, Lewellen, Merrell, Meyer, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Woolson, and Wright—35.

The nays were:

Senators Chase, Clark, Harned, Larrabee, Madson, Shelley, Wall, Wilson, and Young—11.

Absent or not voting:

Senators Hanna, Henderson, Mitchell, and Nichols of Benton—4.

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

BILLS ON SECOND READING.

Senate File No. 247, a bill for an act to amend section 488 of the Code of 1873, in relation to the use of the highway tax of incorporated towns and cities in certain cases, with report of committee recommending amendments and that it do pass, was taken up, considered, and the amendments were adopted.

Senator Russell of Greene moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—42.

The nays were:

Senator Madson—1.

Absent or not voting:

Senators Dashiell, Haines, Hanna, Hebard, Henderson, Lewellen, and Nichols of Benton—7.

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

House File No. 215, a bill for an act to provide for the extension of the limits of cities of the first and second class, with report of committee recommending it do pass, was taken up and considered.

Senator Foster moved to add to the enacting clause the words: "that in addition to the methods now provided by law for extending city limits."

The motion prevailed.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Harmon, Harts-horn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winne-shiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Mer-rell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—43.

The nays were—None.

Absent or not voting:

Senators Haines, Hanna, Harned, Hebard, Henderson, Nichols of Benton, and Russell of Greene—7.

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

Senate File No. 272, a bill for an act to legalize the acts of the Keokuk Water-works, with report of committee recommending a sub-stitute and that it do pass, was taken up and considered, and the substi-tute was adopted.

Senator Shelley moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion pre-vailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gil-lett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Harts-horn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Wool-son, Wright, and Young—42.

The nays were—None.

Absent or not voting:

Senators Dashiell, Gaylord, Hanna, Henderson, Keller, Larrabee, Nichols of Benton, and Russell of Greene—8.

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

House File No. 120, a bill for an act to provide that lands to be laid out into town or city lots shall be free from incumbrance, and that such lots when thus laid out shall be accurately described in relation to some established corner of the congressional division of which they are a part, and repealing chapter 25 of the laws of the Fifteenth Gen-eral Assembly, and chapter 63 of the laws of the Sixteenth General Assembly, with report of the committee recommending it do pass, was taken up and considered.

Senator Haines moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion pre-vailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harts-horn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Mer-rell, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell

of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Young—40.

The nays were—None.

Absent or not voting:

Senators Ford, Hanna, Harned, Henderson, Madson, Meyer, Nichols of Benton, Russell of Greene, Shelley, and Wright—10.

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

Senate File No. 195, a bill for an act relative to taxing property in cities of the second class for road purposes, with report of committee recommending it do pass, was taken up and considered.

Senator Mitchell moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

On motion of Senator Merrell the words "road purposes" were inserted after the word "dollar," in line 3 of section 1.

On motion of Senator Larrabee the figures "10," occurring before the word "mills," was stricken out of line 3, section 1, and the figure "5" was inserted in lieu thereof.

Senator Kimball moved to add to section 1 the following: "By the the board of trustees of such cities."

On motion of Senator Hedges the bill was recommitted to the Committee on Judiciary.

Senate File No. 225, a bill for an act to provide for leasing convict labor at the Penitentiary of the State, and to repeal chapter 110, acts of the Seventeenth General Assembly, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Foster, Garber, Gaylord, Gillett, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—41.

The nays were—None.

Absent or not voting:

Senators Chase, Dashiell, Goodykoontz, Ham, Hanna, Henderson, Nichols of Benton, Russell of Greene, and Russell of Jones—9.

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

House File No. 216, a bill for an act to authorize cities of the first and second class to acquire and dispose of real property in certain cases, with report of committee recommending it do pass, was taken up and considered.

Senator Hedges moved to strike from section 1 all after the word "or," in line 6, to and including the word "continued."

The motion was lost.

Senator Woolson moved to insert after the word "city," in line 6, the words "but not."

Senator Hemenway moved to commit the bill to the Committee on Judiciary.

The motion prevailed.

ENGROSSED BILLS.

Senator Gillett, from the Committee on Engrossed Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Engrossed Bills respectfully report that they have examined—

Substitute for Senate Files Nos. 11, 13 and 170.

And find the same correctly engrossed.

GILLETT, *Chairman.*

Ordered passed on file.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval:

Senate File No. 34, An act to repeal section 3769 of the Code and enact a substitute therefor, relating to salaries of Judges of the Supreme Court.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 265, a bill for an act to repeal section 8, chapter 123 of the public acts of the Sixteenth General Assembly, in relation to the payment of taxes voted in aid of railways, and enacting a substitute therefor.

Also:

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

House File No. 274, a bill for an act in regard to soldiers' orphans, and to further provide for the proper care of indigent children, and amendatory to chapter 4, title 12 of the Code, and section 2, chapter 94 of the acts of the Sixteenth General Assembly.

W. V. LUCAS, *Chief Clerk.*

Ordered passed on file.

BILLS ON SECOND READING.

Substitute for Senate Files Nos. 180, 136 and 31, a bill for an act to repeal sections 894 and 895 of the Code and to enact substitutes therefor, in relation to giving notice before tax deeds shall be made, and in relation to making such deeds, with report of committee recommending it do pass, was taken up, considered, and the substitute was adopted.

Senator Larrabee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Merrell moved to amend the bill by inserting after the word "treasurer," in line 36, section 1, the words, "and no other notice shall be required on the owner not in possession where the owner has not appointed an agent as herein provided, and is not a resident of the county."

The motion prevailed.

Senator Ford moved to insert after the word "purchasers," in the 30th line of section 1, the words "and the name of the last grantee, as shown by the transfer books in the office."

The motion prevailed.

Senator Woolson moved to amend by striking from the 19th line the words, "with the endorsement of his filing thereon entered upon the records of his office," and insert the words, "a memorandum as to the time and manner of service of said notice, and the time of filing of said affidavit, shall be entered by said treasurer upon the tax sale record of his office opposite the entry of each tax sale to which the same relates."

Senator Woolson moved to strike from the 21st and 22d lines the words, "file and enter same with endorsements thereon in his office," and insert, "file the same in his office, and he shall also enter a memorandum as to time of filing of same, and as to time and manner of service of said notice, upon the tax sale records of his office opposite the entry of each tax sale to which the same relates."

HOUSE MESSAGES.

House File No. 390 was taken up.

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

House File No. 274 was taken up.

Read a first and second time and referred to the Committee on Orphans' Home.

On motion of Senator Greenlee, at 5:20 o'clock, the Senate adjourned.

SENATE CHAMBER, }
DES MOINES, IOWA, March 11, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Ryman.

Journal of yesterday read and approved.

The hour for consideration of the special order having arrived, on motion of Senator Hartshorn the same was postponed until 10 o'clock this A. M.

The President appointed the following committee to examine the location of the Institution for Feeble-Minded Children:

Senators Hedges, and Russell of Jones.

PETITIONS AND MEMORIALS.

By Senators Dashiell, and Traverse, petitions favoring the repeal of the law known as the wine and beer clause.

Referred to the Committee on Suppression of Intemperance.

By Senator Mitchell, a remonstrance against legislation regulating the practice of medicine.

Referred to the Committee on Medicine, Surgery and Hygiene.

By Senator Foster, petition favoring legislation increasing the jurisdiction of justices of the peace.

Referred to the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

House File No. 16, a bill for an act to appropriate money to defray expenses incurred in repairing gun carriage of 12-pounder Napoleon gun of Battery F, First Regiment Light Artillery, Iowa National Guards.

House File No. 209, a bill for an act to amend sections 1971 and 1974, chapter 6, title 13 of the Code, relating to the duties of county auditors.

Substitute for House File No. 446, a bill for an act to amend section 10, chapter 70, acts of the Sixteenth General Assembly, relating to the propagation of fish.

House File No. 508, a bill for an act to legalize the annexation of certain territory to the city of Cedar Rapids, in Linn county, State of Iowa, under the provisions of chapter 51, title 9 of the Revision of 1860.

House File No. 522, a bill for an act to legalize the organization and acts of the Knotts Mexican Silver Mining Company.

House File No. 497, a bill for an act to legalize judgments in certain cases.

House File No. 392, a bill for an act to repeal section 512, chapter 9, laws of the Seventeenth General Assembly, and enact a substitute therefor, and to amend sections 489 and 493 of the Code.

House File No. 415, a bill for an act to repeal section 1798 of the Code, and enact a substitute therefor.

House File No. 542, a bill for an act legalizing the incorporation of the town of Sheffield, Franklin county, Iowa, and legalizing certain acts of said incorporation extending the incorporation limits of said town.

Substitute for House File No. 261, a bill for an act to legalize the acts of the township trustees of Spaulding township, Union county, Iowa.

Also, Concurrent Resolution fixing the 23d day of March, 1880, as the time for final adjournment of the Eighteenth General Assembly.

Also, substitute for Senate File No. 244, a bill for an act to legalize the proceedings of the town council of the town of Corning, Adams county, Iowa, held on the 5th day of February, 1878, vacating a certain alley in said town.

Substitute for Senate File No. 146, a bill for an act to legalize the action of boards of directors of district townships in holding meetings outside of the limits of their respective district townships.

Senate File No. 179, a bill for an act to legalize the incorporation of the town of Anita, Cass county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

Substitute for Senate File No. 120, a bill for an act requiring boards of supervisors in certain cases to pay to cities of the first class a portion of the county bridge fund.

W. V. LUCAS, *Chief Clerk.*

BILL ON SECOND READING.

Substitute for Senate Files Nos. 65, 66 and 52, a bill for an act to provide for the stereotyping, publishing and sale of the Supreme Court reports, and to repeal sections 155, 156, 157 and 160, chapter 4, title 3 of the Code, and to fix the salary of the Supreme Court Reporter, with report of committee recommending that the House amendments be not concurred in, was taken up and considered.

On the question of the adoption of the report of the committee the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—43.

The nays were—None.

Absent or not voting:

Senators Chase, Dasbiell, Ham, Hanna, Hartshorn, Henderson, and Russell of Jones—7.

So the House amendments were not concurred in.

REPORTS OF COMMITTEES.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for Senate Files Nos. 65, 66 and 52, a bill for an act to provide for the stereotyping, publishing and sale of the Supreme Court reports, and to repeal sections 155, 156, 157 and 160, chapter 4, title 3 of the Code, and to fix the salary of the Supreme Court Reporter, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the Senate do not concur in the House amendments.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House File No. 106, a bill for an act to define and punish frauds upon hotel, inn, boarding and eating-house keepers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House File No. 291, a bill for an act to authorize railroad companies organized in other States to extend their railroads in this State, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 125, a bill for an act to legalize the acts of Edward M. Doe as notary public in and for Johnson county, Iowa, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 236, a bill for an act legalizing certain transfers made by the Sioux City & St. Paul Railroad Company, and the Worthington & Sioux Falls Railroad Company of Iowa, to the St. Paul & Sioux City Railroad Company, beg leave to report that they

have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, for the reason that the committee has reported another bill on the same subject.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 184, a bill for an act to repeal section 93 of the Code of 1873, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and a majority of said committee have instructed me to report the same back to the Senate with the recommendation that it be amended by adding to the end of section 1 the following: "*Provided*, That no lands now in suit shall be included in such lists until said suits are determined and such lands adjudged to be the property of the company," and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 258, a bill for an act to repeal section 3018, chapter 1, title 18 of the Code of Iowa, and enact a substitute therefor, in relation to attachment and garnishment, beg leave to report that they have had the same under consideration and a majority of said committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House File No. 83, a bill for an act amending section 2950 of the Code, in relation to changes of venue in civil cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the word "or," in the 8th line of section 1, and inserting in lieu thereof the word "and," and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary to whom was referred House File No. 466, a bill for an act legalizing certain transfers made by the Sioux City & St. Paul Railroad Company, and the Worthington & Sioux Falls Railroad Company of Iowa, to the St. Paul & Sioux City Railroad Company, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

JNO. S. WOOLSON, *Chairman*.

Ordered passed on file.

Senator Foster, from the Committee on Municipal Corporations, submitted the following report:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred substitute for House File No. 43, a bill for an

act to amend chapter 6 of the laws of the Sixteenth General Assembly, and provide for one or more assessors, not to exceed three, in incorporated cities having ten thousand inhabitants or over, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred House File No. 423, a bill for an act authorizing the construction of sewers for State buildings through streets and alleys of incorporated cities, or cities under special charter, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the bill do pass.

N. A. FOSTER, *Chairman.*

Ordered passed on file.

Senator Garber, from the Committee on Roads and Highways, submitted the following report:

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

M. GARBER, *Chairman.*

Ordered passed on file.

BILLS ON THIRD READING.

Substitute for Senate Files Nos. 11, 13, and 170, a bill for an act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122 of the laws of the Seventeenth General Assembly, and enacting substitutes therefor, relating to the salaries of clerk of district and circuit courts, county treasurer and county auditor, and defining certain of their duties, was taken up.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Young—39.

The nays were:

Senators Haines, Mitchell, and Wright—3.

Absent or not voting:

Senators Greenlee, Hanna, Henderson, Lewellen, Nichols of Benton, Patterson, Russell of Greene, and Shelley—8.

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

Senate File No. 142, reported back without recommendation, was taken up, considered, and passed on file.

BILLS ON SECOND READING.

Substitute for Senate Files Nos. 180, 136 and 31, a bill for an act to amend sections 894 and 895 of the Code, in relation to giving notice before tax deeds shall be made, pending at the hour of adjournment, was taken up and considered.

The question being on the adoption of the amendment offered by Senator Woolson to the 19th line.

The motion prevailed.

The question recurring on the motion of Senator Woolson to amend lines 21 and 22, the motion prevailed.

On motion of Senator Larrabee the words, "and then file in the office of county treasurer, who shall make a proper record of the same," were inserted after the word "office," in line 38, section 1.

On motion of Senator Hartshorn the word "provided" was stricken from line 3, section 2, and the word "when" was inserted instead.

On motion of Senator Gillett the words "or assigns" were inserted after the word "purchaser" in line 7, section 2.

Senator Larrabee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Kimball moved that the bill be passed on file.

The motion was lost.

The question recurring on the motion of Senator Larrabee that the rule be suspended, the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

Senator Haines was excused from voting.

On the question shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Garber, Gillett, Goodykoontz, Greenlee, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, Wall, Webb, Woolson, and Wright—35.

The nays were:

Senators Chase, Dashiell, Foster, Gaylord, Ham, Johnson of Winnesiek, Keller, Russell of Greene, Shrader, Wilson, and Young—11.

Absent or not voting:

Senators Haines, Hanna, Henderson, and Nichols of Benton—4.

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

SPECIAL ORDER.

The special order, it being House Joint Resolution proposing to amend the Constitution, prohibiting the manufacture and sale of intoxicating liquors, was taken up and its consideration resumed.

Senator Chase moved that when the Senate adjourn it be to meet at 2 o'clock this afternoon.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 53, An act to protect the dairy interests, and for the punishment of fraud connected therewith.

Senate File No. 230, An act to legalize the levy of certain taxes of the city of Oskaloosa, Iowa.

Senate File No. 57, An act to legalize the acts of Chris. H. Logan, Recorder of Lyon county, Iowa, done and performed by J. K. P. Thompson, whether as attorney in fact or deputy.

Joint Resolution agreeing to, ratifying and confirming an amendment to section 4, article 3 of the Constitution of the State of Iowa, relating to the legislative department.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

At 12 o'clock M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

The Senate met pursuant to adjournment, President Campbell in the chair.

UNFINISHED BUSINESS.

The question being on the engrossment of the Joint Resolution under consideration at the hour of adjournment, the discussion was resumed.

Senator Hemenway moved the following as a substitute for section 26:

SEC. 26. No person shall manufacture for sale, or sell or keep for sale as a beverage, or to be used for such purpose, any intoxicating liquor whatever. The General Assembly shall by law prescribe regulations for the enforcement of the prohibitions herein contained, and shall thereby provide suitable penalties for the violations of the provisions hereof.

Senator Merrell moved to amend the substitute by adding thereto the following:

"*Provided, however,* That nothing in this section shall be so construed as to forbid the manufacture and sale of beer, cider from apples, or wine from grapes, currants or other fruits grown in this State."

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 161, An act granting to street railway companies organized under the laws of this State the right of way over certain public highways.

Substitute for House Files Nos. 124, 131 and 170, An act to repeal section 12, chapter 2, title 1 of the Code, in relation to compensation and mileage of members of the General Assembly, and compensation of officers and employes of the same, and enact a substitute therefor.

House File No. 489, An act to provide for the payment of the expenses of the committees appointed to visit the State institutions, and for the payment of clerks of committees and witnesses subpoenaed before committee of the Hospital for the Insane at Mt. Pleasant.

Senate File No. 53, An act to protect the dairy interests, and for punishment of fraud connected therewith.

Senate File No. 230, An act to legalize the levy of certain taxes of the city of Oskaloosa, Iowa.

Senate File No. 57, An act to legalize the acts of Chris. H. Logan, recorder of Lyon county, Iowa, done and performed by J. K. P. Thompson, whether under the style of attorney in fact of said recorder or as deputy recorder of said county.

Joint Resolution agreeing to, ratify and confirming an amendment to section 4, of article 3, of the constitution of the State of Iowa, relating to the legislative department.

W. V. LUCAS, *Clerk.*

Ordered passed on file.

Senator Ham raised the point of order that the matter of the substitute for section 26, under consideration, had been once disagreed to and could not be again considered by the Senate.

The chair was of opinion that the matter of the substitute was unlike that which had been before considered, and the point of order was not sustained.

On motion of Senator Chase the Senate, at 4:50 o'clock P. M., adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, March 12, 1880. }

Senate met pursuant to adjournment, President Campbell in the chair.

Prayer by the Rev. Mr. Thompson.

Journal of yesterday read and approved.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Senate File No. 53, An act to protect the dairy interests, and for punishment of fraud connected therewith.

Also, Senate File No. 230, An act to legalize the levy of certain taxes of the city of Oskaloosa, Iowa.

Also, Senate File No. 57, An act to legalize the acts of Chris. H. Logan, recorder of Lyon county, Iowa, done and performed by J. K. P. Thompson, whether under the style of attorney in fact, or deputy.

Also, Joint Resolution agreeing to, ratifying and confirming an amendment to section 4, article 3, of the constitution of the State of Iowa, relating to the legislative department.

H. C. TRAVERSE, *Chairman*.

REPORTS OF COMMITTEES.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred House File No. 181, a bill for an act repealing section 1, chapter 133, acts of the Seventeenth General Assembly, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JOHN MEYER, *Chairman*.

Ordered passed on file.

Senator Russell of Jones, from the Committee on Agricultural College, submitted the following report:

MR. PRESIDENT—Your Committee on Agricultural College, to whom was referred Senate File No. 114, a bill for an act to amend section 1610, chapter 3, title 12 of the Code, relating to the publication of the Agricultural College reports, beg leave to report that they have had the same under consideration and have instructed me to report the

same back to the Senate with the recommendation that it be indefinitely postponed. The committee have also instructed me to report the accompanying bill, entitled "A bill for an act to create a department of entomology in the Agricultural College, and to provide for the publication and distribution of the report of the directors thereof," and recommend its passage.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agricultural College, to whom was referred Senate File No. 9, a bill for an act to provide for a State entomologist, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

JOHN RUSSELL, *Chairman*.

Ordered passed on file.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred Senate File No. 198, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the substitute herewith reported be adopted, and when adopted that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred Senate File No. 204, a bill for an act making appropriations for the Asylum for Feeble-Minded Children, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

ARNOLD, *Chairman*.

House File No. 30 was taken up and recommitted to the Committee on Schools.

Senate File No. 197 was taken up and recommitted to the Committee on Commerce.

INTRODUCTION OF BILLS.

By the Committee on Retrenchment, Senate File No. 276, a bill for an act amendatory to chapter 84, laws of the Seventeenth General Assembly, relating to the support required by counties for support of the insane.

Read a first and second time and passed on file.

By the Committee on Retrenchment, Senate File No. 277, a bill for an act amending section 1630 of the Code, relating to support of soldiers' orphans.

Read a first and second time and passed on file.

By the Committee on Retrenchment, Senate File No. 278, a bill for an act amendatory to chapter 98, laws of the Seventeenth General Assembly, relating to the support of the institution for the education of the deaf and dumb.

Read a first and second time and passed on file.

By the Committee on Retrenchment, Senate File No. 279, a bill for an act to amend chapter 72, laws of the Seventeenth General Assembly, relating to the support of the blind.

Read a first and second time and passed on file.

By the Committee on Agricultural College, Senate File No. 280, a bill for an act to create a department of entomology in the Agricultural College, and to provide for the publication and distribution of the reports of the director thereof.

Read a first and second time and passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

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

House File No. 426, a bill for an act to amend chapter 110, section 5, acts of the Thirteenth General Assembly.

House File No. 431, a bill for an act to repeal section 1485 of the Code of 1873, and enact a substitute in lieu thereof, an act providing for the taxation of dogs and the protection of domestic animals.

House File No. 348, a bill for an act to amend sections 6 and 8, chapter 77, of the laws of the Seventeenth General Assembly, in relation to the compensation of the railroad commissioners and their secretary, and provide for the manner of collecting the fund for the same.

Have also passed without amendment Senate File No. 121, a bill for an act to amend section 1, chapter 80, acts of the Sixteenth General Assembly, in relation to the powers and duties of boards of supervisors.

Substitute for Senate File No. 272, a bill for an act to legalize the incorporation of the Keokuk Water-works, of Keokuk, Iowa.

Joint Resolution relative to the selection of the Girls' Reform School.

W. V. LUCAS, *Clerk.*

Ordered passed on file.

Also:

MR. PRESIDENT—I am directed by the House of Representatives to recall from your honorable body—

Substitute for Senate Files Nos. 2 and 36, a bill for an act to repeal section 866 of the Code and to enact a substitute therefor.

BEN. VAN STIENBURG, *First Ass't Clerk.*

SPECIAL ORDER.

The hour for consideration of the special order pending at the time of adjournment, and the question being on the amendment offered by Senator Merrell to the substitute offered by Senator Hemenway, the discussion was resumed.

The question being on the amendment by Senator Merrell, the yeas and nays were demanded.

The yeas were:

Senators Foster, Garber, Ham, Harned, Hebard, Henderson, Kimball, Larrabee, Merrell, Mitchell, Nichols of Benton, Nielander, Patterson, Russell of Greene, Shelley, Shrader, and Wright—16.

The nays were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Lawrence, Lewellen, Madson, Meyer, Nichols of Guthrie, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Young—33.

Absent or not voting:

Senator Hanna—1.

So the amendment was lost.

Senator Kimball moved to amend the substitute for section 26 by inserting after the word "whatever" the words "including ale, wine and beer."

On the question the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lewellen, Meyer, Nichols of Guthrie, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Young—27.

The nays were:

Senators Chase, Clark, Foster, Garber, Ham, Harned, Hartshorn, Hebard, Hedges, Henderson, Keller, Madson, Merrell, Mitchell, Nichols of Benton, Nielander, Patterson, Russell of Greene, Shelley, Shrader, and Wright—21.

Absent or not voting:

Senators Hanna, and Lawrence—2.

So the amendment prevailed.

On motion of Senator Woolson the words "for such purpose" were stricken from the substitute.

The question recurring on the adoption of the substitute, as amended, the motion prevailed.

On motion of Senator Foster the Senate, at 11:55 o'clock A. M., adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

Senate met pursuant to adjournment, and was called to order by President Campbell.

SPECIAL COMMITTEE.

The President announced the appointment of the following committee to visit Mitchellville Seminary and the Girls' Reform School, to examine as to locations: Senators Boling and Tirrill.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 19, An act extending the right to hold the office of county recorder to women.

House File No. 119, An act to amend section 2094 of title 14, chapter 3 of the Code, relating to holidays.

House File No. 171, An act in relation to highway taxes.

House File No. 158, An act to legalize the acts and incorporation of the Farmers' Mutual Aid Company of Tama county, Iowa.

House File No. 155, An act to legalize the sale of certain school lands by the auditor of Tama county, Iowa.

House File No. 428, An act to legalize the incorporation of the town of Odebolt, in Sac county, Iowa.

Also:

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

Substitute for House File No. 227, a bill for an act making appropriations for the Iowa Agricultural College.

Substitute for House File No. 397, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant.

Substitute for House File No. 461, a bill for an act providing for an appropriation for the State Fish Hatchery at Anamosa.

Substitute for House File No. 451, a bill for an act making appropriation for the maintenance of the Normal School at Cedar Falls.

Substitute for House File No. 436, a bill for an act making further appropriations for the College for the Blind.

House File No. 549, a bill for an act to legalize the acts of the town council of the incorporated town of West Mitchell, in the county of Mitchell, and State of Iowa.

Also, has passed without amendment Senate File No. 91, a bill for an act repealing chapter 101, laws of the Sixteenth General Assembly, and chapter 124, laws of the Seventeenth General Assembly, and enacting a substitute therefor, relating to barbed wire fences.

W. V. LUCAS, *Chief Clerk.*

UNFINISHED BUSINESS.

The question being on the engrossment of the Joint Resolution under consideration at the hour of adjournment—

Senator Woolson moved that the rule be suspended, and the Joint Resolution be considered engrossed, and read a third time now, which motion prevailed, and the Joint Resolution was read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Harmon, Hartshorn, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lawrence, Lewellen, Meyer, Nichols of Guthrie, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—30.

The nays were:

Senators Foster, Garber, Haines, Ham, Harned, Hebard, Hedges, Henderson, Keller, Larrabee, Madson, Merrell, Mitchell, Nichols of Benton, Nielander, Patterson, Russell of Greene, Shelley, and Shrader—19.

Absent or not voting:

Senator Hanna—1.

So the Joint Resolution passed, and the title was agreed to.

PROTEST.

Senator Wright, by unanimous consent, was permitted to accompany his vote upon the Joint Resolution proposing to amend the Constitution, prohibiting the manufacture and sale of intoxicating liquors, with the following protest, and that it become of record:

SENATE CHAMBER,
DES MOINES, IOWA, March 12, 1880. }

Reserving to myself the right to vote against this proposed constitutional amendment as a member of the next General Assembly, should I return thereto, and be so inclined, as well as to vote against it at the polls, if I so elect, and for the purpose of allowing the people of this State to vote on said proposed amendment, I vote aye.

GEO. F. WRIGHT,

Senator 19th Senatorial District of Iowa.

Also:

Senator Lawrence, by unanimous consent, was permitted to accompany his vote upon the Joint Resolution proposing to amend the Con-

stitution, prohibiting the manufacture and sale of intoxicating liquors, with the following protest, and that it become of record:

SENATE CHAMBER,
DES MOINES, IOWA, March 12, 1880. }

Referring to the proposed amendment to the Constitution, intended to prohibit the sale of all intoxicating liquors, I have doubts as to the propriety of the Republican party submitting the question in what is termed "a non-partisan manner."

First, because the question cannot be regarded by a portion of the party other than a party measure, for the reason that the Democratic party do not propose to unite with Republicans and treat the question as a popular question in which party lines are not to be drawn.

Second, if the question is submitted, one portion of the party is arrayed against the other, or rather the extremists on either side of the question will of necessity become antagonistic, while the medium or conservative portion of the party cannot harmonize the two elements, as they have been able to in the past when this question was not made a direct issue.

I also believe that the friends of temperance have made a mistake in forcing the issue upon the party, as no good results can follow. My reasons for believing this are twofold:

1. If the amendment is carried, those who believe there should be no extreme legislation on the subject will unite with a political party opposed to such legislation.

2. Should a majority of the people of the State vote against the proposed amendment, a demand for a change of our present law would be made.

Hence, sooner or later, it must follow that the prohibitory law will be repealed. I was a delegate in the Republican Convention which adopted the plank in its platform, proposing to submit to the people this amendment to the Constitution, and as a member of the party I feel bound to carry out the promise of the party. Party promises, like those of individuals, should be sacredly kept. Hence I have but one duty, and that is to aid that party in the fulfillment of its promises, which can only be done by agreeing or consenting to the submission of the proposed amendment.

The fault, if one exists, is not mine, and by voting for the resolution under consideration I do it without binding myself to any future line of conduct. With this protest, I vote aye on the proposition to submit the question, in order that we may, if possible, remove the question from politics.

A. H. LAWRENCE.

BILLS ON SECOND READING.

Senator Haines moved to suspend the rule and that Senate File No. 142 be taken up and considered.

On the question the yeas and nays were demanded.

The yeas were:

Senators Ford, Foster, Garber, Gaylord, Gillett, Greenlee, Haines, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Larrabee, Lawrence, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Wilson, and Young—28.

The nays were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Goodykoontz, Ham, Harmon, Harned, Hebard, Johnson of Winneshiek, Kimball, Lewellen, Merrell, Mitchell, Russell of Jones, Traverse, Wall, Webb, Woolson, and Wright—21.

Absent or not voting:

Senator Hanna—1.

So the motion was lost.

Senator Prizer was excused until Monday next.

HOUSE MESSAGES.

House File No. 436 was taken up.

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

House File No. 549, a bill for an act to legalize the acts of the town council of the incorporated town of West Mitchell, in the county of Mitchell, and State of Iowa, was taken up and read a first and second time.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—46.

The nays were—None.

Absent or not voting:

Senators Hanna, Hebard, Wright, and Young—4.

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

House File No. 336, a bill for an act to authorize boards of supervisors to compromise judgments against county treasurers and their sureties, in certain cases, with report of committee recommending amendments and that it do pass, was taken up, considered, and the amendment was adopted.

Senator Russell of Greene moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshie, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Young—42.

The nays were:

Senator Nichols of Guthrie—1.

Absent or not voting:

Senators Gaylord, Hanna, Harned, Hedges, Merrell, Woolson, and Wright—7.

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

House File No. 451 was taken up.

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

House File No. 461 was taken up.

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

House File No. 397 was taken up.

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

Substitute for House File No. 227 was taken up.

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

House File No. 431 was taken up.

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

House File No. 426 was taken up.

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

House File No. 340 was taken up.

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

House File No. 16 was taken up.

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

House File No. 209 was taken up.

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

House File No. 446 was taken up.

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

House File No. 508 was taken up.

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

House File No. 522 was taken up.

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

House File No. 497 was taken up.

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

House File No. 392 was taken up.

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

House File No. 415 was taken up.

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

House File No. 542 was taken up.

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

Substitute for House File No. 261 was taken up.

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

BILLS ON SECOND READING.

House Concurrent Resolution relative to adjournment *sine die* was taken up.

Senator Hartshorn moved to strike from the resolution the figures "23" and insert instead the figures "26th."

Senator Woolson moved to refer the resolution to the Committee on Ways and Means.

The motion prevailed.

Senator Hedges was excused until Monday morning.

Senate File No. 269, a bill for an act providing for the payment of certain companies of the State militia for services rendered in preventing anticipated riots in the year 1877, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larabee, Lawrence, Lewellen, Madson, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—40.

The nays were—None.

Absent or not voting:

Senators Gaylord, Gillett, Haines, Hanna, Hedges, Hemenway, Kimball, Meyer, Shelley, and Wall—10.

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

House File No. 423, a bill for an act authorizing the construction of sewers for State buildings through streets and alleys of incorporated cities or cities acting under special charter, with report of committee recommending it do pass, was taken up and considered.

Senator Foster moved that the rule be suspended, and the bill be

considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Foster, Garber, Gillett, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—40.

The nays were—None.

Absent or not voting:

Senators Chase, Ford, Gaylord, Goodykoontz, Ham, Hanna, Hedges, Kimball, Shelley, and Wall—10.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House insists on its amendment to substitute for Senate Files Nos. 65, 66 and 52, a bill for an act to provide for the stereotyping, publishing and sale of the Supreme Court reports, and has appointed Messrs. Knight, Hutchison of Wapello, and Muncey a Committee of Conference on part of the House.

BEN. VAN STEINBURG, *First Ass't Clerk*.

Senator Woolson moved that a Committee of Conference be appointed for the consideration of substitute for Senate Files Nos. 65, 66 and 52.

The motion prevailed.

The President appointed Senators Woolson, Wright, and Keller such committee.

BILLS ON SECOND READING.

Senate File No. 142, a bill for an act to repeal section 1555 of the Code and enact a substitute therefor, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Dashiell, Ford, Gillett, Greenlee, Haines, Johnson of Mahaska, Keller, Kimball, Lewellen, Meyer, Tirrill, Wilson, and Woolson—14.

The nays were:

Senators Boling, Chase, Clark, Foster, Garber, Gaylord, Goodykoontz, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Winneshiek, Larrabee, Lawrence, Madson, Merrell, Mitch-

ell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Traverse, Wall, Webb, Wright, and Young—33.

Absent or not voting:

Senators Hanna, Hedges, and Russell of Jones—3.

So the bill, not having received a constitutional majority, failed to pass the Senate.

Senate File No. 5, a bill for an act to amend section 1114, chapter 3, title 9 of the Code, in relation to the sale of intoxicating liquors, or gambling, on the grounds of the State Agricultural Society, with report of committee recommending a substitute, and that it do pass, was taken up and considered, and the substitute was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Hartshorn, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Shrader, Tirrill, Traverse, Wall, Wilson, Woolson, Wright and Young—35.

The nays were:

Senators Foster, Garber, Ham, Harned, Henderson, Merrell, and Nielander—7.

Absent or not voting:

Senators Clark, Hanna, Hebard, Hedges, Mitchell, Russell of Jones, Shelley, and Webb—8.

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

House Joint Resolution relative to the pardon of William Riley, with report of committee recommending it do pass, was taken up and considered.

Senator Larrabee moved to strike from the resolution the word "requested."

The motion prevailed.

Senator Chase moved to strike out all of the second whereas.

The motion was lost.

Senator Larrabee moved to strike from the resolution the word "recommended" and insert instead the word "permitted."

The motion was lost.

Senator Wright moved that the rule be suspended, and the Joint Resolution be considered engrossed, and read a third time now, which motion prevailed, and the Joint Resolution was read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Madson, Merrell, Mitchell, Nichols

of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shrader, Traverse, Wall, Webb, Wilson, and Wright—38.

The nays were:

Senators Chase, Haines, Johnson of Mahaska, Larrabee, Meyer, Tirrill, and Woolson—7.

Absent or not voting:

Senators Hanna, Hedges, Russell of Jones, Shelley, and Young—5.

So the Joint Resolution passed, and the title was agreed to.

REPORTS OF COMMITTEES.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 25, a bill for an act to repeal section 3818 of the Code, and re-enact a bill to regulate the payment out of the public funds of witnesses for the defense in criminal prosecutions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 159, a bill for an act to amend section 12, chapter 2, title 1 of the Code, relating to mileage of members of the General Assembly and pay of employes, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, for the reason that another bill has passed the Senate regulating the same matters.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 192, a bill for an act to fix the compensation for publishing the delinquent tax list, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 263, a bill for an act to amend section 3814 of the Code, in relation to fees of witnesses, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Judiciary.

D. D. CHASE, *Chairman*.

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 6, a bill for an act relating to conveyances of real es-

tate by foreign executors and trustees, and to amend section 2352 of the Code, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that the accompanying substitute be adopted, and that it do pass.

JNO. S. WOOLSON, *Chairman*.

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was recommended Senate File No. 139, a bill for an act providing for the publication of the school laws, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be passed as amended by the Senate, and that it be printed.

JOHN MEYER, *Chairman*.

Ordered passed on file.

Senators Ford and Nichols were excused until Monday next, and Senators Russell of Green and Gillett until Tuesday next.

On motion of Senator Lawrence the Senate, at 5 o'clock P. M., adjourned.

SENATE CHAMBER.)
DES MOINES, IOWA, March 13, 1880.)

Senate met pursuant to adjournment, and was called to order by the President.

Prayer by Rev. Mr. Telleen.

Journal of yesterday read and approved.

INTRODUCTION OF BILL.

By the Committee on Railways, Senate File No. 281, a bill for an act to amend section 2, chapter 123 of the acts of the Sixteenth General Assembly, relative to the time for publishing notice of election for voting aid to railroads.

Read a first and second time and passed on file.

COMMUNICATION FROM THE GOVERNOR.

The President submitted the following communication from the Governor, which was passed on file.

STATE OF IOWA,)
EXECUTIVE DEPARTMENT.)
DES MOINES, March 13, 1880.)

Gentlemen of the Senate and House of Representatives: The Congress of the United States, in 1864, granted to the State of Iowa,

"for the use and benefit of the McGregor Western Railroad Company," certain lands for a line of railway to be constructed from McGregor westward on or near the forty-third parallel of latitude. The grant was accepted by the State in due time. The beneficiary company, however, failed to comply with the requirements of the Congressional act, and the State, in 1868, resumed the grant, and reconveyed it to the McGregor & Sioux City Railway Company, which company constructed the proposed road to Algona, in Kossuth county, in 1871, on or near the forty-third parallel.

But, the road not being completed, the State, in 1878, again resumed the grant, and by the same act granted the lands to the Chicago, Milwaukee & St. Paul Railway Company on the condition that such company should construct the line from Algona by way of Emmetsburg, in Palo Alto county, to Spencer, in Clay county, by January 1, 1879, and the further condition that the line should be completed on the nearest practicable route, by January 1, 1880, to a point of intersection with the Sioux City & St. Paul Railroad, within half a mile of Sheldon, in O'Brien county. The act of 1878 further required the Chicago, Milwaukee & St. Paul Railway to give a penal bond in the sum of two hundred thousand dollars as liquidated damages for the faithful execution by the company of the contract. All of these requirements were complied with by the company, and the line has been completed as provided in the act granting the lands to the Chicago, Milwaukee & St. Paul Railway Company. This act compelled the company to build to certain points, which has caused somewhat of a divergence of the line of the road from that originally selected by the McGregor Western Company, from half a mile to five miles between Algona and Sheldon.

I am credibly informed that the honorable Secretary of the Interior objects to certify the lands to the State on the ground that the road has not been constructed exactly on the line originally surveyed by the McGregor Western Company.

There are about 183,000 acres of choice farming lands in the grant, all of which would be put upon the market, and the relatively low price at which they could be bought would stimulate immigration to that portion of the State.

Inasmuch as the road has been built, in all particulars, as required by the act of the Seventeenth General Assembly, it would seem to be proper for the General Assembly to instruct our Senators and request our Representatives in Congress to procure such legislation as may be necessary to vest the title to these lands in the State, in order that they may be placed upon the tax-books for taxation, thus giving the counties in which the lands are located, and the State, the benefit of the taxes which would be levied upon them.

JNO H. GEAR.

REPORTS OF COMMITTEES.

Senator Patterson, from the Committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 531, a bill for an act to prevent fraud in the sale of lard in certain cases, beg leave to report that they have had

the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 488, a bill for an act to amend sections 1464, 1466, 1468, 1471 and 1472, chapter 3, title 17 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the bill be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 250, a bill for an act for the protection of stock breeders and to make the price of the service of the stallion a lien upon the foal, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the bill be indefinitely postponed.

JOHN PATTERSON, *Chairman*.

Ordered passed on file.

Senator Nichols of Guthrie, from the Committee on County and and Township Organization, submitted the following report:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred Senate File No. 242, a bill for an act to amend section 678, chapter 5, title 5, and section 970, of chapter 2, title 7 of the Code, relating to bonds of township clerks, beg leave to report that they have had the same under consideration, and have adopted the accompanying substitute, and have instructed me to report the same back to the Senate with the recommendation that it be adopted and do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred House File No. 415, a bill for an act to repeal section 1798 of the Code, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

S. D. NICHOLS, *Chairman*.

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred House File No. 403, a bill for an act to compel children to attend school in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JOHN MEYER, *Chairman*.

Ordered passed on file.

Senator Foster, from the Committee on Municipal Corporations, submitted the following report:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred House File No. 373, a bill for an act to amend section 421, chapter 10, title 4 of the Code of 1873, relative to incorporated towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

FOSTER, *Chairman.*

Ordered passed on file.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 189, a bill for an act to amend sections 3812 and 3818, of chapter 3, title 23 of the Code, relative to jurors' fees and fees of witnesses in criminal cases, beg leave to report that they have had the same under consideration and have instructed me to report a substitute back to the Senate with the recommendation that the substitute do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 108, a bill for an act relative to public printing in counties, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the word "shall," in the 41st line of section 4, and inserting the word "may" in lieu thereof; and by inserting at the end of the 5th line of section 4 the words, "provided that said public printing shall be published only in papers of general circulation," and that when so amended the bill be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 102, a bill for an act to amend section 3806, chapter 2, of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 98, a bill for an act limiting the amount on which appeals may be taken on trials before justices of the peace to the Circuit Court in civil cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the word "seventy," in section 1, and inserting in lieu thereof the word "twenty," and also by striking out all of sections 2, 3, 4 and 5, and that when so amended it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 222, a bill for an act to consolidate the office of the Register of the State Land Office with that of the Secretary of State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the figures "1881," in line 2 of section 1, in line 2 of section 2, and in line 3 of section 5, be stricken out and the figures "1883" be inserted in each section mentioned in lieu thereof; also, strike out the word "present," in line 7, and that when so amended that it do pass.

D. D. CHASE, *Chairman.*

Ordered passed on file.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House Files Nos. 313 and 316, a bill for an act to amend sections 4248 and 4273 of the Code, and to repeal sections 4289 and 4293 of the Code, and enact substitutes therefor, in relation to evidence before grand juries, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 196, a bill for an act to amend section 3894 of the Code, to punish offenses for breaking and entering buildings with intent to commit public offense, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking the word "public," after the word "any," out of line 5, and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 369, a bill for an act to authorize cities and towns organized under special charters to refund outstanding indebtedness, and to provide for the payment thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying substitute be adopted, and that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 273, a bill for an act to repeal section 240, chapter 10, title 3 of the Code, and chapter 184 of the acts of the Seventeenth General Assembly, amendatory thereto, relating to the selection of jurors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 522, a bill for an act to legalize the organization and acts of the Knotts Mexican Silver Mining Company, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 508, a bill for an act to legalize the annexation of territory to the City of Cedar Rapids, Linn county, Iowa, under the provisions of chapter 51, title 9 of the Revision of 1860, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 329, a bill for an act to legalize the incorporation of the town of Union, Hardin county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 464, a bill for an act to legalize the incorporation of the Star Coal Company, in Linn county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 526, a bill for an act to legalize the acts of the council and officers of the city of Winterset, in ordering, constructing and providing for the collection of a special tax for certain street improvements, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

GEO. F. WRIGHT, *Chairman pro tem.*

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

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

House File No. 255, a bill for an act to repeal section 1455, chapter 3, title 11 of the Code of 1873, relating to assessment of damages by township trustees, and appeals therefrom, and to enact a substitute therefor.

House File No. 273, a bill for an act to provide for the enforcement of the payment of road poll-tax in cities organized and existing under special charters.

House File No. 468, a bill for an act to confer the duties of township officers upon the officers of cities and incorporated towns in certain cases.

Substitute for House Files Nos. 128, 144, 331 and 36, a bill for an act to amend sections 3755, 3756, 3757, 3758, 3760 and 3763, chapter 1, title 23 of the Code, in relation to compensation of certain public officers.

House File No. 122, a bill for an act to repeal sections 3786, 3815 and 3816, chapters 2 and 3, title 23 of the Code, relating to unclaimed fees in the hands of the clerks of the courts and justices of the peace, and enact substitutes therefor, and provide the time and mode of paying fines, forfeitures and penalties into the city treasury.

Have also concurred in Senate amendment to—

House File No. 336, a bill for an act to authorize boards of supervisors to compromise judgments against county treasurers and their sureties in certain cases.

W. V. LUCAS, *Chief Clerk.*

SPECIAL ORDER.

Senator Harmon moved that all Joint Resolutions proposing amendments to the Constitution be made a special order for next Wednesday at 10 o'clock A. M.

Senator Haines moved to amend the motion by striking therefrom the words "Wednesday next" and inserting instead the words "April first."

The motion did not prevail.

The question recurring on the motion of Senator Harmon the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Foster, Garber, Gillett, Goodykoontz, Greenlee, Harmon, Harned, Hartshorn, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Guthrie, Patterson, Shelley, Tirrill, Wall, Webb, Wilson, Woolson, Wright and Young—32.

The nays were:

Senators Chase, Gaylord, Haines, Ham, Hebard, Henderson, Niellander, and Traverser—8.

Absent or not voting:

Senators Ford, Hanna, Hedges, Merrell, Mitchell, Nichols of Benton, Prizer, Russell of Greene, Russell of Jones, and Shrader—10.

So the motion prevailed.

BILLS ON SECOND READING.

Senate File No. 6, a bill for an act relating to conveyances of real estate by foreign executors and trustees, and to amend section 2352 of the Code of Iowa, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartsborn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winnebiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madison, Merrell, Meyer, Nichols of Guthrie, Nielander, Patterson, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, and Wilson—38.

The nays were:

Senators Woolson, Wright, and Young—3.

Absent or not voting:

Senators Dashiell, Ford, Hanna, Hedges, Mitchell, Nichols of Benton, Prizer, Russell of Greene, and Russell of Jones—9.

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

Senator Mitchell was excused until Tuesday next.

Senate File No. 56, a bill for an act to legalize the service of original notices by publication in cases where the petition has not been filed until after publication of the original notice, with report of committee recommending amendments and that it do pass, was taken up and considered.

Senator Lawrence offered a substitute for the bill, which was read, and the question being on its adoption the same was lost.

The question recurring on the adoption of the amendments recommended by the committee, the same were agreed to.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winnebiek, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Nichols of Guthrie, Patterson, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—36.

The nays were:

Senators Hartsborn, Keller, Madison, Meyer, and Nielander—5.

Absent or not voting:

Senators Ford, Foster, Hanna, Hedges, Mitchell, Nichols of Benton, Prizer, Russell of Greene, and Russell of Jones—9.

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

INTRODUCTION OF BILL.

Senator Arnold, by leave, introduced Senate File No. 282, a bill for an act to provide for the election of wardens of the penitentiaries, and fix the term of their office, amendatory of the Code, section 4746, chapter 40, acts of the Sixteenth General Assembly.

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

BILLS ON SECOND READING.

House File No. 526, a bill for an act to legalize the acts of the council and officers of the city of Winterset, in ordering, constructing and providing for the collection of a special tax for certain street improvements, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Guthrie, Nielander, Patterson, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—40.

The nays were:

Senator Harned—1.

Absent or not voting:

Senators Ford, Foster, Hanna, Hedges, Mitchell, Nichols of Benton, Prizer, Russell of Greene, and Russell of Jones—9.

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

House File No. 434, a bill for an act to legalize the publication of notice in relation to the pardon of William Riley, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Guthrie, Nielander, Patterson, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—41.

The nays were:

Senator Chase—1.

Absent or not voting:

Senators Ford, Hanna, Hedges, Mitchell, Nichols of Benton, Prizer, Russell of Greene, and Russell of Jones—8.

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

House File No. 107, a bill for an act to amend section 1822, chapter 9, title 12 of the Code, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Guthrie, Nielander, Patterson, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—41.

The nays were—None.

Absent or not voting:

Senators Ford, Haines, Hanna, Hedges, Merrell, Mitchell, Nichols of Benton, Prizer, Russell of Greene, and Russell of Jones—9.

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

Senate File No. 20, a bill for an act to amend section 4062 of the Code, and to prevent the spread of Canada thistles and other noxious weeds, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 227, a bill for an act to prevent dogs running at large on the premises of persons who are not their owners, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was not adopted.

On motion of Senator Chase the bill was passed on file.

Senate File No. 42, a bill for an act to exterminate noxious weeds, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 63, a bill for an act to facilitate farm drainage, additional to the Code, chapter 2, title 10, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

The bill was recommitted to the committee on Judiciary.

House File No. 110, a bill for an act requiring railroad companies and supervisors of roads and public highways to eradicate foul and noxious weeds from the lines of railroads and highways, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

The bill was lost on engrossment.

Senate File No. 175, a bill for an act to repeal section 902 of the Code of 1873, in relation to lands sold for taxes, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 264, a bill for an act to amend section 1, chapter 152 of the laws of the Sixteenth General Assembly, relative to Asylum for Feeble-Minded, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Foster, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Nichols of Guthrie, Nielander, Patterson, Shelley, Shrader, Tirrill, Woolson, and Wright—31.

The nays were:

Senators Clark, Johnson of Winneshiek, Meyer, Traverse, Wall, Webb, Wilson, and Young—7.

Absent or not voting:

Senators Ford, Garber, Greenlee, Hanna, Hedges, Johnson of Mahaska, Mitchell, Nichols of Benton, Prizer, Russell of Greene, and Russell of Jones—12.

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

House File No. 94, a bill for an act to repeal sections 3251 and 3252, chapter 2, title 20 of the Code, relating to pleading and practice in actions for the recovery of real property, and to enact substitutes therefor, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Foster the words "in the manner provided by sections 3609 and 3610 of the Code" were inserted after the word "township," in line 9.

Senator Wilson was excused until Wednesday next.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Guthrie, Nielander, Patterson, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, Wright, and Young—39.

The nays were—None.

Absent or not voting:

Senators Ford, Gillett, Hanna, Hedges, Johnson of Mahaska, Mitchell, Nichols of Benton, Prizer, Russell of Greene, Wilson, and Russell of Jones—11.

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

Senators Gaylord and Goodykoontz were excused until Wednesday next, 3 o'clock P. M.

Senator Nichols of Guthrie was excused until Thursday next, and Senators Shelley and Henderson until Tuesday next.

REPORT OF COMMITTEE.

By leave, Senator Boling, from the Committee on Penitentiary, submitted the following report:

MR. PRESIDENT—Your Committee on Penitentiaries, to whom was referred Senate File No. 282, a bill for an act to provide for the election of Wardens of the Penitentiaries, and fix their term of office, amendatory of the Code, section 4746, and chapter 40, acts of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

S. M. BOLING, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

On motion of Senator Hemenway the rule was suspended, and Senate File No. 282, a bill for an act to provide for the election of Wardens of the Penitentiaries, and to fix their terms of office, amendatory of the Code, section 4746, and chapter 40, acts of the Sixteenth General Assembly, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Guthrie, Nielander, Patterson, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, Wright, and Young—36.

The nays were:

Senators Chase, Clark, Johnson of Winneshiek, and Keller—4.

Absent or not voting:

Senators Ford, Gaylord, Hanna, Hedges, Mitchell, Nichols of Benton, Prizer, Russell of Greene, Russell of Jones, and Wilson—10.

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

Senate File No. 199, a bill for an act making appropriations for the school for teachers at Cedar Falls, for the regulation of the school and giving power to the board of directors, with report of committee recommending its reference to the Committee on Appropriations, was taken up, considered, and the report of the committee was adopted.

House File No. 45, a bill for an act to make the State Superintendent of Public Instruction *ex-officio* member of the board of directors of the State Normal School, with report of committee recommending indefinite postponement, a substitute, and that it do pass, was taken up, considered, and the substitute was adopted.

House File No. 221 a bill for an act to amend section 1260, chapter 4, title 10 of the Code, as amended by chapter 65 of the public acts of

the Fifteenth General Assembly, with report of committee recommending that it do pass, was taken up and considered, and on motion of Senator Young was indefinitely postponed.

Senate File No. 228 was taken up, considered, and passed on file.

Senator Larrabee moved that when the Senate adjourn it be to meet at 2 o'clock this p. m.

The motion was lost.

Senator Meyer moved that when the Senate adjourn it be to meet at 10 o'clock Monday next.

Senator Harmon moved to amend the amendment by striking therefrom the figures "10" and inserting "3."

The motion was lost.

Senator Gillett moved to insert the figure "2" in place of "10."

The motion was lost.

The question recurring on the motion of Senator Meyer the same prevailed.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

House File No. 538, a bill for an act making appropriations for the improvement of the penitentiary at Fort Madison.

Substitute for Senate File No. 340, a bill for an act to appropriate funds and to erect and furnish buildings for the Soldiers' Orphans' Home and Home for Indigent Children.

Substitute for House File No. 449, a bill for an act making appropriations for the additional penitentiary at Anamosa.

House File No. 467, a bill for an act to amend sections 159 and 1900 of the Code.

House File No. 212, a bill for an act making appropriations for the Boys' Reform School at Eldora.

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

Have also passed without amendment—

Senate File No. 247, a bill for an act to amend section 488 of the Code of 1873, in relation to the use of the highway tax of incorporated towns and cities in certain cases.

I herewith return—

Senate File No. 18, a bill for an act to repeal section 3074, chapter 2, title 18 of the Code, relating to exemptions, which has been indefinitely postponed.

W. V. LUCAS, *Chief Clerk.*

BILLS ON SECOND READING.

Senate File No. 267, a bill for an act to make the State Superintendent *ex officio* member of the board of trustees of the School for Teachers at Cedar Falls, for the regulation of said school, and giving

power to the board of trustees of said school, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Foster, Garber, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Nielander, Patterson, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, and Wright—32.

The nays were—None.

Absent or not voting:

Senators Ford, Gaylord, Gillett, Goodykoontz, Haines, Hanna, Hedges, Henderson, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Prizer, Russell of Greene, Russell of Jones, Shelley, Wilson and Young—18.

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

HOUSE MESSAGES.

House File No. 87 was taken up.

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

On motion of Senator Larrabee the hour for adjournment was postponed thirty minutes.

House File No. 538, was taken up.

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

House File No. 212 was taken up.

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

House File No. 340 was taken up.

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

House File No. 449 was taken up.

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

House File No. 467 was taken up.

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

BILLS ON SECOND READING.

Senate File No. 212, a bill for an act to amend section 8, chapter 77, acts of the Seventeenth General Assembly, in relation to the collection of the fund to pay the salaries and current expenses of the Railroad Commissioners, with report of committee recommending it do pass, was taken up and considered.

Senator Larrabee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Boling moved to add to section 1 the words: "and if said taxes are not paid as herein provided they shall be liable to the same penalties as other taxes."

Secretary McCargar was excused until Monday next at two o'clock P. M.

Senator Kimball moved to recommit the bill with instructions.

The motion was lost.

The question recurring on the amendment of Senator Boling the same was adopted.

The bill was ordered engrossed.

On motion of Senator Traverse, the Senate at 12:20 o'clock P. M. adjourned, to meet at 10 o'clock A. M. Monday next.

SENATE CHAMBER, }
DES MOINES, IOWA, March 15, 1880. }

The Senate met pursuant to adjournment and was called to order by President Campbell.

Prayer by Rev. Mr. Talbott.

The President announced there was not a quorum of the Senate present.

On motion of Senator Traverse a call of the Senate was ordered.

Senator Gillett was excused until Tuesday next.

Senator Madson was excused until Tuesday morning next.

Senator Keller was excused until this P. M.

There being a quorum of the Senate present, on motion of Senator Hartshorn, further proceedings under the call of the Senate were dispensed with.

Journal of Saturday read and approved.

INTRODUCTION OF BILLS.

By the Committee on Retrenchment, Senate File No. 283, a bill for an act to repeal section 1728 of the Code of 1873, and enact a substitute therefor, relating to text books.

Read a first and second time and passed on file.

By the Committee on Retrenchment, Senate File No. 285, a bill for an act amendatory to section 1366 of the Code, relating to salaries of superintendents of the hospitals for the insane.

Read a first and second time and passed on file.

By the Committee on Schools, Senate File No. 284, a bill for an act to repeal section 3792 of the Code and enact a substitute therefor, relating to fees of county recorder.

Read a first and second time and passed on file.

REPORT OF COMMITTEE OF CONFERENCE.

MR. PRESIDENT—Your Committee of Conference on the disagreement between the two houses on substitute for Senate Files Nos. 65, 66 and 52 beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

They recommend that action be taken thereon by adoption of this report and of the amendments herewith submitted, viz.:

1. Strike out the word "sixty," in line 1 of section 1 and insert the words "seventy-five."

2. Strike out the word "forty," in line 7 of section 1, and insert the word "twenty."

3. Insert after the words "such volume," in line 9 of section 1, the following: "The publisher shall furnish to the reporter, without delay, as soon as they shall be issued, two copies of the revised proof-sheets of the opinions, head notes, indexes and table of cases of each volume for correction and approval by the Judges of the Supreme Court, and shall cause such corrections to be made as shall be indicated thereon by said Judges."

4. That the House recede from its amendment striking out of section 1, line 11 and part of line 12, and inserting in lieu thereof the words of the amendment.

5. That line 11 and that part of line 12 of section 1 up to and including the word "reports" be stricken out, and the following inserted, viz.: "And the workmanship and quality of material shall in every particular be equal to the first issue of volume 40 of the Iowa Supreme Court reports."

6. That the House recede from its amendment to section 8.

7. That the Senate concur in the amendment by the House, striking out of line 5 of section 9 the words "two hundred."

8. Strike out of section 9 the words "January, 1881," where they occur in lines 2 and 4, and insert "July, 1880."

9. Strike out the word "monthly," in line 5 of section 9, and insert "quarterly, upon the certificate of the Judges of said court, that he has properly performed the duties of Reporter, as required by this act."

10. Add at end of section 11 the following, viz.: "Anything in section 33 of the Code to the contrary notwithstanding."

All of which is most respectfully submitted.

JNO. S. WOOLSON,

GEO. F. WRIGHT,

Committee on part of Senate.

J. G. HUTCHISON,

ISAAC MUNCEY,

Committee on part of Senate.

On the question, shall the Senate concur in the report of the committee?

The yeas were:

Senators Chase, Clark, Foster, Garber, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Winnebiek, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nie-

lander, Russell of Jones, Traverse, Wall, Webb, Woolson, and Wright—26.

The nays were—None.

Absent or not voting:

Senators Arnold, Boling, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Ham, Hanna, Henderson, Johnson of Mahaska, Keller, Madison, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Wilson, and Young—24.

So the report of the committee was adopted.

Senators Arnold and Shrader were excused.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Substitute for Senate File No. 244, An act to legalize the proceedings of the town council of the town of Corning, Adams county, Iowa.

Substitute for Senate File No. 146, An act to legalize the action of the board of directors of district townships in holding meetings outside of the limits of their townships.

Senate File No. 121, An act to amend section 1, chapter 80 of the acts of the Sixteenth General Assembly.

Senate File No. 91, An act repealing chapter 101 of the acts of the Sixteenth General Assembly, and chapter 124 of the acts of the Seventeenth General Assembly, relating to barbed-wire fences, and amending section 1507 of the Code.

Substitute for Senate File No. 272, An act to legalize the acts of the Keokuk Water-works, of Keokuk, Iowa.

Senate File No. 179, An act to legalize the incorporation of the town of Anita, Cass county, Iowa.

Substitute for Senate File No. 120, An act requiring boards of supervisors in certain cases to pay to cities of the first class a portion of the county bridge fund.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

HOUSE MESSAGES.

House File No. 122 was taken up.

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

House File No. 468 was taken up.

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

House File No. 273 was taken up.

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

House File No. 255 was taken up.

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

Substitute for House Files Nos. 126, 144, 331 and 36 was taken up.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

House File No. 292, a bill for an act to amend sections 1361, chapter 1, title 11 of the Code of Iowa.

Also, has passed without amendment Senate File No. 211, a bill for an act to enable school districts to issue bonds for funding judgment indebtedness now existing, additional to Code, chapter 9, title 12, of the system of common schools.

Also, has concurred in Senate amendment to Joint Resolution relative to pardon of William Riley.

Also, House File No. 26, a bill for an act to relieve corporations engaged in manufacturing from double taxation in certain cases.

W. V. LUCAS, *Chief Clerk.*

REPORTS OF COMMITTEES.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred Senate File No. 74, a bill for an act to repeal section 3818 of the Code, in relation to the payment of witnesses for the defendant in criminal cases, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

D. D. CHASE, *Chairman.*

Ordered passed on file.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 73, a bill for an act to amend chapters 4 and 5 of the Code, providing additional terms and conditions upon which foreign insurance companies are authorized to do business in this State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying substitute be adopted and that it do pass.

GEO. F. WRIGHT, *Chairman pro tem.*

Ordered passed on file.

BILLS ON SECOND READING.

Senate File No. 107, a bill for an act to amend section 2077 of the Code, relating to interest, with report of committee recommending indefinite postponement, was taken up and considered, and the report of the committee was adopted.

Senate File No. 116, a bill for an act to secure to counties a lien upon the property of poor persons to whom aid has been furnished, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 188, a bill for an act to amend section 467 of the Code of 1873, in relation to sidewalks, with report of committee recommending that it do pass, was taken up and considered, and on motion of Senator Foster was passed on file.

Senate File No. 254, a bill for an act to repeal section 1722 of the Code of 1873, and to provide a substitute therefor, in relation to the meeting of boards of school directors in district townships, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Chase, Foster, Garber, Greenlee, Haines, Ham, Harmon, Harned, Hedges, Hemenway, Johnson of Winneshiek, Kimball, Larabee, Lawrence, Lewellen, Merrell, Meyer, Nielander, Russell of Jones, Traverse, Wall, Webb, and Wright—23.

The nays were:

Senators Clark, and Hartshorn—2.

Absent or not voting:

Senators Arnold, Boling, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Hanna, Hebard, Henderson, Johnson of Mahaska, Keller, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Wilson, Woolson, and Young—25.

So the bill, not having received a constitutional majority, was lost.

Senator Merrell moved that the vote by which the bill was lost be reconsidered.

The motion prevailed.

On motion of Senator Merrell the vote by which the eleventh rule was suspended was reconsidered.

The bill was then ordered engrossed.

Senate File No. 1, a bill for an act to amend sections 2077, 2078 and 2080 of the Code, relating to the rate of interest, with the recommendation of the committee that it do pass, was taken up and considered.

Senator Russell of Jones moved to strike from the bill all thereof after section 1.

On motion of Senator Hartshorn further consideration of the bill was deferred until to-morrow at 10 o'clock A. M., and it was made a special order for that hour.

Senate File No. 40, a bill for an act to amend section 871, chapter 2, title 6 of the Code, changing the date of tax sales, with report of

committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 41, a bill for an act to amend section 843, chapter 1, title 6 of the Code, changing the time for turning over tax-books to county treasurer, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 119, a bill for an act requiring county treasurers to report to the board of supervisors at the regular session in January and June, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 152, a bill for an act to repeal chapter 155, acts of the Seventeenth General Assembly, providing for better security of the revenue, and enact a substitute therefor, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 106, a bill for an act to amend section 822 of the Code of 1873, in relation to the classification of property for assessment, with report of the committee recommending indefinite postponement, was taken up and considered, and the report of the committee was adopted.

Senate File No. 223, a bill for an act to amend section 165, chapter 5, title 3 of the Code, relative to printing tabular statements of times of holding the district and circuit courts, with report of committee recommending amendments and when amended it do pass, was taken up and considered, and the amendment was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Chase, Clark, Foster, Garber, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Lowellen, Merrell, Meyer, Nielander, Russell of Jones, Traverse, Wall, Webb, Woolson, and Wright—27.

The nays were—None.

Absent or not voting:

Senators Arnold, Boling, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Hanna, Henderson, Johnson of Mahaska, Keller, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Wilson, and Young—23.

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

Senate File No. 10, a bill for an act in relation to the taxation of costs and attorney and collection fees in actions upon written contracts, with report of committee recommending indefinite postponement, was taken up, considered, and on motion of Senator Larrabee was passed on file.

Senate File No. 133, a bill for an act regulating contracts providing for the payment by a party on default of collection and attorney fees to the opposing party, and providing for the amount of liability there-

under; and providing for the recovery of attorney's fees by the party resisting such contract, with report of committee recommending indefinite postponement, was taken up, considered, and ordered passed on file.

House File No. 8, a bill for an act prohibiting contracts for attorney fees in notes, mortgages, and other evidences of indebtedness, with report of committee recommending indefinite postponement, was taken up, considered, and passed on file.

House File No. 189, a bill for an act in relation to jury trials in cases for violations of ordinances of cities of the second class, with report of committee recommending amendments and that it do pass, was taken up, considered, and the amendments were adopted.

The question being on the engrossment, the motion prevailed.

Senator Hartshorn moved that when the Senate adjourn it be to meet at 2 o'clock this afternoon.

The motion prevailed.

Substitute for House File No. 272, a bill for an act to provide for the election of assessors in cities and towns incorporated under special charters, with report of committee recommending it do pass, was taken up and considered.

Passed on file.

House File No. 190, a bill for an act in relation to the jurisdiction of mayors of cities of the second class with reference to violations of city ordinances, with report of committee recommending it do pass, was taken up and considered.

Senator Hemenway moved its indefinite postponement.

On the question the yeas and nays were demanded.

The yeas were:

Senators Chase, Clark, Foster, Garber, Ham, Harmon, Harned, Hebard, Hemenway, Larrabee, Lewellen, Merrell, Traverse, and Wall—14.

The nays were:

Senators Haines, Hartshorn, Hedges, Kimball, Meyer, Nielander, Webb, Woolson, and Wright—9.

Absent or not voting:

Senators Arnold, Boling, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Hanna, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Lawrence, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Wilson, and Young—27.

So the bill was indefinitely postponed.

Substitute for Senate File No. 255, a bill for an act to authorize independent school districts to fund their outstanding bonded indebtedness, and to provide for the payment of the same, with report of committee recommending its adoption, and that it do pass, was taken up and considered.

At 12 o'clock M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P M

Senate met pursuant to adjournment, and was called to order by President Campbell.

Senator Arnold moved that all appropriation bills be taken up and made a special order for Thursday, March 18, at 10 o'clock A. M.

The motion prevailed.

UNFINISHED BUSINESS.

The question being on the adoption of substitute for Senate File No. 255, pending at the hour of adjournment, the motion prevailed.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Garber, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nielander, Russell of Jones, Shrader, Traverse, Wall, and Webb—26.

The nays were—None.

Absent or not voting:

Senators Boling, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Hanna, Henderson, Johnson of Mahaska, Keller, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Shelley, Tirrill, Wilson, Woolson, Wright, and Young—24.

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

Senate File No. 97 was taken up, considered, and passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 91, An act repealing chapter 101, acts of the Sixteenth General Assembly, and chapter 124, acts of the Seventeenth General Assembly, relating to barbed-wire fences, amendatory to section 1507 of the Code of 1873.

Senate File No. 272, An act to legalize the acts of the Keokuk Water-works, of Keokuk, Iowa.

Senate File No. 179, An act to legalize the incorporation of the town of Anita, Cass county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

Senate File No. 120, An act requiring boards of supervisors in certain cases to pay to cities of the first class a portion of the county bridge fund.

Senate File No. 244, An act to legalize the proceedings of the town council of the town of Corning, Adams county, Iowa, held on the 5th day of February, 1878, vacating a certain alley in said town.

Senate File No. 146, An act to legalize the action of boards of directors of district townships in holding meetings outside of the limits of their respective district townships.

Senate File No. 121, An act to amend section 1, chapter 80 of the acts of the Sixteenth General Assembly, in relation to the powers and duties of boards of supervisors.

W. V. LUCAS, *Clerk.*

Ordered passed on file.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Substitute for Senate File No. 244, An act to legalize the proceedings of the town council of the town of Corning, Adams county, Iowa.

Substitute for Senate File No. 146, An act to legalize the action of boards of directors of district townships in holding meetings outside of the limits of their townships.

Senate File No. 121, An act to amend section 1, chapter 80, acts of the Sixteenth General Assembly.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval:

Senate File No. 91, An act repealing chapter 101, acts of the Sixteenth General Assembly, and amending section 1507 of the Code.

Substitute for Senate File No. 272, An act to legalize the acts of the Keokuk Water-works, of Keokuk, Iowa.

Senate File No. 179, An act to legalize the incorporation of the town of Anita, Cass county, Iowa.

Substitute for Senate File No. 120, An act requiring boards of supervisors in certain cases to pay to cities of the first class a portion of the county bridge fund.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Mr. Wm. H. Fleming:

STATE OF IOWA,
EXECUTIVE DEPARTMENT
DES MOINES, March 13, 1880. }

MR. PRESIDENT—I am instructed by the Governor to inform the honorable the Senate that he has approved, and deposited in the office of the Secretary of State the following:

Senate File No. 34, An act to repeal section 3769 of the Code, and enact a substitute therefor, relating to salaries of Judges of the Supreme Court.

Senate File No. 53, An act to protect the dairy interests, and for punishment of fraud connected therewith.

Senate File No. 57, An act to legalize the acts of Chris. H. Logan, recorder of Lyon county, Iowa, done and performed by J. K. P. Thompson, whether under the style of attorney in fact of said recorder or as deputy recorder of said county.

Senate File No. 230, An act to legalize the levy of certain taxes of the city of Oskaloosa, Iowa.

Joint Resolution agreeing to, ratifying and confirming an amendment to section 4, of article 3, of the Constitution of the State of Iowa, relating to the legislative department.

WM. H. FLEMING,
Private Secretary.

BILLS ON SECOND READING.

Senator Larrabee moved that the Senate take up bills of a local character.

The motion prevailed.

Senate File No. 214, a bill for an act authorizing the Register of the Land Office to issue a patent for lot 5, in block 23, Iowa City, Iowa, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Garber, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nielander, Prizer, Shrader, Traverse, Wall, Webb, Woolson, and Wright—29.

The nays were—None.

Absent or not voting:

Senators Boling, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Hanna, Henderson, Johnson of Mahaska, Madson, Mitchell,

Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shelley, Tirrill, Wilson, and Young—21.

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

Senate File No. 236, a bill for an act to amend section 3814 of the Code, relating to fees of witnesses, with report of committee recommending indefinite postponement, was taken up and considered.

House File No. 466 was taken up and considered.

Passed on file.

Senate File No. 125, a bill for an act to confirm and legalize the acts of Edward M. Doe as a notary public in and for Johnson county, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Garber, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nielander, Prizer, Russell of Jones, Shrader, Traverse, Wall, Webb, Woolson, and Wright—30.

The nays were—None.

Absent or not voting:

Senators Boling, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Hanna, Henderson, Johnson of Mahaska, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shelley, Tirrill, Wilson, and Young—20.

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

RESOLUTION.

Senator Hartshorn, by leave, introduced Memorial and Joint Resolution relative to certain lands granted to the State of Iowa by the General Government for aid in the construction of a certain railway.

The Joint Resolution was taken up and considered.

Senator Hartshorn moved that the rule be suspended, and the Joint Resolution be considered engrossed, and read a third time now, which motion prevailed, and the Joint Resolution was read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Chase, Clark, Garber, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nielander, Prizer, Russell of Jones, Shrader, Traverse, Wall, Webb, Woolson, and Wright—30.

The nays were—None.

Absent or not voting:

Senators Boling, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Hanna, Henderson, Johnson of Mahaska, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shelley, Tirrill, Wilson, and Young—21.

So the Joint Resolution passed, and the title was agreed to.

BILLS ON SECOND READING.

Joint Resolution relative to locating lands by the several counties of the State, with report of committee recommending it do pass, was taken up and considered.

Senator Merrell moved that the rule be suspended, and the Joint Resolution be considered engrossed, and read a third time now, which motion prevailed, and the Joint Resolution was read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Chase, Clark, Garber, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nielander, Prizer, Shrader, Wall, Webb, Woolson, and Wright—27.

The nays were:

Senator Haines—1.

Absent or not voting:

Senators Boling, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Hanna, Henderson, Johnson of Mahaska, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shelley, Tirrill, Traverse, Wilson and Young—22.

So the Joint Resolution passed, and the title was agreed to.

Substitute for Senate File No. 167, a bill for an act to amend chapter 68 of the acts of the Seventeenth General Assembly, in relation to dividing counties into supervisor districts, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Garber, Greenlee, Harmon, Hartshorn, Hebard, Hemenway, Keller, Nielander, and Webb—12.

The nays were:

Senators Ham, Harned, Kimball, Larrabee, Lawrence, Merrell, Meyer, Prizer, Shrader, Wall, Woolson, and Wright—12.

Absent or not voting:

Senators Boling, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Haines, Hanna, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Lewellen, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shelley, Tirrill, Traverse, Wilson, and Young—26.

So the bill was lost.

Senator Woolson moved the reconsideration of the vote by which Senate File No. 168 was lost.

The motion prevailed.

Senator Woolson moved that the vote by which the bill was engrossed be reconsidered.

The motion prevailed.

On motion of Senator Woolson the bill was passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

House File No. 240, a bill for an act making an appropriation for the payment of Company D, Fourth Regiment Iowa National State Guards.

House File No. 147, a bill for an act to amend chapter 156 of the acts of the Seventeenth General Assembly.

House File No. 219, a bill for an act to amend chapter 4, title 9 of the Code of 1873, relative to district and county agricultural societies.

House File No. 305, a bill for an act to equalize the good time that may be earned by convicts at the Penitentiaries, amendatory of section 4754 of the Code, and chapter 43 of the general and public laws of the Fourteenth General Assembly, chapter 40 of the acts of the Sixteenth General Assembly, and chapter 187 of the acts of the Seventeenth General Assembly.

House File No. 425, a bill for an act to pay S. C. Crawford for services and expenses in recruiting one company of soldiers in the months of October and November, A. D. 1861.

Substitute for House File No. 368, a bill for an act making citizens of cities and incorporated towns competent jurors in certain cases.

House File No. 228, a bill for an act amending sections 1606, 1617 and 1619 of chapter 3, title 12 of the Code, in relation to the government of the State Agricultural College and Farm.

Substitute for House File No. 175, a bill for an act to further amend section 591, chapter 1, title 5 of the Code, relating to the election of township officers.

Has also passed without amendment Senate File No. 79, a bill for an act to amend section 925, chapter 1, title 7 of the Code, relating to the location of public highways.

House File No. 353, a bill for an act making an appropriation for the Iowa Hospital for the Insane at Independence.

House File No. 380, a bill for an act in relation to the formation of independent school districts.

Has also adopted the report of the Committee of Conference on the disagreement between the two houses on substitute for Senate Files Nos. 65, 66 and 52, a bill for an act to provide for the stereotyping, publishing and sale of the Supreme Court reports, and to repeal sections 155, 156, 157 and 160, chapter 4, title 3 of the Code, and to fix the salary of the Supreme Court Reporter.

W. V. LUCAS, *Clerk.*

BILLS ON SECOND READING.

Senate File No. 168, a bill for an act to amend chapter 2, title 4 of the Code, relating to the election of county supervisors, with report of committee recommending substitute, and that it do pass, was taken up and considered.

Senator Meyer moved that the bill be indefinitely postponed.

The motion was lost.

On motion of Senator Hemenway the bill was passed on file.

Senator Clark moved that the Senate adjourn.

The motion was lost.

Senator Goodykoontz was excused until Thursday next.

Senate File No. 271 was taken up and considered.

Passed on file.

Senator Wright, from the Committee on Judiciary, by consent, introduced Senate File No. 286.

Read a first and second time and passed on file.

HOUSE MESSAGES.

On motion of Senator Hartshorn House messages were taken up.

House File No. 380 was taken up.

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

Substitute for House File No. 358 was taken up.

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

Substitute for House File No. 175 was taken up.

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

House File No. 228 was taken up.

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

House File No. 368 was taken up.

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

House File No. 425 was taken up.

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

House File No. 240 was taken up.

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

House File No. 219 was taken up.

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

House File No. 305 was taken up.

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

House File No. 147 was taken up.

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

House File No. 292 was taken up.

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

REPORTS OF COMMITTEES.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 263, a bill for an act to amend section 3814 of the Code, relating to fees of witnesses, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JNO. S. WOOLSON, *Chairman*.

Ordered passed on file.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred substitute for House File No. 641, a bill for an act making appropriations for the Normal School at Cedar Falls, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the Senate bill be substituted and that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred House File No. 16, a bill for an act to appropriate money to defray expenses incurred in repairing a gun-carriage of a 12 pounder Napoleon gun, of Battery F, First Regiment Light Artillery, Iowa National Guard, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred House File No. 227, a bill for an act making appropriations for the Iowa Agricultural College, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be substituted for Senate bill and that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred House File No. 461, a bill for an act providing for an appropriation for the State Fish Hatchery at Anamosa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be substituted for Senate File No. 111, and that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred House File No. 538, a bill for an act making appropriations for the improvement of the penitentiary at Fort Madison, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recom-

mentation that it be substituted for Senate File No. 181, and that it do pass.

ARNOLD, *Chairman*.

Ordered passed on file.

On motion of Senator Chase the Senate, at 4:35 o'clock P. M., adjourned.

SENATE CHAMBER. }
DES MOINES, IOWA, March 16, 1880. }

Senate met pursuant to adjournment, and was called to order by the President.

Prayer by Rev. Mr. Woodruff.

Journal of yesterday read and approved.

On motion of Senator Merrell that part of yesterday's journal relative to calls of the Senate was stricken therefrom.

INTRODUCTION OF BILL.

By the Committee on Schools, Senate File No. 287, a bill for an act to provide for the examination of accounts and settlement with district treasurers.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House and was ordered passed on file:

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

House File No. 558, a bill for an act to legalize certain ordinances of the city of Fort Dodge.

W. V. LUCAS, *Clerk*.

REPORTS OF COMMITTEES.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred Senate File No. 243, a bill for an act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs, beg leave to report that they have had the same under consideration and

have instructed me to report the same back to the Senate with the recommendation that the substitute herewith be adopted, and that when adopted it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred substitute for House File No. 449, a bill for an act making appropriations for the Additional Penitentiary at Anamosa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following amendments be adopted, to-wit: 1st. Strike from line 8 "\$5,000" and in place thereof insert "\$2,000;" and add: "*Provided*, that the Warden is hereby required to utilize the labor of the convicts in the construction of said sewer, so far as is practicable." 2d. Add to section 2: "*Provided*, the Executive Council shall so direct. *And provided further*, that no portion of the fund appropriated for the transportation of convicts, or for rewards offered for escaped prisoners, shall be used for any other purpose. *And provided*, that not more than one-half the amount appropriated shall be drawn during the year 1880." And that when adopted it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred substitute for House File No. 436, a bill for an act making further appropriations for the College for the Blind, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that Senate File No. 205 be substituted, and that when substituted it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred substitute for House File No. 212, a bill for an act making appropriations for the Boys' Reform School at Eldora, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the following amendments be adopted, to-wit: 1st. Insert "and contingencies" after the word "repairs," in line 7. 2d. Add to section 2: "*And provided further*, that not more than one-half the amount appropriated be drawn during the year 1880." 3d. That there be added a section, numbered and reading as follows: "Sec. 3. The Superintendent is hereby required to utilize the labor of the boys in said institution in taking down tower and for purposes of construction, so far as practicable." And change section 3 to section 4. And when so amended it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred substitute for House File No. 397, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant, beg leave to report that they have had the same under consideration and

have instructed me to report the same back to the Senate with the recommendation that Senate File No. 198 be substituted, and when substituted that it do pass.

ARNOLD, *Chairman*.

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR PRESIDENT—Your Committee on Schools, to whom was referred House File No. 30, a bill for an act to repeal chapter 113, of the session laws of the Seventeenth General Assembly, and section 1802 of the Code of 1873, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with an accompanying substitute; the committee recommend that the substitute be adopted and passed.

JOHN MEYER, *Chairman*.

Ordered passed on file.

HOUSE MESSAGES.

House File No. 558 was taken up.

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

INTRODUCTION OF BILL.

Senator Arnold, from the Committee on Appropriations, by leave, introduced Senate File No. 288, a bill for an act to provide for the proper supervision of the State institutions, amendatory of chapters 2, of title 11, and 4, 6 and 7, of title 12 of the Code, and repealing chapters 21 of the acts of the Fifteenth General Assembly and 72, 97 and 98 of the acts of the Seventeenth General Assembly.

Read a first and second time and passed on file.

BILLS ON SECOND READING.

Senate File No. 59 was taken up, and on motion of Senator Traverse was recommitted to the Committee on Judiciary.

Senate File No. 145, a bill for an act to amend chapter 1, title 4 of the Code of 1873, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 287, a bill for an act to amend section 4712, chapter 55, title 25 of the Code, relating to presentation by the Governor to the General Assembly of applications for pardon, with report of committee recommending amendments and that it do pass, was taken up, considered, and the amendments were adopted.

Senator Wright moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Haines moved to strike from the bill all after the enacting clause and that the following be inserted in lieu thereof:

"That section 4712 of the Code is hereby amended by striking therefrom all thereof after the word 'proper,' in the third line."

The motion prevailed.

On motion of Senator Chase the bill was recommitted to the Committee on Judiciary.

Senate File No. 46, a bill for an act to define and punish frauds and fraudulent practices upon hotel, inn and eating-house keepers, with report of committee recommending a substitute, and that it do pass, was taken up and considered.

The hour for consideration of the special order having arrived, Senator Larrabee moved that the same be postponed until after disposition is made of the pending bill.

The motion prevailed.

On motion of Senator Larrabee the words "one hundred" were stricken from section 1 and the words "twenty-five" were inserted instead.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Ford, Goodykoontz, Haines, Harmon, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Prizer, Russell of Greene, Shrader, Webb, Wright and Young—20.

The nays were:

Senators Chase, Clark, Dashiell, Foster, Garber, Greenlee, Harned, Hartshorn, Larrabee, Madson, Merrell, Meyer, Nielander, Russell of Jones, Shelley, Traverse, Wall, and Wilson—18.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Ham, Hanna, Henderson, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Tirrill, and Woolson—12.

So the bill was lost.

Senator Gillett was excused until Thursday next.

SPECIAL ORDER.

The special order, it being Senate File No. 1, a bill for an act to amend sections 2077, 2078 and 2080 of the Code, relating to the rate of interest, was taken up.

The question pending being on the motion of Senator Russell of Jones to strike from the bill all after section 1.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following Joint Memorial:

Memorial and Joint Resolution relative to securing to the State of

Iowa the patents for certain lands granted to said State to aid in the construction of a certain railroad.

Has also concurred in Senate amendment to House Joint Resolution relative to proposed amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors within this State.

Has refused to concur in Senate substitute for House File No. 86 and Senate File No. 51, a bill for an act to repeal section 506 of chapter 10, title 4 of the Code, relating to the powers and duties of mayors, marshals and policemen of cities and incorporated towns, and enact a substitute therefor, and I herewith return bills.

Has indefinitely postponed substitute for Senate File No. 5, a bill for an act to repeal section 1114 of chapter 3, title 9 of the Code, relating to fairs, and enacting a substitute therefor.

W. V. LUCAS, *Clerk.*

Senator Nichols of Benton was excused until Thursday next.

Senator Hedges was excused indefinitely.

Senator Greenlee moved that when the Senate adjourn it be to meet at 2 o'clock this afternoon.

At 12 o'clock M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

The Senate met pursuant to adjournment, and was called to order by President Campbell.

Senator Woolson was excused for this afternoon.

Senator Lewellen was excused indefinitely.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 247, An act to amend section 488 of the Code of 1873.

Also, Senate File No. 211, An act to enable school districts, or district townships, to issue bonds in certain cases.

Also, Senate File No. 79, An act to amend section 925, chapter 1, title 7 of the Code, relating to public highways.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

Senator Russell of Jones moved a call of the Senate.

The motion prevailed.

The roll was then called and Senators Meyer, Kimball, Ham, Wall, Hebard, Shrader, Shelley, and Johnson of Mahaska were found to be absent without leave.

Senators Meyer, Wall, Hebard, Shelley, and Shrader were brought before the bar of the Senate and were excused for absence.

Senator Merrell moved the Senate dispense with further proceedings under the call.

Agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 120, An act to provide that lands to be laid out into town or city lots shall be free from incumbrance or that security shall be given against such incumbrance, and that such lots when thus laid out shall be accurately described relative to some established corner of the congressional division of which they are a part, etc.

House File No. 336, An act to authorize boards of supervisors to compromise judgments against county treasurers and their sureties in certain cases.

House File No. 549, An act to legalize the acts of the town council of the incorporated town of West Mitchell, in Mitchell county and State of Iowa.

Also:

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

Substitute for House File No. 148, a bill for an act to provide for the sale and distribution of the proceeds of specific articles of personal property owned by two or more persons who disagree in regard to the use thereof.

Also, has concurred in Senate amendment to House File No. 94, a bill for an act to amend section 2975 of the Code, relating to garnishment proceedings.

And have indefinitely postponed—

Senate File No. 112, a bill for an act to amend section 3993, of the Code, defining offenses against the right of suffrage.

Substitute for Senate File No. 203, a bill for an act to repeal section 1361 of the Code and enact a substitute therefor, in relation to the support of the poor.

W. V. LUCAS, *Chief Clerk.*

Ordered passed on file.

SPECIAL ORDER.

The consideration of the special order, it being Senate File No. 1, was resumed, the question being on the motion of Senator Russell of Jones, to strike therefrom all after section 1.

Senator Chase moved to recommit the bill to the Committee on Judiciary.

Senator Haines moved to postpone further consideration of the bill until April first.

On the question the yeas and nays were demanded.

The yeas were:

Senators Dashiell, Ford, Foster, Goodykoontz, Haines, Harned, Hebard, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Meyer, Nielander, Prizer, and Wright—15.

The nays were:

Senators Arnold, Chase, Clark, Garber, Greenlee, Ham, Harmon, Hartshorn, Hemenway, Kimball, Larrabee, Lawrence, Madson, Merrell, Russell of Greene, Russell of Jones, Shelley, Shrader, Traverse, Wall, Wilson, and Young—22.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Hanna, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Tirrill, Webb, and Woolson—13.

So the motion to postpone was lost.

Senator Greenlee moved to add to the motion of Senator Chase the words "with instructions."

On the question the yeas and nays were demanded.

The yeas were:

Senators Dashiell, Garber, Greenlee, Ham, Hartshorn, Hebard, Hemenway, Russell of Jones, Traverse, Wright, and Young—11.

The nays were:

Senators Arnold, Chase, Clark, Ford, Foster, Goodykoontz, Haines, Harmon, Harned, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nielander, Prizer, Russell of Greene, Shelley, Wall, and Wilson—25.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Hanna, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Shrader, Tirrill, Webb, and Woolson—14.

So the motion was lost.

The question recurring on the motion of Senator Chase to recommit, the yeas and nays were demanded.

The yeas were:

Senators Chase, Ford, Foster, Goodykoontz, Haines, Harmon, Harned, Hebard, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Meyer, Nielander, Prizer, Russell of Greene, Wright, and Young—18.

The nays were:

Senators Arnold, Clark, Dashiell, Garber, Greenlee, Hartshorn, Hemenway, Kimball, Larrabee, Lawrence, Madson, Merrell, Russell of Jones, Shelley, Shrader, Traverse, Wall, and Wilson—18.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Ham, Hanna, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Tirrill, Webb, and Woolson—14.

The President voting No.

So the motion to recommit was lost.

Senator Greenlee called for a division of the question.

The question being on the motion to strike section 2 from the bill, the same prevailed.

The question recurring on the motion to strike from the bill section 3, the yeas and nays were demanded.

The yeas were:

Senators Chase, Clark, Dashiell, Greenlee, Ham, Hartshorn, Hemenway, Johnson of Mahaska, Keller, Lawrence, Merrell, Meyer, Prizer, Russell of Jones, Shelley, Shrader, Traverse, Wall, Wilson, and Wright—20.

The nays were:

Senators Arnold, Ford, Foster, Garber, Goodykoontz, Haines, Harmon, Harned, Hebard, Henderson, Johnson of Winneshiek, Kimball, Larrabee, Madson, Nielander, Russell of Greene, and Young—17.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Hanna, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Tirrill, Webb, and Woolson—13.

So the motion prevailed.

The question recurring on the motion to strike from the bill sections 4 and 5, the question was lost.

Senator Kimball moved to strike from the bill all after the enacting clause and insert the following in lieu thereof:

SECTION 1. When there is no agreement for a different rate of interest of money, the same shall continue to be at six dollars upon one hundred dollars for a year, and at the same rate for a greater or less sum, and for a longer or shorter time.

SEC. 2. It shall be lawful to contract to pay or reserve discount at any rate, and to contract for payment and receipt of any rate of interest: *provided, however*, that no greater rate of interest than six per centum per annum shall be recovered in any action, except when the agreement to pay such greater rate of interest is in writing.

SEC. 3. All acts and parts of acts inconsistent herewith are hereby repealed.

SEC. 4. This act shall not affect any existing contracts or action pending, or existing right of action, and shall take effect on the first day of July next.

On this question the yeas and nays were demanded.

The yeas were:

Senators Ford, Haines, Harmon, Hebard, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Meyer, Nielander, Prizer, Wilson, and Young—14.

The nays were:

Senators Arnold, Chase, Clark, Dashiell, Foster, Garber, Goodykoontz, Greenlee, Ham, Harned, Hartshorn, Hemenway, Larrabee, Lawrence, Madson, Merrell, Russell of Greene, Russell of Jones, Shelley, Shrader, Traverse, Wall, and Wright—23.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Hanna, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Tirrill, Webb, and Woolson—13.

So the motion to amend was lost.

Senator Larrabee moved to amend section 1 by striking from the last line of section 3061 the word "ten" and inserting instead the word "eight," and by striking from section 3106, lines 4 and 8, the word "ten" and inserting in lieu of said word the word "eight."

On the question the yeas and nays were demanded.

The yeas were:

Senators Arnold, Chase, Dashiell, Foster, Garber, Greenlee, Harmon, Hartshorn, Hebard, Keller, Kimball, Larrabee, Nielander, Russell of Greene, Shrader, Wilson, Wright, and Young—18.

The nays were:

Senators Clark, Ford, Goodykoontz, Haines, Ham, Harned, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Merrell, Meyer, Prizer, Russell of Jones, Shelley, Traverse, and Wall—17.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Hanna, Hedges, Lawrence, Lewellen, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Tirrill, Webb, and Woolson—15.

So the motion prevailed.

Senator Hartshorn moved to insert after the figures "2080," in section 1, the following: "and 3061 and 3106."

Senator Haines moved to recommit the bill to the Committee on Judiciary.

On the question the yeas and nays were demanded.

The yeas were:

Senators Chase, Ford, Foster, Goodykoontz, Ham, Harmon, Hebard, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lawrence, Meyer, Nielander, Prizer, Russell of Greene, Wright, and Young—18.

The nays were:

Senators Arnold, Clark, Dashiell, Garber, Greenlee, Haines, Harned, Hartshorn, Hemenway, Keller, Larrabee, Madson, Merrell, Russell of Jones, Shelley, Shrader, Traverse, Wall, and Wilson—19.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Hanna, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Tirrill, Webb, and Woolson—13.

So the motion was lost.

The question recurring on the motion of Senator Hartshorn, the same was lost.

Senator Kimball moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

On the question the yeas and nays were demanded.

The yeas were:

Senators Chase, Foster, Goodykoontz, Haines, Harned, Hebard, Henderson, Johnson of Mahaska, Kimball, Meyer, Nielander, Prizer, and Wilson—13.

The nays were:

Senators Arnold, Clark, Dashiell, Ford, Garber, Greenlee, Ham, Harmon, Hartshorn, Hemenway, Johnson of Winneshiek, Keller, Larrabee, Madson, Merrell, Russell of Greene, Russell of Jones, Shelley, Shrader, Traverse, Wall, Wright, and Young—23.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Hanna, Hedges, Lawrence, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Tirrill, Webb, and Woolson—14.

So the motion was lost

The question recurring on the engrossment of the bill the yeas and nays were demanded.

The yeas were:

Senators Arnold, Clark, Dashiell, Garber, Greenlee, Ham, Hartsborn, Hemenway, Keller, Larrabee, Madson, Merrell, Russell of Greene, Russell of Jones, Shelley, Shrader, Traverse, Wall, and Wright—19.

The nays were:

Senators Chase, Ford, Foster, Goodykoontz, Haines, Harmon, Harned, Hebard, Henderson, Johnson of Mahaska, Johnson of Winnesiek, Kimball, Lawrence, Meyer, Nielander, Prizer, Wilson, and Young—18.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Hedges, Hanna, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Tirrill, Webb, and Woolson—13.

So the bill was ordered engrossed.

REPORT OF COMMITTEE.

By leave, Senator Russell of Greene, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 558, a bill for an act to legalize certain ordinances of the city of Fort Dodge, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

RUSSELL, *for Committee.*

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 247, An act to amend section 488 of the Code of 1873, in relation to the use of the highway tax of incorporated towns and cities in certain cases.

Senate File No. 211, An act to enable school districts, or district townships, to issue bonds for the purpose of funding judgment indebtedness now existing, additional to Code, title 12, chapter 9, of the system of common schools.

Senate File No. 79, An to amend section 925, chapter 1, title 7 of the Code, relating to the location of public highways.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that

the House has passed the following bills, in which the concurrence of the Senate is asked:

Substitute for House File No. 286, a bill for an act to regulate mines and mining, and to repeal an act therein named.

House File No. 372, a bill for an act to legalize the acts and incorporation of the Springdale Mutual Fire Insurance Company, of Cedar county, Iowa.

House File No. 418, a bill for an act supplemental to chapter 5, title 10 of the Code, and chapter 114 of the acts of the Seventeenth General Assembly, in relation to taxation of railways and sleeping and dining cars.

W. V. LUCAS, *Chief Clerk.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 558, a bill for an act to legalize certain ordinances of the city of Fort Dodge; with report of committee recommending it do pass, was taken up and considered.

Senator Russell of Greene moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Foster, Garber, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nielander, Prizer, Russell of Greene, Shelley, Shrader, Traverse, Wall, Wilson, Wright, and Young—35.

The nays were—None.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Hanna, Hebard, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Jones, Tirrill, Webb, and Woolson—15.

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

House File No. 84, a bill for an act to give county boards of supervisors the right to improve the highway in certain cases, with report of committee recommending it do pass, was taken up and considered.

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

On the question shall the bill pass?

The yeas were:

Senators Ford, Foster, Garber, Goodykoontz, Ham, Harmon, Hartshorn, Henderson, Lawrence, Nielander, Shelley, Shrader, and Wilson—13.

The nays were:

Senators Arnold, Chase, Clark, Dashiell, Greenlee, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Madson, Merrell, Meyer, Prizer, Russell of Greene, Traverse, Wall, and Young—18.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Haines, Hanna, Harned, Hebard, Hedges, Johnson of Mahaska, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Jones, Tirrill, Webb, Woolson, and Wright—19.

So the bill was lost.

RESOLUTION.

Senator Greenlee offered the following resolution, which was adopted:

Resolved, That during the remainder of the session no member shall speak more than once on the same question; nor for a longer time than five minutes, unless by unanimous consent of the Senate.

Senator Merrell moved to reconsider the vote by which House File No. 84 was lost.

The motion prevailed.

On motion of Senator Merrell the vote by which the eleventh rule was suspended and House File No. 84 was put upon its passage was reconsidered.

On motion of Senator Merrell the bill was recommitted to the Committee on Judiciary.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Senate File No. 247, An act to amend section 488 of the Code of 1873.

Also, Senate File No. 211, An act to enable school districts, or district townships, to issue bonds in certain cases.

Also, Senate File No. 79, An act to amend section 925, chapter 1, title 7 of the Code.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

Senate File No. 129, a bill for an act to repeal chapter 171, acts of the Seventeenth General Assembly, relating to changes of venue in certain cases, with report of committee recommending that it do pass, was taken up and considered.

Senator Lawrence moved to amend the bill by adding thereto the following:

“Provided, That this act shall not apply to section 2599 of the Code.”

The motion was lost.

Senator Hemenway moved that the rule be suspended, and the bill

be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Foster, Garber, Greenlee, Haines, Harmon, Harned, Hemenway, Henderson, Johnson of Mahaska, Keller, Madson, Merrell, Meyer, Nielander, Prizer, Russell of Greene, Russell of Jones, Wall, and Wilson—23.

The nays were:

Senators Goodykoontz, Hartshorn, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Traverse, Wright, and Young—9.

Absent or not voting:

Senators Boling, Ford, Gaylord, Gillett, Ham, Hanna, Hebard, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Shelley, Shrader, Tirrill, Webb, and Woolson—18.

So the bill was lost.

Senator Traverse moved the reconsideration of the vote by which the bill was lost.

The motion prevailed.

Senator Traverse then moved to reconsider the vote by which the eleventh rule was suspended and the bill put upon its passage.

The motion prevailed.

The question recurring on the motion to suspend the eleventh rule, the motion was lost.

On motion of Senator Traverse the bill was ordered engrossed.

Senator Hebard was excused until to-morrow.

Senate File No. 43, a bill for an act to amend chapter 2, title 23 of the Code of 1873, relative to compensation of public officers, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 109, a bill for an act for the prevention of bribery of voters and public officers, with report of committee recommending it do pass, was taken up and considered.

Senator Kimball moved to strike from the bill section 2 thereof.

The motion was lost.

On the question, shall the bill be engrossed, and read a third time to-morrow? the yeas and nays were demanded.

The yeas were:

Senators Arnold, Ford, Garber, Harmon, Hemenway, Johnson of Mahaska, Kimball, Madson, Merrell, Meyer, Prizer, Russell of Greene, Russell of Jones, Shrader, Wilson, Wright, and Young—17.

The nays were:

Senators Chase, Clark, Dashiell, Foster, Goodykoontz, Greenlee, Haines, Ham, Harned, Hartshorn, Henderson, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Nielander, Traverse, and Wall—18.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Hanna, Hebard, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Shelley, Tirrill, Webb, and Woolson—15.

So the bill was lost on engrossment.

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

MR. PRESIDENT—I am directed by the House of Representatives to recall from your honorable body—

Senate Files Nos. 112 and 204, acts in relation to the poor.

W. V. LUCAS, *Clerk*.

BILLS ON SECOND READING.

House File No. 819, a bill for an act to amend section 277, chapter 14, title 3 of the Code, relating to the administration of oaths, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Foster, Garber, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nielander, Prizer, Russell of Greene, Russell of Jones, Shrader, Traverse, Wall, Wilson, Wright, and Young—34.

The nays were—None.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Ham, Hanna, Hebard, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Shelley, Tirrill, Webb, and Woolson—16.

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

Senate File No. 131, a bill for an act to amend chapter 121, acts of the Seventeenth General Assembly, and section 121½ of the Code of 1873, relating to drains in two or more counties, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Foster, Garber, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nielander, Prizer, Shrader, Traverse, Wall, Wilson, and Wright—32.

The nays were—None.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Hanna, Hebard, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Rus-

sell of Greene, Russell of Jones, Shelley, Tirrill, Webb, Woolson, and Young—18.

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

Senate File No. 196, a bill for an act to provide for the further enforcement of chapters 80 and 188, of the acts of the Seventeenth General Assembly, in relation to the construction and attachment of fish-ways to dams, with report of committee recommending it do pass, was taken up and considered.

The question recurring on the engrossment of the bill the same was ordered engrossed.

House File No. 332, a bill for an act to amend section 1717 of the Code, to provide for the transfer of funds in the school-house fund unappropriated, to either of the other funds, with report of committee recommending it do do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Garber, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larabee, Lawrence, Meyer, Nielander, Prizer, Russell of Greene, Russell of Jones, Shrader, Traverse, Wall, Wilson, Wright, and Young—30.

The nays were—None.

Absent or not voting:

Senators Boling, Ford, Foster, Gaylord, Gillett, Ham, Hanna, Hebard, Hedges, Lewellen, Madson, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Shelley, Tirrill, Webb, and Woolson—20.

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

Senator Greenlee moved that the Senate adjourn.

The motion was lost.

HOUSE MESSAGES.

On motion of Senator Hartshorn the Senate took up House messages.

House File No. 286 was taken up.

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

House File No. 418 was taken up.

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

House File No. 372 was taken up.

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

House File No. 148 was taken up.

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

BILLS ON SECOND READING.

House File No. 372, a bill for an act to legalize the acts and incorporation of the Springdale Mutual Fire Insurance Company, of Cedar county, Iowa, was taken up and considered.

On motion of Senator Merrell the words "or other informalities" were stricken from line 7, section 1.

Senator Russell of Jones moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Ford, Foster, Garber, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nielander, Prizer, Russell of Greene, Russell of Jones, Shrader, Traverse, Wall, Wilson, and Wright—32.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Dashiell, Gaylord, Gillett, Hanna, Hebard, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Shelley, Tirrill, Webb, Woolson, and Young—18.

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

House File No. 367, a bill for an act to amend section 1604, chapter 3, title 12 of the Code, in relation to Trustees of the State Agricultural College and Farm, and making the Governor of the State a member of the board, with report of committee recommending amendments, and that it do pass, was taken up and considered, and the amendments were adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Ford, Garber, Greenlee, Harmon, Henderson, Johnson of Mahaska, Keller, Meyer, Russell of Jones, Shrader, Traverse, Wright, and Young—14.

The nays were:

Senators Clark, Dashiell, Foster, Goodykoontz, Harned, Hartshorn, Hemenway, Johnson of Winneshiek, Kimball, Larrabee, Madson, Merrell, Nielander, Prizer, Wall, and Wilson—16.

Absent or not voting:

Senators Boling, Chase, Gaylord, Gillett, Haines, Ham, Hanna, Hebard, Hedges, Lawrence, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shelley, Tirrill, Webb, and Woolson.

So the bill was lost.

Senator Lawrence moved to reconsider the vote by which House File No. 367 was lost.

The motion was lost.

On motion of Senator Kimball the Senate, at 5:15 o'clock P. M., adjourned.

SENATE CHAMBER.
Des Moines, Iowa, March 17, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Wooten.

Journal of yesterday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

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

Substitute for House Files Nos. 192, 35 and 85, a bill for an act to repeal sections 3788 and 3789, of chapter 2, title 23 of the Code, in relation to the compensation of sheriff.

House File No. 309, a bill for an act to provide for the payment of the expenses of defending actions relating to the title of the State school lands.

Substitute for House File No. 225, a bill for an act to provide for an additional fish commissioner.

House File No. 533, a bill for an act to provide for a badge of honor to be given by the State of Iowa to every honorably discharged soldier of the State.

Have also passed Senate File No. 117, a bill for an act to provide a military code, and for the organization, government and support of the State militia, and to repeal chapter 125, laws of the Seventeenth General Assembly, with amendments noted in the bill.

W. V. LUCAS, *Clerk.*

PETITIONS AND MEMORIALS.

By Senator Larrabee, a petition of citizens of Jefferson township, Fayette county, asking an amendment of section 1815 of the Code, relative to the formation of independent districts.

Referred to the Committee on Schools.

RESOLUTIONS.

Senator Meyer offered the following:

Resolved, That the Secretary be instructed to procure a suitable blackboard, on which to keep a record by number, in the regular order, of the House and Senate files on their second reading. He shall also, in a like manner cause a record to be kept of bills on their third read-

ing. Said records to be placed in some part of the Senate Chamber, of ready access to the members.

Senator Larrabee moved to strike from the resolution that part thereof providing a blackboard

The motion was accepted.

The question being on the adoption of the resolution, the same was lost.

Senator Russell of Jones offered a Joint Resolution requesting the Iowa members of Congress and U. S. Senators to use their influence for a change of the patent laws.

Read a first and second time and by consent was taken up and considered.

The question being on the adoption of the resolution, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshieik, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—40.

The nays were—None.

Absent or not voting:

Senators Boling, Foster, Haines, Hanna, Hedges, Lewellen, Mitchell, Nichols of Guthrie, Russell of Greene, and Tirrill—10.

So the Joint Resolution passed, and the title was agreed to.

Senator Hemenway offered the following, which was adopted:

Resolved by the Senate, the House concurring, That the Senate and House meet in Joint Convention at 2 o'clock P. M. on Monday, the 22d inst., for the purpose of electing the Trustees of the various State institutions.

Senator Greenlee offered the following, which was agreed to:

Resolved, That hereafter there be held afternoon sessions, commencing at 2 o'clock.

HOUSE MESSAGES.

House File No. 309 was taken up.

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

Substitute for House Files Nos. 192, 35 and 55 was taken up.

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

House File No. 533 was taken up.

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

House File No. 225 was taken up.

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

BILLS ON THIRD READING.

Senate File No. 117, a bill for an act to provide a military code, and for the organization, government and support of the State militia, and to repeal chapter 125, laws of the Seventeenth General Assembly, with the House amendments, was taken up and considered.

The hour for consideration of the special order having arrived, on motion of Senator Harmon the same was postponed until after disposition be made of the pending bill.

The question being on the adoption of the first amendment, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Harmon, Hartshorn, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Merrell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Wilson, Wright, and Young—29.

The nays were:

Senators Garber, Haines, Harned, Hebard, Henderson, Lawrence, Madson, Meyer, Russell of Greene, Shelley, Traverse, Wall, Webb, and Woolson—14.

Absent or not voting:

Senators Boling, Hanna, Hedges, Lewellen, Mitchell, Nichols of Guthrie, and Tirrill—7.

So the Senate concurred in the amendment.

The question recurring on the adoption of the remaining amendments as a whole, the yeas and nays were demanded.

The yeas were:

Senators Chase, Dashiell, Foster, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Harmon, Hartshorn, Hebard, Hemenway, Johnson of Mahaska, Keller, Larrabee, Lawrence, Meyer, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Webb, Wilson, Woolson, Wright, and Young—29.

The nays were:

Senators Arnold, Clark, Garber, Harned, Henderson, Johnson of Winneshiek, Madson, Merrell, Shelley, Traverse, and Wall—11.

Absent or not voting:

Senators Boling, Ford, Gillett, Hanna, Hedges, Kimball, Lewellen, Mitchell, Nichols of Guthrie, and Tirrill—10.

So the Senate concurred in the amendments.

On motion of Senator Harmon consideration of the special order was postponed until the reports of the Standing Committees were received.

INTRODUCTION OF BILL.

Senator Arnold, from the Committee on Appropriations, by leave, introduced Senate File No. 289, a bill for an act providing for quarterly estimates of the ordinary and current expenses of certain State institutions, and providing for the manner in which appropriations for the same shall be drawn.

Read a first and second time and passed on file.

REPORTS OF COMMITTEES.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred House File No. 240, a bill for an act making an appropriation for the payment of Company D, Fourth Regiment Iowa National Guards, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Claims.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred substitute for House File No. 353, a bill for an act making an appropriation for the Iowa Hospital for the Insane at Independence, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that Senate File No. 150 be substituted, and that when substituted it do pass.

ARNOLD, *Chairman.*

Ordered passed on file.

Senator Harmon, from the Committee on Constitutional Amendments, submitted the following report:

MR. PRESIDENT—Your Committee on Constitutional Amendments, to whom was referred House File No. 390, a bill for an act providing for carrying into effect section 3, article 10, of the Constitution of the State of Iowa, in reference to revising and amending the Constitution of the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the "whereas," and that when so amended it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Constitutional Amendments, to whom was referred a Joint Resolution proposing various amendments to the Constitution of the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be indefinitely postponed.

HARMON, *Chairman.*

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 67, a bill for an act to obtain the opinion of the Supreme Court of the State upon the questions of law in certain cases, and to give force thereto, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 68, a bill for an act repealing section 3791 of the Code of 1873, and providing compensation for members of the board of supervisors, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 4, a bill for an act to legalize the acts of the board of supervisors of Emmet county, Iowa, in the removal of the county seat of said county from Estherville to the northeast quarter of section No. 25, in township No. 99 north, range No. 33 west of the 5th principal meridian, in said county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 80, a bill for an act to repeal sections 3507 and 3511 of the Code, and enact substitutes therefor, in relation to jurisdiction of justices of the peace, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred a petition asking for a change in the law relative to the issuance of warrants by county auditors to presidents of school boards, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Schools.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 185, a bill for an act providing for the appointment of temporary judges of the circuit court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House File No. 60, a bill for an act reducing the number of grand jurors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 54, a bill for an act providing for appeals from the findings of commissioners of insanity, and to amend section 1401, chapter 2, title 11 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 496, a bill for an act to legalize the incorporation of the town of Riverton, Fremont county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom were referred the petitions herewith returned, praying for the passage of a bill to increase the jurisdiction of justices of the peace in all civil actions to three hundred dollars, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the statement that in the judgment of the committee any such bill as that prayed in said petitions would be in plain conflict with section 1 of article 11 of the Constitution of the State; and as a proposition substantially that proposed in said petitions is embodied in a proposed constitutional amendment, the committee recommend the reference of said petitions to the Committee on Constitutional Amendments.

JNO. S. WOOLSON, *Chairman*.

Ordered passed on file.

Senator Goodykoontz, from the Committee on Fish and Game, submitted the following report:

MR. PRESIDENT—Your Committee on Fish and Game, to whom was referred House File No. 226, a bill for an act relating to the protection of fish in the State of Iowa, and providing for the enforcement of the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be referred to the Committee on Judiciary.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Fish and Game, to whom was referred substitute for House File No. 446, a bill for an act to amend section 10, chapter 70 of the acts of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

GOODYKOONTZ, *Chairman*.

Ordered passed on file.

Senator Greenlee, from the Committee on Horticulture and Forestry, submitted the following report:

MR. PRESIDENT—Your Committee on Horticulture and Forestry, to whom was referred House File No. 426, a bill for an act to amend section 5, chapter 110, acts of the Thirteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

J. F. GREENLEE, *Chairman.*

Ordered passed on file.

ENGROSSED BILLS.

Senator Gillett, from the Committee on Engrossed Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Engrossed Bills respectfully report that they have examined—

Senate File No. 1, a bill for an act to amend sections 2077, 2078, 3061 and 3106 of the Code, relating to the rate of interest.

House File No. 189, a bill for an act in relation to jury trial in cases for violation of ordinances of cities of second class.

Senate File No. 254, a bill for an act to repeal section 1722 of the Code, and enact a substitute therefor.

Senate File No. 212, a bill for an act to amend section 8, chapter 77, of laws of Seventeenth General Assembly.

And find the same correctly engrossed.

GILLETT, *Chairman.*

SPECIAL ORDER.

The special order, it being the Joint Resolution proposing to amend the Constitution, was taken up.

The Joint Resolution proposing to amend article 5 of the Constitution, with report of committee recommending indefinite postponement, was taken up and considered.

The question being on the adoption of the report of the committee, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Chase, Ford, Foster, Goodykoontz, Haines, Ham, Harmon, Harned, Hebard, Hemenway, Henderson, Johnson of Winnesiek, Keller, Kimball, Russell of Jones, Shrader, Wilson, Woolson, Wright, and Young—21.

The nays were:

Senators Clark, Dashiell, Garber, Gaylord, Gillett, Greenlee, Hartshorn, Johnson of Mahaska, Larrabee, Lawrence, Madson, Merrell, Meyer, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Traverse, Wall, and Webb—22.

Absent or not voting:

Senators Boling, Hanna, Hedges, Lewellen, Mitchell, Nichols of Guthrie, and Tirrill—7.

So the report of the committee was not adopted.

Senator Merrell moved that the rule be suspended, and the Joint Resolution be considered engrossed, and read a third time now, which motion prevailed, and the Joint Resolution was read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hartshorn, Johnson of Mahaska, Kimball, Larrabee, Madson, Merrell, Meyer, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Traverse, Wall, Webb, and Wilson—25.

The nays were:

Senators Arnold, Chase, Foster, Ham, Harmon, Hebard, Hemenway, Henderson, Johnson of Winneshiek, Keller, Lawrence, Russell of Jones, Shelley, Shrader, Woolson, Wright, and Young—17.

Absent or not voting:

Senators Boling, Hanna, Harned, Hedges, Lewellen, Mitchell, Nichols of Guthrie, and Tirrill—8.

So the Joint Resolution was lost.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 434, An act to legalize the publication of notice in relation to the pardon of Wm. Riley.

House File No. 215, An act for the extension of the limits of cities of the first and second class.

House File No. 26, An act to relieve corporations engaged in manufacturing from double taxation in certain cases.

House File No. 423, An act authorizing the construction of sewers for State buildings through streets and alleys of incorporated cities, or cities acting under special charters.

House File No. 107, An act to amend section 1822, chapter 9, title 12 of the Code of 1873.

House File No. 94, An act to amend section 2975 of the Code, relating to garnishment proceedings.

Joint Resolution and Memorial relative to locating land by the several counties of this State.

Joint Resolution in relation to the pardon of William Riley.

Joint Resolution proposing to amend the Constitution so as to prohibit the manufacture and sale of intoxicating liquor as a beverage within this State.

W. V. LUCAS, *Chief Clerk.*

UNFINISHED BUSINESS.

Joint Resolution proposing to amend section 11, article 1 of the Constitution, with report of committee recommending indefinite postponement, was taken up and considered.

The question being on the adoption of the committee's report, the yeas and nays were demanded.

The yeas were:

Senators Chasc, Gaylord, Haines, Harmon, Harned, Hebard, Hemenway, Henderson, Johnson of Mahaska, Kimball, Larrabee, Lawrence, Merrell, Patterson, Shelley, Shrader, and Wilson—17.

The nays were:

Senators Arnold, Clark, Dashiell, Ford, Foster, Garber, Gillett, Greenlee, Ham, Hartshorn, Johnson of Winneshiek, Keller, Madson, Meyer, Nichols of Benton, Nielander, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Woolson, Wright, and Young—25.

Absent or not voting:

Senators Boling, Goodykoontz, Hanna, Hedges, Lewellen, Mitchell, Nichols of Guthrie, and Tirrill—8.

So the report of the committee was not adopted.

Senator Traverse moved that the rule be suspended, and the Joint Resolution be considered engrossed, and read a third time now, which motion prevailed, and the Joint Resolution was read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Ham, Hartshorn, Kimball, Madson, Meyer, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Woolson, Wright, and Young—24.

The nays were:

Senators Chase, Greenlee, Haines, Harmon, Harned, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Merrell, Nichols of Benton, Nielander, Shelley, Shrader, and Wilson—19.

Absent or not voting:

Senators Boling, Hanna, Hedges, Lewellen, Mitchell, Nichols of Guthrie, and Tirrill—7.

So the Joint Resolution was lost.

Senator Greenlee moved to reconsider the vote by which the Joint Resolution was lost.

Senator Merrell moved to lay the motion on the table.

On the question the yeas and nays were demanded.

The yeas were:

Senators Chase, Goodykoontz, Haines, Harmon, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Merrell, Nichols of Benton, Nielander, Shelley, Shrader, Wilson, and Young—18.

The nays were:

Senators Arnold, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Greenlee, Ham, Hartshorn, Kimball, Lawrence, Madson, Meyer, Patterson, Prizer, Russell of Greene, Russell of Jones, Traverse, Wall, Webb, Woolson, and Wright—24.

Absent or not voting:

Senators Boling, Hanna, Harned, Hedges, Lewellen, Mitchell, Nichols of Guthrie, and Tirrill—8.

So the motion was lost.

The question recurring on the motion to reconsider, the same prevailed.

Senator Greenlee moved to reconsider the vote by which the eleventh rule was suspended.

The motion prevailed.

The question recurring on the suspension of the eleventh rule, the same did not prevail.

The Joint Resolution was ordered engrossed.

Senator Haines moved to suspend the rule restricting Senators to five minutes speeches.

The motion was lost.

Joint Resolution proposing to amend section 1, article 2, and section 4, article 3, of the Constitution, with report of committee recommending indefinite postponement, was taken up and considered, and the report of the committee was adopted.

Joint Resolution proposing to amend section 4, article 3 of the Constitution, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Hartshorn it was passed on file.

Joint Resolution proposing to amend the Constitution relative to woman suffrage, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Arnold the time for adjournment was extended five minutes.

The question being on the engrossment of the Joint Resolution, the yeas and nays were demanded.

The yeas were:

Senators Clark, Dashiell, Ford, Garber, Gillett, Goodykoontz, Hemenway, Johnson of Mahaska, Kimball, Madson, Meyer, Russell of Jones, Traverse, Wall, Webb, Wilson, Woolson, and Young—18.

The yeas were:

Senators Arnold, Chase, Foster, Gaylord, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Henderson, Johnson of Winneshie, Keller, Larrabee, Lawrence, Merrell, Nichols of Benton, Niellander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, and Wright—25.

Absent or not voting:

Senators Boling, Hanna, Hedges, Lewellen, Mitchell, Nichols of Guthrie, and Tirrill—7.

So the Joint Resolution was lost on engrossment.

At 12:05 o'clock P. M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

Senate met pursuant to adjournment, and was called to order by President Campbell.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Memorial and Joint Resolution relative to securing to the State of Iowa patents for certain lands granted to said state to aid in the construction of a certain railroad.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

UNFINISHED BUSINESS.

Joint Resolution proposing to amend the Constitution, making women eligible to seats in the Legislature, with report of committee recommending it do pass, was taken up and considered.

Lost on engrossment.

Joint Resolution proposing to amend section 1, article 11 of the Constitution, enlarging the jurisdiction of justices of the peace, with report of committee recommending it do pass, was taken up and considered.

By unanimous consent, House Joint Resolution relative to the same subject was substituted for the one under consideration.

The amendments recommended by the committee to the substitute were adopted.

The question being on the engrossment of the Joint Resolution, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Harned, Hemenway, Henderson, Keller, Kimball, Lawrence, Madson, Meyer, Nielander, Prizer, Russell of Jones, Shrader, Wall, Webb, Wilson, Wright, and Young—27.

The nays were:

Senators Foster, Haines, Hartshorn, Johnson of Mahaska, Larrabee, Merrell, Nichols of Benton, Patterson, Russell of Greene, Traverse, and Woolson—11.

Absent or not voting:

Senators Boling, Ham, Hanna, Harmon, Hebard, Hedges, Johnson of Winneshiek, Lewellen, Mitchell, Nichols of Guthrie, Shelley, and Tirrill—12.

So the Joint Resolution was ordered engrossed.

BILLS ON SECOND READING.

House File No. 390, a bill for an act providing for the carrying into effect of section 3, article 10 of the Constitution of the State of Iowa, in reference to revising and amending the Constitution of the State, with report of committee recommending amendments, and that it do pass, was taken up, considered, and the amendments were adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartsborn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Traverse, Wall, Webb, Wilson, Woolson, and Wright—39.

The nays were—None.

Absent or not voting:

Senators Boling, Ham, Hanna, Hedges, Johnson of Winneshiek, Lewellen, Mitchell, Nichols of Guthrie, Shelley, Tirrill, and Young—11.

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

Joint Resolution proposing to amend the Constitution relative to the publication of amendments thereto, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senator Harmon moved the reconsideration of the vote by which the Joint Resolution proposing to amend the Constitution relative to grand juries, was ordered engrossed.

The motion prevailed.

Senator Harmon moved to recommit the Joint Resolution to the Committee on Judiciary.

Agreed to.

RESOLUTION.

By leave, Senator Harmon introduced a Joint Resolution proposing to amend the Constitution so as to allow women to vote on all school questions.

Read a first and second time and considered.

Senator Arnold moved to strike from the resolution the words, "for all officers and on all questions relating to the educational interests of the State."

Senator Merrell moved to refer the resolution to the Committee on Constitutional Amendments.

The motion was lost.

The question recurring on the motion of Senator Arnold to amend, the same prevailed.

The question being on the engrossment of the Joint Resolution, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Clark, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Hartshorn, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Madson, Meyer, Nichols of Benton, Prizer, Russell of Jones, Traverse, Wall, Webb, Wilson, and Woolson—23.

The nays were:

Senators Chase, Gaylord, Haines, Ham, Harned, Hebard, Hemenway, Henderson, Keller, Larrabee, Merrell, Nielander, Patterson, Russell of Greene, Shrader, Wright, and Young—17.

Absent or not voting:

Senators Boling, Hanna, Harmon, Hedges, Lawrence, Lewellen, Mitchell, Nichols of Guthrie, Shelley, and Tirrill—10.

So the Joint Resolution was ordered engrossed.

BILLS ON THIRD READING.

Substitute for House File No. 86, and Senate File No. 51, a bill for an act to repeal section 506, of chapter 10, title 4 of the Code, relating to the powers and duties of mayors, marshals, and policemen of cities and incorporated towns, and enact a substitute therefor, was taken up and considered.

The House having refused to concur in the Senate amendment, and the question being, shall the Senate recede? the yeas and nays were demanded.

The yeas were:

Senator Hartshorn—1.

The nays were:

Senators Arnold, Clark, Dashiell, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Wall, Webb, Wilson, Woolson, Wright, and Young—36.

Absent or not voting:

Senators Boling, Chase, Ford, Ham, Hanna, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Shelley, Tirrill, and Traverse—13.

So the Senate refused to recede.

Senator Wright moved that a Committee of Conference relative to House File No. 86 and Senate File No. 51 be appointed.

The motion prevailed.

Senator Russell of Jones moved that the Senate take up bills on second reading.

The motion was lost.

Senate File No. 129, a bill for an act repealing section 180 of the Code, relating to rules of court, was taken up.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Foster, Garber, Gillett, Haines, Harmon, Harned, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Merrell, Meyer, Nielander, Prizer, Russell of Greene, Russell of Jones, Traverse, Webb, and Wilson—25.

The nays were:

Senators Gaylord, Ham, Hartshorn, Johnson of Winneshiek, Larrabee, Lawrence, Madson, Patterson, Shrader, Wall, Woolson, Wright, and Young—13.

Absent or not voting:

Senators Boling, Goodykoontz, Greenlee, Hanna, Hebard, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Shelley, and Tirrill—12.

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

Senate File No. 1, a bill for an act to amend sections 2077, 2078, 2080, 3061 and 3106 of the Code, relating to the rate of interest, was taken up.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Clark, Dashiell, Garber, Gaylord, Greenlee, Ham, Harmon, Hartshorn, Hemenway, Kimball, Larrabee, Madson, Merrell, Russell of Greene, Shrader, Traverse, Wall, Webb, Woolson, Wright, and Young—22.

The nays were:

Senators Chase, Ford, Foster, Gillett, Goodykoontz, Haines, Harned, Hebard, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Lawrence, Meyer, Nielander, Patterson, Prizer, Russell of Jones, and Wilson—19.

Absent or not voting:

Senators Boling, Hanna, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Shelley, and Tirrill—9.

So the bill was lost.

Substitute for Senate File No. 196, a bill for an act to provide for the further enforcement of chapters 80 and 188, of the acts of the Seventeenth General Assembly, in relation to construction and attachment of fish-ways to dams, was taken up.

On the question, shall the bill pass?

The yeas were:

Senators Clark, Foster, Garber, Gaylord, Goodykoontz, Harmon, Hartshorn, Hemenway, Henderson, Kimball, Madson, Nielander, Russell of Greene, Russell of Jones, Shrader, Traverse, Wall, Webb, and Young—19.

The nays were:

Senators Arnold, Chase, Dashiell, Ford, Gillett, Greenlee, Haines, Ham, Harned, Hebard, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Merrell, Meyer, Patterson, Prizer, Wilson, Woolson, and Wright—21.

Absent or not voting:

Senators Boling, Hanna, Hedges, Lawrence, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Shelley, and Tirrill—10.

So the bill was lost.

MESSAGE FROM THE HOUSE.

MR. PRESIDENT—I am directed by the House of Representatives to recall from the Senate—

Senate File No. 309, a bill for an act to provide for the payment of

the expenses in defending actions relating to the title of the State school lands.

W. V. LUCAS, *Chief Clerk.*

Ordered passed on file.

House File No. 189, a bill for an act in relation to jury trials in cases for violations of ordinances of cities of the second class, was taken up.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Ford, Gillett, Greenlee, Haines, Ham, Hartshorn, Hebard, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Merrell, Meyer, Nielander, Patterson, Prizer, Russell of Jones, Traverse, Wall, Webb, Wilson, and Woolson—26.

The nays were:

Senators Dashiell, Foster, Garber, Gaylord, Goodykoontz, Harmon, Harned, Hemenway, Henderson, Keller, Madson, Russell of Greene, Shrader, Wright, and Young—15.

Absent or not voting:

Senators Boling, Hanna, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Shelley, and Tirrill—9.

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

Senate File No. 254, a bill for an act to repeal section 1722 of the Code of 1873, and to provide a substitute therefor, in relation to the meetings of the boards of school directors in district townships, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—39.

The nays were:

Senator Dashiell—1.

Absent or not voting:

Senators Boling, Foster, Hanna, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Shelley, and Tirrill—10.

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

Senate File No. 212, a bill for an act to amend section 8 of chapter 77, acts of the Seventeenth General Assembly, in relation to collection of the funds to pay the salaries and current expenses of the Railroad Commissioners, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nielan-

der, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Webb, Wilson, Wright, and Young—36.

The nays were:

Senators Traverse, Wall, and Woolson—3.

Absent or not voting:

Senators Boling, Foster, Goodykoontz, Hanna, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Shelley, and Tirrill—11.

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

REPORTS OF COMMITTEES.

Senator Young, from the Committee on Railroads, submitted the following report:

MR. PRESIDENT—Your Committee on Railroads, to whom was referred Senate File No. 234, a bill for an act to facilitate business with railroad and sleeping car companies running or operating sleeping cars on lines terminating in this State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

YOUNG, *Chairman*.

Ordered passed on file.

Senator Kimball, from the Committee on Suppression of Intemperance, submitted the following report:

MR. PRESIDENT—Your Committee on Suppression of Intemperance, to whom was referred Senate File No. 207, a bill for an act to amend section 456 of the Code, granting to cities and towns power to prevent and punish drunkenness, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

AARON KIMBALL, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

Substitute for House File No. 177, a bill for an act to amend chapter 13, title 12 of the Code, in relation to the State Library, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Traverse, Wall, Wilson, Woolson, Wright, and Young—37.

The nays were:

Senators Clark, and Webb—2.

Absent or not voting:

Senators Boling, Gillett, Hanna, Hartshorn, Hedges, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Shelley, and Tirrill—11.

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

Senate File No. 249, a bill for an act to amend chapter 123, laws of the Seventeenth General Assembly, relative to publication and distribution of laws, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Clark, Ford, Foster, Garber, Gillett, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Lawrence, Madson, Merrell, Meyer, Nichols of Benton, Nielander, Prizer, Russell of Greene, Russell of Jones, Shrader, Wall, Webb, Wilson, Woolson, Wright, and Young—33.

The nays were:

Senators Chase, Dashiell, Goodykoontz, Greenlee, Johnson of Winneshiek, and Patterson—6.

Absent or not voting:

Senators Boling, Gaylord, Hanna, Hedges, Larrabee, Lewellen, Mitchell, Nichols of Guthrie, Shelley, Tirrill and Traverse—11.

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

Senate File No. 64, a bill for an act establishing a dental department to the medical department of the State University, with report of committee recommending substitute, and that it do pass, was taken up and considered.

Senator Haines moved to strike from line 4, section 1 of the substitute, the word "directed" and insert in lieu thereof the word "permitted."

The motion prevailed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Mr. Wm. H. Fleming:

STATE OF IOWA,)
EXECUTIVE DEPARTMENT.)
DES MOINES, March 15, 1880.)

MR. PRESIDENT—I am instructed by the Governor to inform the honorable the Senate that he has approved, and deposited in the office of the Secretary of State the following:

Senate File No. 91, An act repealing chapter 101, acts of the Sixteenth General Assembly, and chapter 124, acts of the Seventeenth General Assembly, relating to barbed-wire fences, and amending section 1507 of the Code of 1873.

Substitute for Senate File No. 120, An act requiring boards of

supervisors in certain cases to pay to cities of the first class a portion of the county bridge fund.

Senate File No. 121, An act to amend section 1, chapter 80 of the acts of the Sixteenth General Assembly, in relation to the powers and duties of boards of supervisors.

Senate File No. 146, An act to legalize the action of boards of directors of district townships in holding meetings outside of the limits of their respective district townships.

Senate File No. 179, An act to legalize the incorporation of the town of Anita, Cass county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

Senate File No. 244, An act to legalize the proceedings of the town council of the town of Corning, Adams county, Iowa, held on the 5th day of February, 1878, vacating a certain alley in said town.

Substitute for Senate File No. 272, An act to legalize the acts of the Keokuk Water-works, of Keokuk, Iowa.

Senate File No. 79, An act to amend section 925, chapter 1, title 7 of the Code, relating to public highways.

Senate File No. 211, An act to enable school districts, or district townships, to issue bonds for the purpose of funding judgment indebtedness now existing, addition to Code, chapter 9, title 12, of the system of common schools.

Senate File No. 247, An act to amend section 488 of the Code of 1873, in relation to the use of the highway tax of incorporated towns and cities in certain cases.

WM. H. FLEMING,
Private Secretary.

Ordered passed on file.

UNFINISHED BUSINESS.

Senator Hanna moved to add to section 1 of the bill under consideration the following: "But no money shall be appropriated out of the funds of the University for the support of the proposed dental department."

The motion prevailed.

On motion of Senator Haines the 3d section of the substitute was stricken therefrom.

Senator Hebard moved to strike from the substitute the word "University," and insert in lieu thereof the words "Agricultural College."

Senator Merrell moved that Senate File No. 64 and the substitute be laid on the table, and on the question the yeas and nays were demanded.

The yeas were:

Senators Chase, Clark, Dashiell, Ford, Gaylord, Greenlee, Haines, Ham, Harned, Hebard, Keller, Merrell, Meyer, Nielander, Patterson, Prizer, Russell of Jones, Traverse, Wall, Webb, and Young—21.

The nays were:

Senators Arnold, Foster, Garber, Gillett, Goodykoontz, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek,

Kimball, Larrabee, Madson, Russell of Greene, Shrader, Wilson, and Wright—17.

Absent or not voting:

Senators Boling, Hanna, Harmon, Hedges, Lawrence, Lewellen, Mitchell, Nichols of Benton, Nichols of Guthrie, Shelley, Tirrill, and Woolson—12.

So the motion to lay on the table prevailed.

Senate File No. 127, a bill for an act establishing a geological and natural history survey of Iowa and the work and purpose thereof, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House Concurrent Resolution relative to the State University Visiting Committee visiting the State Historical Society, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 98, a bill for an act to regulate the practice of pharmacy and the sale of medicines and poisons, with report of committee recommending it do pass, was taken up and considered.

Senator Kimball moved that the bill be made a special order for Friday next at 2 o'clock P. M.

The motion was lost.

On the question, shall the bill be engrossed? the yeas and nays were demanded.

The yeas were:

Senators Arnold, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Harmon, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Merrell, Meyer, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Shrader, Wall, Webb, and Wright—29.

The nays were:

Senators Clark, Haines, Harned, Larrabee, Madson, Russell of Jones, Traverse, and Wilson—9.

Absent or not voting:

Senators Boling, Chase, Ham, Hanna, Hedges, Lawrence, Lewellen, Mitchell, Nichols of Guthrie, Shelley, Tirrill, Woolson, and Young—12.

So the bill was ordered engrossed.

On motion of Senator Meyer the Senate, at 5:50 o'clock P. M., adjourned.

SENATE CHAMBER.)
DES MOINES, IOWA, March 18, 1880. }

Senate met pursuant to adjournment, and was called to order by the President.

Prayer by Rev. Mr. Lucas.

Journal of yesterday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following Memorial and Joint Resolution, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Memorial and Joint Resolution relative to securing to the State of Iowa the patents for certain lands granted to said State to aid in the construction of certain railroads.

Also:

House File No. 398, a bill for an act to encourage normal training.

House File No. 245, a bill for an act to amend sections 3072, chapter 2, title 28 of the Code, relating to exemptions.

Substitute for House Files Nos. 76, and 343, a bill for an act to amend section 1114 of the Code, prohibiting gambling, horse-racing, and the sale of intoxicating liquors at agricultural fairs, so as to apply to State fairs.

Substitute for House File No. 440, a bill for an act to repeal sections 2171, 2172, 2173, 2175, 2176 and 4088 of the Code, and enact a substitute therefor, in relation to common carriers, warehousemen, wharfingers, and other persons engaged in transporting or storing property for others, and providing a penalty for violations of its provisions.

Also:

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

House File No. 178, a bill for an act to amend chapter 149 of the acts of the Sixteenth General Assembly, entitled, An act relating to the support of the poor.

House File No. 204, a bill for an act to amend section 824 of the Code.

House File No. 267, a bill for an act to amend section 831, chapter 1, title 6 of the Code of Iowa, in relation to the boards of equalization.

House File No. 299, a bill for an act to amend section 602 of the Code, in relation to the registration of voters.

House File No. 233, a bill for an act to amend sections 2, 3, 5, 6

and 9, chapter 100 of the laws of the Sixteenth General Assembly, in relation to giving a mechanic's lien for board of men and teams.

Has also passed without amendment Senate File No. 71, a bill for an act to amend section 2741 of the Code, in relation to the trial and appeal of ordinary actions.

Senate File No. 85, a bill for an act to to amend chapter 9, title 12 of the Code of 1873, providing for calling, in certain contingencies, meetings of school districts.

W. V. LUCAS, *Clerk.*

INTRODUCTION OF BILLS.

By Senator Traverse, by leave, Senate File No. 290, a bill for an act to legalize the incorporation of the town of Bentonsport, Van Buren county, Iowa.

Read a first and second time, and by consent taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Dashiell, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Wineshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—42.

The nays were—None.

Absent or not voting:

Senators Arnold, Ford, Ham, Hanna, Harned, Lewellen, Nichols of Guthrie, and Shelley—8.

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

By the Committee on Ways and Means, Senate File No. 291, a bill for an act requiring boards of supervisors to make settlements with county treasurers at each of their regular meetings in January, April, June and September.

Read a first and second time and passed on file.

By Senator Webb, by leave, Senate File No. 292, a bill for an act to amend section 5, chapter 123, acts of the Sixteenth General Assembly, relating to taxes in aid of railroads.

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

RESOLUTION.

Senator Young offered the following:

WHEREAS, The State is in search for a location for the Girls' Department of the Reform School; and

WHEREAS, A committee has been appointed to examine and report upon locations for the same; and

WHEREAS, The citizens of the city of Winterset and Madison county are prepared to make the State a liberal and definite proposition for the location of said institution near the city of Winterset; therefore

Be it resolved by the Senate, the House concurring, That the Joint Committee heretofore appointed to examine and report upon locations for the said institution be and are hereby instructed to visit the said city of Winterset for the purpose of examining the site proposed to be donated to the State at or near said city, and to report upon the desirability of such location and the advisability of accepting or rejecting the proposition offered by said city of Winterset and county of Madison.

Senator Chase moved to amend the resolution by inserting the word "Eldora" after the word "Winterset."

Senator Kimball moved to amend the amendment by adding after the word "Eldora" the words "and Decorah."

The motion did not prevail.

The question recurring on the amendment of Senator Chase, the same was lost.

Senator Johnson of Winneshiek moved to add the following to the resolution:

"And said committee is further instructed to visit Davenport and report upon the advisability of using the property heretofore occupied as a Soldiers' Orphans' Home for the Girls' Department of the Reform School."

On motion of Senator Gillett the resolution and the amendments pending were passed on file, to be considered with the report of the Special Committee to visit the Reform School.

The time having arrived for consideration of the special order, Senator Wilson moved that its consideration be deferred until the reports of Standing Committees be received.

The motion did not prevail.

SPECIAL ORDER.

The special order, it being the various appropriation bills, was taken up.

Substitute for Senate File No. 181, a bill for an act making appropriations for the improvement of the Penitentiary at Fort Madison, and House File No. 538, relative to the same matter, with report of committee recommending they do pass, were taken up and considered together, and the report of the committee on House File No. 538, on motion of Senator Arnold, was adopted.

Senator Arnold moved to add to section 1 the words: "*Provided*, that not to exceed one-half of the amount hereby appropriated shall be drawn during the year 1880."

Senator Chase moved to add to the amendment: "And only upon the filing of vouchers for the expenditures actually made when the money is proposed to be drawn.

On the question the yeas and nays were demanded.

The yeas were:

Senators Chase, Clark, Garber, Gaylord, Greenlee, Johnson of Winneshiek, Madson, Merrell, Mitchell, Nichols of Benton, Webb, and Wilson—12.

The nays were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Gillett, Goodykoontz, Haines, Ham, Harmon, Hartshorn, Hebard, Hedges, Henderson, Keller, Kimball, Larrabee, Meyer, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Wall, Woolson, Wright, and Young—28.

Absent or not voting:

Senators Hanna, Harned, Hemenway, Johnson of Mahaksa, Lawrence, Lewellen, Nichols of Guthrie, Russell of Greene, Shelley, and Traverse—10.

So the amendment was lost.

The question recurring on the motion of Senator Arnold to amend, the motion prevailed.

On motion of Senator Merrell the word "Journal," in the publication clause, was stricken therefrom, and the word "Leader" was inserted in lieu thereof.

Senator Arnold moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Russell of Jones moved to strike from the bill the words and figures "five hundred dollars (\$500.00)" and insert in lieu thereof the words and figures "two hundred and fifty dollars (\$250.00)."

The motion was lost.

The question recurring on the motion of Senator Arnold that the rule be suspended, the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—43.

The nays were—None.

Absent or not voting:

Senators Gaylord, Hanna, Johnson of Mahaska, Johnson of Winneshiak, Lewellen, Nichols of Guthrie, and Shelley—7.

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

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Memorial and Joint Resolution relative to securing to the State of Iowa the patents for certain lands granted to said State to aid in the construction of a certain railroad.

Substitute for Senate Files Nos. 65, 66 and 52, An act to provide for the stereotyping, publishing and sale of the Supreme Court Re-

ports, and to repeal sections 155, 156, 157 and 160 of the Code, and to fix the salary of the Supreme Court Reporter.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

Substitute for Senate File No. 205, a bill for an act making appropriation for the College for the Blind, and to amend section 1675 of the Code, was taken up, read a first and second time and considered, with the recommendation of the committee that it do pass.

On motion of Senator Foster line 1, section 4 was amended by striking therefrom the word "cover" and the first syllable of the word "into," and inserting in lieu thereof the word "return."

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—45.

The nays were—None.

Absent or not voting:

Senators Hanna, Johnson of Winneshiek, Lewellen, Nichols of Guthrie, and Shelley—5.

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

Substitute for House File No. 397, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant, with report of committee recommending that the Senate bill on the same subject be substituted, was taken up and considered, and the recommendations of the committee were adopted.

On motion of Senator Arnold the figures "6,000" were stricken from line 4, and the figures "5,000" inserted in lieu thereof.

On motion of Senator Arnold line 14 was stricken from the bill, and the words, "and contingent fund" were inserted after the word "repairs," in the 13th line.

On motion of Senator Johnson of Winneshiek the words "for the Hospital for the Insane at Mt. Pleasant" were inserted after the word "appropriations," in line 2.

On motion of Senator Larrabee the words "providing that not to exceed one half of the amount hereby appropriated shall be drawn during the year 1880" were added to section 2.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—45.

The nays were—None.

Absent or not voting:

Senators Foster, Hanna, Lewellen, Nichols of Guthrie, and Shelley—5.

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

Substitute for House File No. 212, a bill for an act making appropriations for the Boys' Reform School at Eldora, with report of committee recommending amendments, and that it do pass, was taken up and considered.

On motion of Senator Haines the words "for the Boys' Reform School at Eldora" were inserted after the word "appropriations," in line 2, section 1.

On motion of Senator Kimball the abbreviation "etc." was stricken from section 1.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—46.

The nays were—None.

Absent or not voting:

Senators Hanna, Lewellen, Nichols of Guthrie, and Shelley—4.

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

Senate File No. 243, a bill for an act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs, with report of committee recommending a substitute, and that it do pass, was taken up and considered.

Senator Greenlee moved that the bill be passed on file and printed.

The motion was lost.

The substitute was adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Harned, Harts-

horn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Wall, Webb, Wilson, Woolson, Wright, and Young—41.

The nays were—None.

Absent or not voting:

Senators Greenlee, Hanna, Johnson of Winneshiek, Keller, Kimball, Lewellen, Nichols of Guthrie, Shelley, and Traverse—9.

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

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

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

House File No. 410, a bill for an act to provide for the compilation and publication of the road laws and distribution of the same.

Has passed without amendment Senate File No. 30, a bill for an act to prohibit the furnishing or giving, or offering to give, intoxicating liquors, including ale, wine and beer, to voters at or within one mile of the polls on election day.

Senate File No. 269, a bill for an act providing for the payment of certain companies of the State militia, for services rendered in preventing anticipated riots in the year 1877.

Joint Resolution relative to memorializing members of Congress concerning legislation on patent rights.

Have concurred in Senate amendments to House File No. 372, a bill for an act to legalize the acts and incorporation of the Springdale Mutual Fire Insurance Company, of Cedar county, Iowa.

House File No. 390, a bill for an act providing for the carrying into effect section 3, article 10 of the Constitution of the State of Iowa in reference to revising and amending the Constitution of the State.

W. V. LUCAS, *Clerk*.

BILLS ON SECOND READING.

Substitute for House File No. 353, a bill for an act making appropriations for the Iowa Hospital for the Insane at Independence, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Harmon the following was added to section 1:

“For constructing a reservoir the sum of \$5,000, or so much thereof as may be necessary; provided that the sum appropriated for this purpose shall be under the control of the Executive Council, and shall not be expended or drawn from the State treasury if sufficient water is obtained by the construction of the well provided for in this act. And *provided further*, that if in the opinion of the council an artesian well can be obtained by using any portion of the sum appropriated for this

purpose, the council may order the construction of such a well, and the sum hereby appropriated for the reservoir, or so much thereof as may be necessary, may be used in the construction of such artesian well."

Senator Harmon moved to amend by inserting after the word "act," in section 4, the words, "for finishing and furnishing sections 3 and 4 of the south wing."

The motion prevailed.

On motion of Senator Larrabee the words "contingent fund" were stricken from line 8, section 1.

On motion of Senator Arnold section 1 was amended by adding thereto the following: "*Provided*, That not to exceed one-half of the amount therein appropriated shall be drawn during the year 1880."

On motion of Senator Larrabee the figures "1,000" were stricken from line 12, and the figures "2,200" were inserted in lieu thereof.

On motion of Senator Ham the words "Iowa State Register" were stricken from the bill and the words "Buchanan County Bulletin" were inserted.

On motion of Senator Haines the time for adjournment was postponed until the pending bill was disposed of.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartsborn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Shrader, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—41.

The nays were—None.

Absent or not voting:

Senators Dashiell, Hanna, Johnson of Winneshiek, Lewellen, Nichols of Guthrie, Russell of Greene, Russell of Jones, Shelley, and Tirrill—9.

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

At 12:02 o'clock P. M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

The Senate met pursuant to adjournment, and was called to order by President Campbell.

Senator Larrabee moved a reconsideration of the vote by which Senate File No. 190 was lost, and that the motion pass on file.

REPORTS OF COMMITTEES.

Senator Boling, from the Committee on Penitentiaries, submitted the following report:

MR. PRESIDENT—Your Committee on Penitentiaries, to whom was referred House File No. 305, a bill for an act to equalize the good time that may be earned by convicts at the Penitentiaries, amendatory to section 4754 of the Code, and of chapter 43 of the general and public laws of the Fourteenth General Assembly, and chapter 187 of the acts of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

S. M. BOLING, *Chairman*.

Ordered passed on file.

Senator Gaylord, from the Committee on Printing, submitted the following report:

MR. PRESIDENT—Your Committee on Printing, to whom was referred Senate File No. 238, a bill for an act to repeal section 307, chapter 2, title 4 of the Code of 1873, and enact a substitute therefor, in relation to the publication of the proceedings of boards of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Printing, to whom was referred House File No. 530, a bill for an act relating to the publishing of the schedule provided for in section 304 of the Code of 1873, of the proceedings of the board of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the bill be indefinitely postponed.

GAYLORD, *Chairman*.

Ordered passed on file.

Senator Wilson, from the Committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your Committee on Compensation of Public Officers, to whom was referred substitute for House Files Nos. 192, 35 and 55, a bill for an act to repeal sections 3788 and 3789 chapter 2, title 23, Code, in relation to the compensation of sheriff, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be amended by inserting after the word "grand," in the 17th line of section 1, the words "or trial"; also, by striking out the word "on," after the word "plaintiff," in the 38th line of said section; and inserting the word "in" in lieu thereof; also, by adding after the word "and," in the 50th line of said section, and before "convicts," the word "such," and by adding after the word "convicts," in said line, the words "insane or other prisoners." That said amendments be adopted and that the bill do pass.

W. M. WILSON, *Chairman*.

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred House File No. 380, a bill for an act in relation to the formation of independent school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with recommendation that all of said House bill be stricken out after the enacting clause, and that the accompanying amendment be substituted in lieu thereof, and that when amended that it do pass.

JOHN MEYER, *Chairman.*

Ordered passed on file.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 162, a bill for an act to regulate admission to practice as attorneys and counselors in the courts of this State, beg leave to report that they have had the same under consideration and a majority of said committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House File No. 179, a bill for an act to amend section 969 of the Code, in regard to working roads and highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate without recommendation.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 497, a bill for an act to legalize judgments in certain cases, beg leave to report that they have had the same under consideration and a majority of said committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 155, a bill for an act to amend section 4713, chapter 55, title 25 of the Code, relating to presentation by the Governor to the General Assembly of applications for pardon, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, and that the accompanying bill on the same subject do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House File No. 261, a bill for an act to legalize the acts of the township trustees of Spaulding township, Union county, Iowa, beg leave to report that they have had the same under consid-

eration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 265, a bill for an act to legalize the incorporation of the town of Hopkinton, Delaware county, Iowa, the election of its officers, ordinances passed by its council, and the other official acts by said council, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 84, a bill for an act to give boards of supervisors the right to improve the highways in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking the word "citizen" out of line 4 of the bill, and inserting in lieu thereof the words "one-third of the resident freeholders"; and that when so amended it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 542, a bill for an act legalizing the incorporation of the town of Sheffield, Franklin county, Iowa, and legalizing certain acts of said incorporation, extending the incorporated limits of said town, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, and that the accompanying bill on the same subject do pass.

GEO. F. WRIGHT, *Chairman pro tem.*

Ordered passed on file.

Senator Gillett, from the Committee on Orphans' Home, submitted the following report:

MR. PRESIDENT—Your Committee on Orphans' Home, to whom was referred substitute for House File No. 274, a bill for an act in regard to soldiers' orphans, and to further provide for the proper care of indigent children, and amendatory to chapter 4, title 12 of the Code, and section 2, chapter 94 of the acts of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

GILLETT, *Chairman.*

Ordered passed on file.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred House File No. 467, a bill for an act to amend sections 159 and 1900 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back

to the Senate with the recommendation that the bill be amended by striking out all of the first section after the enacting clause, and that the amendments be adopted, and that the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred House File No. 340, a bill for an act to appropriate funds, and to erect and furnish buildings for the Soldiers' Orphans' Home and Home for Indigent Children, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that section 1 be amended as follows: Add to section 1, "*Provided*, That not more than one half the sum above appropriated shall be drawn during the year 1880," and that the amendment be adopted, and when adopted that the bill do pass.

ARNOLD, *Chairman*.

Ordered passed on file.

Senator Patterson, from the Committee on Agricultural submitted the following report:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 219, a bill for an act to amend chapter 4, title 9 of the Code of 1873, relative to district and county agricultural societies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 184, a bill for an act to prevent the spread of cockle burs, Canada and other thistles, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the bill be amended by adding after the word "cockle burs," in the third, sixth, and seventh lines, the words "stamp fall weed." Strike out section 3, and amend section 4 by adding in the third line, after the word "thistles," the words "stamp fall weed" and that the bill as then amended do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File No. 65, a bill for an act to amend chapter 70 of the acts of the Sixteenth General Assembly, relating to the adoption of the herd law, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

JOHN PATTERSON, *Chairman*.

Ordered passed on file.

Senator Ford, from the Committee on Banks, submitted the following report:

MR. PRESIDENT—Your Committee on Banks, to whom was referred Senate File No. 274, a bill for an act to amend chapter one (1), of title nine (9) of the Code of 1873, creating double liability of stockholders

or shareholders in corporations hereafter organized under said chapter one (1) aforesaid, for the transacting a banking business, buying or selling exchange, receiving deposits of money, or discounting notes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the word "hereafter," in the title and in the ninth line of section one (1), and that when so amended that it do pass.

FORD, *Chairman.*

Ordered passed on file.

Senator Russell of Jones moved a reconsideration of the vote by which Senate File No. 1 was lost, and that the motion pass on file.

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Substitute for Senate Files Nos. 65, 66 and 52, An act to provide for the stereotyping, publishing and sale of the Supreme Court reports, and to repeal sections 155, 156, 157 and 160, chapter 4, title 3 of the Code, and to fix the salary of the Supreme Court Reporter.

W. V. LUCAS, *Chief Clerk.*

Ordered passed on file.

The President announced the appointment of the following Conference Committee relative to House File No. 86 and Senate File No. 51: Senators Wright, Chase, and Johnson of Mahaska.

SPECIAL ORDER.

The special order, it being the various appropriation bills pending at the hour of adjournment, was taken up.

Senate File No. 266, a bill for an act making appropriations for the maintenance of the Normal School at Cedar Falls, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Wilson the words "Cedar Falls" were inserted after the word "teacher," line 2, section 1.

On motion of Senator Hemenway House File No. 451 was substituted for the bill under consideration.

On motion of Senator Hemenway the words "for teachers" were stricken from the bill, and the words "Normal School at Cedar Falls" were inserted in lieu thereof.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shrader, Tirrill, Webb, Wilson, Woolson, and Wright—37.

The nays were:

Senators Clark, Greenlee, Harned, Patterson, Traverse, Wall, and Young—7.

Absent or not voting:

Senators Hanna, Hebard, Johnson of Winneshiek, Lewellen, Russell of Greene, and Shelley—6.

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

Substitute for House File No. 449, a bill for an act making appropriations for the Additional Penitentiary at Anamosa, with report of committee recommending amendments, and that it do pass, was taken up and considered.

The first amendment was lost.

The second and third amendments were agreed to.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—41.

The nays were—None.

Absent or not voting:

Senators Chase, Dashiell, Hanna, Johnson of Winneshiek, Kimball, Lewellen, Nichols of Benton, Russell of Greene, and Shelley—9.

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

Senate File No. 204, a bill for an act making appropriation for the Institution for Feeble-Minded, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Russell of Jones the following was added to section 2: "But not more than half the amount shall be drawn during the year 1880."

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson,

Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—43.

The nays were—None.

Absent or not voting:

Senators Chase, Ham, Hanna, Johnson of Winneshiek, Lewellen, Russell of Greene, and Shelley—7.

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

Substitute for House File No. 227, a bill for an act making appropriations for the Iowa Agricultural College, with report of committee recommending its substitution for Senate File on same subject, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Hebard, Hedges, Hem-enway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Nichols of Benton, Nichols of Guthrie, Nielander, Russell of Jones, Shrader, Tirrill, Webb, Wilson, Woolson, Wright, and Young—32.

The nays were:

Senators Boling, Clark, Harned, Madson, Merrell, Mitchell, Patterson, and Wall—8.

Absent or not voting:

Senators Chase, Hanna, Hartshorn, Johnson of Winneshiek, Lewellen, Meyer, Prizer, Russell of Greene, Shelley, and Traverse—10.

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

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Substitute for Senate Files Nos. 65, 66 and 52, An act to provide for the stereotyping, publishing and sale of the Supreme Court reports, and to repeal sections 155, 156, 157 and 160 of the Code, and to fix the salary of the Supreme Court Reporter.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

Substitute for House File No. 461, a bill for an act providing for an appropriation for the State Fish Hatchery at Anamosa, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Ford the word "brown" was stricken from section 1 of the bill and the word "brook" was inserted in lieu thereof.

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

On the question, shall the bill pass ?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Prizer, Russell of Jones, Shrader, Tirrill, Woolson, and Wright—34.

The nays were:

Senators Chase, Greenlee, Harned, Nichols of Guthrie, Patterson, Traverse, Wall, Webb, Wilson, and Young—10.

Absent or not voting:

Senators Hanna, Hebard, Johnson of Winneshiek, Lewellen, Russell of Greene, and Shelley—6.

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

House File No. 16, a bill for an act to appropriate money to defray expenses incurred in repairing a gun carriage of a 12-pounder Napoleon gun, of Battery F, First Regiment Iowa National Guards, with report of committee recommending it do pass, was taken up and considered.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—44.

The nays were—None.

Absent or not voting:

Senators Hanna, Lewellen, Mitchell, Russell of Greene, Shelley, and Wall—6.

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

Substitute for House File No. 340, a bill for an act to appropriate funds to erect and furnish buildings for the Soldiers' Orphans' Home and Home for Indigent Children, with report of committee recommending amendments, was taken up and considered.

On motion of Senator Haines the preamble of the bill was stricken therefrom.

The report of the committee was adopted.

Senator Greenlee moved that the bill be made a special order for tomorrow.

The motion was lost.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Madison, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Shrader, Tirrill, Webb, Wilson, Woolson, Wright, and Young—34.

The nays were:

Senators Clark, Greenlee, Harned, Hebard, Johnson of Winneshiek, Merrell, Traverse, and Wall—8.

Absent or not voting:

Senators Chase, Dasbiell, Hanna, Hedges, Lewellen, Russell of Greene, Russell of Jones, and Shelley—8.

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

House File No. 467, a bill for an act to amend section 1900 of the Code, relative to the State Historical Society, with report of committee recommending amendments, and that it do pass, was taken up and considered, and the amendments by the committee were adopted.

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

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madison, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shrader, Tirrill, Webb, Woolson, Wright, and Young—38.

The nays were:

Senators Chase, Dashiell, Patterson, Traverse, Wall, and Wilson—6.

Absent or not voting:

Senators Ham, Hanna, Johnson of Mahaska, Lewellen, Russell of Greene, and Shelley—6.

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

House File No. 84, a bill for an act to give county boards of supervisors the right to improve the highways in certain cases, with report of committee recommending it do pass, was taken up and considered.

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

On the question shall the bill pass?

The yeas were:

Senators Arnold, Chase, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Lawrence, Mitchell, Nichols of Benton, Nielander, Shrader, Webb, Wilson, and Young—24.

The nays were:

Senators Boling, Clark, Dashiell, Harned, Hedges, Keller, Larrabee, Madson, Merrell, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Tirrill, and Wall—15.

Absent or not voting:

Senators Greenlee, Hanna, Johnson of Winneshiek, Kimball, Lewellen, Meyer, Russell of Greene, Shelley, Traverse, Woolson, and Wright—11.

So the bill was lost.

Senator Merrell moved to reconsider the vote by which House File No. 84 was lost.

The motion prevailed.

Senator Merrell moved to reconsider the vote by which the eleventh rule was suspended and the bill was put upon its passage.

The motion prevailed.

The bill was then ordered engrossed.

Senator Arnold moved to reconsider the vote by which Senate File No. 196 was lost.

The motion prevailed.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Ham, Harmon, Hartshorn, Hemenway, Henderson, Keller, Kimball, Lawrence, Madson, Meyer, Nichols of Benton, Nie-lander, Patterson, Russell of Jones, Shrader, Traverse, Wall, Webb, and Young—27.

The nays were:

Senators Chase, Dashiell, Greenlee, Haines, Harned, Hebard, Johnson of Mahaska, Johnson of Winneshiek, Larrabee, Merrell, Mitchell, Nichols of Guthrie, Prizer, Tirrill, Wilson, Woolson, and Wright—18.

Absent or not voting:

Senators Hanna, Hedges, Lewellen, Russell of Greene, and Shelley—5.

So the bill passed, and the title was agreed to.

BILLS ON THIRD READING.

Joint Resolution to amend the Constitution relative to women voting at school elections, was taken up and read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Hartshorn, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Madson, Meyer, Nichols of Guthrie, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—27.

The nays were:

Senators Chase, Gaylord, Haines, Ham, Harned, Hebard, Hedges, Hemenway, Henderson, Larrabee, Lawrence, Merrell, Mitchell, Nie-lander, Patterson, Wright, and Young—17.

Absent or not voting:

Senators Hanna, Harmon, Lewellen, Nichols of Benton, Russell of Greene, and Shelley—6.

So the Joint Resolution passed, and the title was agreed to.

Joint Resolution proposing to amend the Constitution to provide for its reference and publication, was taken up and read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Harmon, Harned, Hebard, Henderson, Keller, Kimball, Larrabee, Lawrence, Madson, Meyer, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Wall, and Webb—29.

The nays were:

Senators Foster, Haines, Ham, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Merrell, Mitchell, Nichols of Benton, Traverse, Wilson, Woolson, Wright, and Young—16.

Absent or not voting:

Senators Chase, Hanna, Lewellen, Russell of Greene, and Shelley—5.

So the Joint Resolution passed, and the title was agreed to.

House File No. 98, a bill for an act to regulate the practice of pharmacy and the sale of medicines and poisons, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Ham, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Shrader, Tirrill, Wall, Webb, Woolson, and Wright—33.

The nays were:

Senators Clark, Haines, Harned, Larrabee, Madson, Merrell, Russell of Jones, Traverse, and Wilson—9.

Absent or not voting:

Senators Boling, Chase, Greenlee, Hanna, Lewellen, Russell of Greene, Shelley, and Young—8.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILL.

Senator Ford, by leave, introduced Senate File No. 295, a bill for an act to amend section 2591, chapter 5, title 17 of the Code of 1873, relative to change of place of trial.

Read a first and second time and referred to the Committee on Judiciary.

BILLS ON SECOND READING.

House File No. 261, a bill for an act to legalize the acts of the township trustees of Spaulding township, Union county, Iowa, with re-

port of committee recommending it do pass, was taken up and considered.

Senator Wilson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Gillett, Goodykoontz, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Wright, and Young—36.

The nays were—None,

Absent or not voting:

Senators Foster, Garber, Gaylord, Greenlee, Haines, Hanna, Larrabee, Lewellen, Madson, Nichols of Benton, Russell of Greene, Shelley, Wall, and Woolson—14.

So the bill passed, and the title was agreed to.

Senate File No. 241, a bill for an act for the punishment of persons who knowingly and willfully allow swine to run at large, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Substitute for House File No. 106, a bill for an act to amend section 821 of the Code, in relation to classification of property for assessment, with report of committee recommending it do pass, was taken up and considered.

Senator Haines moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nichols of Guthrie, Patterson, Prizer, Shrader, Tirrill, Wall, Webb, Woolson, Wright, and Young—33.

The nays were:

Senators Chase, Dashiell, Foster, Garber, Greenlee, Harned, Nielander, Russell of Jones, Traverse, and Wilson—10.

Absent or not voting:

Senators Hanna, Hartshorn, Lewellen, Madson, Nichols of Benton, Russell of Greene, and Shelley—7.

So the bill passed, and the title was agreed to.

On motion of Senator Tirrill Senate File No. 293, a bill for an act to legalize the incorporation of the town of Hopkinton, Delaware county, Iowa, was taken up and considered.

Senator Tirrill moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—42.

The nays were—None.

Absent or not voting:

Senators Hanna, Kimball, Lawrence, Lewellen, Russell of Greene, Shelley, Shrader, and Wall—8.

So the bill passed, and the title was agreed to.

Senate File No. 294, a bill for an act to legalize certain ordinances of the town of Hopkinton, Delaware county, Iowa, was taken up and considered.

Senator Tirrill moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—41.

The nays were—None.

Absent or not voting:

Senators Gaylord, Hanna, Hebard, Lawrence, Lewellen, Nichols of Benton, Russell of Greene, Shelley, and Wall—9.

So the bill passed, and the title was agreed to.

Senator Haines moved a reconsideration of the vote by which Joint Resolution proposing to amend article 5 of the Constitution was lost.

The motion prevailed.

Senator Haines then moved that the rule be suspended and the Joint Resolution put upon its passage.

The motion was lost.

Senator Haines moved to refer the Joint Resolution to the Committee on Judiciary.

The motion prevailed.

House File No. 542, a bill for an act legalizing the incorporation of the town of Sheffield, Franklin county, Iowa, and legalizing certain acts of said incorporation extending the corporate limits of said town, with report of committee recommending a substitute, and that it do pass, was taken up and considered and the substitute adopted.

Senator Hemenway moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

port of committee recommending it do pass, was taken up and considered.

Senator Wilson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Gillett, Goodykoontz, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Wright, and Young—36.

The nays were—None,

Absent or not voting:

Senators Foster, Garber, Gaylord, Greenlee, Haines, Hanna, Larrabee, Lewellen, Madson, Nichols of Benton, Russell of Greene, Shelley, Wall, and Woolson—14.

So the bill passed, and the title was agreed to.

Senate File No. 241, a bill for an act for the punishment of persons who knowingly and willfully allow swine to run at large, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Substitute for House File No. 106, a bill for an act to amend section 821 of the Code, in relation to classification of property for assessment, with report of committee recommending it do pass, was taken up and considered.

Senator Haines moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Meyer, Mitchell, Nichols of Guthrie, Patterson, Prizer, Shrader, Tirrill, Wall, Webb, Woolson, Wright, and Young—33.

The nays were:

Senators Chase, Dashiell, Foster, Garber, Greenlee, Harned, Nielander, Russell of Jones, Traverse, and Wilson—10.

Absent or not voting:

Senators Hanna, Hartshorn, Lewellen, Madson, Nichols of Benton, Russell of Greene, and Shelley—7.

So the bill passed, and the title was agreed to.

On motion of Senator Tirrill Senate File No. 293, a bill for an act to legalize the incorporation of the town of Hopkinton, Delaware county, Iowa, was taken up and considered.

Senator Tirrill moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—42.

The nays were—None.

Absent or not voting:

Senators Hanna, Kimball, Lawrence, Lewellen, Russell of Greene, Shelley, Shrader, and Wall—8.

So the bill passed, and the title was agreed to.

Senate File No. 294, a bill for an act to legalize certain ordinances of the town of Hopkinton, Delaware county, Iowa, was taken up and considered.

Senator Tirrill moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—41.

The nays were—None.

Absent or not voting:

Senators Gaylord, Hanna, Hebard, Lawrence, Lewellen, Nichols of Benton, Russell of Greene, Shelley, and Wall—9.

So the bill passed, and the title was agreed to.

Senator Haines moved a reconsideration of the vote by which Joint Resolution proposing to amend article 5 of the Constitution was lost.

The motion prevailed.

Senator Haines then moved that the rule be suspended and the Joint Resolution put upon its passage.

The motion was lost.

Senator Haines moved to refer the Joint Resolution to the Committee on Judiciary.

The motion prevailed.

House File No. 542, a bill for an act legalizing the incorporation of the town of Sheffield, Franklin county, Iowa, and legalizing certain acts of said incorporation extending the corporate limits of said town, with report of committee recommending a substitute, and that it do pass, was taken up and considered and the substitute adopted.

Senator Hemenway moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—42.

The nays were—None.

Absent or not voting:

Senators Dashiell, Hanna, Hebard, Lawrence, Lewellen, Russell of Greene, Russell of Jones, and Shelley—8.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 516, a bill for an act to legalize certain ordinances of the town of State Center, Marshall county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

GEO. F. WRIGHT, *Chairman pro tem.*

Ordered passed on file.

On motion of Senator Chase all bills reported back by the Retrenchment Committee were made a special order for to-morrow at 10 o'clock A. M.

BILLS ON SECOND READING.

House File No. 373, a bill for an act to amend section 421, chapter 10, title 14 of the Code, relative to incorporated towns, with report of committee recommending it do pass, was taken up and considered.

Senator Ham moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Ham, Harmon, Harned, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Shrader, Tirrill, Traverse, Wall, Wilson, Woolson, Wright, and Young—38.

The nays were—None.

Absent or not voting:

Senators Greenlee, Haines, Hanna, Hebard, Hedges, Lawrence, Lewellen, Madson, Russell of Greene, Russell of Jones, Shelley, and Webb—12.

So the bill passed, and the title was agreed to.

HOUSE MESSAGES.

Substitute for House File No. 299 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 267 was taken up.

Read a first and second time and referred to the Committee on Ways and Means.

House File No. 204 was taken up.

Read a first and second time and referred to the Committee on Ways and Means.

House File No. 178 was taken up.

Read a first and second time and referred to the Committee on Ways and Means.

House File No. 440 was taken up.

Read a first and second time and on motion of Senator Larrabee was referred to the Committee on Banks.

Substitute for House Files Nos. 76 and 343 was taken up.

Read a first and second time and referred to the Committee on Suppression of Intemperance.

House File No. 233 was taken up.

Read a first and second time and referred to the Committee on Railways.

House File No. 245 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 398 was taken up.

Read a first and second time and referred to the Committee on Schools.

House File No. 410 was taken up.

Read a first and second time and referred to the Committee on Highways.

On motion of Senator Clark, at 5:25 P. M., the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, March 19, 1880. }

The Senate met pursuant to adjournment and was called to order by President Campbell.

Prayer by Rev. Mr. Thorpe.

Journal of yesterday read and approved.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 176, a bill for an act relating to insurance and fire insurance companies.

House File No. 424, a bill for an act to amend section 1491, of chapter 4, title 11 of the Code, relating to fences.

House File No. 459, a bill for an act to repeal section 1495, title 11 of the Code, and enact a substitute therefor.

Have indefinitely postponed Senate File No. 171, a bill for an act to repeal section 501, chapter 10, title 4 of the Code, relative to municipal elections, and enact a substitute therefor.

Have passed without amendment Senate File No. 290, a bill for an act to legalize the incorporation of the town of Bentonsport, Van Buren county, Iowa.

W. V. LUCAS, *Chief Clerk.*

BILLS ON SECOND READING.

On motion of Senator Henderson House File No. 508, a bill for an act to legalize the annexation of certain territory to the city of Cedar Rapids, in Tama county, State of Iowa, under the provisions of chapter 51, title 9 of the Revision of 1860, with report of committee recommending that it do pass, was taken up and considered.

Senator Henderson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene,

Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—42.

The nays were—None.

Absent or not voting:

Senators Foster, Gillett, Haines, Hanna, Hartshorn, Lewellen, Nichols of Benton, and Shelley—8.

So the bill passed, and the title was agreed to.

On motion of Senator Madson House File No. 274, a bill for an act to amend chapter 1, title 9 of the Code of 1873, creating double liability of stockholders and shareholders in corporations organized under said chapter 1 for the purpose of transacting a banking business, buying or selling exchange, receiving deposits of money or discounting notes, with report of committee recommending amendments and that it do pass, was taken up and considered, and the amendments by the committee were adopted.

Senator Madson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—45.

The nays were:

Senator Nielander—1.

Absent or not voting:

Senators Hanna, Hartshorn, Lewellen, and Shelley—4.

So the bill passed, and the title was agreed to.

The hour for consideration of the special order having arrived, the same, on motion of Senator Merrell, was postponed until after disposition of bills on third reading.

BILLS ON THIRD READING.

House File No. 84, a bill for an act to give county boards of supervisors the right to improve the highways in certain cases, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Keller, Lawrence, Madson, Merrell, Mitchell, Nichols of Benton, Nielander, Russell of Greene, Russell of Jones, Shrader, Wall, Webb, Wilson, Wright, and Young—30.

The nays were:

Senators Boling, Chase, Dashiell, Greenlee, Hebard, Hedges, Johnson of Winneshiek, Kimball, Nichols of Guthrie, Tirrill, Traverse, and Woolson—13.

Absent or not voting:

Senators Hanna, Harned, Larrabee, Lewellen, Meyer, Prizer, and Shelley—7.

So the bill passed, and the title was agreed to.

SPECIAL ORDER.

Special order, it being the various bills reported by the Committee on Retrenchment, was taken up.

Senate File No. 192, a bill for an act fixing compensation for publishing delinquent tax lists, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 159, a bill for an act to amend section 12, chapter 2, title 1 of the Code, relative to mileage of members of the General Assembly and pay of employes, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File 25, a bill for an act to repeal section 3818 of the Code and re-enact a bill for an act to regulate the payment out of the public funds of witnesses for the defense in criminal prosecutions, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 276, a bill for an act amendatory to chapter 100, acts of the Seventeenth General Assembly, relating to the support for the care of the Insane, with report of committee recommending it do pass, was taken up and considered.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Woolson moved to strike from the last line the word "fourteen" and insert the word "fifteen" in lieu thereof.

The motion was lost.

On motion of Senator Larrabee the following was added as section 2 of the bill:

"SEC. 2. And the superintendents of the Hospitals for the Insane are hereby required to utilize the labor of the patients in the hospitals to the greatest extent compatible with the health of the patients."

The question recurring on the motion of Senator Chase, that the rule be suspended, and the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—43.

The nays were—None.

Absent or not voting:

Senators Arnold, Foster, Hanna, Harmon, Kimball, Lewellen, and Shelley—7.

So the bill passed, and the title was agreed to.

Senate File No. 277, a bill for an act to amend section 1630 of the Code, relating to support of soldiers' orphans, with report of committee recommending it do pass, was taken up and considered.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harned, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—41.

The nays were—None.

Absent or not voting:

Senators Arnold, Foster, Hanna, Harmon, Hartshorn, Henderson, Kimball, Lewellen, and Shelley—9.

So the bill passed, and the title was agreed to.

Senate File No. 276, a bill for an act to amend chapter 72, laws of the Seventeenth General Assembly, relating to the support of the blind, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Hartshorn the word "two" was inserted after the word "thirty," in the last clause of the bill.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Greenlee, Haines, Ham, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Madson, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright and Young—42.

The nays were—None.

Absent or not voting:

Senators Foster, Goodykoontz, Hanna, Harmon, Kimball, Lewellen, Meyer, and Shelley—8.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House and was ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the follow-

ing bills, which have passed both branches of the General Assembly and been duly enrolled, and signed by the Speaker of the House:

House File No. 558, An act to legalize certain ordinances of the city of Fort Dodge.

House File No. 390, An act providing for carrying into effect section 3, article 10 of the Constitution of the State of Iowa, in reference to revising and amending the Constitution of the State.

House File No. 332, An act to amend section 1717 of the Code, to provide for the transfer of funds in the school-house fund unappropriated to either of the other funds.

House File No. 319, an act to amend section 277, chapter 14, title 3 of the Code, relating to the administration of oaths.

Also:

MR. PRESIDENT—I am also directed to inform your honorable body that the House has passed the following bills, in which the concurrence of the Senate is asked:

Substitute for House File No. 495, a bill for an act to legalize deeds by counties of swamp and other lands owned and conveyed by such counties.

House File No. 534, a bill for an act legalizing the organization of the independent school district of Red Rock, Marion county, Iowa, and establishing the boundaries thereof.

House File No. 572, a bill for an act to legalize an election held on the 8th day of March, 1880, by the independent school district of the city of Burlington, Des Moines county, Iowa.

W. V. LUCAS, *Clerk.*

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 290, An act to legalize the incorporation of the town of Bentonsport, Van Buren county, Iowa.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

Senate File No. 202, a bill for an act to repeal section 3747 of the Code of 1873, in relation to the salaries of the Judges of the Circuit and District Courts, and to provide a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

Senator Russell of Greene moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Foster, Gillett, Haines, Ham, Hartshorn, Hebard,

Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Lawrence, Mitchell, Nichols of Benton, Patterson, Prizer, Russell of Greene, Shrader, Wright, and Young—19.

The nays were:

Senators Boling, Chase, Clark, Dashiell, Ford, Garber, Greenlee, Harned, Henderson, Keller, Kimball, Merrell, Meyer, Nichols of Guthrie, Nielander, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—22.

Absent or not voting:

Senators Gaylord, Goodykoontz, Hanna, Harmon, Hedges, Larrabee, Lewellen, Madson, and Shelley—9.

So the bill was lost.

Senate File No. 189, a bill for an act to amend section 3812 of the Code, relative to jury fees, with report of committee recommending a substitute, and that it pass, was taken up, considered, and the substitute was adopted.

Senators Foster and Nielander were excused until Monday next.

At 12 o'clock m. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

Senate met pursuant to adjournment, President *pro tem.* Arnold in the chair.

UNFINISHED BUSINESS.

Consideration of Senate File No. 189 was resumed.

The question being on the engrossment of the bill—

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gillett, Greenlee, Hartshorn, Hebard, Hemenway, Johnson of Mahaska, Keller, Kimball, Larrabee, Lewellen, Madson, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Traverse, Wall, Woolson, and Young—26.

The nays were.

Senators Haines, Harned, Hedges, Henderson, Merrell, Meyer, Mitchell, Nichols of Benton, Russell of Greene, Shrader, Tirrill, Webb, Wilson, and Wright—14.

Absent or not voting:

Senators Foster, Gaylord, Goodykoontz, Ham, Hanna, Harmon, Johnson of Winneshiek, Lawrence, Nielander, and Shelley—10.

So the bill passed, and the title was agreed to.

Senate File No. 108, a bill for an act relative to public printing in counties, with report of committee recommending amendments and indefinite postponement, was taken up and considered.

The question being on the adoption of the first amendment, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Chase, Greenlee, Haines, Harmon, Hedges, Johnson of Mahaska, Larrabee, Lewellen, Mitchell, Russell of Jones, Tirrill, and Woolson—13.

The nays were:

Senators Boling, Clark, Garber, Gaylord, Harned, Hartshorn, Hemenway, Henderson, Keller, Madson, Merrell, Meyer, Patterson, Prizer, Shrader, Traverse, Wall, Webb, Wilson, and Young—20.

Absent or not voting:

Senators Dashiell, Ford, Foster, Gillett, Goodykoontz, Ham, Hanna, Hebard, Johnson of Winneshiek, Kimball, Lawrence, Nichols of Benton, Nichols of Guthrie, Nielander, Russell of Greene, Shelley, and Wright—17.

So the amendment was lost.

Senator Haines moved that the bill be laid on the table.

On the question the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Chase, Ford, Gaylord, Gillett, Greenlee, Haines, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Keller, Larrabee, Lawrence, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Tirrill, and Young—24.

The nays were:

Senators Clark, Garber, Harned, Henderson, Madson, Merrell, Meyer, Mitchell, Russell of Greene, Shrader, Traverse, Wall, Webb, Wilson, and Wright—15.

Absent or not voting:

Senators Dashiell, Foster, Goodykoontz, Ham, Hanna, Johnson of Winneshiek, Kimball, Lewellen, Nielander, Shelley, and Woolson—24.

So the motion to lay on the table prevailed.

Senate File No. 102, a bill for an act to amend section 3806, chapter 2 of the Code of 1873, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 93, a bill for an act limiting the amount on which appeals may be taken on trials before justices of the peace to the circuit court in civil cases, with report of committee recommending amendments, and that it do pass, was taken up and considered.

Senator Hemenway moved to recommit the bill to the committee on Judiciary.

On motion of Senator Larrabee further consideration of the bill was postponed until 10 o'clock A. M. to-morrow.

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives have concurred in Senate amendments to—

House File No. 212, a bill for an act making appropriations for the Boys' Reform School at Eldora.

House File No. 397, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant.

House File No. 538, a bill for an act making appropriations for the improvement of the penitentiary at Ft. Madison.

House File No. 449, a bill for an act making appropriations for the additional penitentiary at Anamosa.

House File No. 240, a bill for an act to appropriate funds to erect and furnish buildings for the Soldiers' Orphans' Home and Home for Indigent Children.

House File No. 227, a bill for an act making appropriations for the Iowa Agricultural College.

House File No. 451, a bill for an act making appropriations for the maintenance of the Normal School at Cedar Falls.

House File No. 467, a bill for an act to amend section 1900 of the Code, in relation to the State Historical Society.

Also, have passed without amendment—

Senate File No. 293, a bill for an act to legalize the incorporation of the town of Hopkinton, Delaware county, Iowa.

Have concurred in Senate amendment to—

House File No. 542, a bill for an act legalizing certain actions of the town council of the town of Sheffield, in the county of Franklin, Iowa.

House File No. 564, a bill for an act to legalize the organization and doings of the Farmers' Mutual Insurance Association, of Linn township, Linn county, Iowa.

House File No. 555, a bill for an act making an appropriation to pay off the prior lien of Josephine S. Dorr upon certain lands sold under execution to satisfy a judgment in favor of the school fund.

House File No. 509, a bill for an act to legalize the acts of James Simonds, a justice of the peace in and for Madison county, Iowa.

Also, Joint Resolution relative to proposition of citizens of Winter-set concerning location of Girls' Reform School at that place.

Also, have passed—

Substitute for Senate File No. 205, a bill for an act making further appropriations for the College for the Blind, and to amend section 1675 of the Code, with the following amendment: In the 2d line of section 1, between the words "appropriated" and "the" insert "for the College for the Blind."

Have concurred in Senate amendment to 8th line of section 1, and 1st line of section 4, and 2d line of section 5, of substitute for House File No. 353, a bill for an act making appropriations for the Iowa Hospital for the Insane at Independence.

The House refuses to concur in the other amendments noted in the bill by the Senate.

W. V. LUCAS, *Clerk.*

BILLS ON SECOND READING.

Senate File No. 222, a bill for an act to consolidate the office of the Register of the State Land Office with the office of Secretary of State, with report of committee recommending amendments, and that it do pass, was taken up and considered.

The question being on the adoption of the amendments by the committee, the yeas and nays were demanded.

The yeas were:

Senators Boling, Chase, Gillett, Hartshorn, Hebard, Hedges, Johnson of Mahaska, Kimball, Larrabee, Lawrence, and Nichols of Benton—11.

The nays were:

Senators Arnold, Clark, Ford, Garber, Gaylord, Greenlee, Haines, Ham, Harmon, Harned, Hemenway, Henderson, Johnson of Winneshiek, Keller, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Wall, Webb, Wilson, Woolson, Wright, and Young—32.

Absent or not voting:

Senators Dashiell, Foster, Goodykoontz, Hanna, Nielander, Shelley, and Traverse—7.

So the amendments were not agreed to.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Mitchell, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—42.

The nays were—None.

Absent or not voting:

Senators Dashiell, Foster, Goodykoontz, Hanna, Meyer, Nichols of Benton, Nielander, and Shelley—8.

So the bill passed, and the title was agreed to.

Senate File No. 74, a bill for an act to repeal section 3818 of the Code, in relation to the payment of witnesses for the defendant in criminal cases, and enact a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Woolson offered the following as a substitute for section 3818 of the bill, which was lost:

"Shall be issued or served at the expense of any county, or any witness so paid, except for the State, without an order from the judge or courts before whom the case is pending, authorizing the particular witness, or witnesses, to be subpoenaed, and no such order shall be made until it shall appear to said judge that it is necessary and proper; and before making such order the judge may require an affidavit to be filed, stating the name and residence of the witness, or witnesses, desired, and the facts expected to be proved."

On motion of Senator Larrabee the words "under oath" were stricken out of line 5 of section 3818.

On motion of Senator Chase the words "and that the defendant has no property and is unable to procure the attendance of such witnesses" were stricken from lines 6 and 7 of section 3818.

Senator Hemenway moved to add to section 3818 the following: "And such order may be made at the time of the trial or other disposition of the case, and upon such showing as the court may require."

The motion prevailed.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

On motion of Senator Woolson the words "or officer's fees for subpoenaing witnesses" were stricken from line 8 of section 3818.

The question recurring on the motion of Senator Chase that the rule be suspended, the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Gillett, Greenlee, Ham, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—36.

The nays were:

Senators Gaylord, Haines, Harmon, Hedges, Russell of Greene, and Shrader—6.

Absent or not voting:

Senators Dasbiell, Foster, Goodykoontz, Hanna, Lewellen, Nichols of Benton, Nielander, and Shelley—8.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 290, An act to legalize the incorporation of the town of Bentonsport, Van Buren county, Iowa.

W. V. LUCAS, *Chief Clerk.*

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Senate File No. 290, An act to legalize the incorporation of the town of Bentonsport, Van Buren county, Iowa.

H. C. TRAVERSE, *Chairman*.

Passed on file.

BILLS ON SECOND READING.

Senate File No. 284, a bill for an act to repeal section 3792 of the Code, and enact a substitute therefor, relating to fees of county recorder, with report of committee recommending it do pass, was taken up and considered.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Ham, Harned, Hebard, Johnson of Winneshiek, Kimball, Larrabee, Madson, Meyer, Mitchell, Patterson, Prizer, Russell of Greene, Webb, and Wilson—17.

The nays were:

Senators Boling, Ford, Garber, Haines, Harmon, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Lawrence, Merrell, Nichols of Guthrie, Russell of Jones, Shrader, Tirrill, Traverse, Woolson, Wright, and Young—22.

Absent or not voting:

Senators Dashiell, Foster, Gaylord, Gillett, Goodykoontz, Greenlee, Hanna, Lewellen, Nichols of Benton, Nielander, Shelley, and Wall—11.

So the bill was lost.

INTRODUCTION OF BILLS.

Senator Russell of Greene, by leave, introduced Senate File No. 296, a bill for an act to amend chapter 84 of the laws of the Seventeenth General Assembly, in relation to the support required by the counties for the support of the insane.

Read a first and second time and passed on file.

Senator Larrabee moved the reconsideration of the vote by which Senate File No. 276 was passed.

The motion prevailed.

On motion of Senator Larrabee the vote by which the rule was suspended and the bill put upon its passage was reconsidered.

On motion of Senator Larrabee Senate File No. 276 was ordered recalled from the House.

Senator Russell of Greene, by leave, introduced Senate File No. 297, a bill for an act to provide for the appointment of a Commissioner of Immigration, and to define his duties, and to make an appropriation to pay the expense thereof.

Read a first and second time and referred to the Committee on Ways and Means.

Senator Gillett, by leave, introduced Senate File No. 298, a bill for an act to amend section 873 of the Code of 1873, in relation to publishing notice of tax sale.

Read a first and second time and considered.

Senator Gillett moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Ford, Garber, Gaylord, Gillett, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Shrader, Tirrill, Webb, Woolson, Wright, and Young—38.

The nays were:

Senators Clark, Mitchell, Traverse, Wall, and Wilson—5.

Absent or not voting:

Senators Dashiell, Foster, Goodykoontz, Hanna, Nielander, Russell of Jones, and Shelley—7.

So the bill passed, and the title was agreed to.

The Committee on Judiciary, by leave, introduced Senate File No. 299, a bill for an act to legalize the acts of W. E. Haskins, a notary public in and for Howard county, Iowa.

Read a first and second time and passed on file.

REPORTS OF COMMITTEES.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred House File No. 422, a bill for an act to authorize the board of capitol commissioners to contract with the city of Des Moines for the use of sewers, and limiting the expenditure therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended as follows: "And no part of the amount agreed to be paid said city shall be drawn until said city shall have first constructed said sewers; and *provided further*, that said sewer shall not cost the State to exceed \$5,000"; and when it be so amended it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 289, a bill for an act to provide for the exam-

ination of accounts and settlement with district treasurers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended as follows: "Strike out the word "sufficient," in section 5; and insert after the word "bond," in section 5, the words, "for at least double the maximum amount permitted to be deposited to be," and thus amended that it do pass.

LARRABEE, *Chairman.*

Ordered passed on file.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, having had under consideration a bill for an to legalize the official acts of W. E. Haskins, a notary public in and for Howard county, Iowa, have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 517, a bill for an act to legalize the incorporation and the official proceedings of the town of Sibley, Osceola county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out all of section 1 after the word "said," in the 13th line, and inserting in lieu thereof the following words: "Judges had been sworn and all of said commissioners duly appointed according to law"; and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 194, a bill for an act to provide that chattel mortgages upon certain property shall be signed and acknowledged by both husband and wife, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be amended by inserting after the word "signed," in the 3d line of the bill, the words, "and acknowledged," and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 226 a bill for an act relating to the protection of fish in the State of Iowa, and providing for the enforcement of the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 241, a bill for an act to amend chapter 34 of the acts of the Fifteenth General Assembly, relative to taking private

property for works of internal improvement, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

GEO. F. WRIGHT, *Chairman pro tem.*

Ordered passed on file.

Senator Kimball, from the Committee on Suppression of Intemperance, submitted the following report:

MR. PRESIDENT—Your Committee on Suppression of Intemperance, to whom was referred Senate File No. 162, a bill for an act to prohibit, regulate and punish the sale of malt and vinous liquors in or within two miles of incorporated towns and villages having a recorded plat, additional to chapter 6, title 11 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate without recommendation.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Suppression of Intemperance, to whom was referred substitute for House Files Nos. 76 and 343, a bill for an act relative to sale of intoxicating liquors on State Fair Grounds, and amendatory to section 1114 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Suppression of Intemperance, to whom was referred Senate File No. 209, a bill for an act making unlawful the sale without license therefor of malt and vinous liquors within municipal corporations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Suppression of Intemperance, to whom was referred Senate File No. 164, a bill for an act relating to sales and soliciting orders for sales of intoxicating liquors in certain cases, and providing punishment therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

AARON KIMBALL, *Chairman.*

Ordered passed on file.

Senator Harmon, from the Committee on Military, submitted the following report:

MR. PRESIDENT—Your Committee on Military, to whom was referred House File No. 533, a bill for an act to provide for a badge of honor to be given by the State of Iowa to every discharged soldier of the war, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the words "after having served his country therein," in lines 5 and 6 of section 1,

and inserting the following: "And also to every citizen of this State who served in the navy of the United States and was honorably discharged therefrom after having served his country therein during the late war of the rebellion." And that the title be amended by adding "and to every citizen of the State who served in the navy of the United States during the rebellion." And that when so amended it do pass.

HARMON, *Chairman*.

Ordered passed on file.

Senator Ford, from the Committee on Banks, submitted the following report:

MR. PRESIDENT—Your Committee on Banks, to whom was referred Senate File No. 55, a bill for an act protecting depositors and creditors of banks, and punishing the officers and agents for neglect or misconduct in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Banks, to whom was referred House File No. 180, a bill for an act to protect depositors in banks and banking institutions and to punish fraudulent banking, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

FORD, *Chairman*.

Ordered passed on file.

On motion of Senator Ham consideration of special order was postponed until 10 o'clock A. M. to-morrow.

BILLS ON SECOND READING.

On motion of Senator Young Senate File No. 281, a bill for an act to amend section 2, chapter 123, acts of the Sixteenth General Assembly, relative to the time for publishing notice of election for voting aid to railways, with report of committee recommending it do pass, was taken up and considered.

Senator Young moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Ford, Garber, Gaylord, Gillett, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Shrader, Traverse, Webb, Wilson, Wright, and Young—37.

The nays were:

Senators Clark, Mitchell, Tirrill, Wall, and Woolson—5.

Absent or not voting:

Senators Dashiell, Foster, Goodykoontz, Hanna, Nichols of Benton, Nielander, Russell of Jones, and Shelley,—8.

So the bill passed, and the title was agreed to.

HOUSE MESSAGES.

House File No. 509 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 555 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 564 was taken up.

Read a first and second time and referred to the Committee on Insurance.

House File No. 574 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

BILLS ON SECOND READING.

On motion of Senator Meyer House File No. 572, a bill for an act to legalize an election held on Monday, March 8th, 1880, by the Independent School District of the city of Burlington, Des Moines county, was taken up and considered.

Senator Meyer moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Ford, Garber, Gaylord, Gillett, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—38.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Dashiell, Foster, Goodykoontz, Ham, Hanna, Hedges, Johnson of Mahaska, Nielander, Russell of Jones, and Shelley—12.

So the bill passed, and the title was agreed to.

HOUSE MESSAGES.

House File No. 176 was taken up.

Read a first and second time and referred to the Committee on Insurance.

House File No. 424 was taken up.

Read a first and second time and referred to the Committee on Agriculture.

House File No. 495 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 534 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 459 was taken up.

Read a first and second time and referred to the Committee on Agriculture.

House Joint Resolution relative to establishment of the Girls' Reform School was taken up.

Read a first and second time and referred to the Committee on Reform Schools.

BILLS ON SECOND READING.

On motion of Senator Hemenway House File No. 516, a bill for an act to legalize certain ordinances of the town of State Center, Marshall county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Senator Hemenway moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshieck, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Shrader, Tirrill, Traverse, Wall, Wilson, Woolson, Wright, and Young—41.

The nays were—None.

Absent or not voting:

Senators Dashiell, Foster, Goodykoontz, Haines, Hanna, Nielander, Russell of Jones, Shelley, and Webb—9.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILL.

Senator Ford, by leave, introduced Senate File No. 300, a bill for an act to legalize the incorporation of the town of Woodbine, Harrison Co., Iowa, and certain ordinances passed by the town council of said town.

Read a first and second time and referred to the Committee on Judiciary.

BILLS ON SECOND READING.

On motion of Senator Hartshorn House File No. 517, a bill for an act to legalize the incorporation and the official acts of the town of

Sibley, in the county of Osceola, in the State of Iowa, with report of committee recommending amendments, was taken up and considered.

On motion of Senator Hartshorn the bill was amended by adding thereto a publication clause.

Senator Hartshorn moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Wilson, Woolson, Wright, and Young—41.

The nays were—None.

Absent or not voting:

Senators Dashiell, Foster, Goodykoontz, Hanna, Johnson of Mahaska, Nielander, Russell of Greene, Shelley, and Webb—9.

So the bill passed, and the title was agreed to.

On motion of Senator Harmon House File No. 353, a bill for an act making appropriations for the Iowa Hospital for the Insane at Independence was taken up, and the House having refused to concur in the Senate amendments, on the question, shall the Senate recede? the yeas and nays were demanded.

The yeas were:

Senators Clark, Harned, Hebard, Johnson of Winneshiek, Madson, Meyer, Wall, and Wright—8.

The nays were:

Senators Arnold, Boling, Chase, Ford, Garber, Gaylord, Greenlee, Haines, Ham, Harmon, Hartshorn, Hedges, Hemenway, Henderson, Keller, Larrabee, Lawrence, Lewellen, Merrell, Mitchell, Nichols of Benton, Patterson, Prizer, Russell of Greene, Shrader, Tirrill, Wilson, Woolson, and Young—29.

Absent or not voting:

Senators Dashiell, Foster, Gillett, Goodykoontz, Hanna, Johnson of Mahaska, Kimball, Nichols of Guthrie, Nielander, Russell of Jones, Shelley, Traverse, and Webb—13.

So the Senate refused to recede.

Senator Harmon moved the appointment of a Conference Committee on House File No. 353.

The motion prevailed.

The President appointed Senators Harmon, Woolson, and Merrell such committee.

On motion of Senator Woolson Senate Files No. 272 and 263 were made a special order for 10 o'clock A. M. Tuesday next.

At 5:50 o'clock P. M. the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, March 20, 1880. }

Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Cain.

Journal of yesterday read and approved.

PETITIONS AND MEMORIALS.

By Senators Meyer and Greenlee, petitions asking legislation providing for the taxation of dogs.

Referred to the Committee on Agriculture.

INTRODUCTION OF BILLS.

By Senator Shelley, by leave, Senate File No. 302, a bill for an act to amend section 479, chapter 1, title 4 of the Code of 1873.

Read a first and second time and referred to the Committee on Municipal Corporations.

By the Committee on Schools, Senate File No. 301, a bill for an act to enable district townships to refund outstanding bonded indebtedness at a lower rate of interest, additional to chapter 58 of the laws of the Seventeenth General Assembly.

Read a first and second time and passed on file.

RESOLUTION.

Senator Meyer offered the following, which was passed on file:

WHEREAS, The people of the State are very much interested in reference to their legal relation to the insurance companies, believing that some of the laws on that subject are not sufficiently explicit, some giving said companies undue advantage and some of said laws very unjust; also believing that in many cases of fire the trained experts of said companies in the adjustment of losses frequently swindled the insured out of their just dues; and

WHEREAS, It is the duty of the Legislature to remedy, as far as possible, all such causes of grievances by devising and enacting such laws as will remove, as far as possible, all causes of misunderstanding, and secure fair and honorable adjustments; and

WHEREAS, The session of the Eighteenth General Assembly is drawing toward its close without having considered or matured anything on that subject in the Senate for their relief; therefore,

Resolved, That the Committee on Insurance be requested to report back to the Senate by the next session all bills on that subject referred to them, together with such other bills as the committee may have

devised, or may deem necessary to secure justice and equity on the insurance question, as far as it is practicable.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 372, An act to legalize the acts and incorporation of the Springdale Mutual Fire Insurance Company, of Cedar county, Iowa.

House File No. 542, An act legalizing certain actions of the town council of the town of Sheffield, in the county of Franklin and State of Iowa.

House File No. 227, An act making appropriations for the Iowa Agricultural College.

House File No. 16, An act to appropriate money to defray expenses in repairing gun carriage of 12-pounder Napoleon gun of Battery F, First Regiment Light Artillery, Iowa National Guards.

House File No. 261, An act to legalize the acts of the township trustees of Spaulding township, Union county, Iowa.

House File No. 451, An act making appropriations for the maintenance of the Normal School at Cedar Falls.

House File No. 467, An act to amend section 1900 of the Code, in relation to the State Historical Society.

House File No. 177, An act to amend chapter 13, title 12 of the Code, in relation to the State Library.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bills, in which the concurrence of the Senate is asked:

Substitute for House File No. 108, a bill for an act relating to taxes voted in aid of the construction of railways under chapter 123 of the acts of the Sixteenth General Assembly, and chapter 157 of the acts of the Seventeenth General Assembly of the State of Iowa.

House File No. 567, a bill for an act authorizing the taxation of certain lands in Louisa and Des Moines counties for levee purposes.

Also, Joint Resolution relative to the method of amending bills sent from the respective houses of the General Assembly.

Also, House File No. 552, a bill for an act to protect persons against injury by fire in certain cases.

Also, has concurred in Senate amendment to House File No. 189, a bill for an act in relation to jury trials in cases of violations of ordinances of cities of the second class and incorporated towns.

Also, has passed without amendment Senate File No. 131, a bill for an act to amend chapter 121, acts of the Seventeenth General Assembly, and section 1212 of the Code of 1873, relating to drains in two or more counties.

I herewith return Senate File No. 276, a bill for an act amendatory

to chapter 100, laws of the Seventeenth General Assembly, relating to the support of the insane.

The Speaker has appointed as a Committee of Conference on House File No. 86 and Senate File No. 51 Messrs. Carson, McGregor and Hays.

W. V. LUCAS, *Clerk*.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 117, An act to provide a military code, and for the organization, government and support of the State militia, and to repeal chapter 125, laws of the Seventeenth General Assembly.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

HOUSE MESSAGES.

House File No. 552 was taken up.

Read a first and second time and referred to the Committee on Insurance.

House File No. 567 was taken up.

Read a first and second time and referred to the Committee on Ways and Means.

House File No. 108 was taken up.

Read a first and second time and referred to the Committee on Railways.

House Concurrent Resolution relative to amendments of bills originating in either branch of the Legislature was taken up.

On motion of Senator Woolson referred to the Committee on Rules.

The hour for consideration of the special order having arrived, the same was, on motion of Senator Chase, postponed fifteen minutes.

BILLS ON SECOND READING.

Senator Shelley asked leave to take up House File No. 446, a bill for an act to amend section 10, chapter 70 of the acts of the Sixteenth General Assembly, relating to the propagation of fish, which was granted, and the bill, with the report of committee recommending it do pass, was taken up and considered.

Senator Shelley moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Garber, Gillett, Greenlee, Haines, Ham, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska,

Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, Wright, and Young—38.

The nays were—None.

Absent or not voting:

Senators Arnold, Dashiell, Ford, Foster, Gaylord, Goodykoontz, Hanna, Harmon, Harned, Hartshorn, Nielander, and Wilson—12.

So the bill passed, and the title was agreed to.

Senator Arnold was excused until this afternoon.

On motion of Senator Russell of Greene Senate File No. 297, a bill for an act to provide for the appointment of Commissioner of Immigration, and to define his duties, and to make an appropriation to pay the expense thereof, with report of committee recommending it do pass, was taken up, considered, and the amendments by the committee were adopted.

Senator Russell of Greene moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Merrell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shelley, Shrader, Tirrill, Wall, Webb, Wilson, Woolson, Wright, and Young—37.

The nays were:

Senator Madson—1.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Hanna, Hemenway, Lewellen, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, and Traverse—12.

So the bill passed, and the title was agreed to.

Senator Greenlee asked leave to take up House File No. 534, a bill for an act to legalize the organization of the Independent School District of Red Rock, Marion county, Iowa, and establishing the boundaries thereof, which was granted, and the bill, with report of committee recommending it do pass, was taken up and considered.

Senator Greenlee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Madson, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Wall, Webb, Wilson, Woolson, Wright, and Young—38.

The nays were—None.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Gaylord, Hanna, Hartshorn, Kimball, Lewellen, Meyer, Nielander, Shelley and Traverse—12.

So the bill passed, and the title was agreed to.

SPECIAL ORDER.

Consideration of the special order, it being the various bills reported back by the Committee on Retrenchment, was resumed.

Senator Russell of Jones moved to strike from section 1, Senate File No. 93, pending at the hour of adjournment, the words, "in controversy," and insert in lieu thereof the words, "of judgment."

The motion was lost.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 117, An act to provide a military code and for the organization, government and support of the State militia, and to repeal chapter 125, laws of the Seventeenth General Assembly.

W. V. LUCAS, *Chief Clerk.*

Ordered passed on file.

Senator Hemenway moved to strike from the first section of the bill the words, "and all appeal cases shall be tried by a jury."

The motion was lost.

Senator Woolson was excused until this afternoon.

Senator Woolson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Greenlee, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wright, and Young—32.

The nays were:

Senators Haines, Harmon, Harned, Henderson, Johnson of Mahaska, Merrell, and Mitchell—7.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Goodykoontz, Ham, Hanna, Nielander, Russell of Greene, Shelley, Wilson, and Woolson—11.

So the bill passed, and the title was agreed to.

REPORTS OF COMMITTEES.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 287, a bill for an act to provide for the appointment of a Commissioner of Immigration, and to define his duties, and to make an appropriation to pay the expense thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that section three be amended by adding the words, "which shall include the salary of the commissioner," and by striking out from section 5 the words, "out of the State treasury," and that when so amended it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means to whom was referred House File No. 204, a bill for an act to amend section 824 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred House File No. 178, a bill for an act to amend chapter 149 of the laws of the Sixteenth General Assembly, relating to the support of the poor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred Senate File No. 259, a bill for an act to create a board of immigration, and to provide means to defray the expenses thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred House File No. 11, a bill for an act to provide for payment of taxes in semi-annual payments, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred House File No. 122, a bill for an act to repeal sections 3786, 3815 and 3816 of chapters 2 and 3, title 23 of the Code, relating to

unclaimed fees in the hands of clerks of courts and justices of the peace, and enact substitutes therefor, and provide the time and mode of paying fines and penalties and forfeitures into the county treasury, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

LAERABEE, *Chairman*.

Ordered passed on file.

Senator Goodykoontz, from the Committee on Fish and Game, submitted the following report:

MR. PRESIDENT—Your Committee on Fish and Game, to whom was referred House File No. 225, a bill for an act to provide for an additional Fish Commissioner, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Fish and Game, to whom was referred House File No. 100, a bill for an act to prevent obstructions to the passage of fish in the rivers, streams and ponds, and to repeal all acts and parts of acts inconsistent therewith, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

GOODYKOONTZ, *Chairman*.

Ordered passed on file.

Senator Garber, from the Committee on Roads and Highways, submitted the following report:

MR. PRESIDENT—Your Committee on Roads and Highways, to whom was referred House File No. 410, a bill for an act to provide for the compilation and publication of the road laws and distribution of the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

M. GARBER, *Chairman*.

Ordered passed on file.

Senator Wright, from the Committee on Judiciary submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 78, a bill for an act defining the rights of mortgagees and mortgagors of chattel property, and the rights of judgment creditors; also, defining the official duties of township clerks and county recorders, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 63, a bill for an act to facilitate farm drainage, additional to Code, chapter 2, title 10, beg leave to report that they have had the same under consideration and have instructed me to

report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 368 a bill for an act making citizens of cities and incorporated towns competent jurors in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 382, a bill for an act to legalize the official acts of the incorporated town of Dakota City, Humboldt county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom were referred Senate Files Nos. 101 and 126, bills for an act to provide for the establishment of city hospitals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that they be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 392, a bill for an act to repeal section 512, chapter 9, laws of the Seventeenth General Assembly, and enact a substitute therefor, and to amend sections 489 and 493 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out all of line 5 of section 1 after the word "council," and that when so amended the bill do pass.

GEO. F. WRIGHT, *Chairman pro tem.*

Ordered passed on file.

Senator Meyer, from the Committee on Schools, submitted the following report:

MR. PRESIDENT—Your Committee on Schools, to whom was referred House File No. 361, a bill for an act detaching territory from one school district and annexing it to an adjoining district, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended as follows: See section 1 (one). And that when so amended the committee recommend that it do pass.

JOHN MEYER, *Chairman.*

Ordered passed on file.

Senator Wilson, from the Committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 32, a bill for an act to amend sections 3784 and 3785 of the Code, relating to compensation of clerks of the District and Circuit Courts, and deputies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, for the reason that a bill covering the same grounds has passed the Senate.

W. M. WILSON, *Chairman*.

Ordered passed on file.

Senator Hebard, from the Committee on Claims, submitted the following report:

MR. PRESIDENT—Your Committee on Claims, to whom was referred petition of William Potts, guard at the Anamosa Penitentiary, who lost a limb in consequence of injury incurred in unloading stone in the prison yard, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that, inasmuch as it does not appear that the State, through any of its agents, was in any way a wrong-doer in the accident above referred to, and believing that it would be wrong to inaugurate a policy making the State responsible for the mishaps and misfortunes of life, your committee ask to be relieved from any further consideration, and that the petitioner have leave to withdraw his papers.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Claims, to whom was referred House File No. 240, a bill for an act to pay Company D, Fourth Regiment Iowa National Guards, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, because the same has been provided for in another bill which has passed the Senate.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Claims, to whom was referred Senate File No. 95, a bill for an act to authorize the board of supervisors of Howard county to pay bounty to certain soldiers as represented in accompanying petition, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

A. HEBARD, *Chairman*.

Ordered passed on file.

Senator Patterson, from the Committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 459, a bill for an act to repeal section 1495, title 11 of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred substitute for House File No. 22, a bill for an act to prohibit the traffic in hogs infected with the swine plague, hog cholera, or other infectious or contagious diseases, and to prevent the spread of the same beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 431, a bill for an act to repeal section 1485 of the Code of 1873, and substitute in lieu thereof an act providing for the taxation of dogs and the protection of domestic animals, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that the bill do pass.

JOHN PATTERSON, *Chairman*.

Ordered passed on file.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 534, a bill for an act to legalize the organization of the Independent School District of Red Rock, Warren county, Iowa, and establishing the boundaries thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

GEO. F. WRIGHT, *Chairman pro tem*.

Ordered passed on file.

Senator Ham, from the Committee on Rules, submitted the following report:

MR. PRESIDENT—Your Committee on Rules, to whom was referred the Concurrent Resolution relative to the manner in which amendments shall be attached to bills, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be adopted.

M. M. HAM, *Chairman*.

Ordered passed on file.

Senators Russell of Greene, and Wilson were excused until Monday next.

BILLS ON SECOND READING.

Senate File No. 277, with report of committee recommending it do pass, was taken up and passed on file.

Substitute for House Files Nos. 192, 35 and 52, with report of committee recommending amendments, was taken up.

On motion of Senator Johnson of Mahaska made special order for 2 o'clock this afternoon.

Senate File No. 285 was taken up.

Passed on file.

Senate File No. 276, a bill for an act relating to the support of the insane, with report of committee recommending it do pass, was taken up and considered.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Garber, Gaylord, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Shrader, Tirrill, Traverse, Wall, Webb, Wright, and Young—35.

The nays were:

Senator Gillett—1.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Goodykoontz, Greenlee, Haines, Hanna, Merrell, Nielander, Russell of Greene, Russell of Jones, Shelley, Wilson, and Woolson—14.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILLS.

Senator Ford, by leave, introduced Senate File No. 303, a bill for an act to legalize the incorporation of the town of Woodbine, Harrison county, Iowa.

Read a first and second time, taken up and considered.

Senator Ford moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Garber, Gillett, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wright, and Young—39.

The nays were—None,

Absent or not voting:

Senators Arnold, Dashiell, Foster, Gaylord, Goodykoontz, Hanna, Nielander, Russell of Greene, Shelley, Wilson, and Woolson—11.

So the bill passed, and the title was agreed to.

Committee on Judiciary introduced Senate File No. 304, a bill for an act to legalize certain ordinances passed by the town of Woodbury, Harrison county, Iowa.

Read a first and second time and considered.

Senator Ford moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Garber, Greenlee, Ham, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wright, and Young—36.

The nays were—None.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Gaylord, Gillett, Goodykoontz, Haines, Hanna, Harned, Nielander, Russell of Greene, Shelley Wilson, and Woolson—14.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bills, in which the concurrence of the Senate is asked:

Substitute for House File No. 543, a bill for an act to repeal sections 3790, 3806 and 3818 of the Code and enact substitutes therefor, and to amend chapter 30, acts of the Fifteenth General Assembly, relating to costs in criminal cases.

House File No. 575, a bill for an act to legalize the formation of the Independent School District of Fonda, Pocahontas county, Iowa.

The Speaker has appointed a Committee of Conference on House File No. 353, a bill for an act making appropriations for the Insane Hospital at Independence, consisting of Messrs. Newbold, Merten, and Perrin.

House File No. 576, a bill for an act to empower certain special chartered cities to use for school purposes public grounds unused for which such grounds were originally dedicated or set apart.

W. V. LUCAS, *Clerk.*

BILLS ON SECOND READING.

On motion of Senator Kimball Senate File No. 299, a bill for an act to legalize the official acts, of Wm. E. Haskins, a notary public in and for Howard county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Senator Kimball moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Mey-

er, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wright, and Young—40.

The nays were—None.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Goodykoontz, Hanna, Nielander, Russell of Greene, Shelley, Wilson, and Woolson—10.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Mr. Wm. H. Fleming, and ordered passed on file:

STATE OF IOWA,
EXECUTIVE DEPARTMENT.
DES MOINES, March 18, 1880. }

MR. PRESIDENT—I am instructed by the Governor to inform the honorable the Senate that he has approved, signed, and deposited in the office of the Secretary of State the following:

Substitute for Senate File No. 65, An act to provide for the stereotyping, publishing and sale of the Supreme Court reports, and to repeal sections 155, 156, 157 and 160, chapter 4, title 3 of the Code, and to fix the salary of the Supreme Court Reporter.

Senate File No. 290, An act to legalize the incorporation of the town of Bentonsport, Van Buren county, Iowa.

WM. H. FLEMING,
Private Secretary.

BILLS ON SECOND READING.

On motion of Senator Chase House File No. 329, a bill for an act to legalize the incorporation of the town of Union, in Hardin county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wright, and Young—40.

The nays were—None.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Goodykoontz, Hanna, Nielander, Russell of Greene, Shelley, Wilson, and Woolson—10.

So the bill passed, and the title was agreed to.

The message from the Governor was taken up.

Read and referred to the Committee on Judiciary, with instructions to report by bill or otherwise.

INTRODUCTION OF BILL.

Senator Lawrence, by leave, introduced Senate File No. 305, a bill for an act to legalize the acts of Chris. H. Sogn, Recorder of Lyon county, Iowa, done and performed by J. K. P. Thompson, whether under the style of attorney in fact of said recorder or as deputy recorder of said county.

Read a first and second time and considered.

Senator Lawrence moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Goodykoontz, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Wright, and Young—38.

The nays were—None.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Greenlee, Haines, Hanna, Nielander, Russell of Greene, Shelley, Wall, Wilson, and Woolson—12.

So the bill passed, and the title was agreed to.

Senator Hebard, by leave, introduced Senate File No. 306, a bill for an act to amend section 1604 of the Code, in relation to the Agricultural College.

Read a first and second time and considered.

The bill was lost on engrossment.

REPORT OF COMMITTEE.

Senator Hedges, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 141, a bill for an act to provide for information as to certain deaf and dumb, blind, or feeble-minded persons, beg leave to report a substitute, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

HEDGES, *Chairman.*

Ordered passed on file.

At 12:00 o'clock M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

Senate met pursuant to adjournment, President Campbell in the Chair.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Substitute for Senate File No. 205, An act to make further appropriations for the College for the Blind, and to amend section 1675 of the Code.

Substitute for Senate File No. 30, An act to prohibit the furnishing, or giving, or offering to give, intoxicating liquors, including ale, wine and beer, to voters at or within one mile of the polls on election day.

Senate File No. 131, An act to amend chapter 131, acts of the Seventeenth General Assembly, and section 1212 of the Code of 1873, relating to drains in two or more counties.

Senate File No. 293, An act to legalize the incorporation of the town of Hopkinton, Delaware county, Iowa.

Senate File No. 71, An act to amend section 2741 of the Code, in relation to trial and appeal of ordinary actions.

Senate File No. 85, An act to amend chapter 9, title 12 of the Code of 1873, by addition thereto providing for calling in certain contingencies meetings of school districts.

Joint Resolution requesting Iowa Senators and Representatives in Congress to endeavor to procure a modification of the patent laws.

Senate File No. 269, An act for the payment of certain companies of the State militia for services rendered in preventing anticipated riots in the year 1877.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Wright, from the Committee on Judiciary submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 300, a bill for an act to legalize the incorporation of the town of Woodbine, Harrison county, Iowa, and certain ordinances passed by the town council of said town, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, the committee having reported other bills on the same subject.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 216, a bill for an act to authorize cities of the first and second class to acquire and dispose of real property in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out of the 6th and 7th lines of section 1 the words, "including any streets, or portion thereof, vacated or discontinued," and that when so amended the bill do pass.

GEO. F. WRIGHT, *Chairman pro tem.*

Ordered passed on file.

The Special Committee for the assignment of rooms in the new capitol building made the following report, which was passed on file:

To the Eighteenth General Assembly of the State of Iowa:

Your committee specially appointed to examine the rooms in the new capitol building and to report such assignment thereof as in the opinion of the committee should be made, would respectfully report:

That they made a thorough examination of the new capitol building and find that in the erection of said building it became necessary for the Capitol Commissioners to assign certain rooms for the branches of the General Assembly and offices in connection therewith, and for the library, upon the second floor of said building. With the assignment of these rooms, as your committee construe their appointment, the committee have nothing to do, and therefore confined its assignment to the basement and first story floors.

Your committee consulted and advised with the architect of the building, and secretary of the board of Capitol Commissioners, and have unanimously agreed upon the assignment of rooms indicated in the plats and statement herewith submitted (marked A and B). If this assignment be adopted there will yet remain upon the basement floor quite a number of rooms unassigned, which may be hereafter assigned, should this or any subsequent General Assembly so desire.

The plats or ground plan accompanying our report will enable one at a glance to see the arrangement and assignment of rooms, proposed by the committee, so far as made.

We therefore recommend that the room or rooms designated on the annexed exhibit, and indicated on the accompanying plans, be approved and adopted, and the rooms, when finished, be finished or completed with regard to the purpose or purposes each room is intended to be used for.

Your committee, though not instructed, have thought best to suggest that rooms 5 and 6, in the basement story, be set apart for restaurant purposes, as it will be found desirable in furnishing that extra steam pipes may be provided for one of the rooms for cooking purposes, which will be required if so used. We therefore recommend that these rooms be designated for that purpose.

We further recommend that the plans accompanying our report be placed on file in the office of the Capitol Commissioners for reference.

A. H. LAWRENCE,
JNO. S. WOOLSON,
J. M. SHELLEY,

Committee on part of Senate.

B. F. SEAMAN,
W. A. COLTON,
ABNER LEWIS,

Committee on part of House.

EXHIBIT "A."

OFFICE STORY.

1. Secretary of State, private office.
2. Secretary of State, business office.
3. Supreme Court room.
4. Supreme Court, consultation room.
5. Judge's private room.
6. Judge's private room.
7. Judge's private room.
8. Judge's private room.
9. Judge's private room.
10. Judge's private room.
11. Adjutant-General's museum.
12. Adjutant-General's office.
13. Railroad Commissioners' private office.
14. Railroad Commissioners' business office.
15. Clerk of Supreme Court.
16. Agricultural Society.
17. Laboratory.
18. Horticultural Society.
19. Horticultural Society.
20. State Land Office.
21. Treasurer of State, business office.
22. Treasurer of State, private office.
23. Superintendent of Public Instruction, library.
24. Superintendent of Public Instruction, business office.
25. Auditor of State, clerks' room.
26. Auditor of State, business office.
27. Auditor of State, private office.
28. Attorney-General, office.
29. Governor's business office.
30. Governor's Private Secretary.
31. Governor's reception room.

EXHIBIT "B."

BASEMENT STORY.

1.
2.
3. Secretary of State, stationery room.
4.
5. Restaurant. } Recommended by the committee.
6. Restaurant. }
7.
8.

9.
10.
11. Clerk of Supreme Court, store-room.
12. Agricultural Society.
13. Horticultural Society.
14.
15.
16. State Historical Society.
17. State Historical Society.
18. State Historical Society.
19.
20.
21.
22.
23.
24.
25.
26.
27.
28.

RESOLUTION.

Senator Ham offered the following resolution:

Resolved, That the Special Committee appointed to investigate the alleged defalcations of school treasurers be required to report by the 23d day of March next.

On motion of Senator Chase the resolution was laid on the table.

REPORT OF COMMITTEE.

Senator Ford, from the Committee on Banks, submitted the following report:

MR. PRESIDENT—Your Committee on Banks, to whom was referred House File No. 440, a bill for an act to repeal sections 2171, 2172, 2173, 2174, 2175, 2176 and 4088 of the Code of 1873, and enact substitutes therefor, in relation to common carriers, warehousemen, wharfingers, and other persons engaged in transporting or storing property for others, and providing a penalty for violations of its provisions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the amendments herewith reported shall be adopted, and that when the bill is so amended it do pass.

FORD, *Chairman*.

Ordered passed on file.

HOUSE MESSAGES.

House File No. 575 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 576 was taken up.

Read a first and second time, and on motion of Senator Garber the eleventh rule was suspended, the bill was considered engrossed, and read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Ford, Garber, Gaylord, Gillett, Greenlee, Ham, Harmon, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Larrabee, Lawrence, Lewellen, Madson, Mitchell, Nichols of Benton, Patterson, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—31.

The nays were—None.

Absent or not voting:

Senators Arnold, Clark, Dashiell, Foster, Goodykoontz, Haines, Hanna, Harned, Hartshorn, Hebard, Johnson of Winneshiek, Kimball, Merrell, Meyer, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, and Shelley—19.

So the bill passed, and the title was agreed to.

House File No. 543 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

INTRODUCTION OF BILL.

Senator Nichols of Benton, by leave, introduced Senate File No. 307.

Read a first and second time and referred to the Committee on County and Township Organization.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval:

Senate File No. 117, An act to provide a military code, and for the organization, government and support of the State militia, and to repeal chapter 125, laws of the Seventeenth General Assembly.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred House File No. 267, a bill for an act to amend section 831, chapter 1, title 4 of the Code of Iowa, in relation to boards of equalization, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended as follows, and that when so amended it do pass.

LARRABEE, *Chairman*.

On motion of Senator Larrabee the bill was taken up and the amendments adopted.

Senators Arnold, Goodykoontz, and Young were excused until Monday morning.

Senator Merrell was excused until Tuesday morning.

HOUSE MESSAGES.

House File No. 267 was taken up.

Read a first and second time, and on motion of Senator Wright the eleventh rule was suspended, and the bill was considered engrossed and read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Greenlee, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Mitchell, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—34.

The nays were—None.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Goodykoontz, Haines, Hanna, Hartshorn, Johnson of Winneshiek, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Russell of Greene, Shelley, and Young—16.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed without amendment—

Substitute for Senate File No. 243, a bill for an act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs.

Senate File No. 214, a bill for an act authorizing the Register of the State Land Office to issue a patent for lot 5, block 23, in Iowa City, Iowa.

W. V. LUCAS, *Clerk*.

Ordered passed on file.

BILLS ON SECOND READING.

Senate File No. 234, by request of Senator Wright, was taken up, read a first and second time and, on motion of Senator Wright, the eleventh rule was suspended, and the bill considered engrossed, and read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Garber, Gillett, Greenlee, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of

Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—35.

The nays were—None.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Gaylord, Goodykoontz, Haines, Hanna, Hartshorn, Johnson of Mahaska, Merrell, Meyer, Nielander, Russell of Greene, Shelley, and Young—15.

So the bill passed, and the title was agreed to.

REPORT OF SPECIAL COMMITTEE.

The Special Committee for selecting rooms in the new capitol building for the State Horticultural Society submitted their report, which was passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 577, a bill for an act to make section 464 of the Code of 1873, as amended, applicable to special chartered cities and towns.

W. V. LUCAS, *Clerk.*

SPECIAL ORDER.

The hour having arrived for the consideration of special order, it being substitute for House Files Nos. 192, 35 and 55, a bill for an act to repeal sections 3788 and 3789 of chapter 2, title 23 of the Code, in relation to the compensation of sheriff, the bill was taken up and considered, with report of committee recommending amendments, and the report was adopted.

Senator Larrabee moved to strike out the words "and all necessary expenses, in line 9 of section 1.

Senator Woolson moved to amend by inserting in lieu of the words proposed to be stricken out the words "and repayment of any amount actually paid by him as necessary expenses for assistance and conveyance in executing such warrant."

The amendment to the amendment was adopted.

The motion as amended was agreed to.

Senator Greenlee moved to amend by inserting the word "served" after the word "warrant," in line 8 of section 1; also, insert after the word "sheriff," in line 9 of same section, the words "in case service of the warrant cannot be made, such reasonable compensation may be allowed as the board of supervisors may deem just and equitable."

The motion prevailed.

Senator Ham moved to strike the word "eight" from line 18 and insert the word "six" in lieu thereof.

Agreed to.

On motion of Senator Hartshorn all of line 21 was stricken out.

Senator Nichols of Guthrie moved to strike out the words "per day," in lines 28 and 29, and insert the words "if such case occupies more than one day, for each additional day, or fraction thereof, one dollar and fifty cents.

The amendment was agreed to.

Senator Greenlee moved to amend by inserting after the word "attachment," in line 32, the words "and making return thereof"; also, insert after the word "of," in line 33, the word "personal."

The motion prevailed.

Senator Woolson moved to amend by striking out all after the word "first," in line 35, down to and including the word "thereof," in line 36, and insert in lieu thereof the words "five hundred dollars, or fraction thereof."

The motion prevailed.

Senator Chase moved to amend by striking from line 39 the word "half" and inserting in lieu thereof the word "third."

Adopted.

Senator Russell of Jones moved to amend by inserting after the word "day," in line 43, the words "including washing."

The motion did not prevail.

Senator Ford moved to amend by inserting after the word "prisoner," in line 43, the words "a compensation to be fixed by the board of supervisors not to exceed."

The motion was agreed to.

Senator Greenlee moved to amend by striking out the words "in the State," in line 47, and inserting the words "outside the county in which said sheriff resides."

The amendment was agreed to.

Senator Greenlee moved to amend by inserting after the word "and," in line 50, the word "such," and inserting after the word "convicts," in the same line, the words "insane, or other prisoners."

Agreed to.

Senator Kimball moved to amend by striking from line 51 the words "eight dollars per diem" and inserting in lieu thereof the words "thirty cents per hour."

Senator Woolson moved to amend by striking out all after the word "place," in the 54th line, down to and including the word "hours," in the 56th line.

The motion prevailed.

Senator Greenlee moved to amend by inserting after the word "penitentiary," in the 56th line, the words, "person or persons to Reform School."

Not agreed to.

Senator Woolson moved to amend the title by inserting after the word "Code," the words, "and to enact a substitute therefor."

The amendment was adopted.

On motion of Senator Traverse the eleventh rule was suspended, and the bill was considered engrossed, and read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Greenlee, Ham, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Madson, Nichols of Guthrie, Patterson, Prizer, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—30.

The nays were.

Senators Harmon, Harned, Lewellen, and Nichols of Benton—4.

Absent or not voting:

Senators Arnold, Dashiell, Foster, Goodykoontz, Haines, Hanna, Hebard, Lawrence, Merrell, Meyer, Mitchell, Nielander, Russell of Greene, Russell of Jones, Shelley, and Young—16.

So the bill passed, and the title was agreed to.

The time having arrived for the consideration of the special order, viz: Senate File No. 285, the same was, on motion of Senator Chase postponed and made a special order for Tuesday, March 23, at 9½ o'clock A. M.

HOUSE MESSAGES.

On motion of Senator Ham house messages were taken up.

House File No. 577, a bill for an act to make section 464 of the Code, as amended, applicable to special chartered cities and towns, was taken up.

Read a first and second time and, on motion of Senator Ham, the eleventh rule was suspended, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Clark, Ford, Garber, Gaylord, Gillett, Ham, Harmon, Harned, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Mitchell, Nichols of Benton, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Wright—31.

The nays were—None.

Absent or not voting:

Senators Arnold, Chase, Dashiell, Foster, Goodykoontz, Greenlee, Haines, Hanna, Hebard, Hedges, Madson, Merrell, Meyer, Nichols of Guthrie, Nielander, Russell of Greene, Shelley, Woolson, and Young—19.

So the bill passed, and the title was agreed to.

Senator Hartshorn moved to take up the report of election committee on the contested election case of Bull vs. Henderson, and make it a special order for Wednesday, March 24, at 10 o'clock A. M.

The motion prevailed, and the report was taken up and made a special order for the time named.

On motion of Senator Woolson Senate File No. 216, a bill for an act to authorize cities of the first and second class to acquire and dispose of real property in certain cases, with report of committee recommend-

ing amendments, was taken up, considered, and the report of the committee was adopted.

Senator Woolson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Ford, Garber, Gaylord, Greenlee, Ham, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Mitchell, Nichols of Benton, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—33.

The nays were:

Senator Madson—1.

Absent or not voting:

Senators Arnold, Clark, Dashiell, Foster, Gillett, Goodykoontz, Haines, Hanna, Hebard, Merrell, Meyer, Nichols of Guthrie, Nielander, Russell of Greene, Shelley, and Young—16.

So the bill passed, and the title was agreed to.

Senator Patterson was excused until Monday morning.

Senator Hartshorn moved that when the Senate adjourn it be until 10 o'clock A. M. Monday.

The motion prevailed.

On motion of Senator Johnson of Winneshiek the Senate, at 5:10 o'clock, adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, March 22, 1880. }

The Senate met pursuant to adjournment and was called to order by President Campbell.

Prayer by Rev. Mr. Sleeth.

Pending the reading of the journal of Saturday, on motion of Senator Lawrence the further reading was dispensed with.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 205, An act making further appropriations for the College for the Blind, and to amend section 1675 of the Code.

Senate File No. 131, An act to amend chapter 121, acts of the Seventeenth General Assembly, and section 1212 of the Code of 1873, relating to drains in two or more counties.

Senate File No. 293, An act to legalize the incorporation of the town of Hopkinton, Delaware county, Iowa.

Senate File No. 71, An act to amend section 2741 of the Code, in relation to trial and appeal of ordinary actions.

Senate File No. 85, An act to amend chapter 9, title 12 of the Code of 1873, by addition thereto, providing for calling, in certain contingencies, meetings of school districts.

Senate File No. 30, An act to prohibit the furnishing or giving, or offering to give, intoxicating liquors, including ale, wine and beer, to voters at or within one mile of the polls on election day.

Senate File No. 269, An act to provide for the payment of certain companies of the State militia for services rendered in preventing anticipated riots in the year 1877.

Joint Resolution requesting the members of the House of Representatives and Senators from Iowa in Congress to endeavor to procure such modification of the patent laws as will relieve innocent parties from prosecutions for using patent devices.

House File No. 576, An act to empower certain special chartered cities to use for school purposes public grounds unused for the purposes for which such grounds were originally dedicated or set apart.

House File No. 508, An act to legalize the annexation of certain territory to the city of Cedar Rapids, in Linn county, State of Iowa, under the provisions of chapter 51, title 9 of the Revision of 1860.

House File No. 189, An act in relation to jury trials in cases for violations of city ordinances of cities of second class and incorporated towns.

Joint Resolution proposing to amend section 1, article 11 of the Constitution of the State of Iowa, and to provide for its reference and publication.

House File No. 373, An act to amend section 421, chapter 10, title 4 of the Code of 1873, relative to incorporated towns.

House File No. 106, An act to define and punish frauds upon hotel, inn, boarding and eating-house keepers.

House File No. 212, An act making appropriations for the Boys' Reform School at Eldora.

House File No. 98, An act to regulate the practice of pharmacy and the sale of medicines and poisons.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 525, a bill for an act to legalize the official acts of Frank Penny, a member of the board of supervisors of Mitchell county, Iowa.

Also, have passed without amendment—

Senate File No. 299, a bill for an act to legalize the official acts of W. E. Haskins, a notary public in and for Howard county, Iowa.

Senate File No. 305, a bill for an act to legalize the acts of Chris. H. Sogn, recorder of Lyon county, done and performed by J. K. P.

Thompson, whether under the style of attorney in fact of said recorder, or as deputy recorder of said county.

Also:

MR. PRESIDENT—I am further directed to inform your honorable body that the House of Representatives has concurred in Senate amendments to—

House File No. 216, a bill for an act to authorize cities of the first and second class to acquire and dispose of territory in certain cases.

House File No. 517, a bill for an act to legalize the incorporation and official proceedings of the town of Sibley, in the county of Osceola, and State of Iowa.

House File No. 84, a bill for an act to give county boards of supervisors the right to improve the highway in certain cases.

Have passed without amendment—

Senate File No. 294, a bill for an act to legalize certain ordinances of the town of Hopkinton, Delaware county, Iowa.

Senate File No. 303, a bill for an act to legalize the incorporation of the town of Woodbine, Harrison county, Iowa.

W. V. LUCAS, *Chief Clerk.*

Ordered passed on file.

RESOLUTION.

Senator Wright offered the following, which was adopted:

Resolved, That the Secretary of the Senate is hereby directed to select, from the bills on second reading, those bills which have not been reported on favorably by committees, and that such bills be taken up and considered only by leave of the Senate.

HOUSE MESSAGES.

House File No. 525 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following memorial and bills, in which the concurrence of the Senate is asked:

Memorial and Joint Resolution in relation to the removal of obstructions from the channel of the Nishnabotna river.

House File No. 435, a bill for an act to reimburse H. C. Metcalf for money paid for lots and land for the use of the State at the additional Penitentiary at Anamosa.

Substitute for House Files Nos. 166 and 123, a bill for an act to repeal chapter 75 of the acts of the Seventeenth General Assembly and enact a substitute therefor; and amend chapters 73 and 74 of the acts

of the Seventeenth General Assembly, in relation to the compensation of certain public officers

Have also passed without amendment—

Senate File No. 166, a bill for an act apportioning the State into Representative Districts, and declaring the ratio of representation.

W. V. LUCAS, *Chief Clerk.*

REPORTS OF COMMITTEES.

Senator Nichols of Guthrie, from the Committee on County and Township Organization, submitted the following report:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred House File No. 209, a bill for an act to amend sections 1971 and 1974, chapter 6, title 13 of the Code relating to the duties of county auditor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred Senate File No. 156, a bill for an act to amend section 821 of chapter 1, title 6 of the Code of Iowa, compelling the assessors of the different townships to meet with the supervisors of their county to classify assessments, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred House File No. 62, a bill for an act to extend to women the right to hold the office of county auditor, beg leave to report that they have had the same under consideration and a majority of said committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred House File No. 406, a bill for an act to amend section 1797 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on County and Township Organization, to whom was referred House File No. 292, a bill for an act to amend section 1361, chapter 1, title 11 of the Code of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

S. D. NICHOLS, *Chairman.*

Ordered passed on file.

Senator Wright, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, having had under consideration Senate File No. 308, a bill for an act to legalize the acts of the board of trustees of the incorporated town of Marysville, Marion county, Iowa, have instructed me to report the same back to the Senate with the recommendation that it do pass.

GEO. F. WRIGHT, *Chairman pro tem.*

Ordered passed on file.

Senator Greenlee, from the Committee on Agriculture and Forestry, submitted the following report:

MR. PRESIDENT—Your Committee on Agriculture and Forestry, to whom was referred House File No. 74, a bill for an act to amend chapter 50, section 1, of the acts of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

JAS. F. GREENLEE, *Chairman.*

Ordered passed on file.

Senator Hebard, from the Committee on Claims, submitted the following report:

MR. PRESIDENT—Your Committee on Claims, to whom was referred Senate File No. 275, a bill for an act to pay Thomas H. Barnes for expenses in recruiting a part of two companies of soldiers in the months of April and May, 1861 as follows:

Expenses.....	\$ 535.00
Interest, 18½ years.....	601.85

Total.....	\$1,136.85
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beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed: 1st. Because no specifications, data, or items of any kind, or vouchers, are presented. 2d. The account is 18½ years old, and is virtually outlawed. 3d. The agent of the State for auditing claims of all kinds connected with raising and maintaining troops gave ample notice in 1865 and 1866, and invited the presentation of all proper claims for adjustment. Parties failing to avail themselves of the opportunity then afforded ought not to expect now a favorable consideration of claims which have slept quietly for fifteen or more years.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Claims, to whom was referred House File No. 425, a bill for an act to pay S. C. Crawford for services and expenses in recruiting one company of soldiers in the months of October and November, 1861, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed. This account is also eighteen years old, and there does not appear to have been any effort to have the same audited and allowed when the opportunity was allowed in 1865 and 1866.

HEBARD, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILL.

The Committee on Judiciary introduced Senate File No. 308, a bill for an act to legalize the acts of the board of trustees of the incorporated town of Marysville, Marion county, Iowa.

Read a first and second time and considered.

Senator Greenlee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Ford, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Henderson, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Lewellen, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—38.

The nays were—None.

Absent or not voting:

Senators Boling, Dashiell, Gillett, Hanna, Hemenway, Johnson of Mahaska, Kimball, Merrell, Meyer, Patterson, Russell of Greene, and Russell of Jones—12.

So the bill passed, and the title was agreed to.

Senators Boling and Gillett were excused on account of illness.

Senators Dashiell, Johnson of Mahaska and Merrell were excused until to-morrow.

BILLS ON THIRD READING.

Substitute for Senate Files Nos. 11, 13 and 170, was taken up.

On motion of Senator Hartshorn referred to the Committee on Retrenchment.

The report of the Special Committee to allot the rooms of the new capitol building was taken up and read.

RESOLUTION.

Senator Lawrence, by leave, introduced a Joint Resolution adopting the report of the Committee.

Read a first and second time and considered.

Senator Lawrence moved that the rule be suspended, and the Joint Resolution be considered engrossed, and read a third time now, which motion prevailed, and the Joint Resolution was read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Chase, Clark, Ford, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—37.

The nays were—None.

Absent or not voting:

Senators Boling, Dashiell, Gillett, Haines, Ham, Hanna, Harmon, Harned, Johnson of Mahaska, Merrell, Meyer, Patterson, and Russell of Greene—13.

So the Joint Resolution passed, and the title was agreed to.

BILLS ON SECOND READING.

On motion of Senator Henderson House File No. 464, a bill for an act to legalize the incorporation of the Star Coal Company, in Linn county, Iowa, with report of committee recommending that it do pass, was taken up and considered.

Senator Henderson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Ford, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Harned, Hartshorn, Hebard, Hedges, Henderson, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lewellen, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, and Young—36.

The nays were—None.

Absent or not voting:

Senators Boling, Dashiell, Gillett, Hanna, Harmon, Hemenway, Johnson of Mahaska, Lawrence, Merrell, Meyer, Patterson, Russell of Greene, Wilson, and Wright—14.

So the bill passed, and the title was agreed to.

On motion of Senator Gaylord Senate File No. 78, a bill for an act defining the rights of mortgagees and mortgagors of chattel property and the rights of judgment creditors; also, defining the official duties of township clerks and county recorders in relation thereto, with report of committee recommending it do pass, was taken up and considered.

Senator Nichols of Guthrie moved to strike from line 1 of section 8 the word "and" and insert the words "or which is in the possession of the mortgagee."

The amendment was agreed to.

On motion of Senator Traverse the words "therein described" were stricken from line 5 of section 7 and the words "secured thereby" were inserted.

On motion of Senator Larrabee the words "to county recorder or township clerk" were inserted after the word "person," in line 9 of section 1.

On motion of Senator Larrabee the word "thirty" was stricken from line 4, section 3, and the word "ninety" was inserted in lieu thereof.

Senator Larrabee moved to strike from line 5, section 4, the word "five" and insert in lieu thereof the word "twenty."

The motion prevailed.

Senator Chase moved that the rule be suspended, and the bill be

considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Ford, Garber, Gaylord, Goodykoontz, Greenlee, Ham, Harmon, Hartshorn, Hebard, Hemenway, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Prizer, Russell of Jones, Shrader, Tirrill, Wall, Webb, Wilson, and Wright—27.

The nays were:

Senators Harned, Nielander, and Shelley—3.

Absent or not voting:

Senators Boling, Dashiell, Foster, Gillett, Haines, Hanna, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Traverse, Woolson, and Young—20.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bills of the Senate without amendment:

Senate File No. 220, a bill for an act to legalize acknowledgments of county auditors, deputy county auditors and deputy clerks of the District and Circuit Courts.

Senate File No. 233, a bill for an act to legalize the organization and acts of the Dunlap Fine Stock and Driving Park Company, of Dunlap, Iowa.

Senate File No. 125, a bill for an act to confirm and legalize the acts of Edward M. Doe as a notary public in and for Johnson county, Iowa.

Senate File No. 56, a bill for an act to legalize the service of original notice by publication in divorce cases where the petition has not been filed until after the publication of the original notice. Amended by striking out the word "divorce," in line 3 of the title and line 2 of section 1.

Also, that the House has adopted the report of the Conference Committee on House File No. 353, a bill for an act making appropriations for the Insane Hospital at Independence, Iowa.

Has also passed the following bill, in which the concurrence of the Senate is asked:

House File No. 413, a bill for an act to legalize and make valid deeds and conveyances of real estate defectively acknowledged or proved, and providing for the recording of deeds and conveyances in certain cases.

Also, Concurrent Resolution relative to Joint Convention for the election of Trustees of the several institutions of the State.

W. V. LUCAS, *Chief Clerk.*

REPORT OF COMMITTEE OF CONFERENCE.

MR. PRESIDENT—Your Committee of Conference on the disagreement between the two houses on substitute for House File No. 353 beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

That the Senate recede from its amendments to section 1, and that the following be adopted in lieu thereof:

“For providing for an additional supply of water, two thousand five hundred dollars (\$2,500), or so much thereof as may be necessary: *provided*, that the sum appropriated for this purpose shall be under the control of the Executive Council, and shall not be expended nor drawn from the State Treasury if sufficient water is obtained by the construction of the well provided for by this act. For general contingent fund, one thousand five hundred dollars.”

Respectfully submitted.

M. W. HARMON,
JNO. S. WOOLSON,

Committee on part of Senate.

J. G. NEWBOLD,
W. H. MERTEN,
WM. B. PERRIN,

Committee on part of House.

On the question, shall the Senate concur in the report?

The yeas were:

Senators Arnold, Chase, Clark, Ford, Foster, Garber, Gaylord, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Keller, Larrabee, Lawrence, Madson, Mitchell, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—34.

The nays were—None.

Absent or not voting:

Senators Boling, Dasbiell, Gillett, Goodykoontz, Hanna, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lewellen, Merrell, Meyer, Nichols of Benton, Patterson, Russell of Greene, and Young—6.

So the report was concurred in.

Senator Hedges from the Special Committee to visit the Institution for the Feeble Minded, to examine the same as to the advisability of change of location, submitted the following majority report.

Senator Nichols of Guthrie moved that the report of the majority of the committee be adopted, and that the Senator from Iowa be instructed to prepare and present to the Senate a bill having for its object the carrying into effect the recommendation thereof, and that the report be printed.

Senator Woolson moved to postpone consideration of the motion, and that the same be made a special order for Wednesday next at 2 o'clock P. M.

The motion prevailed.

BILLS ON SECOND READING.

On motion of Senator Woolson Senate File No. 164, a bill for an act relating to sales, and soliciting orders for sales, of intoxicating liquors in certain cases, and providing punishment therefor, with report of committee recommending it do pass, was taken up and considered

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Senate Files Nos. 269, 85, 71, 293, and 131.

Substitutes for Senate Files Nos. 205 and 30.

Joint Resolution requesting Senators and Representatives in Congress from Iowa to endeavor to procure such modification of the patent laws as will relieve innocent parties from prosecution for using patent devices.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

At 12 o'clock M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

The Senate met pursuant to adjournment, President Campbell in the chair.

Senator Nichols of Benton, from the Committee on Insurance, submitted a report, which was ordered passed on file and printed.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 294, An act to legalize certain ordinances of the town of Hopkinton, Delaware county, Iowa.

Senate File No. 243, An act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs.

Senate File No. 214, An act authorizing the Register of the State Land Office to issue a patent for lot 5, block 23, Iowa City, Iowa.
And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

INTRODUCTION OF BILL.

The Committee on Appropriations introduced Senate File No. 309, a bill for an act to appropriate money to pay the unsettled accounts existing at the close of the wardenship of M. Heisey, of the additional Penitentiary at Anamosa.

Read a first and second time and considered.

Senator Russell of Jones moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Niellander, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—38.

The nays were—None.

Absent or not voting:

Senators Boling, Clark, Ford, Foster, Gillett, Hanna, Johnson of Mahaska, Johnson of Winneshiek, Merrell, Meyer, Patterson, and Russell of Greene—12.

So the bill passed, and the title was agreed to.

HOUSE MESSAGES.

House File No. 413 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House Concurrent Resolution relative to a Joint Convention for the purpose of electing trustees for the various State institutions was taken up and considered.

On motion of Senator Kimball the resolution was amended changing the time of meeting from 8 o'clock to 7:30 P. M.

The resolution as amended was adopted.

BILLS ON SECOND READING.

Consideration of Senate File No. 164, pending at the hour of adjournment, was resumed.

Senator Woolson moved to strike from lines 5 and 6, of section 1, the words, "outside the county in which the permit is issued," and insert the same after the word "accept," in the fourth line of the same section.

Agreed to, and the bill was ordered engrossed.

MESSAGE FROM THE HOUSE.

The following message was received from the House and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 294, An act to legalize certain ordinances of the town of Hopkinton, Delaware county, Iowa.

Senate File No. 243, An act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs.

Senate File No. 214, An act authorizing the Register of the State Land Office to issue a patent for lot 5, block 23, Iowa City, Iowa.

W. V. LUCAS, *Clerk.*

On motion of Senator Woolson Senate File No. 209, a bill for an act making unlawful the sale, without license therefor, of malt and vinous liquors within municipal corporations, and providing punishment therefor, with report of committee recommending it do pass, was taken up and considered.

Senator Shelley moved to add to the bill the following:

“Nothing herein contained shall be so construed as to apply to cities acting under special charter.”

The motion was lost.

The bill was ordered engrossed.

House File No. 422, a bill for an act to authorize the Board of Capitol Commissioners to contract with the city of Des Moines for the use of sewers, and limiting the expenditure therefor, with report of committee recommending amendments, and that it do pass, was taken up and considered, and the amendments of the committee were adopted.

Senator Larrabee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Dashiell, Ford, Garber, Gaylord, Haines, Harmon, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winnebiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—33.

The nays were:

Senators Chase, Ham, Harned, Mitchell, Shelley, and Young—6.

Absent or not voting:

Senators Arnold, Boling, Clark, Foster, Gillett, Goodykoontz, Greenlee, Hanna, Hemenway, Merrell, and Patterson—11.

So the bill passed, and the title was agreed to.

Substitute for Senate File No. 189, a bill for an act to repeal section 1579 of the Code, and enact a substitute therefor, to provide for the publication and distribution of the school laws, with report of committee recommending it do pass, was taken up and considered.

Senator Meyer moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright and Young—42.

The nays were—None.

Absent or not voting:

Senators Arnold, Boling, Gillett, Goodykoontz, Hanna, Merrell, Patterson, and Russell of Greene—8.

So the bill passed, and the title was agreed to.

Senate File No. 289, a bill for an act to provide for quarterly estimates of the ordinary and current expenses of certain State institutions, and providing for the manner in which appropriations for the same shall be drawn, with report of committee recommending amendments, and that it do pass, was taken up, considered, and the amendments of the committee were adopted.

Senator Meyer moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Foster, Garber, Gaylord, Greenlee, Ham, Harmon, Hartshorn, Hemenway, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Russell of Jones, Shelley, Shrader, Tirrill, Webb, Wilson, Woolson, Wright, and Young—28.

The nays were:

Senators Chase, Clark, Dashiell, Haines, Harned, Hedges, Henderson, Johnson of Mahaska, Mitchell, Prizer, Traverse, and Wall—12.

Absent or not voting:

Senators Arnold, Boling, Ford, Gillett, Goodykoontz, Hanna, Hebard, Merrell, Patterson, and Russell of Greene—10.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Senator Tirrill, from the Special Committee to visit Mt. Pleasant and Mitchellville, to examine and report relative to location for the Girls' Department of the Reform School, submitted a majority report of that committee.

The report was read, passed on file, and ordered printed.

On motion of Senator Shrader House File No. 415, a bill for an act to repeal section 1798 of the Code, and enact a substitute therefor, with report of committee recommending that it do pass, was taken up and considered.

Senator Larrabee moved to amend by adding to line 5 the words, "or township."

The motion prevailed.

Senator Russell of Jones moved to add to section 1798 the following: "*Provided*, That no restoration of territory be made where there is outstanding indebtedness until such indebtedness is paid."

On the motion the yeas and nays were demanded.

The yeas were:

Senators Dashiell, Ford, Hemenway, Johnson of Mahaska, Madson, Russell of Jones, Shelley, Tirrill, Wilson, Woolson, and Wright—11.

The nays were:

Senators Chase, Clark, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hebard, Henderson, Johnson of Winneshiek, Larrabee, Lawrence, Meyer, Mitchell, Nichols of Benton, Nielander, Prizer, Shrader, Traverse, Wall, Webb, and Young—24.

Absent or not voting:

Senators Arnold, Boling, Foster, Gillett, Ham, Hanna, Hartshorn, Hedges, Keller, Kimball, Lewellen, Merrell, Nichols of Guthrie, Patterson, and Russell of Greene—15.

So the motion was lost.

Senator Shrader moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Ford, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright and Young—40.

The nays were:

Senator Russell of Jones—1.

Absent or not voting:

Senators Boling, Dashiell, Gillett, Ham, Hanna, Hartshorn, Merrell, Patterson, and Meyer—9.

So the bill passed, and the title was agreed to.

Senate File No. 301, a bill for an act to enable district townships to refund outstanding bonded indebtedness at a lower rate of interest, additional to chapter 58 of the laws of the Seventeenth General Assembly, with report of committee recommending it do pass, was taken up and considered.

Senator Lawrence moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer,

Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Wright—40.

The nays were:

Senator Young—1.

Absent or not voting:

Senators Boling, Chase, Gillett, Haines, Hanna, Hemenway, Merrell, Patterson, and Woolson—9.

So the bill passed, and the title was agreed to.

House File No. 382, a bill for an act to legalize the official acts of the incorporated town of Dakota City, Humboldt county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Senator Hartshorn moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Foster, Garber, Goodykoontz, Greenlee, Haines, Ham, Harmon, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Lewellen, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, Wright, and Young—40.

The nays were—None.

Absent or not voting:

Senators Boling, Gaylord, Gillett, Hanna, Harned, Hebard, Keller, Madson, Merrell, Patterson, and Wilson—10.

So the bill passed, and the title was agreed to.

Senate File No. 95, a bill for an act to authorize the payment of soldiers' bounty by the board of supervisors of Howard county, Iowa, to Alphonso Brooks, was taken up and considered.

Passed on file.

On motion of Senator Chase the Senate, at 4:15 o'clock P. M., adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, March 23, 1880. }

Senate met pursuant to adjournment, President Campbell in the chair.

Prayer by Rev. Mr. Miles.

Journal of yesterday read and approved.

INTRODUCTION OF BILLS.

By Senator Traverse, by leave, Senate File No. 310, a bill for an act to amend section 2127 of the Code of 1873, and to cure defects made in sales of real estate by assignees at private sale, which sales having been heretofore approved by the courts, or the judges thereof in vacation.

Read a first and second time and referred to the Committee on Judiciary.

By the Committee on Judiciary, Senate File No. 311, a bill for an act to repeal section 531 of the Code, and enact a substitute therefor, in relation to mayors of cities of the second class.

Read a first and second time and on motion of Senator Johnson of Mahaska was considered.

Senator Johnson of Mahaska moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, and Woolson—37.

The nays were—None.

Absent or not voting:

Senators Dashiell, Gaylord, Ham, Hanna, Hartshorn, Hedges, Merrell, Nichols of Guthrie, Russell of Greene, Russell of Jones, Wilson, Wright, and Young—13.

So the bill passed, and the title was agreed to.

The time having arrived for the consideration of the special order, the same, on motion of Senator Kimball, was postponed five minutes.

Senator Kimball, by leave, introduced Senate File No. 312, a bill for an act to amend chapter 87, acts of the Seventeenth General Assembly, relative to cancellation of taxes voted in aid of railroads.

Read a first and second time and considered.

Senator Kimball moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Garber, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—40.

The nays were—None.

Absent or not voting:

Senators Chase, Foster, Gaylord, Ham, Hanna, Merrell, Nichols of Guthrie, Russell of Greene, Wright, and Young—10.

So the bill passed, and the title was agreed to.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Senate File No. 294, An act to legalize certain ordinances of the town of Hopkinton, Delaware county, Iowa.

Senate File No. 243, An act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs.

Senate File No. 214, An act to authorize the Register of the Land Office to issue a patent for lot 5, block 23, Iowa City, Iowa.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

RESOLUTION.

Senator Haines submitted the following, which was adopted:

Resolved, That all Senate committee clerks not engaged in committee work during the sessions of this body, are hereby instructed to report to the desk of the Secretary for such duty as may be assigned them.

INTRODUCTION OF BILL.

Senator Lawrence, by leave, introduced Senate File No. 313, a bill for an act providing for protection against prairie fires, and providing compensation therefor.

Read a first and second time and referred to the Committee on Agriculture.

On motion of Senator Greenlee the report of the Auditor of State relative to salaries of railroad and capitol commissioners was referred to the Committee on Retrenchment.

Senator Boling submitted a minority report of the Special Committee appointed to visit Mt. Pleasant and Mitchellville to examine and report as to location of the Girls' Department of the Reform School.

Ordered passed on file and printed.

SPECIAL ORDER.

The special order, it being Senate File No. 285, a bill for an act amendatory to section 1386 of the Code, relating to salaries of superintendents of the hospitals for the insane, was taken up and considered.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

The hour for the special order, Senate Files Nos. 271 and 263, having arrived the same was postponed until disposition be made of the bill pending.

Senator Ford moved to amend the bill by adding after the words "two thousand" the words "and five hundred."

Senator Kimball moved to insert in lieu of the words "five hundred" the words "two hundred."

The motion was lost.

The question recurring on the motion of Senator Ford, the same prevailed.

The question recurring on the motion of Senator Chase, that the rule be suspended, and the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Gaylord, Greenlee, Harmon, Harned, Hartshorn, Hebard, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Prizer, Russell of Jones, Tirrill, Traverse, Wall, Webb, and Wilson—30.

The nays were:

Senators Dashiell, Foster, Gillett, Goodykoontz, Haines, Ham, Hedges, Hemenway, Henderson, Keller, Lewellen, Patterson, Shelley, Shrader, Woolson, and Young—16.

Absent or not voting:

Senators Hanna, Nichols of Benton, Russell of Greene, and Wright—4.
So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 534, An act legalizing the organization of the Independent School District of Red Rock, Marion county, Iowa, and establishing the boundaries thereof.

House File No. 329, An act to legalize the incorporation of the town of Union, in Hardin county, Iowa.

House File No. 516, An act to legalize the ordinances of the incorporated town of State Center, Marshall county, Iowa.

House File No. 397, An act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant.

House File No. 449, An act making appropriations for the Additional Penitentiary at Anamosa.

House File No. 461, An act providing for an appropriation for the State Fish Hatchery at Anamosa.

House File No. 216, An act to authorize cities of the first and second class to acquire and dispose of real property in certain cases.

House File No. 517, An act legalizing the incorporation and the offi-

cial proceedings of the town of Sibley, in the county of Osceola, in the State of Iowa.

House File No. 446, An act to amend section 10, chapter 70, acts of the Sixteenth General Assembly, relating to the propagation of fish.

House File No. 84, An act to give county boards of supervisors the right to improve the highways in certain cases.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bills, in which the concurrence of the Senate is asked:

House File No. 529, a bill for an act to provide for the payment of the claim of William R. Craig.

House File No. 581, a bill for an act to legalize the official acts of C. W. Mullen as notary public in and for Black Hawk county, Iowa.

House File No. 582, a bill for an act to legalize the proceedings of the board of supervisors of Adams county, Iowa, held on the 7th day of June, 1875, and of the proceedings of the town council of Corning, Adams county, Iowa, held on the 16th day of February, 1875.

House File No. 580, a bill for an act to legalize the official acts as notary public of Herman Lippman, of Butler county, Iowa.

House File No. 586, a bill for an act to legalize the acts of John D. Rivers, a notary public in Polk county, Iowa.

Also, has concurred in Senate amendments to House File No. 267, a bill for an act to amend section 831, chapter 1, title 6 of the Code.

Also, has passed without amendment Senate File No. 252, a bill for an act amending chapter 141 of the acts of the Seventeenth General Assembly.

Senate File No. 304, a bill for an act to legalize certain ordinances passed by the town council of Woodbine, Harrison county, Iowa.

Joint Resolution relative to the assignment of rooms in the new capitol building.

Also:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 577, An act to amend section 464 of the Code of 1873, as amended, applicable to special chartered cities and towns.

House File No. 464, An act to legalize the incorporation of the Star Coal Company, in Linn county, Iowa.

W. V. LUCAS, *Clerk.*

Ordered passed on file.

Senator Nichols of Benton was excused until this afternoon.

Senator Wright was excused until to-morrow.

SPECIAL ORDER.

The special order, it being Senate File No. 263, a bill for an act to amend section 3814 of the Code, relating to fees of witnesses, with report of committee recommending it do pass, was taken up and considered.

Senator Woolson moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Gillett, Haines, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Madson, Meyer, Nichols of Guthrie, Nielander, Traverse, Wall, Webb, Wilson, Woolson, and Young—26.

The nays were:

Senators Foster, Garber, Gaylord, Goodykoontz, Greenlee, Harmon, Harned, Hartshorn, Hebard, Lawrence, Mitchell, Patterson, Prizer, Russell of Jones, Shelley, Shrader, and Tirrill—17.

Absent or not voting:

Senators Ham, Hanna, Lewellen, Merrell, Nichols of Benton, Russell of Greene, and Wright—7.

So the bill passed, and the title was agreed to.

The special order, it being Senate File No. 271, a bill for an act to regulate and limit the amount of attorney's fees that may be taxed in suits on written contracts, stipulating for attorney's fees, in certain cases, with report of committee recommending that it do pass, was taken up and considered.

Senator Larrabee moved to strike from line 5, section 2, the word "ten."

Senator Meyer moved to amend the amendment by striking from line 5 all after the word "to-wit," to and inclusive of the word "due."

The motion prevailed.

The question recurring on the motion of Senator Larrabee, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Clark, Hedges, Larrabee, Lewellen, Madson, Meyer, Nielander, Patterson, Russell of Jones, Shrader, Tirrill, Wall, Wilson, and Young—15.

The nays were:

Senators Boling, Chase, Dashiell, Ford, Foster, Gaylord, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Merrell, Mitchell, Nichols of Guthrie, Prizer, Shelley, Traverse, Webb, and Woolson—28.

Absent or not voting:

Senators Garber, Gillett, Ham, Hanna, Nichols of Benton, Russell of Greene, and Wright—9.

So the amendment was lost.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that

the House has passed the following bills, in which the concurrence of the Senate is asked:

House File No. 587, a bill for an act to legalize the incorporation of the Surprise Silver Mining Company.

House File No. 444, a bill for an act to legalize the organization and acts of the Independent School District of Carpenter, consisting of territory in the counties of Mitchell and Worth, Iowa.

Have passed without amendment—

Senate File No. 308, a bill for an act to legalize the acts of the board of trustees of the town of Marysville, Marion county, Iowa.

Have concurred in Senate amendments to—

Substitute for House Files Nos. 192, 35 and 55, a bill for an act to repeal sections 3788 and 3789, chapter 2 title 23 of the Code, in relation to the compensation of sheriff.

House File No. 422, a bill for an act to authorize the Board of Capitol Commissioners to contract with the city of Des Moines for the use of sewers, and limiting the expenditure therefor.

House File No. 415, a bill for an act to repeal section 1798 of the Code and enacting a substitute therefor.

Concurrent Resolution relative to time of meeting of Joint Convention to elect trustees for the several institutions of the State.

W. V. LUCAS, *Clerk*.

BILLS ON SECOND READING.

Senator Hartshorn moved to amend by adding to section 2 of the bill the following:

“*Provided*, That the plaintiff shall be entitled to receive not to exceed one-half the above collection fee in case payment is made before return day and after commencement of suit.”

Senator Hemenway moved to add to the amendment the following: “And in case of payment before judgment and after return day, the plaintiff may recover not to exceed three-fourths of the said amount, and have judgment therefor”; which was accepted by Senator Hartshorn, and the question being on the adoption of the amendment, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Clark, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Meyer, Mitchell, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, and Young—34.

The nays were:

Senators Boling, Garber, Greenlee, Haines, Henderson, Madson, Merrell, Nielander, Shelley, Wilson, and Woolson—11.

Absent or not voting:

Senators Chase, Ham, Hanna, Nichols of Benton, Russell of Greene, and Wright—6.

So the amendment was agreed to.

Senator Larrabee moved to add to section 2 the following: “And

no fee shall be allowed if suit has not been commenced or expenses incurred." Which was agreed to.

Senator Larrabee moved to amend by striking from 3d line, section 3, all after the word "papers" and insert in lieu thereof the following: "And said affidavit shall state the fee to be taxed is not an unreasonable compensation for the services as actually rendered in the cause."

On motion of Senator Traverse the adjournment was postponed 15 minutes.

The question recurring on the amendment offered by Senator Larrabee, the same was lost.

Senator Young moved to amend by striking from section 1, line 2, all after the word "act" and insert in lieu thereof the words "no agreement to pay an attorney's fee shall be valid or binding."

On the question the yeas and nays were demanded.

The yeas were:

Senators Arnold, Garber, Greenlee, Harmon, Harned, Lewellen, Madson, Meyer, Russell of Jones, Shrader, Tirrill, Wall, Wilson, and Young—14.

The nays were:

Senators Boling, Chase, Dashiell, Ford, Foster, Gillett, Goodykoontz, Haines, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Merrell, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Shelley, Webb, and Woolson—26.

Absent or not voting:

Senators Clark, Gaylord, Ham, Hanna, Hedges, Larrabee, Nichols of Benton, Russell of Greene, Traverse, and Wright—10.

So the amendment was lost.

Senator Haines moved that the rule be suspended, and the bill be considered engrossed and read a third time now.

Senator Russell of Jones offered a substitute for the bill.

Senator Russell of Jones moved that the Senate adjourn.

The motion did not prevail.

On motion of Senator Woolson the time for adjournment was extended ten minutes.

The question recurring on the adoption of the substitute offered by Senator Russell of Jones, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Clark, Dashiell, Garber, Greenlee, Harmon, Keller, Larrabee, Lewellen, Madson, Meyer, Nielander, Patterson, Russell of Jones, Shelley, Shrader, Tirrill, Wall, Wilson, and Young—20.

The nays were:

Senators Boling, Chase, Ford, Foster, Gaylord, Gillett, Goodykoontz, Haines, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lawrence, Merrell, Mitchell, Nichols of Guthrie, Prizer, Webb, and Woolson—24.

Absent or not voting:

Senators Ham, Hanna, Nichols of Benton, Russell of Greene, Traverse, and Wright—6.

So the substitute was lost.

Senator Hedges moved to strike from lines 2 and 3, of section 4, the words, "and the suit is not aided by an attachment."

The motion did not prevail.

The question recurring on the motion of Senator Haines, that the rule be suspended, and the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dasbiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harned, Hartsborn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrill, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—41.

The nays were:

Senators Harmon, Madson, and Shelley—3.

Absent or not voting:

Senators Ham, Hanna, Hedges, Nichols of Benton, Russell of Greene, and Young—6.

So the bill passed, and the title was agreed to.

On motion of Senator Chase, at 12:25 P. M., the Senate adjourned to meet at 2:30 o'clock this afternoon.

AFTERNOON SESSION.

2:30 O'CLOCK P. M.

Senate met pursuant to adjournment, and was called to order by President Campbell.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 303, An act to legalize the incorporation of the town of Woodbine, Harrison county, Iowa.

Senate File No. 233, An act to legalize the organization and acts of the Dunlap Fine Stock and Driving Park Company, of Dunlap, Iowa.

Senate File No. 305, An act to legalize the acts of Chris H. Sogn, Recorder of Lyon county, Iowa.

Senate File No. 125, An act to confirm and legalize the acts of Edward M. Doe as a notary public of Johnson county, Iowa.

Senate File No. 220, An act to legalize acknowledgments by county auditors, their deputies, and by deputy clerks of the District Court.

Senate File No. 299, An act to legalize the official acts of W. E. Haskins as notary public.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Young, from the Committee on Railways, submitted the following report:

MR. PRESIDENT—Your Committee on Railways, to whom was referred House File No. 418, a bill for an act supplemental to chapter 5, title 10 of the Code, and chapter 114 of the acts of the Seventeenth General Assembly, in relation to taxation of railways and of sleeping and dining cars, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Railways, to whom was referred Senate File No. 115, a bill for an act to repeal section 1307 of chapter 5, title 10 of the Code of 1873, and to enact a substitute therefor, in relation to liability of railways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

MR. PRESIDENT—Your Committee on Railways, to whom was referred Senate File No. 292, a bill for an act to amend section 5, chapter one hundred and twenty-three (123), of the public acts of the Sixteenth General Assembly, relating to taxes in aid of railroads, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out of the 20th line the words "one year," and that when so amended it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Railways, to whom was referred substitute for House File No. 108, a bill for an act relating to taxes voted in aid of the construction of railways, under chapter 123 of the acts of the Sixteenth General Assembly, and chapter 157 of the acts of the Seventeenth General Assembly of the State of Iowa, and supplemental thereto, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Railways, to whom was referred Senate File No. 216, a bill for an act to amend section 2, of chapter 123, of the general laws of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

YOUNG, *Chairman*.

Ordered passed on file.

Senator Foster, from the Committee on Municipal Corporations, submitted the following report:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred Senate File No. 270, a bill for an act to legalize an ordinance of the city of Dubuque, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the accompanying substitute, and recommend that the substitute be adopted, and when so adopted it do pass.

W. A. FOSTER, *Chairman*.

Ordered passed on file.

Senator Hartshorn, from the Committee on Elections, submitted the following report:

MR. PRESIDENT—Your Committee on Elections, to whom was referred substitute for House File No. 175, a bill for an act to further amend section 591, chapter 1, title 5 of the Code, relating to the election of township officers, beg leave to report that they have had the same under consideration and a majority of said committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Elections, to whom was referred Senate File No. 123, a bill for an act to repeal section 625 of the Code, in relation to the canvass of votes by the judges of election, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

E. J. HARTSHORN, *Chairman*.

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 575, a bill for an act to legalize the formation of the Independent School District of Fonda, in Pocahontas county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 172, a bill for an act to repeal section 1288 of

chapter 5, title 10 of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 295, a bill for an act to amend section 2951, chapter 5, title 17 of the Code, relative to change in place of trial, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 245, a bill for an act to amend section 3072, chapter 2, title 18 of the Code, relating to exemptions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred a Joint Resolution proposing to amend article 5 of the Constitution of the State of Iowa, in relation to prosecuting attorney, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House File No. 299, a bill for an act to amend section 602 of the Code, in relation to registration of voters, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

JNO. S. WOOLSON, *Chairman.*

Ordered passed on file.

Senator Ford, from the Committee on Banks, submitted the following report:

MR. PRESIDENT—Your Committee on Banks, to whom was referred Senate File No. 218, a bill for an act defining the term "private bankers," requiring them to make certain reports to the Auditor of State, and for the protection of depositors; also, imposing certain penalties for the violation of its provisions, and prescribing the manner of enforcing the same, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

FORD, *Chairman.*

Senator Boling, from the Committee on Penitentiaries, submitted the following report:

MR. PRESIDENT—Your Committee on Penitentiaries, to whom was referred Senate File No. 176, a bill for an act to allow convicts in the Penitentiary a credit in diminution of their sentence, and for their being restored to citizenship in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

S. M. BOLING, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his Private Secretary, Wm. H. Fleming, and passed on file:

STATE OF IOWA,
EXECUTIVE DEPARTMENT. }
Des Moines, March 23, 1880. }

MR. PRESIDENT—I am instructed by the Governor to inform the honorable Senate that he has approved, signed, and deposited in the office of the Secretary of State:

Senate File No. 117, An act to provide a military code, and for the organization, government and support of the State militia, and to repeal chapter 125, laws of the Seventeenth General Assembly.

Substitute for Senate File No. 30, An act to prohibit the furnishing or giving, or offering to give, intoxicating liquors, including ale, wine, and beer, to voters at or within one mile of the polls on election day.

Senate File No. 71, An act to amend section 2741 of the Code, in relation to trial and appeal of ordinary actions.

Senate File No. 85, An act to amend chapter 9, title 12 of the Code of 1873, by addition thereto, providing for calling, in certain contingencies, meetings of school districts.

Senate File No. 131, An act to amend chapter 121, acts of the Seventeenth General Assembly, and section 1212 of the Code of 1873, relating to drains in two or more counties.

Senate File No. 269, An act to provide for the payment of certain companies of the State militia for services rendered in preventing anticipated riots in the year 1877.

Senate File No. 293, An act to legalize the incorporation of the town of Hopkinton, Delaware county, Iowa.

Joint Resolution, originating in the Senate, requesting the members of the House of Representatives and Senators from Iowa in Congress to endeavor to procure such modification of the patent laws as will relieve innocent parties from prosecutions for using patent devices.

Senate File No. 214, An act authorizing the Register of the Land Office to issue a patent for lot 5, in block 23, Iowa City, Iowa.

Senate File No. 243, An act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs.

Senate File No. 294, An act to legalize certain ordinances of the town of Hopkinton, Delaware county, Iowa.

WM. H. FLEMING,
Private Secretary.

Upon his request, Senator Hebard was granted permission to record his vote on Senate File No. 271.

BILLS ON SECOND READING.

Substitute for House Files Nos. 313 and 316, a bill for an act to amend sections 4248 and 4273, and to repeal sections 4289 and 4293, and enact substitutes therefor, in relation to evidence before grand juries, with report of committee recommending it do pass, was taken up and considered.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Young—43.

The nays were—None.

Absent or not voting:

Senators Gillett, Hanna, Hartshorn, Johnson of Winneshiek, Lawrence, Nichols of Guthrie, and Wright—7.

So the bill passed, and the title was agreed to.

RESOLUTION.

Senator Young offered the following:

Resolved by the Senate, the House concurring, That the President of the Senate and Speaker of the House are instructed to declare their respective bodies adjourned *sine die* at 11 o'clock A. M. Friday, March 26, 1880.

Senator Arnold moved the reference of the resolution to the Committee on Ways and Means.

The motion was lost.

Consideration of the resolution was postponed until to-morrow at 2:30 o'clock P. M.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MM. PRESIDENT—I am directed to inform your honorable body that

the House of Representatives has passed the following bills, in which concurrence of the Senate is asked:

House File No. 551, a bill for an act to require the payment of costs in advance.

House File No. 429, a bill for an act appropriating \$43.50 to pay Samuel Green for iron castings for the Iowa Reform School.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives asks the return to the House of—

Senate File No. 205, a bill for an act making appropriations for the College for the Blind.

W. V. LUCAS, *Chief Clerk.*

HOUSE MESSAGES.

House File No. 429 was taken up.

Read a first and second time and referred to the Committee on Appropriations.

House File No. 551 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 444 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 587 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 586 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 529 was taken up.

Read a first and second time and referred to the Committee on Claims.

House File No. 581 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 582 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 582, a bill for an act to legalize the proceedings of the board of supervisors of Adams county, Iowa, held on the 7th day of January, 1875, and of the town council of the town of Corning, Adams county, Iowa, held on the 16th day of February, 1875, was taken up.

Read a first and second time and considered.

Senator Hebard moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn,

Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Young—43.

The nays were—None.

Absent or not voting:

Senators Chase, Gaylord, Hanna, Nichols of Guthrie, Patterson, Woolson, and Wright—7.

So the bill passed, and the title was agreed to.

House File No. 580 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House Joint Resolution relative to the removal of obstructions from the Nishnabotna river was taken up.

Read a first and second time and considered.

Senator Lewellen moved that the rule be suspended, and the Joint Resolution considered engrossed, and read a third time now, which motion prevailed, and the Joint Resolution was read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, and Young—39.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Gaylord, Gillett, Goodykoontz, Hanna, Hedges, Nichols of Guthrie, Wilson, Woolson, and Wright—11.

So the Joint Resolution passed, and the title was agreed to.

Substitute for House File No. 166 was taken up.

Read a first and second time and referred to the Committee on Compensation of Public Officers.

House File No. 435 was taken up.

Read a first and second time and referred to the Committee on Claims.

On motion of Senator Nichols of Benton all bills relative to insurance were made a special order for Thursday next at 10 o'clock A. M.

BILLS ON THIRD READING:

Senate File No. 56, a bill for an act to legalize the service of original notices by publication in cases where the petition has not been filed until after publication of the original notices, with the House amendments, was taken up and considered.

On the question, shall the Senate concur in the House amendments?

The yeas were:

Senators Chase, Clark, Dashiell, Garber, Goodykoontz, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson,

Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Mitchell, Nichols of Benton, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, and Young—35.

The nays were:

Senators Foster, Meyer, Nielander, Wilson, and Woolson—5.

Absent or not voting:

Senators Arnold, Boling, Ford, Gaylord, Gillett, Greenlee, Hanna, Nichols of Guthrie, Shelley, and Wright—10.

So the House amendments were concurred in.

Senate File No. 209, a bill for an act making unlawful the sale without license therefor of malt and vinous liquors within municipal corporations, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Ford, Haines, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lewellen, Meyer, Russell of Jones, Tirrill, Webb, Wilson, and Woolson—16.

The nays were:

Senators Boling, Chase, Clark, Dashiell, Foster, Garber, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hebard, Henderson, Keller, Lawrence, Madson, Merrell, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, and Young—26.

Absent or not voting:

Senators Gaylord, Gillett, Hanna, Larrabee, Nichols of Guthrie, Traverse, Wall, and Wright—8.

So the bill was lost.

Senate File No. 164, a bill for an act relating to sales and soliciting orders for sales of intoxicating liquors, in certain cases, and providing punishment therefor, was taken up.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Dashiell, Ford, Gillett, Haines, Harmon, Hartshorn, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lewellen, Meyer, Tirrill, Wall, Wilson, and Woolson—17.

The nays were:

Senators Boling, Chase, Clark, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Ham, Harned, Hebard, Hedges, Henderson, Keller, Lawrence, Madson, Merrell, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, and Young—26.

Absent or not voting:

Senators Hanna, Larrabee, Nichols of Guthrie, Russell of Jones, Traverse, Webb, and Wright—7.

So the bill was lost.

BILLS ON SECOND READING.

Senate File No. 132, a bill for an act to amend chapter 154, acts of the Seventeenth General Assembly, and section 289 of the Code, relating to the bonding of county indebtedness with report of committee

recommending amendments, and that it pass, was taken up, considered, and the amendments by the committee were adopted.

Senator Hartshorn moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gillett, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Mitchell, Niellander, Patterson, Prizer, Russell of Greene, Shrader, Traverse, Wall, Wilson, Woolson, and Young—36.

The nays were—None.

Absent or not voting:

Senators Foster, Gaylord, Goodykoontz, Ham, Hanna, Hemenway, Merrell, Nichols of Benton, Nichols of Guthrie, Russell of Jones, Shelley, Tirrill, Webb, and Wright—14.

So the bill passed, and the title was agreed to.

Senate File No. 184, a bill for an act to repeal section 93 of the Code of 1873, and enact a substitute therefor, with report of committee recommending amendments, and that it do pass, was taken up, considered, and the amendments of the committee were adopted.

On motion of Senator Hedges the following was added to the bill:

“Provided further, That the Register shall not include in any of the lists so certified to the State which have been adjudicated by the proper courts to belong to any other grant, or adjudicated to belong to any county or individual under the swamp land grant, or any homestead or preemption settlement. Nor shall said certificate so issued confer any right or title as against any person or company having any vested right, either legal or equitable, to any of the lands so certified.”

Senator Hedges moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Foster, Garber, Gillett, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Niellander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Wilson, Woolson, and Young—35.

The nays were:

Senator Meyer—1.

Absent or not voting:

Senators Chase, Gaylord, Goodykoontz, Hanna, Hartshorn, Johnson of Winneshiek, Mitchell, Nichols of Benton, Nichols of Guthrie, Russell of Jones, Traverse, Wall, Webb, and Wright—14.

So the bill passed, and the title was agreed to.

Substitute for House File No. 291, a bill for an act requiring boards of supervisors to make settlement with county treasurers at each of their regular meetings in January, April, June and September, with

report of committee recommending it do pass, was taken up and considered.

Senator Lawrence moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Wilson, and Young—36.

The nays were—None,

Absent or not voting:

Senators Gaylord, Gillett, Goodykoontz, Ham, Hanna, Kimball, Mitchell, Nichols of Guthrie, Russell of Jones, Traverse, Wall, Webb, Woolson, and Wright—14.

So the bill passed, and the title was agreed to.

House File No. 466, a bill for an act legalizing certain transfers made by the Sioux City & St. Paul Railroad Company and the Worthington & Sioux Falls Railroad Company, with report of committee recommending it do pass, was taken up and considered.

Senator Lawrence moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Madson, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Traverse, Wilson, and Young—34.

The nays were—None.

Absent or not voting:

Senators Foster, Gaylord, Gillett, Goodykoontz, Hanna, Hebard, Hemenway, Kimball, Lewellen, Merrell, Nichols of Guthrie, Russell of Jones, Wall, Webb, Woolson, and Wright—16.

So the bill passed, and the title was agreed to.

Senate File No. 258, a bill for an act to repeal section 3018, chapter 1, title 18 of the Code, and enact a substitute therefor, in relation to attachment and garnishment, with report of committee recommending it do pass, was taken up and considered.

Senator Merrell moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Garber, Gaylord, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Merrell,

Meyer, Mitchell, Nielander, Patterson, Prizer, Shrader, Tirrill, Webb, Wilson, and Young—30.

The nays were:

Senators Chase, Dashiell, Foster, Goodykoontz, Johnson of Winneshiek, Madson, and Russell of Jones—7.

Absent or not voting:

Senators Ford, Gillett, Hanna, Hedges, Lewellen, Nichols of Benton, Nichols of Guthrie, Russell of Greene, Shelley, Traverse, Wall, Woolson, and Wright—13.

So the bill passed, and the title was agreed to.

Substitute for House File No. 83, a bill for an act to amend section 3895 of chapter 3, title 24 of the Code of 1873, relating to offenses against personal property, with report of committee recommending it do pass, was taken up and considered.

Senator Greenlee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dasbiell, Ford, Garber, Gaylord, Greenlee, Haines, Hartshorn, Hebard, Hemenway, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nielander, Russell of Jones, Shrader, Wall, and Webb—25.

The nays were:

Senators Chase, Clark, Foster, Goodykoontz, Harmon, Harned, Hedges, Johnson of Winneshiek, Merrell, Nichols of Benton, Patterson, Prizer, Russell of Greene, Tirrill, Wilson, and Young—16.

Absent or not voting:

Senators Gillett, Ham, Hanna, Henderson, Nichols of Guthrie, Shelley, Traverse, Woolson and Wright—9.

So the bill was lost on its passage.

Substitute for House File No. 43, with report of committee recommending it do pass, was taken up, considered, and postponed.

Substitute for House File No. 181, a bill for an act repealing section 1, chapter 133 of the acts of the Seventeenth General Assembly, and enacting a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

Senator Kimball moved to strike from line 12 of section 1 the words "and fifty."

The motion prevailed.

Senator Wilson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Harned, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nichols of Benton, Nielander, Patterson, Shrader, Tirrill, Traverse, Wall, Webb, and Wilson—34.

The nays were:

Senators Haines, Ham, Harmon, Madson, Mitchell, Prizer, Russell of Jones, and Young—8.

Absent or not voting:

Senators Hanna, Hartshorn, Hedges, Nichols of Guthrie, Russell of Greene, Shelley, Woolson, and Wright—8.

So the bill passed, and the title was agreed to.

Senate File No. 280, a bill for an act to create a department of entomology in the Agricultural College, and to provide for publication and distribution of the reports of the director thereof, with report of committee recommending it do pass, was taken up and considered.

Senator Russell of Jones moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gillett, Haines, Ham, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nichols of Benton, Nielander, Patterson, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, and Woolson—34.

The nays were:

Senators Clark, Gaylord, Goodykoontz, Harned, Johnson of Mahaska, Madson, Prizer, Shelley, Wilson, and Young—10.

Absent or not voting:

Senators Boling, Greenlee, Hanna, Mitchell, Nichols of Guthrie, and Wright—6.

So the bill passed, and the title was agreed to.

Senate File No. 270, a bill for an act to legalize an ordinance of the city of Dubuque, with report of committee recommending a substitute, and that it do pass, was taken up, considered, and the substitute by the committee was adopted.

Senator Ham moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Young—40.

The nays were:

Senators Haines, and Hedges—2.

Absent or not voting:

Senators Boling, Goodykoontz, Hanna, Hemenway, Nichols of Guthrie, Russell of Greene, Woolson, and Wright—8.

So the bill passed, and the title was agreed to.

Meyer, Mitchell, Nielander, Patterson, Prizer, Shrader, Tirrill, Webb, Wilson, and Young—30.

The nays were:

Senators Chase, Dashiell, Foster, Goodykoontz, Johnson of Winneshiek, Madson, and Russell of Jones—7.

Absent or not voting:

Senators Ford, Gillett, Hanna, Hedges, Lewellen, Nichols of Benton, Nichols of Guthrie, Russell of Greene, Shelley, Traverse, Wall, Woolson, and Wright—13.

So the bill passed, and the title was agreed to.

Substitute for House File No. 83, a bill for an act to amend section 3895 of chapter 3, title 24 of the Code of 1873, relating to offenses against personal property, with report of committee recommending it do pass, was taken up and considered.

Senator Greenlee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Garber, Gaylord, Greenlee, Haines, Hartshorn, Hebard, Hemenway, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nielander, Russell of Jones, Shrader, Wall, and Webb—25.

The nays were:

Senators Chase, Clark, Foster, Goodykoontz, Harmon, Harned, Hedges, Johnson of Winneshiek, Merrell, Nichols of Benton, Patterson, Prizer, Russell of Greene, Tirrill, Wilson, and Young—16.

Absent or not voting:

Senators Gillett, Ham, Hanna, Henderson, Nichols of Guthrie, Shelley, Traverse, Woolson and Wright—9.

So the bill was lost on its passage.

Substitute for House File No. 43, with report of committee recommending it do pass, was taken up, considered, and postponed.

Substitute for House File No. 181, a bill for an act repealing section 1, chapter 133 of the acts of the Seventeenth General Assembly, and enacting a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

Senator Kimball moved to strike from line 12 of section 1 the words "and fifty."

The motion prevailed.

Senator Wilson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Harned, Hebard, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nichols of Benton, Nielander, Patterson, Shrader, Tirrill, Traverse, Wall, Webb, and Wilson—34.

The nays were:

Senators Haines, Ham, Harmon, Madson, Mitchell, Prizer, Russell of Jones, and Young—8.

Absent or not voting:

Senators Hanna, Hartshorn, Hedges, Nichols of Guthrie, Russell of Greene, Shelley, Woolson, and Wright—8.

So the bill passed, and the title was agreed to.

Senate File No. 280, a bill for an act to create a department of entomology in the Agricultural College, and to provide for publication and distribution of the reports of the director thereof, with report of committee recommending it do pass, was taken up and considered.

Senator Russell of Jones moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Dashiell, Ford, Foster, Garber, Gillett, Haines, Ham, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nichols of Benton, Nielander, Patterson, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, and Woolson—34.

The nays were:

Senators Clark, Gaylord, Goodykoontz, Harned, Johnson of Mahaska, Madson, Prizer, Shelley, Wilson, and Young—10.

Absent or not voting:

Senators Boling, Greenlee, Hanna, Mitchell, Nichols of Guthrie, and Wright—6.

So the bill passed, and the title was agreed to.

Senate File No. 270, a bill for an act to legalize an ordinance of the city of Dubuque, with report of committee recommending a substitute, and that it do pass, was taken up, considered, and the substitute by the committee was adopted.

Senator Ham moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Young—40.

The nays were:

Senators Haines, and Hedges—2.

Absent or not voting:

Senators Boling, Goodykoontz, Hanna, Hemenway, Nichols of Guthrie, Russell of Greene, Woolson, and Wright—8.

So the bill passed, and the title was agreed to.

House File No. 575, a bill for an act to legalize the formation of the Independent School District of Fonda, in Pocahontas county, with report of committee recommending it do pass, was taken up and considered.

Senator Hartshorn moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Young—42.

The nays were:

Senator Harmon—1.

Absent or not voting:

Senators Arnold, Boling, Gillett, Ham, Hanna, Nichols of Guthrie, and Wright—7.

So the bill passed, and the title was agreed to.

Substitute for House File No. 30, with report of committee recommending a substitute, and that it do pass, was taken up and considered.

Passed on file.

Senate File No. 95, a bill for an act authorizing the payment of soldier's bounty to Alphonso Brooks by the board of supervisors of Howard county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Senator Kimball offered a substitute for the bill, which was adopted.

Senator Merrell moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question shall the bill pass?

The yeas were:

Senators Arnold, Dashiell, Ford, Foster, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Henderson, Johnson of Winneshiek, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Patterson, Russell of Jones, Shrader, Tirrill, Webb, and Wilson—27.

The nays were:

Senators Boling, Clark, Garber, Haines, Hedges, Johnson of Mahaska, Keller, Meyer, Mitchell, Nichols of Benton, Nielander, Prizer, Russell of Greene, Shelley, Traverse, and Woolson—16.

Absent or not voting:

Senators Chase, Hanna, Hemenway, Nichols of Guthrie, Wall, Wright, and Young—7.

So the bill passed, and the title was agreed to.

House File No. 522, a bill for an act to legalize the organization and acts of the Knotts Mexican Silver Mining Company, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Hebard the publication clause was stricken from the bill.

Senator Hebard moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—45.

The nays were—None.

Absent or not voting:

Senators Hanna, Nichols of Guthrie, Shelly, Wright, and Young—5.

So the bill passed, and the title was agreed to.

House File No. 209, a bill for an act to amend sections 1971 and 1974, chapter 6, title 13 of the Code, relating to the duties of county auditors, with report of committee recommending it do pass, was taken up and considered.

Senator Foster moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Woolson—43.

The nays were—None.

Absent or not voting:

Senators Greenlee, Hanna, Lewellen, Nichols of Guthrie, Wright, and Young—7.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILL.

Senator Webb, by leave, introduced Senate File No. 314, a bill for an act to provide for the purchase of the right to manufacture and use the "Weeks' Tax System" and "Weeks' Condensed Index," and making an appropriation therefor.

Read a first and second time and referred to the Committee on Municipal Corporations.

On motion of Senator Dashiell, at 5:35 o'clock P. M., the Senate adjourned to meet at 7:20 this P. M.

EVENING SESSION.

7:20 O'CLOCK P. M.

Senate met pursuant to adjournment, and was called to order by the President.

On motion of Senator Hartshorn the Senate took a recess of five minutes.

At 7:25 o'clock the Senate was again called to order by the President.

Senator Woolson moved that the President appoint a Teller for the Joint Convention.

The motion prevailed and the Chair appointed Senator Harmon.

REPORT OF COMMITTEE.

Senator Woolson, from the Committee on Judiciary submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 138, a bill for an act to provide an additional ground of attachment, additional to section 2951 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

JOHN S. WOOLSON, *Chairman.*

Ordered passed on file.

On motion of Senator Arnold the Secretary was instructed to select from the files all bills for legalizing acts, that they may be ready for the action of the Senate.

COMMUNICATION FROM THE SECRETARY OF STATE.

The President submitted the following communication from the Secretary of State, which was read and passed on file:

STATE OF IOWA,
OFFICE OF SECRETARY OF STATE, }
DES MOINES, IOWA, March 23, 1880. }

To Hon. Frank T. Campbell, President of the Senate:

Pursuant to the provisions of section 1280 of the Code, I have this day submitted to the General Assembly the report of the Cedar Falls & Minnesota Railroad Company for the year ending December 31, 1879.

Very respectfully,

J. A. T. HULL,
Secretary of State.

A committee from the House appeared and announced the House in readiness to receive the Senate in Joint Convention.

At 7:35 o'clock P. M., on motion of Senator Russell of Jones, the Senate proceeded to the hall of the House.

JOINT CONVENTION.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

The Door-Keeper announced the honorable Senate. The members of that body entered and took the seats assigned them.

President Campbell, at 7:40 o'clock P. M., called the Joint Convention to order, and stated the object thereof to be the election of Trustees of the various State institutions.

The President announced Senator Harmon as the Teller appointed on the part of the Senate.

The Speaker appointed Mr. Prouty Teller on the part of the House.

The roll was called and there were present one hundred and twenty-four members.

On motion of Senator Haines the Joint Convention took a recess of five minutes.

The Joint Convention was again called to order by the President.

RESOLUTION.

Senator Gillett offered the following resolution:

Be it resolved by the Senate and House of Representatives of the State of Iowa, in Joint Convention assembled, That the following-named persons are hereby declared duly elected Regents of the State University, and Trustees of the various State Institutions, to-wit:

REGENTS OF THE STATE UNIVERSITY.

For the Fifth Congressional District—J. N. W. Rumple.

Sixth District—W. O. Crosby.

Eighth District—Horace Everett.

TRUSTEES OF THE IOWA HOSPITAL FOR THE INSANE AT MT. PLEASANT.

Dr. J. H. Kulp, of Davenport; Dr. D. A. Hurst, of Oskaloosa; Dr. John Conaway, of Poweshiek.

INDEPENDENCE ASYLUM.

Erastus G. Morgan, Ft. Dodge; Mrs. J. C. McKinney, of Winne-shiek county; Jed Lake, of Independence.

AGRICULTURAL COLLEGE.

C. W. Tenney, of Cerro Gordo; George H. Wright, of Woodbury.

DEAF AND DUMB INSTITUTE.

For the Full Term of Six Years—B. F. Clayton, of Pottawattamie.

For Four Years—John H. Steubenrauch, of Marion.

For the Term of Two Years—Louis Weinstein, of Des Moines.

COLLEGE FOR THE BLIND.

For Full Term—S. H. Watson, C. O. Harrington, W. H. Leavitt.

To fill Vacancy—Dr. J. F. White.

ASYLUM FOR FEEBLE-MINDED.

E. R. S. Woodrow, of Mills county; S. B. Thrall, of Wapello; Fred O'Donnell, of Dubuque.

NORMAL SCHOOL.

C. C. Cory, of Marion; Edward H. Thayer, of Clinton.

IOWA SOLDIERS' ORPHANS' HOME.

Seth P. Bryant, of Davenport; Charles C. Horton, of Muscatine; C. M. Holton, of Iowa City.

REFORM SCHOOL.

John A. Parvin, of Muscatine; William J. Moir, of Eldora.

Mr. Duncombe moved to amend the resolution by striking therefrom the name of Horace Everett, for Regent of the State University, and inserting the name of W. W. Morseman.

The motion was lost.

The question recurring on the adoption of the resolution—

The yeas were.....	105
The nays were	8

So the resolution was adopted.

Senator Tirrill nominated Jed Lake to fill the unexpired term of the office of Trustee for the College for the Blind.

The roll was called.

Mr. Lake, having received a majority of all the votes cast, was declared elected.

The following certificates of election were signed in the presence of the Joint Convention:

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }


This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Regents for the State University, J. N. W. Rumble having received a majority of all the votes cast for said office, was declared duly elected Regent for the State University for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON, 
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Regents for the State University, W. O. Crosby having received a majority of all the votes cast for said office, was declared duly elected Regent for the State University for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Regents for the State University, Horace Everett having received a majority of all the votes cast for said office, was declared duly elected Regent for the State University for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Hospital for the Insane at Mt. Pleasant, J. H. Kulp having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified. ~~which~~

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Hospital for the Insane at Mt. Pleasant, D. A. Hurst, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane for four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Hospital for the Insane at Mt. Pleasant, John Conaway having received a majority of all the votes cast for said office was declared duly elected Trustee for the Iowa Hospital for Insane for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Hospital for the Insane at Independence, Erastus G. Morgan having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Hospital for the Insane at Independence, Mrs. J. C. McKinney having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane for the term of four years from and after the expiration of the term of the present incumbent, and until her successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880.

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Hospital for the Insane at Independence, Jed. Lake having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880.

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Hospital for the Insane at Independence, Jed. Lake having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane, to fill a vacancy until the 4th day of July, 1880, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Agricultural College, George H. Wright having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Agricultural College for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, {
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Agricultural College, C. W. Tenney having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Agricultural College for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. H. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Institution for the Deaf and Dumb, Louis Weinstein having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Institution for the Deaf and Dumb for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate:

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Institution for the Deaf and Dumb, John H. Stubenrauch having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Institution for the Deaf and Dumb for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Institution for the Deaf and Dumb, B. F. Clayton having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Institution for Deaf and Dumb for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa College for the Blind, C. O. Harrington, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa College for the Blind for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the House of Representatives.

S. F. PROUTY,
Teller of the Senate.

HALL OF HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, March 23, 1880.

This is to certify, that at an election by the two houses of the General Assembly, of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa College for the Blind, S. H. Watson, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa College for the Blind for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa College for the Blind, J. F. White, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa College for the Blind for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa College for the Blind, to fill out unexpired term of Geo. Morehouse, W. H. Leavitt, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa College for the Blind for the unexpired term, until the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Asylum for Feeble-Minded Children, E. R. S. Woodrow, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Asylum for Feeble-Minded Children for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa Asylum for Feeble-Minded Children, S. B. Thrall, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Asylum for Feeble-Minded Children for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa Asylum for Feeble-Minded Children, Fred O'Donnell, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Asylum for Feeble-Minded Children for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Directors for the Iowa State Normal School, Edward H. Thayer, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa State Normal School for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Reform School, John A. Parvin having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Reform School for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Soldiers' Orphans' Home, C. M. Holton, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Orphan's Home for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Soldiers' Orphans' Home, Seth P. Bryant, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Soldiers' Orphans' Home for the term of — years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in joint convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Soldiers' Orphans' Home, C. C. Horton, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Soldiers' Orphans' Home for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Reform School, William J. Moir having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Reform School for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Directors for the Iowa State Normal School, C. C. Cory having received a majority of all the votes cast for said office, was declared duly elected Director for the Iowa State Normal School for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

On motion of Senator Woolson, at 8:45 o'clock P. M., the Joint Convention dissolved.

The Senate returned to the Senate Chamber and at 9 o'clock P. M., on motion, adjourned.

SENATE CHAMBER, }
DES MOINES, IOWA, March 24, 1880. }

Senate met pursuant to adjournment, President Campbell in the chair.

Prayer by Rev. Mr. Gelwick.

Pending the reading of the journal of yesterday's proceedings, on motion of Senator Ham, the further reading was dispensed with.

REPORTS OF COMMITTEES.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom

was referred substitute for House File No. 286, a bill for an act to regulate mines and mining, and to repeal an act therein named, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate without recommendation.

LARRABEE, *Chairman*.

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred the Governor's communication relative to the lands sold by the School Fund Commissioner of Hamilton county, under the 500,000 acre grant, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying bill, covering the recommendations of the Governor, do pass.

JOHN S. WOOLSON, *Chairman*.

Ordered passed on file.

Senator Tirrill, from the Committee on Reform School, submitted the following report:

MR. PRESIDENT—Your Committee on Reform School, to whom was referred Joint Resolution providing for a Joint Committee appointed to report on certain locations for the Girls' Department of the Reform School, to visit Winterset for the purpose of examining the proposed site at that city, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed, for the reason that we do not believe it is practicable at this time in session to send committees over the State to select a location for the Girls' Department of the Reform School; and we would recommend that the Girls' Department of the Reform School remain where now temporarily located during another biennial period, under lease, as provided by chapter 105 of the acts of the Seventeenth General Assembly.

R. W. TIRRILL, *Chairman*.

Ordered passed on file.

ENROLLED BILLS.

Senator Tirrill, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 304, a bill for an act to legalize certain ordinances provided by the town council of the town of Woodbine, Harrison Co., Iowa.

Senate File No. 308, a bill for an act to legalize the acts of the board of trustees of the incorporated town of Marysville, Marion county, Iowa.

Joint Resolution relative to the assignment of rooms in the new capitol building.

Senate File No. 56, An act to legalize the service of original notice by publication in cases where the petition has not been filed until after the publication of the original notice.

And find the same correctly enrolled.

R. W. TIRRELL, *one of the Committee.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 496, a bill for an act to legalize the incorporation of the town of Riverton, Fremont county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Senator Gillett moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Chase, Dashiell, Foster, Garber, Gaylord, Gillett, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Keller, Kimball, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Russell of Jones, Shelley, Shrader, Tirrill, Wilson, and Young—28.

The nays were—None.

Absent or not voting:

Senators Arnold, Boling, Clark, Ford, Goodykoontz, Haines, Hanna, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Larrabee, Merrell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Traverse, Wall, Webb, Woolson, and Wright—22.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 303, An act to legalize the incorporation of the town of Woodbine, Harrison county, Iowa.

Senate File No. 305, An act to legalize the acts of Chris. H. Sogn, Recorder of Lyon county, Iowa, done and performed by J. K. P. Thompson, whether under the style of attorney in fact of said recorder or as deputy recorder of said county.

Senate File No. 233, An act to legalize the organization and acts of the Dunlap Fine Stock and Driving Park Company, of Dunlap, Iowa.

Senate File No. 125, An act to confirm and legalize the acts of Edward M. Doe as a notary public in and for Johnson county, Iowa.

Senate File No. 220, An act to legalize acknowledgments by county auditors, deputy county auditors and deputy clerks of the District Court.

Senate File No. 299, An act to legalize the official acts of W. E. Haskins, a notary public in and for Howard county, Iowa.

House File No. 422, An act to authorize the Board of Capitol Commissioners to contract with the city of Des Moines for the use of sewers, and limiting the expenditure therefor.

House File No. 267, An act to amend section 831, title 6 of the Code of Iowa, in relation to boards of equalization.

House File No. 415, An act to repeal section 1798 of the Code, and enacting a substitute therefor.

House File No. 382, An act to legalize the official acts of the incorporated town of Dakota, county of Humboldt, Iowa.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bills, in which the concurrence of the Senate is asked:

House File No. 279, a bill for an act to make provision for paying certain claims against the Penitentiaries of the State.

House File No. 510, a bill for an act providing for the publication and distribution of the census of the State of Iowa for 1880.

House File No. 481, a bill for an act to authorize the assignment of mortgages held by the State.

House File No. 457, a bill for an act amending section 6 of chapter 70 of the laws of the Fifteenth General Assembly, relating to the liability of owners of stock for damage done by domestic animals running at large, and for the punishment of persons unlawfully relieving stock from restraint.

Substitute for House Files Nos. 18, 51, 149 and 154, a bill for an act regulating and defining the rights and duties of mortgagees and mortgagors of personal property, and the rights of mortgagees and execution creditors, and also amendatory to section 1923 of the Code of 1873.

Has amended by inserting after the word "class," in line 5 of section 1, the words "or acting under special charters," and passed Senate File No. 203, a bill for an act to repeal section 1361 of the Code, and to enact a substitute therefor, in relation to the support of the poor.

Also, amended by striking out of line 1, section 1, "Executive Council," and inserting in lieu thereof "Warden, with consent of Executive Council"; by striking out of line 1, section 2, the words "Executive Council," and inserting the following, "Warden, with the approval of the Executive Council"; and passed Senate File No. 225, a bill for an act to provide for leasing convict labor at the Penitentiary of the State, and to repeal chapter 110 of the acts of the Seventeenth General Assembly.

W. V. LUCAS, *Clerk.*

BILLS ON SECOND READING.

House File No. 30, a bill for an act to repeal chapter 113 of the acts of the Seventeenth General Assembly, and amend section 1802 of the Code, as amended by chapter 27 of the acts of the Fifteenth General Assembly, with report of committee recommending a substitute, was taken up and considered, and the substitute of the committee was adopted.

Senator Meyer moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Dashiell, Foster, Garber, Gaylord, Gillett, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Keller, Kimball, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Patterson, Russell of Jones, Shelley, Shrader, Tirrill, Wall, Webb, Wilson, and Wright—30.

The nays were—None.

Absent or not voting:

Senators Arnold, Boling, Chase, Clark, Ford, Goodykoontz, Haines, Hanna, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Larrabee, Merrell, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Traverse, Woolson, and Young—20.

So the bill passed, and the title was agreed to.

House File No. 531, a bill for an act to prevent fraud in the sale of lard in certain cases, with report of committee recommending it do pass, was taken up and considered.

Senator Tirrill moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Clark, Dashiell, Garber, Gaylord, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Wall, Wilson, and Young—30.

The nays were—None.

Absent or not voting:

Senators Arnold, Boling, Chase, Ford, Foster, Gillett, Goodykoontz, Haines, Hanna, Hedges, Johnson of Mahaska, Larrabee, Merrell, Nichols of Guthrie, Nielander, Prizer, Traverse, Webb, Woolson, and Wright—20.

So the bill passed, and the title was agreed to.

House File No. 369, a bill for an act to amend chapter 58 of the acts of the Seventeenth General Assembly, relative to funding outstanding bonded indebtedness, with report of committee recommending a substitute, and that it do pass, was taken up and considered, and the substitute of the committee was adopted.

Senator Henderson moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Keller, Larrabee, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Nielander,

Patterson, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—40.

The nays were—None.

Absent or not voting:

Senators Ford, Hanna, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lawrence, Merrell, Nichols of Guthrie, Prizer, and Russell of Greene—10.

So the bill passed, and the title was agreed to.

Senate File No. 242, a bill for an act to amend section 678, of chapter 5, title 5, and section 970, chapter 2, title 7 of the Code, relating to bonds of township clerks, with report of committee recommending a substitute, was read a first and second time and considered.

The bill was lost on engrossment.

House File No. 403, with report of committee recommending it do pass, was taken up and passed on file.

HOUSE MESSAGES.

Substitute for House Files Nos. 18, 51, 149 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 457 was taken up.

Read a first and second time and referred to the Committee on Agriculture.

House File No. 481 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 510 was taken up.

Read a first and second time and referred to the Committee on Ways and Means.

House File No. 279 was taken up.

Read a first and second time and referred to the Committee on Claims.

SPECIAL ORDER.

The time having arrived, the special order, it being the report of the Committee on Elections relative to the contested election case of J. W. Bull vs. John W. Henderson, was taken up and considered.

On motion of Senator Foster the rule limiting speeches to five minutes was suspended during the consideration of this report.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 588, a bill for an act to legalize a certain judgment in favor of the school fund, and to vest title of lots Nos. 1, 2, 5, 6, 7, 8,

9, 10, 11 and 12, in block 20, city of Keokuk, Lee county, in the State for the use of the school fund.

Has also passed without amendment—

Senate File No. 311, a bill for an act to repeal section 531 of the Code, and enact a substitute therefor, in relation to mayors of cities of the second class.

Senate File No. 312, a bill for an act to amend chapter 87, laws of the Seventeenth General Assembly.

Substitute for Senate File No. 270, a bill for an act to legalize an ordinance of the city of Dubuque, granting certain privileges to the Hill & West Dubuque Street Railway Company.

Has also concurred in Senate amendment to House File No. 522, a bill for an act to legalize the organization and acts of the Knotts Mexican Silver Mining Company.

Also, has passed without amendment—

Senate File No. 95, a bill for an act authorizing soldier's bounty to be paid to Alpheus Brooks by the board of supervisors of Howard county, Iowa.

Senate File No. 253, a bill for an act to legalize the sale of part of block 66, in Iowa City.

Also:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 353, An act making an appropriation for the Iowa Hospital for the Insane at Independence.

House File No. 582, An act to legalize the proceedings of the board of supervisors of Adams county, Iowa, held on the 7th day of January, 1875, and the proceedings of the town council of the town of Corning, Adams county, Iowa, held on the 16th day of February, 1875, vacating a certain alley in said city.

House File No. 522, An act to legalize the organization and acts of the Knotts Mexican Silver Mining Company.

House Files Nos. 190, 30 and 52, An act to repeal sections 3788 and 3789 of chapter 2, title 23 of the Code, and to enact a substitute therefor, in relation to the compensation of sheriff.

Also:

MR. PRESIDENT—I am also directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

Substitute for House File No. 92, a bill for an act to amend section 3077 of the Code of 1873.

W. V. LUCAS, *Chief Clerk.*

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval:

Senate File No. 299.

Senate File No. 220.

Senate File No. 125.

Senate File No. 233.

Senate File No. 305.

Senate File No. 303.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Senator Johnson of Mahaska, by leave, introduced Senate File No. 315, a bill for an act making appropriations for the State Library.

Read a first and second time and passed on file.

The Committee on Judiciary introduced Senate File No. 316, a bill for an act making an appropriation for the indemnity of purchasers of lands from the State in pursuance of the provisions of chapter 63, acts of the Eighth General Assembly.

Read a first and second time and referred to the Committee on Appropriations.

By the Committee on Judiciary, Senate File No. 217, a bill for an act to amend section 2127 of the Code, and to cure defect made in sales of real estate by assignees at private sale when the same have been approved by the court, or the Judge thereof in vacation.

Read a first and second time and passed on file.

At 12 o'clock M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

Senate met pursuant to adjournment, and was called to order by President Campbell.

The time having arrived for consideration of the report of the Special Committee to visit the Institution for Feeble-Minded, and to report as to change of location, the same, on motion of Senator Larrabee, was made a special order for 2 o'clock P. M. to-morrow.

There not being a quorum of the Senate present, Senator Woolson moved a call of the Senate.

Senator Greenlee was excused on account of sickness.

The roll was called and Senators Ford, Foster, Goodykoonts, Ham, Harned, Hartshorn, Johnson of Winneshiek, Kimball, Lawrence, Mitchell, Nichols of Guthrie, Russell of Greene, Tirrill, Webb, Woolson, Wright, and Young were found to be absent without leave.

Senators Lewellen, and Webb were brought before the bar of the Senate and excused for absence without leave.

On motion of Senator Merrell further proceedings under the call were dispensed with.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed without amendment—

Senate File No. 196, a bill for an act to provide for the further enforcement of chapters 80 and 188, of the acts of the Seventeenth General Assembly, in relation to the construction and attachment of fish-ways to dams.

Have amended 2d line of section 1, by inserting after the word "district," the words, "or district township"; in 3d line, section 4, by inserting, "or district township," after the word "district," and passed substitute for Senate File No. 255, a bill for an act to authorize independent districts to fund their outstanding indebtedness, and to provide for the payment of the same. Amended the title by adding "or district township," in the first line.

W. V. LUCAS, *Clerk*.

Ordered passed on file.

UNFINISHED BUSINESS.

The time having arrived for consideration of the House resolution relative to adjournment, the same was continued a special order to be taken up after disposition of the matter pending.

The question being on the adoption of the report of the Committee on Elections, the discussion was resumed, Senator Hemenway having the floor.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 252, An act amending chapter 141 of the laws of the Seventeenth General Assembly.

Senate File No. 166, An act apportioning the State into representative districts, and declaring the ratio of representation.

Senate File No. 253, An act to legalize the sale of part of block 69, in Iowa City.

Senate File No. 312, An act to amend chapter 87 of the acts of the Seventeenth General Assembly.

Senate File No. 311, An act to repeal section 531, chapter 10, title 4 of the Code, and to enact a substitute therefor.

Substitute for Senate File No. 270, An act to legalize an ordinance

of the city of Dubuque, granting certain privileges to the Hill & West Dubuque Street Railway Company.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 311, An act to repeal section 531, chapter 10, title 4 of the Code, and to enact a substitute therefor, in relation to mayors of cities of the second class.

Senate File No. 270, An act to legalize an ordinance of the city of Dubuque, granting certain privileges to the Hill & West Dubuque Street Railway Company.

Senate File No. 166, An act apportioning the State into representative districts, and declaring the ratio of representation.

Senate File No. 252, An act amending chapter 141 of the laws of the Seventeenth General Assembly.

Senate File No. 253, An act to legalize the sale of part of block 66, in Iowa City.

Senate File No. 312, An act to amend chapter 87 of the acts of the Seventeenth General Assembly, relative to cancellation of taxes in aid of railroads.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bills, in which the concurrence of the Senate is asked:

House File No. 527, a bill for an act to amend section 3811, and to repeal part of section 3814 of the Code of 1873, defining a day's service for jurors and talesmen, and abolishing additional compensation to expert witnesses.

House File No. 268, a bill for an act relative to municipal corporations, and to limit their liability in certain cases.

W. V. LUCAS, *Chief Clerk*.

On motion of Senator Harmon the vote by which Senate File No. 83 was lost on its passage was reconsidered.

On motion of Senator Harmon the vote by which the eleventh rule was suspended and Senate File No. 83 was read a third time was reconsidered.

On motion of Senator Harmon the bill was passed on file.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Mr. Wm. H. Fleming, and ordered passed on file:

STATE OF IOWA,
EXECUTIVE DEPARTMENT.
Des Moines, March 24, 1880. }

MR. PRESIDENT—I am instructed by the Governor to inform the honorable the Senate that he has approved, signed, and deposited in the office of the Secretary of State the following:

Senate File No. 125, An act to confirm and legalize the acts of Edward M. Doe, as a notary public in and for Johnson County, Iowa.

Senate File No. 220, An act to legalize acknowledgments by county auditors, deputy county auditors, and deputy clerks of the district court.

Senate File No. 233, An act to legalize the organization and acts of the Dunlap Fine Stock and Driving Park Association, of Dunlap.

Senate File No. 299, An act to legalize the official acts of W. E. Haskins, a notary public in and for Howard county, Iowa.

Senate File No. 303, An act to legalize the incorporation of the town of Woodbine, Harrison county, Iowa.

Senate File No. 305, An act to legalize the acts of Chris. H. Sogn, recorder of Lyon county, Iowa, done and performed by J. K. P. Thompson, whether under the style of attorney in fact of said recorder or as deputy recorder of said county.

Senate File No. 166, An act apportioning the State into Representative districts, and declaring the ratio of representation.

Senate File No. 252, An act amending chapter 141 of the laws of the Seventeenth General Assembly.

Senate File No. 253, An act to legalize the sale of part of block 66 in Iowa City.

Senate File No. 270, An act to legalize an ordinance of the city of Dubuque, granting certain privileges to the Hill and West Dubuque Street Railway Company.

Senate File No. 311, An act to repeal section 531, chapter 10, title 4 of the Code, and enact a substitute therefor, in relation to mayors of cities of the second class.

Senate File No. 312, An act to amend chapter 87, acts of the Seventeenth General Assembly, relative to cancellation of taxes voted in aid of railroads.

WM. H. FLEMING,
Private Secretary.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed—

Senate File No. 188, a bill for an act to provide for a special act to provide for a special tax to pay the war and defense bonds issued under chapter 16, acts of the Eighth General Assembly, and due July 1st, 1881, with the following amendments: After the word "State," in the 8th line, section 1, insert the words, "war and defense bond tax." In the 11th line of section 1 strike out the word "enabling" and in-

sert in lieu thereof the word "assisting." In line 20, section 1, after the word "one," insert "half." Strike out all of section 3 and insert the following: "SEC. 3. Any portion of said bonds, and interest thereon, not provided for by said special tax, shall be paid out of the general revenue of the State." Amended the title by adding after the word "to," the words "assist in paying."

W. V. LUCAS, *Clerk.*

On motion of Senator Russell of Greene, at 5:30 o'clock P. M., the Senate adjourned to meet at 7:30 this evening.

— — —

EVENING SESSION.

7:30 O'CLOCK P. M.

Senate met pursuant to adjournment, and was called to order by the President.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Substitute for Senate File No. 270.

Senate File No. 311.

Senate File No. 312

Senate File No. 253.

Senate File No. 252.

Senate File No. 166.

Also:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 95, An act authorizing the payment of soldier's bounty to Alphonso Brooks.

Substitute for Senate File No. 196, An act to provide for the further enforcement of chapters 80 and 188, acts of the Seventeenth General Assembly.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 533, a bill for an act to provide for a badge of honor to be given by the State of Iowa to every honorably discharged soldier of the State, with report of committee recommending amendments, and that it do pass, was taken up and considered, and the amendments of the committee were adopted.

Senator Harmon moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Foster, Garber, Gaylord, Goodykoontz, Harmon, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Larrabee, Lawrence, Lewellen, Madison, Merrell, Meyer, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Traverse, Wall, Webb, Wilson, Woolson, and Wright—36.

The nays were—None.

Absent or not voting:

Senators Ford, Gillett, Greenlee, Haines, Ham, Hanna, Harned, Hartshorn, Johnson of Winneshiek, Kimball, Mitchell, Nichols of Guthrie, Tirrill, and Young—36.

So the bill passed, and the title was agreed to.

The Committee on Appropriations introduced Senate File No. 318, a bill for an act in relation to the allowance for support of convicts at the Penitentiary of the State at Ft. Madison.

Read a first and second time and considered.

Senator Arnold moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Woolson moved to amend the bill by inserting after the words "Fort Madison," "or any other of the State institutions," and after the word "convicts" the words "or inmates not to exceed."

On the question the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Dashiell, Garber, Gillett, Harmon, Henderson, Kimball, Lewellen, Nichols of Benton, Prizer, Wilson, Woolson, and Wright—14.

The nays were:

Senators Chase, Clark, Foster, Gaylord, Goodykoontz, Haines, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Madison, Merrell, Meyer, Nielander, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Traverse, Wall, and Webb—24.

Absent or not voting:

Senators Ford, Greenlee, Ham, Hanna, Harned, Hartshorn, Larrabee, Lawrence, Mitchell, Nichols of Guthrie, Tirrill, and Young—12.

So the amendment was lost.

The question recurring on the motion of Senator Arnold that the rule be suspended, and the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Harmon, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Madson, Merrell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Traverse, Webb, Woolson, and Wright—35.

The nays were:

Senators Clark, Meyer, Wall, and Wilson—4.

Absent or not voting:

Senators Ford, Greenlee, Ham, Hanna, Harned, Hartshorn, Larrabee, Mitchell, Nichols of Guthrie, Tirrill, and Young—26.

So the bill passed, and the title was agreed to.

SPECIAL ORDER.

The special order was taken up and the discussion resumed, Senator Chase having the floor.

The question being on the adoption of the following resolution submitted by the committee, to-wit:

Resolved, That the seat held in this Senate by John M. Henderson from the 27th Senatorial District, be and the same is hereby declared vacant.

The yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Chase, Garber, Gillett, Goodykoontz, Greenlee, Haines, Hartshorn, Hemenway, Johnson of Winneshiek, Lewellen, Meyer, Prizer, Russell of Jones, Tirrill, Wilson, and Woolson—18.

The nays were:

Senators Clark, Dashiell, Ford, Foster, Gaylord, Ham, Harmon, Hebard, Hedges, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Russell of Greene, Shelley, Shrader, Traverse, Wall, Webb, Wright, and Young—29.

Absent or not voting:

Senators Hanna, Harned, and Henderson—3.

So the resolution was lost.

Senator Foster offered the following resolution, on which the yeas and nays were demanded:

Resolved, That John W. Henderson, the present incumbent, is entitled to a seat in this body as Senator from the twenty-seventh (27th) Senatorial District of this State.

The yeas were:

Senators Clark, Dashiell, Ford, Foster, Gaylord, Ham, Harned, Hebard, Hedges, Johnson of Mahaska, Keller, Kimball, Lewellen, Madson, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Russell of Greene, Shelley, Shrader, Traverse, Wall, Webb, Wright, and Young—27.

The nays were:

Senators Arnold, Boling, Chase, Garber, Gillett, Goodykoontz, Greenlee, Haines, Hartshorn, Hemenway, Johnson of Winneshiek, Larrabee, Meyer, Patterson, Prizer, Russell of Jones, Tirrill, Wilson, and Woolson—19.

Absent or not voting:

Senators Hanna, Harmon, Henderson, and Lawrence—4.

So the resolution was agreed to.

On motion of Senator Ham, at 10:03 P. M., the Senate adjourned to meet at 9:30 o'clock A. M. to-morrow.

SENATE CHAMBER,
DES MOINES, IOWA, March 25, 1880. }

The Senate met pursuant to adjournment and was called to order by President Campbell.

Prayer by Rev. Mr. Harned.

Pending the reading of the journal of yesterday, on motion of Senator Traverse the further reading was dispensed with.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bills, in which the concurrence of the Senate is asked:

House File No. 309, a bill for an act to provide for the payment of the expenses of defending actions relating to the title of the State school lands.

House File No. 594, a bill for an act making appropriations for payment of State and judicial officers, and certain expenses of the General Assembly.

W. V. LUCAS, *Chief Clerk.*

BILLS ON SECOND READING.

On motion of Senator Gillett House File No. 380, a bill for an act in relation to the formation of independent school districts, with report of committee recommending a substitute, and that it do pass, was taken up and considered, and the substitute of the committee was adopted.

Senator Gillett moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Henderson, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, and Young—37.

The nays were—None.

Absent or not voting:

Senators Chase, Haines, Hanna, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Merrell, Nichols of Guthrie, Russell of Greene, Russell of Jones, Woolson, and Wright—13.

So the bill passed, and the title was agreed to.

RESOLUTION.

Senator Ford offered the following:

Resolved, That a Sifting Committee of nine of the chairmen of the committees be appointed by the President, and that the committee be ordered to classify the bills in such order as in their opinion will best facilitate the business of the session.

The resolution was adopted.

SPECIAL ORDER.

The special order, it being the resolution relative to final adjournment, was taken up and considered.

Senator Hartshorn moved to amend the resolution by striking out "Friday, March 26" and inserting in lieu thereof "Tuesday, March 30."

Senator Nichols of Benton moved to amend the amendment by making the time Saturday, March 27, at 11 o'clock A. M.

Senator Russell of Jones moved to postpone further consideration of the resolution until 4 o'clock this afternoon.

The motion was lost.

The question recurring on the motion of Senator Nichols of Benton, the same prevailed.

The question recurring on the amendment as amended, the same was agreed to.

The question recurring on the resolution as amended, the yeas and nays were demanded.

The yeas were:

Senators Boling, Clark, Dashiell, Foster, Garber, Gaylord, Goodykoontz, Ham, Harmon, Harned, Hebard, Henderson, Johnson of Mahaska, Kimball, Madson, Merrell, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Shrader, Tirrill, Traverse, Wall, Woolson, Wright, and Young—29.

The nays were:

Senators Arnold, Chase, Ford, Gillett, Greenlee, Haines, Hartshorn, Hedges, Hemenway, Johnson of Winneshiek, Keller, Larrabee,

Lawrence, Lewellen, Meyer, Nichols of Guthrie, Russell of Jones, Shelley, Webb, and Wilson—20.

Absent or not voting:

Senator Hanna—1.

So the resolution as amended prevailed.

BILLS ON SECOND READING.

On motion of Senator Gillett House File No. 392, a bill for an act to repeal section 512, chapter 9, laws of the Seventeenth General Assembly and enact a substitute therefor, and to amend sections 489 and 493 of the Code, with report of committee recommending amendments and that it do pass, was taken up, considered, and the amendments of the committee were adopted.

Senator Gillett moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dasbiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lewellen, Madson, Merrell, Meyer, Mitchell, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Tirrill, Wall, Webb, Wilson, Woolson, Wright, and Young—42.

The nays were:

Senator Nichols of Benton—1.

Absent or not voting:

Senators Foster, Hanna, Harned, Lawrence, Nichols of Guthrie, Shrader, and Traverse—7.

So the bill passed, and the title was agreed to.

UNFINISHED BUSINESS.

Senator Ham moved that the consideration of all special orders be postponed.

Senator Chase moved to amend by adding to the motion the words, "except bills relative to insurance."

The motion was lost.

The question recurring on the motion of Senator Ham, to postpone, the same was not agreed to.

Substitute for House File No. 157 was taken up, and on motion of Senator Ham was passed on file.

BILLS ON SECOND READING.

House File No. 176, a bill for an act relating to insurance companies, with report of committee recommending amendments, was taken up and considered.

Senator Merrell moved that the bill pass on file.

On motion of Senator Kimball the motion of Senator Merrell was laid on the table.

Senator Merrell moved to amend by striking from line 1, section 2, the words, "or renewal."

The motion was lost.

Senator Tirrill moved to insert the word "total" after the word "loss," in line 2, section 3.

The motion did not prevail.

Senator Goodykoontz moved to insert after the word "loss," in line 11, section 3, the words, "and file the proof of such loss."

Senator Nichols of Benton moved to amend the amendment of Senator Goodykoontz by inserting after the word "loss," in lieu of the words proposed by the amendment, the following: "Accompanied by an affidavit stating the facts as to how the loss occurred, so far as they are within his knowledge, and the extent of the loss."

Senator Goodykoontz accepted the amendment of Senator Nichols of Benton, and thus amended the amendment prevailed.

Senator Russell of Greene moved to add to the amendment of Senator Goodykoontz, as adopted, the words, "which notice shall be given within thirty days from the time the loss occurred."

Senator Chase moved to amend the amendment by striking therefrom the word "thirty" and inserting in lieu thereof the word "sixty."

The motion prevailed.

Senator Nichols of Benton moved to amend the amendment of Senator Russell of Greene, by adding the following thereto: "*Provided further*, That no action shall be begun within ninety days after notice of such loss has been given."

Agreed to, and the amendment as amended was adopted.

On motion of Senator Hemenway section 4 of the bill was stricken therefrom.

On motion of Senator Russell of Greene, section 5 of the bill was stricken therefrom.

The substitute offered by the committee, as amended, was then adopted.

Senator Nichols of Benton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Shrader, Traverse, Wall, Wilson, Wright, and Young—39.

The nays were:

Senators Hartshorn, Henderson, Shelley, and Tirrill—4.

Absent or not voting:

Senators Hanna, Larrabee, Lawrence, Nichols of Guthrie, Russell of Jones, Webb, and Woolson—7.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 291, An act to authorize railroad companies organized in other States to extend their railroads into this State.

House File No. 181, An act repealing section 1, chapter 133, of the Seventeenth General Assembly, and enacting a substitute therefor.

House Files Nos. 303 and 316, An act to amend sections 4248 and 4273, and to repeal sections 4289 and 4293 of the Code, and enact substitutes therefor, in relation to evidence before grand juries.

House File No. 538, An act making appropriations for the improvement of the Penitentiary at Fort Madison.

House File No. 531, An act to prevent fraud in the sale of lard in certain cases.

House File No. 340, An act to appropriate funds to erect and furnish buildings for the Soldiers' Orphans' Home and Home for Indigent Children.

House File No. 572, An act to legalize an election held on Monday, March 8, 1880, by the Independent School District of the city of Burlington, Des Moines county, Iowa.

House File No. 209, An act to amend sections 1971 and 1974, chapter 66, title 13 of the Code, relating to the duties of county auditors.

House File No. 466, An act legalizing certain transfers made by the Sioux City & St. Paul Railroad Company and the Worthington & Sioux Falls Railroad Company of Iowa to the St. Paul & Sioux City Railroad Company.

House File No. 496, An act to legalize the incorporation of the town of Riverton, Fremont county, Iowa.

Memorial and Joint Resolution in relation to the removal of obstructions from the channel of the Nishnabotna river.

Senate File No. 196, An act to provide for the further enforcement of chapters 80 and 188 of the acts of the Seventeenth General Assembly, in relation to the construction and attachment of fish-ways to dams.

Senate File No. 56, An act to legalize the service of original notices by publication in cases where the petition has not been filed until after the publication of the original notice.

Senate File No. 304, An act to legalize certain ordinances passed by the town council of the town of Woodbine, Harrison county, Iowa.

Senate File No. 308, An act legalizing the acts of the board of trustees of the incorporated town of Marysville, Marion county, Iowa.

Senate File No. —, An act authorizing the payment of soldier's bounty to Alpheus Brooks by the board of supervisors of Howard county, Iowa, and extending the statutes of limitations regulating the same.

Joint Resolution relative to the assignment of rooms in the new capitol building.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has concurred in Senate amendments to—

House File No. 380, a bill for an act in relation to the formation of independent school districts.

Substitute for House File No. 30, a bill for an act to repeal chapter 113 of the acts of the Seventeenth General Assembly, and amend section 1802, as amended by chapter 27 of the acts of the Fifteenth General Assembly.

House File No. 369, a bill for an act to authorize cities and towns organized under special charters to refund outstanding bonded indebtedness at a lower rate of interest, and to provide for the payment of the same.

House File No. 392, a bill for an act to repeal section 512, chapter 9, laws of the Seventeenth General Assembly, and enact a substitute therefor, and to amend sections 489 and 493 of the Code.

House File No. 533, a bill for an act to provide for a badge of honor to be given by the State of Iowa to every honorably discharged soldier of the State.

Senate Concurrent Resolution relative to the final adjournment of the Eighteenth General Assembly.

W. V. LUCAS, *Clerk.*

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Substitute for Senate File No. 196.

Senate File No. 304.

Senate File No. 56.

Senate File No. 308.

Senate File No. 95.

Joint Resolution relative to the assignment of rooms in the new capitol building.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 141, a bill for an act to repeal sections 181, 182 and 3777 of the Code, in relation to short-hand reporters, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by striking out the title of the bill and inserting the title herewith submitted, and that all after the enacting clause be stricken out and the amendment herewith submitted inserted in lieu thereof, and that when so amended the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 587, a bill for an act to legalize the incorporation of the Surprise Silver Mining Company, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 444, a bill for an act to legalize the organization and acts of the Independent School District of Carpenter, consisting of territory in the counties of Mitchell and Worth, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 525, a bill for an act to legalize the official acts of Frank Penny, as a member of the board of supervisors of Mitchell county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 555, a bill for an act making an appropriation to pay off the prior lien of Josephine S. Dorr, upon certain lands sold under execution to satisfy a judgment in favor of the school fund, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 110 a bill for an act authorizing the judges of the district and circuit courts of the State of Iowa to appoint shorthand reporters for their respective courts, and defining the duties and providing for the compensation of the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 61, a bill for an act to amend sections 181 and 3777 of the Code, providing for the appointment, defining the duties, and fixing the compensation of shorthand reporters in the district and circuit courts, beg leave to report that they have had the same under

consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

JNO. S. WOOLSON, *Chairman*.

Ordered passed on file.

Senator Hebard, from the Committee on Claims, submitted the following report:

MR. PRESIDENT—Your Committee on Claims, to whom was referred House File No. 279, a bill for an act to provide for the payment of claims arising out of supplies furnished the Penitentiaries at Anamosa and Ft. Madison, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Claims, to whom was referred House File No. 529, a bill for an act to provide for the payment of the claim of Wm. R. Craig, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass. The bill provides simply for the payment of the difference of cost between the building as constructed and the one originally contracted for. This amount, ascertained by a commission of experts of unquestioned ability, with interest at six per cent, makes the amount provided for in the bill, and is the least sum which can be considered as, equitably at least, due the petitioner.

A. HEBARD, *Chairman*.

Ordered passed on file.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred Senate File No. 316, a bill for an act making an appropriation for the indemnity of purchasers of land from the State in pursuance of the provisions of chapter 63, acts of the Eighth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred House File No. 429, a bill for an act appropriating \$43.50 to pay Samuel Green for iron castings purchased for the Iowa Reform School building at Eldora, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

ARNOLD, *Chairman*.

Ordered passed on file.

Senator Chase, from the Committee on Retrenchment, submitted the following report:

MR. PRESIDENT—Your Committee on Retrenchment, to whom was referred House amendments to substitute for Senate Files Nos. 11, 13 and 170, a bill for an act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122, laws of the Seventeenth General As-

sembly, and enacting substitutes therefor, relating to salaries of clerk of District and Circuit Courts, county treasurer and county auditor, and defining certain of their duties, beg leave to report that they have had the same under consideration and a majority have instructed me to report the same back to the Senate with the recommendation that the Senate concur in all except the fifth, ninth and eleventh of said amendments, and that it do not concur in the fifth, ninth and eleventh amendments thereto.

D. D. CHASE, *Chairman*.

Ordered passed on file.

Senator Patterson, from the Committee on Agriculture, submitted the following report:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred Senate File No. 313, a bill for an act providing for protection from prairie fires, and providing compensation therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 459, a bill for an act to repeal section 1495, title 11 of the Code, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 424, a bill for an act to amend section 1491 of chapter 4, title 11 of the Code, relating to fences, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Agriculture, to whom was referred House File No. 457, a bill for an act amending section 6, chapter 70 of the laws of the Fifteenth General Assembly, relating to the liability of owners of stock for damage done by domestic animals running at large, and for the punishment of persons unlawfully relieving stock from restraint, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

PATTERSON, *Chairman*.

Ordered passed on file.

Senator Larrabee, from the Committee on Ways and Means, submitted the following report:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred House File No. 567, a bill for an act authorizing a tax to be levied on certain lands in Louisa and Des Moines counties for levee purposes, beg leave to report that they have had the same under con-

sideration and have instructed me to report the same back to the Senate without recommendation.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Ways and Means, to whom was referred House File No. 510, a bill for an act providing for the publication and distribution of the census of the State of Iowa for 1880, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended as follows, and thus amended that the bill do pass: Add to section 1: "Expenses incurred in carrying out the provisions of this act shall be certified by the Secretary of State and audited by the Executive Council."

LARRABEE, *Chairman*.

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, having had under consideration the subject-matter contained in the enclosed bill, beg leave to report that they have had the same under consideration and have instructed me to report the said bill to the Senate with the recommendation that it do pass.

JOHN S. WOOLSON, *Chairman*.

Ordered passed on file.

Senator Hebard, from the Committee on Claims, submitted the following report:

MR. PRESIDENT—Your Committee on Claims, to whom was referred House File No. 435, a bill for an act to reimburse H. C. Metcalf for money paid in behalf of the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

HEBARD, *Chairman*.

Ordered passed on file.

Senator Goodykoontz, from the Committee on Fish and Game, submitted the following report:

MR. PRESIDENT—Your Committee on Fish and Game, to whom was referred substitute for House Files Nos. 147 and 310, a bill for an act to amend chapter 10 of the acts of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be amended by adding to the last line thereof the words "except in the month of December of each year," and when so amended it do pass.

GOODYKOONTZ, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS.

By consent, Senator Hartshorn introduced Senate File No. 319, a bill for an act appropriating money to pay J. W. Bull, contestant from the Twenty-seventh Senatorial District.

Read a first and second time and referred to the Committee on Appropriations.

The Committee on Ways and Means introduced Senate File No. 320, a bill for an act authorizing payment of certain lost coupons of certain Iowa State bonds.

Read a first and second time and passed on file.

BILLS ON THIRD READING.

Substitute for Senate File No. 203, a bill for an act to amend section 1361, chapter 1, title 11 of the Code, to provide for employment by counties of persons receiving poor relief, was taken up.

On the question, shall the Senate concur in the House amendments?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Shrader, Tirrill, Wall, Webb, Wilson, Woolson, Wright, and Young—43.

The nays were—None.

Absent or not voting:

Senators Gillett, Goodykoontz, Hanna, Hebard, Nichols of Guthrie, Russell of Greene, and Traverse—7.

So the Senate concurred in the House amendments.

Substitute for Senate File No. 255, a bill for an act authorizing independent school districts to fund their outstanding bonded indebtedness, was taken up.

On the question, shall the Senate concur in the House amendments?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright and Young—44.

The nays were—None.

Absent or not voting:

Senators Foster, Gillett, Hanna, Hebard, Henderson, and Nichols of Guthrie—6.

So the Senate concurred in the House amendments.

Senate File No. 188, a bill for an act to provide for a special tax to pay the war and defense bonds, issued under chapter 16, acts of the extra session of 1861, and due July 1st, 1881, with the House amendments, was taken up.

On the question, shall the Senate concur in the House amendments?

The yeas were:

Senators Clark, Ham, Harned, Wall, and Webb—5.

The nays were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Wilson, Woolson, Wright, and Young—41.

Absent or not voting:

Senators Foster, Hanna, Nichols of Guthrie, and Traverse—4.

So the Senate refused to concur.

Senate File No. 225, a bill for an act to provide for leasing the convict labor at the penitentiary of the State, and to repeal chapter 110, acts of the Seventeenth General Assembly, with the House amendments, was taken up and considered.

On the question, shall the Senate concur in the House amendments?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Garber, Gillett, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—43.

The nays were—None.

Absent or not voting:

Senators Ford, Foster, Gaylord, Goodykoontz, Hanna, Nichols of Guthrie, and Shelley,—7.

So the Senate refused to concur.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has amended and passed—

Senate File No. 35, a bill for an act to repeal section 2831 of the Code of 1873, and enact a substitute therefor.

W. V. LUCAS, *Chief Clerk.*

SIFTING COMMITTEE.

The President announced the appointment of the following Sifting Committee:

Senators Ford, Larrabee, Woolson, Chase, Arnold, Haines, Meyer, Young, and Madson.

HOUSE MESSAGES.

House File No. 594 was taken up.

Read a first and second time and referred to the Committee on Appropriations.

House File No. 309 was taken up.

Read a first and second time and referred to the Committee on Ways and Means.

House File No. 588 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 92 was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 268 was taken up.

Read a first and second time and referred to the Committee on Municipal Corporations.

House File No. 527 was taken up.

Read a first and second time and referred to the Committee on Retrenchment.

At 12 o'clock M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

The Senate met pursuant to adjournment, President Campbell in the chair.

Senator Ford, from the Sifting Committee, submitted that committee's report.

Passed on file.

BILLS ON SECOND READING.

Senate File No. 320, a bill for an act to authorize the payment of certain lost coupons of certain Iowa State bonds, with report of committee recommending it do pass, was taken up and considered.

Senator Harmon moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hedges, Hem-

enway, Johnson of Mahaska, Keller, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Patterson, Pri-
zer, Russell of Greene, Russell of Jones, Shelley, Tirrill, Traverse,
Wall, Webb, Woolson, and Wright—36.

The nays were—None.

Absent or not voting:

Senators Chase, Foster, Ham, Hanna, Hartshorn, Hebard, Hender-
son, Johnson of Winneshiek, Kimball, Larrabee, Nichols of Benton,
Shrader, Wilson, and Young—14.

So the bill passed, and the title was agreed to.

House File No. 529, with report of committee recommending it do
pass, was taken up, considered, and passed on file in same class.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the follow-
ing bills, which have passed both branches of the General Assembly
and been duly enrolled, and signed by the Speaker of the House:

House File No. 369, An act to authorize cities and towns organized
under special charters to refund outstanding bonded debt at a lower
rate of interest, and to provide for the payment of the same.

House File No. 533, An act to provide for a badge of honor to be
given by the State of Iowa to every honorably discharged soldier of
the State, and to every citizen of the State who served in the navy of
the United States during the rebellion.

House File No. 30, An act to repeal chapter 113, of the acts of the
Seventeenth General Assembly, and amend section 1802, as amended
by chapter 27, acts of the Fifteenth General Assembly.

House File No. 380, An act in relation to the formation of independ-
ent school districts.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that
the House of Representatives has passed the following—

Joint Resolution relative to the salaries of officers of the several
State institutions.

Have also concurred in Senate amendments to—

House File No. 510, a bill for an act providing for the publication
and distribution of the census of the State of Iowa.

Have passed—

House File No. 578, a bill for an act to facilitate business with rail-
road and sleeping-car companies running or operating lines termin-
ating in this State.

House File No. 366, a bill for an act to amend section 798, chapter
1, title 6 of the Code, relating to exemptions for planting forest and
fruit trees.

W. V. LUCAS, *Clerk.*

Ordered passed on file.

BILLS ON SECOND READING.

Substitute for House Files Nos. 128, 144, 33 and 36, a bill for an act to amend sections 3755, 3756, 3757, 3758, 3760 and 3763, chapter 1, title 23 of the Code, in relation to the compensation of certain public officers, with report of committee recommending it be indefinitely postponed, was taken up and considered.

On the adoption of the report of the committee the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Hedges, Hemenway, Johnson of Mahaska, Keller, Lawrence, Lewellen, Madson, Merrell, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Tirrill, Traverse, Webb, Wilson, and Wright—31.

The nays were:

Senators Clark, Garber, Greenlee, Harned, Meyer, Wall, and Woolson—7.

Absent or not voting:

Senators Chase, Foster, Hanna, Hartshorn, Hebard, Henderson, Johnson of Winneshiek, Kimball, Larrabee, Nichols of Benton, Shrader, and Young—12.

So the bill was indefinitely postponed.

House File No. 510, a bill for an act to provide for the publication and distribution of the census of the State of Iowa for 1880, with report of committee recommending amendments, was taken up and considered, and the report of the committee was adopted.

Senator Woolson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—42.

The nays were—None.

Absent or not voting:

Senators Chase, Foster, Hanna, Hartshorn, Hebard, Johnson of Winneshiek, Larrabee, and Young—8.

So the bill passed, and the title was agreed to.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Substitute for Senate File No. 203, An act to repeal section 1361 of the Code, and to enact a substitute therefor.

Substitute for Senate File No. 255, An act to authorize independent school districts or district townships to fund outstanding indebtedness. And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was referred House File No. 594, a bill for an act making appropriations for the payment of State and judicial officers, and certain expenses of the General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

ARNOLD, *Chairman*.

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 148, a bill for an act to provide for the sale and distribution of the proceeds of specified articles of personal property owned by two or more persons who disagree in regard to the use thereof, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 481, a bill for an act to authorize the assignment of mortgages held by the State, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 59, a bill for an act relating to the removal of county seats, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

JNO. S. WOOLSON, *Chairman*.

Ordered passed on file.

Senator Arnold, from the Committee on Appropriations, submitted the following report:

MR. PRESIDENT—Your Committee on Appropriations, to whom was

referred Senate File No. 319, a bill for an act appropriating money to pay J. W. Bull, contestant from the Twenty-seventh Senatorial District, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate without recommendation.

ARNOLD, *Chairman*.

Ordered passed on file.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Substitute for Senate File No. 203, An act to repeal section 1361 of the Code, and to enact a substitute therefor.

Substitute for Senate File No. 255, An act authorizing independent school districts and district townships to fund their indebtedness.

Also:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 225, An act to provide for leasing convict labor.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 226, a bill for an act relating to the protection of fish in the State of Iowa, and providing for the enforcement of the same, with report of committee recommending amendments, was taken up and considered, and the amendments of the committee were adopted.

Senator Haines moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question; shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shradler, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—42.

The nays were—None.

Absent or not voting:

Senators Chase, Foster, Hanna, Hartshorn, Johnson of Winneshiek, Larrabee, Lawrence, and Young—8.

So the bill passed, and the title was agreed to.

House File No. 180, a bill for an act to protect depositors in banks and banking institutions, and to punish fraudulent banking, with report of committee recommending it do pass, was taken up and considered.

Senator Harmon moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—44.

The nays were—None.

Absent or not voting:

Senators Chase, Foster, Hanna, Hartshorn, Johnson of Winneshiek, and Young—6.

So the bill passed, and the title was agreed to.

Substitute for house Files Nos. 76 and 343, a bill for an act to authorize payment of the claim of Lieutenant A. C. Ferren, for military services rendered by order of the Adjutant-General of Iowa, during the late war, with report of committee recommending it do pass, was taken up and considered.

Senator Kimball moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Greenlee, Haines, Harmon, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lewellen, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—36.

The nays were:

Senators Ham, Harned, Nielander, and Shelley—4.

Absent or not voting:

Senators Chase, Foster, Goodykoontz, Hanna, Hartshorn, Lawrence, Merrell, Mitchell, and Young—9.

So the bill passed, and the title was agreed to.

Senate File No. 194, a bill for an act to provide that chattel mortgages upon certain property shall be signed and acknowledged by both husband and wife, or they shall be invalid, with report of committee recommending amendments, and that it do pass, was taken up and considered.

Senator Woolson moved to amend by inserting after the word "execution," in line 3, section 1, the following: "As homestead and kitchen furniture and as articles of domestic labor."

The motion was lost.

Senator Larrabee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Garber, Harmon, Kimball, Larrabee, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Tirrill, Traverse, Wall, Wilson, Wright, and Young—17.

The nays were:

Senators Dashiell, Greenlee, Haines, Harned, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Merrell, Mitchell, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Webb, and Woolson—19.

Absent or not voting:

Senators Chase, Ford, Foster, Gaylord, Gillett, Goodykoontz, Ham, Hanna, Hartshorn, Hebard, Hemenway, Keller, Lawrence, and Lewellen—14.

So the bill was lost on its passage.

Substitute for House File No. 175, a bill for an act to amend section 902 of the Code, in relation to lands sold for taxes, with report of committee recommending it do pass, was taken up and considered.

Senator Garber moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Garber, Gaylord, Gillett, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Traverse, Wall, Woolson, Wright, and Young—37.

The nays were:

Senators Johnson of Winneshiek, Mitchell, Patterson, and Webb—4.

Absent or not voting:

Senators Chase, Dashiell, Foster, Goodykoontz, Ham, Hanna, Hartshorn, Russell of Jones, and Wilson—9.

So the bill passed, and the title was agreed to.

House File No. 594, a bill for an act making appropriations for the payment of State and judicial officers and certain expenses of the General Assembly, the committee recommending it do pass, was taken up and considered.

Senator Arnold moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Hemenway moved to strike out all that part of the bill relating to printing documents in foreign languages.

The motion was lost.

Senator Hemenway moved to insert after each of sections 18, 19 and 23 the following: "Which was ordered by the House of Representatives."

The motion was lost.

The question recurring on the motion of Senator Arnold, that the rule be suspended, and the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Traverse, Wall, Wilson, Woolson, Wright, and Young—43.

The nays were:

Senator Meyer—1.

Absent or not voting:

Senators Clark, Hanna, Hartshorn, Nichols of Benton, Russell of Jones, and Webb—6.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 203, An act to repeal section 1361 of the Code, and to enact a substitute therefor, in relation to the support of the poor.

Senate File No. 255, An act to authorize independent school districts or district townships to fund their outstanding bonded indebtedness, and to provide for the payment of the same.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bills, in which the concurrence of the Senate is asked:

House File No. 460, a bill for an act to amend section 1729 of the Code.

House File No. 263, a bill for an act to amend chapter 2, title 10 of the Code.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill, in which the concurrence of the Senate is asked:

Substitute for House File No. 436, a bill for an act making further appropriations for the College for the Blind.

W. V. LUCAS, *Clerk.*

BILLS ON SECOND READING.

Senate File No. 317, a bill for an act to amend section 2124 of the Code of 1873, and to cure defect made in sales of real estate by assignees at private sale when the same has been approved by the courts, or the judges thereof in vacation, with report of committee recommending it do pass, was taken up and considered.

Senator Traverse moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Guthrie, Nielander, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—41.

The nays were—None.

Absent or not voting:

Senators Dashiell, Gillett, Ham, Hanna, Hartshorn, Henderson, Nichols of Benton, Patterson, and Russell of Jones—9.

So the bill passed, and the title was agreed to.

Substitute for House File No. 157, a bill for an act to secure policy holders in fire insurance companies from unjust forfeitures of policies, with report of committee recommending amendments, and that it do pass, was taken up and considered.

Senator Nichols of Benton moved to insert after the word "risk," in the 3d line of section 3, the following: "And the cost of suit, in case suit has been commenced, or judgment rendered, on the note or contract."

The amendment was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bills without amendment:

Senate File No. 98, a bill for an act to establish a State Board of Health in the State of Iowa, and to provide for collecting vital statistics, and to assign certain duties to local boards of health, and to punish neglect of duties.

Substitute for Senate File No. 139, a bill for an act to repeal section 1579 of the Code and enact a substitute therefor, to provide for the publication and distribution of the school laws.

W. V. LUCAS, *Clerk.*

Senator Nichols of Benton moved to insert after the word "made," line 8, section 3, the words, "during the term stated by the policy." Also, insert after the word "collection," in the 12th line, the words, "is made during the time stated in the policy."

Agreed to.

On motion of Senator Wright the 4th section was stricken from the bill.

Senator Haines offered the following as a substitute for the amendments made by the committee:

"SECTION 1. In case any fire insurance company doing business in this State shall take or accept a note or contract for the premium due, or to become due, the note or contract so given or taken shall in law be considered and treated as payment of the premium, and no company shall forfeit or suspend any policy of insurance for any failure to pay any such note or contract, or any installment thereof."

On the question, shall the substitute be adopted? the yeas and nays were demanded.

The yeas were:

Senators Haines, Hemenway, Larrabee, Meyer, Shelley, Wall, Wilson, and Young—8.

The nays were:

Senators Arnold, Chase, Clark, Dashiell, Ford, Garber, Goodykoontz, Greenlee, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Madson, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Jones, Tirrill, Traverse, Webb, Woolson, and Wright—34.

Absent or not voting:

Senators Boling, Foster, Gaylord, Gillett, Hanna, Lewellen, Russell of Greene, and Shrader—8.

So the substitute was lost.

Senator Lawrence moved to insert before the word "provided," line 12, section 3, the words, "for unexpired term."

The motion was lost.

Senator Nichols of Benton moved to insert before the word "at," in line 1, section 2, the words, "thirty days prior to or."

The motion prevailed.

The substitute as amended was adopted.

Senator Nichols of Benton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Harned, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright and Young—41.

The nays were:

Senators Larrabee, and Shelley—2.

Absent or not voting:

Senators Dashiell, Greenlee, Hanna, Hartshorn, Hemenway, Lawrence, and Lewellen—7.

So the bill passed, and the title was agreed to.

On motion of Senator Russell of Greene the Senate, at 5.15 P. M., adjourned to meet at 7:30 this evening.

EVENING SESSION.

7:30 O'CLOCK P. M.

Senate met pursuant to adjournment, and was called to order by President Campbell.

REPORTS OF COMMITTEES.

Senator Hemenway, from the Special Committee to examine and report upon the alleged defalcations of school district treasurers, submitted the following report, which was passed on file and ordered printed.

Senator Hartshorn, from the Committee on Elections, submitted the following report:

MR. PRESIDENT—Your Committee on Elections, to whom was referred Senate File No. 268, a bill for an act to fix the time for holding general elections, and to repeal section 573, of chapter 1, title 5 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that accompanying substitute therefor be adopted, and when so adopted that it do pass.

E. F. HAETSHORN, *Chairman*.

Ordered passed on file.

Senator Gaylord, from the Committee on Printing, submitted the following report:

MR. PRESIDENT—Your Committee on Printing, to whom was referred a bill for an act to create an additional Superintendent of Weights and Measures, and define the duties thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

GAYLORD, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 525, a bill for an act to legalize the official acts of Frank Penny, as a member of the board of supervisors of Mitchell county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Senator Gaylord moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Shelley, Shrader, Traverse, Wall, Wilson, Woolson, Wright, and Young—39.

The nays were—None.

Absent or not voting:

Senators Foster, Hanna, Harmon, Harned, Kimball, Larrabee, Merrell, Russell of Greene, Russell of Jones, Tirrill, and Webb—11.

So the bill passed, and the title was agreed to.

House File No. 444, a bill for an act to legalize the organization and acts of the Independent School District of Carpenter, consisting of territory in the counties of Mitchell and Worth, Iowa, with report of committee recommending it do pass, was taken up and considered.

Senator Gaylord moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Keller, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shrader, Traverse, Wall, Wilson, Woolson, Wright, and Young—38.

The nays were—None.

Absent or not voting:

Senators Foster, Haines, Hanna, Harmon, Harned, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Russell of Jones, Shelley, Tirrill, and Webb—12.

So the bill passed, and the title was agreed to.

House File No. 587, a bill for an act to legalize the incorporation of the Surprise Silver Mining Company, with report of committee recommending it do pass, was taken up and considered.

Senator Wright moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—42.

The nays were—None.

Absent or not voting:

Senators Chase, Foster, Hanna, Harmon, Harned, Kimball, Russell of Jones, and Tirrill—8.

So the bill passed, and the title was agreed to.

Senate File No. 286, a bill for an act to amend section 135, chapter 1, title 3 of the Code, relating to the organization of the Supreme Court and appeals thereto, with report of committee recommending it do pass, was taken up and considered.

Senator Young moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Traverse, Wall, Webb, Wilson, Woolson, and Young—41.

The nays were—None.

Absent or not voting:

Senators Foster, Garber, Ham, Hanna, Harmon, Harned, Russell of Jones, Tirrill, and Wright—9.

So the bill passed, and the title was agreed to.

Senate File No. 316, a bill for an act making appropriation for the indemnity of purchasers of land from the State, in pursuance of the provisions of chapter 63, acts of the Eighth General Assembly, with report of committee recommending it do pass, was taken up and considered.

Senator Arnold moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Ham, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—43.

The nays were—None.

Absent or not voting:

Senators Foster, Haines, Hanna, Harmon, Harned, Russell of Jones, and Tirrill—7.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bills, in which the concurrence of the Senate is asked:

House File No. 571, a bill for an act in relation to the jurisdiction of mayors of cities of the second class and incorporated towns, with reference to violations of city ordinances.

Substitute for House File No. 469, a bill for an act to repeal section 1785 of the Code, and enact a substitute therefor.

Substitute for House File No. 298, a bill for an act to establish a Department of Industry.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill without amendment:

Senate File No. 254, a bill for an act to repeal section 1722 of the Code of 1873, and to provide a substitute therefor, in relation to the meetings of boards of school directors in district townships.

W. V. LUCAS, *Clerk*.

BILLS ON SECOND READING.

Senate File No. 319, a bill for an act appropriating money to J. W. Bull, contestant from the Twenty-seventh Senatorial District, with report of committee recommending it do pass, was taken up and considered.

Senator Larrabee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Garber, Gillett, Goodykoontz, Greenlee, Haines, Harned, Hartshorn, Hebard, Hemenway, Johnson of Mahaska, Johnson of Winnesbick, Kimball, Larrabee, Lawrence, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Russell of Greene, Shelley, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—31.

The nays were:

Senators Clark, Gaylord, Ham, Keller, Merrell, Meyer, Mitchell, Nielander, Patterson, and Prizer—10.

Absent or not voting:

Senators Chase, Foster, Hanna, Harmon, Hedges, Henderson, Russell of Jones, Shrader, and Tirrill—9.

So the bill passed, and the title was agreed to.

House File No. 436, a bill for an act making further appropriation for the College for the Blind, with report of committee recommending it do pass, was taken up and considered.

Senator Arnold moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shelly, Shrader, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—42.

The nays were—None.

Absent or not voting:

Senators Chase, Foster, Gillett, Ham, Hanna, Henderson, Russell of Jones, and Tirrill—8.

So the bill passed, and the title was agreed to.

House File No. 429, a bill for an act appropriating \$43.50 to pay Samuel Green for iron castings for the Iowa Reform School, with report of committee recommending it do pass, was taken up and considered.

Senator Hebard moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—44.

The nays were—None.

Absent or not voting:

Senators Foster, Gillett, Hanna, Henderson, Russell of Jones, and Tirrill—6.

So the bill passed, and the title was agreed to.

House File No. 435, a bill for an act to reimburse H. C. Metcalf for money paid for lots and land for the use of the State at the Additional Penitentiary at Anamosa, with report of committee recommending it do pass, was taken up and considered.

Senator Hartshorn moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Traverse, Wall, Wilson, Woolson, Wright, and Young—45.

The nays were—None.

Absent or not voting:

Senators Foster, Hanna, Lewellen, Tirrill, and Webb—5.

So the bill passed, and the title was agreed to.

Substitute for House File No. 141, a bill for an act to repeal sections 181, 182 and 3777 of the Code, in relation to short-hand reporters, with report of committee recommending a substitute, and that it do pass, was taken up and considered, and the report of the committee was adopted.

Senator Ham moved to strike from the substitute the figures "\$600" and insert in lieu thereof the figures "\$500."

On the question the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Garber, Gaylord, Greenlee, Ham, Harned, Hebard, Keller, Meyer, Mitchell, Patterson, Prizer, Russell of Jones, Tirrill, Wall, Webb, and Wilson—21.

The nays were:

Senators Ford, Gillett, Goodykoontz, Haines, Harmon, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lawrence, Madson, Merrell, Nichols of Benton, Nichols of Guthrie, Nielander, Russell of Greene, Shelley, Shrader, Traverse, Woolson, and Wright—24.

Absent or not voting:

Senators Foster, Hanna, Larrabee, Lewellen, and Young—5.

So the amendment was lost.

The question being on the adoption of the substitute, the same was agreed to.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Wright—40.

The nays were:

Senators Ford, Harmon, Lawrence, and Shelley—4.

Absent or not voting:

Senators Foster, Gillett, Ham, Hanna, Larrabee, and Young—6.

So the bill passed, and the title was agreed to.

Substitute for Senate Files Nos. 13 and 170, a bill for an act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122, laws of the Seventeenth General Assembly, and enacting substitutes therefor, relative to salaries of clerk of the District and Circuit Courts, county treasurer and county auditor, and defining certain of their duties, with the House amendments, was taken up and considered.

On the question, shall the Senate concur in the House amendments?

The yeas were:

Senator Larrabee—1.

The nays were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Wall, Webb, Wilson, Woolson, Wright, and Young—44.

Absent or not voting:

Senators Foster, Gaylord, Hanna, Merrell, and Traverse—5.

So the Senate refused to concur.

INTRODUCTION OF BILL.

By leave, the Committee on Judiciary introduced Senate File No. 322, a bill for an act to legalize certain ordinances of the incorporated town of Emmetsburg, Palo Alto county.

Read a first and second time, with report of committee recommending it do pass, was taken up and considered.

Senator Hartshorn moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Garber, Gaylord, Gillett, Goodykoontz, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—45.

The nays were—None.

Absent or not voting:

Senators Chase, Foster, Greenlee, Hanna, and Kimball—5.

So the bill passed, and the title was agreed to.

BILLS ON SECOND READING.

Senate File No. 277, a bill for an act amending section 1630 of the Code, relating to support of soldiers' orphans, with report of committee recommending it do pass, was taken up and considered.

Senator Woolson moved that the Senate adjourn.

Senator Hebard moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dasbiell, Ford, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartsborn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—46.

The nays were—None.

Absent or not voting:

Senators Foster, Gillett, Hanna, and Lewellen—4.

So the bill passed, and the title was agreed to.

Senate File No. 289, a bill for an act to provide for quarterly estimates of the ordinary and current expenses of certain State institutions, and providing for the manner in which the same shall be drawn, with report of committee recommending it do pass, was taken up and considered.

Senator Russell of Jones moved to strike from the bill section 2, and that section 3 be substituted in lieu thereof. Also, that section 4 be substituted in lieu of section 3.

The motion prevailed.

Senator Russell of Jones then moved that [the following be substituted in the place of section 4.

The motion prevailed.

"SEC. 4. It shall be the duty of the proper disbursing officer of each of the said State institutions, under the direction of the trustees thereof, to take vouchers in duplicate for all expenditures made in behalf of his said institution, which he shall submit to the board of trustees at their regular quarterly meetings for examination and approval. Such settlement of accounts shall be made by the board of trustees in open session, and shall not be entrusted to a committee. The trustees shall, after examining and approving such vouchers, file one set thereof with the Auditor of State."

On motion of Senator Kimball section 5 was stricken from the bill.

On motion of Senator Hemenway all of section 1, after the word estimate, in the 9th line, was stricken from the bill.

Senator Arnold moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Greenlee, Ham, Hartshorn, Hemenway, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Nichols of Benton, Nichols of Guthrie, Niellander, Patterson, Prizer, Tirrill, Traverse, Wall, Webb, Wilson, and Wright—28.

The nays were:

Senators Goodykoontz, Haines, Harmon, Harned, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Meyer, Mitchell, Russell of Greene, Shrader, and Young—15.

Absent or not voting:

Senators Foster, Gaylord, Gillett, Hanna, Russell of Jones, Shelley, and Woolson—7.

So the bill passed, and the title was agreed to.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Substitute for Senate File No. 98, An act to establish a State Board of Health.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

On motion of Senator Ham, at 9:45 o'clock P. M., the Senate adjourned.

SENATE CHAMBER,
DES MOINES, IOWA, March 26, 1880. }

The Senate met pursuant to adjournment, and was called to order by President Campbell.

Prayer by Rev. Mr. Jenokes.

Pending reading of the journal of yesterday, on motion of Senator Gillett the further reading was dispensed with.

RESOLUTION.

By Senator Traverse, the following, which was adopted:

Resolved by the Senate, That the Committee on Enrolled Bills is hereby authorized to employ, at the expense of the State, whatever additional clerks may be necessary to keep the Senate Files promptly enrolled.

The business arranged by the Sifting Committee was taken up.

BILLS ON SECOND READING.

Senate File No. 291, a bill for an act requiring boards of supervisors to make settlement with county treasurers at each of their regular meetings in January, April, June and September, with report of committee recommending it do pass, was taken up and considered.

Senator Dashiell was excused until to-morrow.

Senator Garber moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Keller, Larrabee, Lewellen, Madson, Merrell, Mitchell, Nichols of Benton, Nielander, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wright, and Young—38.

The nays were:

Senator Meyer—1.

Absent or not voting:

Senators Dashiell, Gillett, Hanna, Hartshorn, Johnson of Mahaska, Kimball, Lawrence, Meyer, Nichols of Guthrie, Prizer, Wilson, and Woolson—11.

So the bill passed, and the title was agreed to.

House File No. 54, a bill for an act providing for appeals from the findings of the Commissioner of Insanity, and to amend section 1401, chapter 2, title 11 of the Code, with report of committee recommending it do pass, was taken up and considered.

Senator Woolson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Woolson, Wright, and Young—45.

The nays were—None.

Absent or not voting:

Senators Dashiell, Hanna, Lawrence, Webb, and Wilson—5.

So the bill passed, and the title was agreed to.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Substitute for Senate File No. 139, An act to repeal section 1579 of the Code and enact a substitute therefor.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

Substitute for Senate File No. 268 a bill for an act to repeal section 573, of chapter 1, title 5 of the Code and enact a substitute therefor, in relation to the time of holding general elections, was taken up, read a first and second time and considered.

Senator Hartshorn moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hedges, Hemeuway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madison, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Niellander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, Wright, and Young—44.

The nays were—None.

Absent or not voting:

Senators Dashiell, Ham, Hanna, Hebard, Meyer, and Wilson—6.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 392, An act to repeal section 512, chapter 9, laws of the Seventeenth General Assembly, and enact a substitute therefor, and to amend sections 489 and 493 of the Code, as re-enacted by chapter 9, laws of the Seventeenth General Assembly.

House File No. 510, An act providing for the publication and distribution of the census of the State of Iowa for 1880, and for payment of the same.

House File Nos. 76 and 343, An act to amend section 1114 of the Code, prohibiting gambling, horse racing, and the sale of intoxicating liquors at agricultural fairs, so as to apply to State fairs.

House File No. 575, An act to legalize the formation of the Independent School District of Fonda, in Pocahontas county, Iowa.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 420, a bill for an act amending chapter 5, title 12 of the Code, relating to the Iowa Reform School for Girls, and providing for carrying the same into effect, and for permanently locating the same at Mitchellville, Iowa.

Has also passed without amendment—

Senate File No. 204, a bill for an act making appropriations for the Asylum for the Feeble-Minded Children.

Also:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 139, An act to repeal section 1579 of the Code, and enact a substitute therefor, to provide for the publication and distribution of the school laws.

Senate File No. 255, An act to provide for leasing the convict labor at the Penitentiary of the State, and to repeal chapter 110 of the acts of the Seventeenth General Assembly.

Senate File No. 98, An act to establish a State Board of Health in the State of Iowa, to provide for collecting vital statistics, and to assign certain duties to local boards of health, and to punish neglect of duties.

W. V. LUCAS, *Clerk*.

BILLS ON SECOND READING.

House File No. 305, a bill for an act to equalize the good time that may be earned by the convicts at the Penitentiaries, amendatory of section 4754 of the Code, and of chapter 43 of the general and public laws of the Fourteenth General Assembly, chapter 40 of the acts of the Sixteenth General Assembly, and chapter 187 of the acts of the Seventeenth General Assembly, with report of committee recommending it do pass, was taken up and considered.

Senator Boling moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Foster, Garber, Gillett, Goodykoontz, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, and Woolson—39.

The nays were—None.

Absent or not voting:

Senators Chase, Dashiell, Gaylord, Greenlee, Ham, Hanna, Kimball, Russell of Greene, Wilson, Wright, and Young—11.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Senator Shelley, from the Committee on Internal Improvement, submitted the following report:

TO THE SENATE—Your Committee on Internal Improvement would respectfully represent, as their arduous labors are about to close, and as nothing has been referred to your committee, we would suggest the propriety of striking from the list of committees the Committee on Internal Improvement. It is with deep regret your committee are now impelled to separate after so long and pleasant a business career.

J. M. SHELLEY, *Chairman*.

Passed on file.

BILLS ON SECOND READING.

House File No. 225, a bill for an act to provide for an additional fish commissioner, with report of committee recommending it do pass, was taken up and considered.

Senator Hartshorn moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Haines moved to amend the bill by adding thereto the following:

“Provided, That any money paid under the provisions of this act shall be taken from the amount already appropriated for the support of the fish hatching house and Fish Commissioner at Anamosa.”

The amendment was not agreed to.

The question recurring on the motion of Senator Hartshorn, that the rule be suspended, and the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Ham, Harmon, Hartshorn, Hebard, Hedges, Henderson, Keller, Kimball, Larrabee, Lawrence, Lewellen, Mitchell, Nichols of Benton, Patterson, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, and Webb—31.

The nays were:

Senators Greenlee, Haines, Harned, Johnson of Mahaska, Johnson of Winneshiek, Madson, Merrell, Meyer, Nichols of Guthrie, Nielander, Prizer, Shelley, and Wilson—13.

Absent or not voting:

Senators Dashiell, Hanna, Hemenway, Woolson, Wright, and Young—6.

So the bill passed, and the title was agreed to.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval:

Substitute for Senate File No. 98, an act to establish a State Board of Health.

Senate File No. 255, An act to provide for leasing the convict labor.

Also:

Substitute for Senate File No. 139, An act to repeal section 1579 of the Code, and to enact a substitute therefor.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Mr. Wm. H. Fleming, and ordered passed on file:

STATE OF IOWA, }
EXECUTIVE DEPARTMENT. }
Des Moines, March 26, 1880. }

MR. PRESIDENT—I am instructed by the Governor to inform the honorable Senate that he has approved, signed, and deposited in the office of the Secretary of State:

Senate File No. 56, An act to legalize the service of original notices by publication in cases where the petition has not been filed until after the publication of the original notice.

Senate File No. 95, An act authorizing the payment of soldier's bounty to Alphonso Brooks by the board of supervisors of Howard county, Iowa, and extending the statute of limitations regulating the same.

Substitute for Senate File No. 196, An act to provide for the further enforcement of chapters 80 and 188 of the acts of the Seventeenth General Assembly, in relation to the construction and attachment of fish-ways to dams.

Senate File No. 304, An act to legalize certain ordinances passed by the town council of the town of Woodbine, Harrison county, Iowa.

Senate File No. 308, An act legalizing the acts of the board of trustees of the incorporated town of Marysville, Marion county, Iowa.

Joint Resolution, originating in the Senate, relative to the assignment of rooms in the new capitol building.

Senate File No. 255, An act to authorize independent school districts or district townships to fund their outstanding bonded indebtedness, and to provide for the payment of the same.

Substitute for Senate File No. 203, An act to repeal section 1361 of the Code, and to enact a substitute therefor, in relation to the support of the poor.

WM. H. FLEMING,
Private Secretary.

BILLS ON SECOND READING.

House File No. 529, a bill for an act to provide for the payment of the claim of William R. Craig, with report of committee recommending it do pass, was taken up and considered.

Senator Hebard moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives refuses to recede from its amendments to Senate File No. 188, a bill for an act to provide for a special tax to pay the war and defense fund bonds issued under chapter 16, acts of the extra session of 1861. The Speaker has appointed Messrs. Stephens, Glasgow, and Stockton as a Committee of Conference on the part of the House.

Has also refused to recede from amendments to substitute for Senate Files Nos. 11, 13 and 170, a bill for an act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122, laws of the Seventeenth General Assembly, and enacting substitute therefor, relating to salaries of clerk of District and Circuit Courts, county treasurer and county auditor, etc. The Speaker has appointed Messrs. Wood, Dungan and Lyon as a Committee of Conference on the part of the House.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 445, a bill for an act amending section 2, of chapter 138, of the laws of the Seventeenth General Assembly.

Have passed without amendment—

Senate File No. 281, a bill for an act to amend section 2 of chapter 123, acts of the Sixteenth General Assembly, relative to time of publishing notices of election for voting aid to railroads.

W. V. LUCAS, *Chief Clerk.*

UNFINISHED BUSINESS.

Senator Larrabee moved that a Committee of Conference be appointed relative to Senate File No. 188.

The motion prevailed.

The President appointed Senators Larrabee, Nichols of Benton, and Hebard such committee.

On motion of Senator Chase, that a Committee of Conference be appointed relative to substitute for Senate Files Nos. 11, 13 and 170, the President appointed Senators Chase, Lewellen, and Wall such committee.

By request, Senator Nichols of Benton was excused from service on the Committee of Conference, and the President *pro tem.*, Arnold, appointed Senator Haines to fill the vacancy.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 281, An act to amend section 2, of chapter 123, of the acts of the Sixteenth General Assembly.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman.*

HOUSE MESSAGES.

House Files Nos. 571, 420, 460, 263 and 366, and House Joint Resolution relative to salaries of officers of the State institutions, were each taken up.

Read a first and second time and referred to the Sifting Committee.

Senator Woolson moved a call of the Senate.

The motion prevailed.

The roll was then called, and Senators Gaylord, Goodykoontz, Greenlee, Meyer, and Webb were found absent without leave.

Senators Gaylord, Goodykoontz, Meyer, and Webb were brought before the bar of the Senate and presenting valid reasons for absence were excused.

On motion of Senator Woolson further proceedings under the call were dispensed with.

The question recurring on the motion of Senator Hebard that the rule be suspended, and the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Lewellen, Madson, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Webb, Woolson, Wright, and Young—41.

The nays were:

Senators Chase, Clark, Merrell, Traverse, Wall, and Wilson—6.

Absent or not voting:

Senators Dashiell, Hanna, and Larrabee—3.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has concurred in Senate amendments to—

House File No. 176, a bill for an act relating to insurance and fire insurance companies.

Substitute for House File No. 157, a bill for an act to secure policy-holders in fire insurance companies from unjust forfeitures of policies.

Also, has passed without amendment—

Substitute for Senate File No. 44, a bill for an act defining the rights and liabilities of hotel, inn and eating-house keepers.

W. V. LUCAS, *Clerk*.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Senate File No. 281, An act to amend section 2 of chapter 123 of the acts of the Sixteenth General Assembly.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

UNFINISHED BUSINESS.

House File No. 87, a bill for an act granting local insurance companies authority to hold a fund for payment of losses, with report of committee recommending it do pass, was taken up and considered.

Senator Merrell moved to strike from line 5 of section 1 the first word, "the," and insert in lieu thereof the words "persons who may hereafter become."

Senator Nichols of Benton moved that the time for adjournment be postponed until the pending bill is disposed of.

The motion was lost.

At 12 o'clock M. the Senate adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

Senate met pursuant to adjournment, and was called to order by the President.

Senator Ford submitted a report on behalf of the Sifting Committee.

Senator Meyer moved to amend the report by taking House File No. 420 from class 3 and placing it in class 1.

The motion prevailed.

The report as amended was adopted.

UNFINISHED BUSINESS.

Consideration of Senate File No. 87, pending at the hour of adjournment, was resumed.

Senator Meyer moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Ford, Garber, Gaylord, Gillett, Greenlee, Harmon, Harned, Hebard, Hedges, Henderson, Larrabee, Lawrence, Meyer, Mitchell, Nichols of Benton, Patterson, Prizer, Russell of Jones, Shrader, Webb, and Wilson—23.

The nays were:

Senators Hemenway, Johnson of Mahaska, Keller, Madson, Merrell, Nichols of Guthrie, Russell of Greene, and Tirrill—8.

Absent or not voting:

Senators Chase, Clark, Dashiell, Foster, Goodykoontz, Haines, Ham, Hanna, Hartshorn, Johnson of Winneshiek, Kimball, Lewellen, Nielander, Shelley, Traverse, Wall, Woolson, Wright, and Young—19.

So the bill was lost.

INTRODUCTION OF BILL.

Senator Nichols of Guthrie, by leave, introduced Senate File No. 324, a bill for an act to amend section 678 of the Code, and to repeal section 970 of the Code, and enact a substitute therefor, relating to bonds of township clerks.

Read a first and second time and passed on file.

RESOLUTION.

Senator — offered the following:

Resolved, That during the balance of the session no member shall speak more than three minutes, and but once on a question, nor shall

more than twenty minutes be allowed for the discussion of any bill or measure.

Senator Woolson moved to amend the resolution by striking therefrom all relative to explanation of votes.

The amendment was agreed to.

The resolution as amended was lost.

BILLS ON SECOND READING.

Substitute for House File No. 495, a bill for an act to legalize deeds by counties of swamp lands and other lands owned and conveyed by such counties, with report of committee recommending it do pass, was taken up and considered.

Senator Woolson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Foster, Garber, Gaylord, Gillett, Greenlee, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, and Woolson—36.

The nays were—None.

Absent or not voting:

Senators Chase, Dashiell, Ford, Goodykoontz, Haines, Ham, Hanna, Johnson of Winneshiek, Lewellen, Meyer, Nielander, Wall, Wright, and Young—14.

So the bill passed, and the title was agreed to.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 254, An act to repeal section 1722 of the Code, and to enact a substitute therefor.

Substitute for Senate File No. 44, An act defining the rights and liabilities of hotel, inn and eating-house keepers.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 573, a bill for an act to provide for the condemnation of real estate for channels and ditches for the drainage and better protection of the right of way and road-bed of railroads.

Has also passed without amendment—

Substitute for Senate File No. 63, a bill for an act to amend chapter 9, title 24 of the Code, by repealing section 4017, and enacting a substitute therefor, and by enacting section 4019½, providing for the protection of sepulchers and the bodies of deceased persons.

Senate File No. 316, a bill for an act making an appropriation for the indemnity of purchasers of land from the State in pursuance of the provisions of chapter 63, acts of the Eighth General Assembly.

Senate File No. 132, a bill for an act to amend chapter 154 of the acts of the Seventeenth General Assembly, and section 289 of the Code, relating to the bonding of county indebtedness.

Senate File No. 322, a bill for an act to legalize certain ordinances of the incorporated town of Emmetsburg, Palo Alto county, Iowa.

W. V. LUCAS, *Clerk*.

REPORT OF COMMITTEE.

Senator Foster, from the Committee on Municipal Corporations, submitted the following report:

MR. PRESIDENT—Your Committee on Municipal Corporations, to whom was referred House File No. 268, a bill for an act relative to municipal corporations, and to limit their liability in certain cases, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

FOSTER, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his Private Secretary, Wm. H. Fleming, and passed on file:

STATE OF IOWA, }
EXECUTIVE DEPARTMENT, }
Des Moines, March 26, 1880 }

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Substitute for Senate File No. 98, An act to establish a State Board of Health in the State of Iowa, to provide for collecting vital statistics, and to assign certain duties to local boards of health, and to punish neglect of duties.

Substitute for Senate File No. 139, An act to repeal section 1579 of the Code and enact a substitute therefor, to provide for the publication and distribution of the school laws.

Senate File No. 225, An act to provide for leasing the convict labor

at the penitentiary of the State, and to repeal chapter 110, acts of the Seventeenth General Assembly.

Senate File No. 281, An act to amend section 2, of chapter 123, of the acts of the Sixteenth General Assembly, relative to the time for publishing notices of election for voting aid to railroads.

WM. H. FLEMING,
Private Secretary.

BILLS ON SECOND READING.

Senate File No. 96, a bill for an act for the protection of insectivorous birds and for the benefit of farmers, with report of committee recommending amendments, was taken up and considered.

The question being on the adoption of the report of the committee, the same was lost.

The bill was passed on file in same class.

Senator Merrell moved to reconsider the vote by which House File No. 87 was lost on its passage.

The motion prevailed.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Garber, Gaylord, Gillett, Ham, Harmon, Harned, Hedges, Henderson, Kimball, Lawrence, Madson, Meyer, Mitchell, Nichols of Benton, Patterson, Prizer, Russell of Jones, Shelley, Shrader, and Wilson—24.

The nays were:

Senators Foster, Goodykoontz, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Nichols of Guthrie, Tirrill and Webb—10.

Absent or not voting:

Senators Chase, Dashiell, Greenlee, Haines, Hanna, Hartshorn, Hebard, Larrabee, Lewellen, Merrell, Nielander, Russell of Greene, Traverse, Wall, Woolson, Wright, and Young—16.

So the bill was lost.

House File No. 445, a bill for an act amending section 2, chapter 138, laws of the Seventeenth General Assembly, with report of committee recommending it do pass, was taken up and considered.

Senator Arnold moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Foster, Garber, Gaylord, Goodykoontz, Greenlee, Harmon, Harned, Hartshorn, Hemenway, Henderson, Keller, Kimball, Lawrence, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Traverse, Webb, Woolson, Wright, and Young—33

The nays were:

Senators Hedges, Johnson of Mahaska, Johnson of Winneshiek, Madson, and Tirrill—5.

Absent or not voting:

Senators Chase, Dashiell, Gillett, Haines, Ham, Hanna, Hebard, Larrabee, Lewellen, Nielander, Wall, and Wilson—12.

So the bill passed, and the title was agreed to.

House File No. 366, a bill for an act to amend section 798, chapter 1, title 6 of the Code, relating to exemptions, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed.

House File No. 578, a bill for an act to facilitate business with railroad and sleeping car companies, with report of committee recommending it do pass, was taken up and considered.

Senator Wright moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Ham, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—39.

The nays were:

Senator Gaylord—1.

Absent or not voting:

Senators Chase, Dashiell, Haines, Hanna, Harmon, Hebard, Larrabee, Lewellen, Nielander, and Wall—10.

So the bill passed, and the title was agreed to.

Senate File No. 273, a bill for an act to repeal section 240, chapter 10, title 3 of the Code, and chapter 184, acts of the Seventeenth General Assembly, amendatory thereto, relating to the selection of jurors, with report of committee recommending it do pass, was taken up and considered.

Senator Boling moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Ford, Foster, Gaylord, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lawrence, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—33.

The nays were:

Senators Clark, Garber, and Greenlee—3.

Absent or not voting:

Senators Arnold, Chase, Dashiell, Gillett, Goodykoontz, Haines, Ham, Hanna, Harmon, Hebard, Larrabee, Lewellen, Nielander, and Wall—14.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly and been duly enrolled, and signed by the Speaker of the House:

Substitute for House File No. 436, An act making appropriations for College for the Blind.

House File No. 444, An act to legalize the organization of the Independent School District of Carpenter, consisting of territory in the counties of Mitchell and Worth, Iowa.

House File No. 587, An act to legalize the incorporation of the Surprise Silver Mining Company.

House File No. 525, An act to legalize the official acts of Frank Penny as a member of the board of supervisors of Mitchell county, Iowa.

House File No. 54, An act providing for appeals from the findings of the commissioner of insanity, and to amend section 1401, of chapter 2, title 11 of the Code.

House File No. 305, An act to equalize the good time that may be earned by convicts at the penitentiary, amendatory of section 4754 of the Code, etc.

Substitute for House File No. 225, An act to provide for an assistant fish commissioner.

House File No. 429, An act appropriating \$43.55 to pay Samuel Green for iron castings for the Iowa Reform School.

House File No. 180, An act to protect depositors in banks and banking institutions, and to punish fraudulent banking.

House File No. 175, An act to further amend section 391, chapter 1, title 5 of the Code, relating to the election of township officers.

House File No. 176, An act relating to insurance and fire insurance companies.

House File No. 435, An act to reimburse H. C. Metcalf for money paid for lots and land for the use of the State at the additional penitentiary at Anamosa.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill, in which the concurrence of the Senate is asked:

Substitute for House File No. 378, a bill for an act to define tramping and for the punishment of tramps.

Have also refused to pass—

Senate File No. 297, a bill for an act to provide for the appointment of Commissioner of Immigration, and define his duties, and make an appropriation to pay the expenses thereof.

W. V. LUCAS, *Chief Clerk.*

BILLS ON SECOND READING.

House File No. 555, a bill for an act to make appropriation to pay off the prior lien of Josephine S. Dorr upon certain lands sold under executions to satisfy a judgment in favor of the school fund, with report of committee recommending it do pass, was taken up and considered.

Senator Woolson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Ford, Foster, Garber, Gaylord, Gillett, Greenlee, Haines, Ham, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—40.

The nays were:

Senator Clark—1.

Absent or not voting:

Senators Dashiell, Goodykoontz, Hanna, Harmon, Hebard, Johnson of Mahaska, Nielander, Shrader, and Wall—9.

So the bill passed, and the title was agreed to.

Senate File No. 321, with report of committee recommending it do pass, was taken up and considered.

Senator Garber moved to amend by adding to the bill the following: "*Provided*, that persons who are crippled by the loss of one or more limbs are exempt from the payment of the tax."

The amendment was agreed to.

Senator Woolson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Ford, Foster, Garber, Gaylord, Greenlee, Haines, Ham, Harned, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Jones, Shrader, Traverse, Wall, Webb, Wilson, and Young—35.

The nays were:

Senator Tirrill—1.

Absent or not voting:

Senators Clark, Dashiell, Gillett, Goodykoontz, Hanna, Harmon, Hartshorn, Hebard, Lawrence, Nielander, Russell of Greene, Shelley, Woolson, and Wright—14.

So the bill passed, and the title was agreed to.

House File No. 279, a bill for an act to make provision for defraying certain claims against the Penitentiaries of the State, with report of committee recommending it do pass, was taken up and considered.

Senator Merrell moved that the bill be laid on the table.

On motion of Senator Chase the bill was committed to the Committee on Judiciary.

House File No. 361, a bill for an act providing for detaching territory from one school district and annexing to an adjacent district, in certain cases, with report of committee recommending amendments, and that it do pass, was taken up and considered.

The question being on the adoption of the amendments by the committee, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Clark, Ford, Foster, Gaylord, Gillett, Greenlee, Harned, Merrell, Mitchell, Nichols of Benton, Tirrill, and Wall—14.

The nays were:

Senators Chase, Haines, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Lewellen, Meyer, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Traverse, Wilson, Woolson, Wright and Young—20.

Absent or not voting:

Senators Dashiell, Garber, Goodykoontz, Ham, Hanna, Harmon, Hartshorn, Hemenway, Larrabee, Lawrence, Madson, Nielander, Russell of Jones, Shelley, Shrader, and Webb—16.

So the amendments were lost.

REPORT OF COMMITTEE OF CONFERENCE.

MR. PRESIDENT—Your Committee of Conference on the disagreement between the two houses on Senate File No. 188, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

That we are unable to agree, and recommend that another Committee of Conference be appointed.

W. LARRABEE,
R. M. HAINES,
A. HEBARD,

Committee on part of Senate.

R. D. STEPHENS,
S. L. GLASGOW,
T. R. STOCKTON,

Committee on part of House.

Report adopted and passed on file.

UNFINISHED BUSINESS.

The question recurring on the engrossment of Senate File No. 361, the yeas and nays were demanded.

The yeas were:

Senators Ford, Gaylord, Haines, Hebard, Hemenway, Henderson, Kimball, Larrabee, Lewellen, Madson, Meyer, Mitchell, Patterson, Shrader, Tirrill, and Wilson—16.

The nays were:

Senators Boling, Chase, Foster, Garber, Gillett, Greenlee, Harned, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Nichols of Benton, Nichols of Guthrie, Prizer, Russell of Greene, Russell of Jones, Shelley, Wall, Webb, Woolson, Wright, and Young—21.

Absent or not voting:

Senators Arnold, Clark, Dashiell, Goodykoontz, Ham, Hanna, Har-

mon, Hartshorn, Keller, Lawrence, Merrell, Nielander, and Traverse—13.

So the bill was lost on engrossment.

The President appointed the following Conference Committee on Senate File No. 188:

Senators Russell of Greene, Shelley, and Shrader.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill, in which the concurrence of the Senate is asked:

Substitute for House File No. 395, a bill for an act to require railroad companies holding lands by grant to place evidence of their title to such lands on record.

Also, without amendment—

Senate File No. 184, a bill for an act to repeal section 93 of the Code of 1873, and enact substitute therefor.

W. V. LUCAS, *Clerk*.

BILLS ON SECOND READING.

House File No. 410, a bill for an act to provide for the compilation and publication of the road laws, and the distribution of the same, with report of committee recommending it do pass, was taken up and considered.

Senator Garber moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Ford, Foster, Garber, Gaylord, Gillett, Greenlee, Haines, Harmon, Harned, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lewellen, Madson, Meyer, Nichols of Guthrie, Patterson, Russell of Jones, Shelley, Shrader, Tirrill, Webb, Wilson, Woolson, Wright, and Young—34.

The nays were:

Senators Hartshorn, and Wall—2.

Absent or not voting:

Senators Chase, Clark, Dashiell, Goodykoontz, Ham, Hanna, Lawrence, Merrell, Mitchell, Nichols of Benton, Nielander, Prizer, Russell of Greene, and Traverse—14.

So the bill passed, and the title was agreed to.

Senate File No. 97, a bill for an act to repeal section 821 of the Code, in relation to the classification of property for assessment, with report of committee recommending it do pass, was taken up and considered.

Senator Boling moved that the rule be suspended, and the bill be

considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Ford, Foster, Garber, Gillett, Harmon, Hartshorn, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—37.

The nays were:

Senators Harned, Hebard, and Henderson—3.

Absent or not voting:

Senators Chase, Dashiell, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Hanna, Lawrence, and Nielander—10.

So the bill passed, and the title was agreed to.

House File No. 431, a bill for an act to legalize and make valid deeds and conveyances of real estate defectively acknowledged or proved, and providing for the recording of deeds and conveyances in certain cases, with report of committee recommending it do pass, was taken up and considered.

Senator Woolson moved a call of the Senate.

The roll was called, and Senators Clark, Lewellen, and Gillett were found to be absent.

On motion of Senator Woolson further proceedings under the call were dispensed with.

Senator Woolson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Garber moved to amend by adding to section 9 of the bill the following:

"And if said damage cannot be made from the party or parties adjudged to be liable for the same, the amount of such damage and costs shall be paid to the party or parties entitled thereto out of the domestic animal fund."

The amendment was agreed to.

Senator Shelley moved to strike from the bill all after the word "thereto," in line 3, down to and inclusive of the word "valuation."

The motion was lost.

Senator Foster moved to strike from section 8 all after the word "annual," in line 2.

The motion was lost.

Senator Johnson of Mahaska moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Woolson moved to reconsider the vote by which the amendment of Senator Garber was agreed to.

The motion was lost.

Senator — moved to strike section 9 from the bill.

The motion prevailed.

Senator Garber moved to strike from section 2 all after the word "but."

The motion was lost.

The question recurring on the motion of Senator Johnson of Mahaska, that the rule be suspended, and the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Chase, Haines, Harmon, Hartshorn, Hebard, Johnson of Mahaska, Meyer, Nichols of Guthrie, Patterson, Webb, Woolson, and Wright—12.

The nays were:

Senators Arnold, Böling, Clark, Ford, Foster, Garber, Goodykoontz, Ham, Harned, Hedges, Hemenway, Henderson, Johnson of Winnesiek, Keller, Kimball, Lawrence, Madson, Merrell, Mitchell, Nichols of Benton, Prizer, Shelley, Shrader, Tirrill, Traverse, Wall, Wilson, and Young—28.

Absent or not voting:

Senators Dashiell, Gaylord, Gillett, Greenlee, Hanna, Larrabee, Lewellen, Nielander, Russell of Greene, and Russell of Jones—9.

So the bill was lost.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill, without amendment:

Substitute for Senate File No. 6, a bill for an act relating to conveyances of real estate by foreign executors and trustees, and to amend section 2352 of the Code of Iowa.

Have passed and ask concurrence—

House File No. 447, a bill for an act to repeal section 4783, chapter 167, of the Seventeenth General Assembly, relating to salaries of officers of penitentiary, and adopting a substitute therefor.

Also have passed with amendments—

Senate File No. 222, a bill for an act to consolidate the office of the Register of the State Land Office with the office of Secretary of State, with the following amendments: In 2d line of section 1 strike out "1881" and insert "1883"; in 2d line of section 2 strike out "1881" and insert "1883"; in 3d line of section 5 strike out "1881" and insert "1883."

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 597, a bill for an act to repeal sections 1998 and 1999, chapter 8, title 13 of the Code and enact a substitute therefor.

W. V. LUCAS, *Clerk.*

BILLS ON SECOND READING.

House File No. 457, a bill for an act amending section 6, of chapter 70, of the laws of the Fifteenth General Assembly, relating to the liability of owners of stock for damage done by domestic animals running at large, with report of committee recommending it do pass, was taken up and considered.

Senator Chase moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Madson, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Shrader, Tirrill, Wall, Webb, Wilson, Woolson, Wright, and Young—37.

The nays were—None.

Absent or not voting:

Senators Dashiell, Gaylord, Ham, Hanna, Larrabee, Lawrence, Lewellen, Mitchell, Nielander, Russell of Greene, Russell of Jones, Shelley, and Traverse—13.

So the bill passed, and the title was agreed to.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 184, An act to repeal section 93 of the Code, and enact a substitute therefor.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

REPORTS OF COMMITTEES.

Senator Wilson, from the Committee on Compensation of Public Officers, submitted the following report:

MR. PRESIDENT—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 47, a bill for an act to amend sections 3788 and 3789 of the Code, relating to the compensation of sheriff in certain cases, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the Senate with the recommendation that it do pass.

W. M. WILSON, *Chairman*.

Ordered passed on file.

Senator Woolson, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred substitute for House Files Nos. 18, 51, 149 and 154, a bill for an act regulating and defining the rights and duties of mortgagees and execution creditors, and also amendatory of section 1923 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 262, a bill for an act to amend section 3050 of chapter 2, title 18 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred Senate File No. 275, a bill for an act to define and punish the crime of cruel and inhuman treatment of children, and to provide for the care of such children pending preliminary and final hearing, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the accompanying amendments be adopted, and that when so adopted the bill do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 495, a bill for an act to legalize deeds by counties of swamp and other lands owned and conveyed by such counties, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that it do pass.

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Judiciary, to whom was referred House File No. 413, a bill for an act to legalize and make valid deeds and conveyances of real estate defectively acknowledged or proved, and providing for the recording of deeds and conveyances, in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

JOHN S. WOOLSON, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

Senate File No. 68, a bill for an act repealing section 3791 of the Code of 1873, and providing compensation for the board of supervisors, with report of committee recommending it do pass, was taken up and considered.

Senator Johnson of Mahaska moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Clark, Ford, Haines, Harmon, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larabee, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Shrader, Webb, Wilson, and Wright—20.

The nays were:

Senators Arnold, Chase, Foster, Garber, Gillett, Greenlee, Ham, Harned, Hebard, Kimball, Madson, Meyer, Mitchell, Tirrill, Traverse, Wall, Woolson, and Young—18.

Absent or not voting:

Senators Boling, Dasbiell, Gaylord, Goodykoontz, Hanna, Hartshorn, Lawrence, Lewellen, Merrell, Nielander, Russell of Jones, and Shelley—12.

So the bill was lost.

REPORT OF COMMITTEE OF CONFERENCE.

MR. PRESIDENT—Your Committee of Conference on the disagreement between the two Houses on substitute for Senate Files Nos. 11, 13 and 170, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

The committee have agreed upon amendments to the bill as follows:

1. Strike out the word "twelve," in the 12th line of section 1, and insert the word "eleven" in lieu thereof.

2. Strike out the word "fourteen" in the 16th line of section 1, and insert the word "thirteen" in lieu thereof.

3. Strike out the word "sixteen," in the 21st line of section 1, and insert the word "fifteen" in lieu thereof.

4. Strike out the words "forty five," in the 74th line of section 1, and insert "thirty-five" in lieu thereof.

5. Before the word "one," in the 12th line of section 2, insert the words "three-fourths of."

6. After the word "employed," in the 62d line of section 2, insert the following: "Provided, That in counties whose population does not exceed 10,000 the salary shall not exceed \$1,300 in any case, and the board shall not allow to exceed \$300 clerk hire in such counties."

Your committee recommend that the House recede from its amendments, and that the Senate and House adopt the foregoing.

D. D. CHASE,

J. J. WALL,

P. W. LEWELLEN,

Committee on part of Senate.

A. J. WOOD,

O. H. LYON,

WARREN S. DUNGAN,

Committee on part of House.

The report was adopted and passed on file.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 204, An act making appropriations for the Asylum for Feeble-Minded Children.

Senate File No. 322, An act to legalize certain ordinances of the incorporated town of Emmetsburg, Palo Alto county, Iowa.

Senate File No. 316, An act making an appropriation for the indemnity of purchasers of land from the State, in pursuance of the provisions of chapter 63, acts of the Eighth General Assembly.

Senate File No. 132, An act to amend chapter 154, acts of the Seventeenth General Assembly, and section 289 of the Code.

Substitute for Senate File No. 63, An act to amend chapter 9, title 24 of the Code.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

Substitute for House File No. 286, a bill for an act to regulate mines and mining, and repeal an act therein named, was taken up and considered.

Senator Chase moved to amend section 3 by inserting the words, "own or," after the word "not," in line 1.

The motion was lost.

Senator Chase moved to strike from line 1 section 4, the word "fifteen" and insert "twelve" in lieu thereof.

The motion was lost.

Senator Woolson moved to insert after the word "or," in line 4, section 14, the words "judge thereof in."

The motion did not prevail.

Senator Woolson moved to insert before the word "neglect," in both lines 6 and 7, section 15, the word "willfully."

The motion was lost.

Senator Tirrill moved that the Senate adjourn, to meet at 7:30 o'clock this evening.

The motion was lost.

REPORT OF COMMITTEE OF CONFERENCE.

MR. PRESIDENT—Your Committee of Conference on the disagreement between the two houses on Senate File No. 188 beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

That they recommend that all of the House amendments be agreed to except the word "half," in line 20 of section 1.

And that the House recede from its amendment of one-half mill in line 20 of section 1; and that the words "three-fourths" be inserted in lieu of the words "one-half."

J. J. RUSSELL,
WM. LARRABEE,
J. M. SHELLEY,

On part of the Senate.

J. G. NEWBOLD,
G. MCGREGOR,
B. F. CLAYTON,

On part of the House.

On the question, shall the report be adopted? the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—40.

The nays were—None.

Absent or not voting:

Senators Dashiell, Foster, Ham, Hanna, Hebard, Johnson of Mahaska, Merrell, Mitchell, Nielander, and Shelley—10.

So the report was adopted.

Senator Ham moved to insert before the word "miners," in line 2 of section 2, the word "coal."

The motion was lost.

Senator Johnson of Mahaska moved to strike from section 20 all after the figures "20" and insert in lieu thereof "chapter 31, acts of the Fifteenth General Assembly, is hereby repealed."

The motion prevailed.

The question recurring on the motion of Senator Johnson of Winneshiek that the rule be suspended, and the bill be considered engrossed, and read a third time now, the motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Meyer, Nichols of Benton, Nichols of Guthrie, Prizer, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, and Young—38.

The nays were:

Senators Ham, Harmon, Harned, Merrell, and Patterson—5.

Absent or not voting:

Senators Dashiell, Hanna, Hebard, Mitchell, Nielander, Shelley, and Wright—7.

So the bill passed, and the title was agreed to.

On motion of Senator Lewellen, at 5:55 o'clock, the Senate adjourned, to meet at 8 o'clock this evening.

EVENING SESSION.

8 O'CLOCK P. M.

The Senate met pursuant to adjournment, President Campbell in the chair.

Senate File No. 188 was taken up and considered.

Passed on file for fifteen minutes.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 322, An act to legalize certain ordinances of the incorporated town of Emmetsburg, Palo Alto county, Iowa.

Senate File No. 316, An act making an appropriation for the indemnity of purchasers of land from the State in pursuance of the provisions of chapter 63, acts of the Eighth General Assembly.

Senate File No. 132, An act to amend chapter 154 of the acts of the Seventeenth General Assembly, and section 289 of the Code, relating to the bonding of county indebtedness.

Substitute for Senate File No. 63, An act to amend chapter 9 of title 24 of the Code, by repealing section 4017 and enacting a substitute therefor, and by enacting section 4019½, providing for the protection of sepulchers and the bodies of deceased persons.

Senate File No. 204, An act making appropriations for the Asylum for Feeble-Minded Children.

Senate File No. 254, An act to repeal section 1722 of the Code of 1873, and to provide a substitute therefor, in relation to the meetings of boards of school directors in district townships.

Senate File No. 44, An act defining the rights and liabilities of hotel, inn and eating house keepers.

Also:

MR. PRESIDENT—I am also directed to inform your honorable body

that the House has passed the following bills, in which the concurrence of the Senate is asked:

House File No. 540, a bill for an act to amend sections 1 and 2, chapter 98, laws of the Seventeenth General Assembly, relating to the Institution for the Deaf and Dumb.

House File No. 598, a bill for an act to repeal section 1, chapter 53 of the laws of the Fifteenth General Assembly.

Has also passed without amendment—

Senate File No. 93, a bill for an act limiting the amount on which appeals may be taken on trials before justices of the peace to the Circuit Courts in civil cases.

Senate File No. 264, a bill for an act to amend section 1, chapter 152 of the laws of the Sixteenth General Assembly, relative to the Asylum for Feeble-Minded.

W. V. LUCAS, *Chief Clerk.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 571, a bill for an act in relation to the jurisdiction of mayors of cities of the second class and incorporated towns with reference to violations of city ordinances, was taken up and considered.

Senator Johnson of Mahaska moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Garber, Gaylord, Goodykoontz, Greenlee, Haines, Ham, Hartshorn, Hebard, Hedges, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shelley, Shrader, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—38.

The nays were:

Senators Foster, Harmon, Hemenway, Henderson, Johnson of Winneshiek, and Tirrill—6.

Absent or not voting:

Senators Gillett, Hanna, Harned, Nielander, Prizer, and Russell of Jones—6.

So the bill passed, and the title was agreed to.

Senator Arnold moved that a Committee of Conference relative to Senate File No. 188 be appointed.

The motion prevailed.

The report of the Conference Committee relative to substitute for Senate Files Nos. 11, 15 and 170, was taken up.

On the question, shall the Senate concur in the report of the committee? the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Goodykoontz, Greenlee, Haines, Ham, Hartshorn, Hebard, Hedges, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lewellen, Madson,

Merrell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Jones, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—30.

The nays were:

Senators Ford, Harmon, Hemenway, Henderson, Lawrence, Meyer, Mitchell, Russell of Greene, Shelly, Shrader, and Tirrill—11.

Absent or not voting:

Senators Clark, Foster, Garber, Gaylord, Gillett, Hanna, Harned, Nielander, and Prizer—9.

So the Senate concurred in the action of the committee.

The President appointed Senators Arnold, Kimball, and Hemenway a Committee of Conference relative to Senate File No. 188.

House File No. 309, a bill for an act to provide for the payment of the expenses of defending actions relating to title of the school lands, no committee's recommendation, was taken up and considered.

Senator Larrabee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Chase, Foster, Gillett, Haines, Hebard, Larrabee, Lewellen, Nichols of Guthrie, Webb, Wilson, and Wright—9.

The nays were:

Senators Boling, Clark, Ford, Garber, Gaylord, Goodykoontz, Greenlee, Ham, Harmon, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Madson, Merrell, Meyer, Mitchell, Nichols of Benton, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Woolson, and Young—31.

Absent or not voting:

Senators Arnold, Dashiell, Hanna, Harned, Hartshorn, Hemenway, Kimball, Lawrence, Nielander, and Prizer—10.

So the bill was lost.

Substitute for House File No. 22, a bill for an act to prevent traffic in hogs infected with swine plague, or hog cholera, and to prevent the spread of the same, with report of committee recommending it do pass, was taken up and considered.

Senator Greenlee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Senator Woolson moved to amend by inserting after the word "which," line 11, section 1, the words, "are known to said persons."

On motion of Senator Wall the bill was laid on the table.

House File No. 420, a bill for an act to authorize the purchase of the Mitchellville Seminary for the Girls' Reform School, and make appropriation therefor, with report of committee recommending it do pass, was taken up and considered.

Senator Chase moved to strike from the bill all except the enacting clause, and insert in lieu thereof a substitute which the Senator offered.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill without amendment:

Senate File No. 297, a bill for an act to provide for the appointment of a commissioner of immigration, and to define his duties, and to make an appropriation to pay the expenses thereof.

Has also adopted the report of the Conference Committee on substitute for Senate Files Nos. 11, 13 and 170.

W. V. LUCAS, *Clerk*.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has refused to concur in the report of the Conference Committee on Senate File No. 188, a bill for an act providing for paying off the war and defense bonds, and has appointed Messrs. King, Duncombe, and Struble a committee on the part of the House, and ask a like committee on the part of the Senate.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bills without amendment:

Senate File No. 271, a bill for an act to regulate and limit the amount of attorney's fees that may be taxed in suits on written contracts, etc.

Senate File No. 279, a bill for an act amendatory of chapter 72, laws of the Seventeenth General Assembly, relating to the support of the blind.

BEN. VAN STEINBURG, *First Ass't Clerk*.

Senators Nielander, Harned, Johnson of Winneshiek, and Mitchell were excused.

Senator Woolson moved to amend by striking out the amendment by Senator Chase, and inserting in lieu thereof a substitute, which he submitted.

On the question the yeas and nays were demanded.

The yeas were:

Senators Boling, Garber, Gillett, Harmon, Hebard, Madson, Nichols of Benton, Patterson, Shelley, Wall, Wilson, Woolson, Wright, and Young—14.

The nays were:

Senators Chase, Clark, Dashiell, Gaylord, Goodykoontz, Greenlee, Haines, Hartshorn, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Larrabee, Merrell, Meyer, Nichols of Guthrie, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, and Webb—23.

Absent or not voting:

Senators Arnold, Ford, Foster, Ham, Hanna, Harned, Hemenway, Kimball, Lawrence, Lewellen, Mitchell, Nielander, and Prizer—13.

So the amendment was lost.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Substitute for Senate File No. 6, An act in relation to conveyances of real estate by foreign executors.

Senate File No. 264, An act to amend section 1, chapter 152, laws of the Sixteenth General Assembly.

Senate File No. 93, An act limiting the amount on which appeals may be taken from justices' courts.

And find the same correctly enrolled.

Also:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Substitute for Senate File No. 44.

Senate Files Nos. 254 and 204.

Substitute for Senate File No. 63.

Senate File No. 132.

Senate File No. 216.

Senate File No. 322.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 495, An act to legalize deeds by counties of swamp and other lands owned and conveyed by such counties.

House File No. 578, An act to facilitate business with railroad and sleeping-car companies running or operating sleeping-cars on lines terminating in this State.

Substitute for House File No. 157, An act to secure policy-holders in fire insurance companies from unjust forfeitures of policies.

House File No. 445, An act amending section 2, chapter 148, of the laws of the Seventeenth General Assembly.

House File No. 410, An act to provide for the compilation and publication of the road laws and distribution of the same.

House File No. 594, An act making appropriations for the payment of State and judicial officers and certain expenses of the General Assembly.

House File No. 529, An act providing for the payment of the claim of W. R. Craig.

House File No. 555, An act making an appropriation to pay off the prior lien of Josephine S. Dorr upon certain lands sold on execution to satisfy a judgment in favor of the school fund.

W. V. LUCAS, *Clerk.*

UNFINISHED BUSINESS.

The question recurring on the adoption of the substitute offered by Senator Chase, the yeas and nays were demanded.

The yeas were:

Senators Boling, Chase, Garber, Gaylord, Goodykoontz, Ham, Merrell, Nichols of Benton, Tirrill, and Woolson—10.

The nays were:

Senators Arnold, Clark, Dashiell, Ford, Gillett, Greenlee, Haines, Harmon, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lewellen, Madson, Meyer, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Traverse, Wall, Webb, Wilson, Wright, and Young—32.

Absent or not voting:

Senators Foster, Hanna, Harned, Hemenway, Lawrence, Mitchell, Nielander, and Prizer—8.

So the substitute was lost.

Senator Woolson moved to strike from the bill all after the enacting clause and insert a substitute offered by him.

On the question the yeas and nays were demanded.

The yeas were:

Senators Boling, Chase, Ford, Garber, Gaylord, Goodykoontz, Ham, Harmon, Johnson of Winneshiek, Lewellen, Madson, Merrell, Nichols of Benton, Patterson, Shelley, Tirrill, Wall, Wilson, Woolson, and Young—20.

The nays were:

Senators Arnold, Clark, Dashiell, Gillett, Greenlee, Haines, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Meyer, Nichols of Guthrie, Russell of Greene, Russell of Jones, Shrader, Webb, and Wright—22.

Absent or not voting:

Senators Foster, Hanna, Harned, Hemenway, Mitchell, Nielander, Prizer, and Traverse—8.

So the substitute was lost.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 499, a bill for an act in relation to evidence.

BEN. VAN STEINBURG, *First Ass't Clerk*.

Senator Prizer was excused.

Senator Haines moved a call of the Senate.

The roll was called, and Senator Hemenway was found to be absent.

Senator Haines then moved that further proceedings under the call be dispensed with.

The motion prevailed.

UNFINISHED BUSINESS.

Senator Haines moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Clark, Dashiell, Ford, Foster, Garber, Gillett, Greenlee, Haines, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Johnson of Winneshiek, Keller, Kimball, Larrabee, Lawrence, Madson, Meyer, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Traverse, Webb, Wilson, Wright, and Young—32.

The nays were:

Senators Boling, Chase, Gaylord, Goodykoontz, Ham, Lewellen, Merrell, Nichols of Benton, Tirrill, Wall, and Woolson—11.

Absent or not voting:

Senators Hanna, Harmon, Harned, Hemenway, Mitchell, Nielander, and Prizer—7.

So the bill passed, and the title was agreed to.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 279, An act to amend chapter 72, laws of the Seventeenth General Assembly, relating to the support of the blind.

Senate File No. 297, An act to provide for the appointment of a commissioner of immigration.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has laid upon the table—

Senate File No. 309, a bill for an act to appropriate money to pay the unsettled accounts existing at the close of the Wardenship of M. Heisey, of the Additional Penitentiary at Anamosa.

BEN. VAN STEINBURG, *First Ass't Clerk*.

Ordered passed on file.

UNFINISHED BUSINESS.

Senator Haines moved to reconsider the vote by which House File No. 420 was passed.

The motion prevailed.

Senator Haines then moved to lay the motion on the table.

The motion was agreed to.

Substitute for House File No. 395 a bill for an act to require railroad companies holding lands by grant to place evidence of their title to such land on record, with report of committee recommending it do pass, was taken up and considered.

Senator Woolson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Chase, Dashiell, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Hartshorn, Hedges, Henderson, Johnson of Mahaska, Keller, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Guthrie, Russell of Greene, Shrader, Webb, Wilson, Woolson, Wright, and Young—29.

The nays were—None.

Absent or not voting:

Senators Arnold, Boling, Clark, Ford, Gaylord, Hanna, Harned, Hebard, Hemenway, Johnson of Winneshiek, Kimball, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Jones, Shelley, Tirrill, Traverse, and Wall—21.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 184, An act to repeal section 93 of the Code of 1873, and enact a substitute therefor.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 574, a bill for an act providing for changing the boundary lines of Polk, Boone and Story counties.

BEN. VAN STEINBURG, *First Ass't Clerk.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 573, a bill for an act to provide for the condemnation of real estate for channels and ditches for the drainage and better protection of the right of way and road-bed of railroads, with report of committee recommending it do pass, was taken up and considered.

Senator Young moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Ford, Foster, Garber, Greenlee, Haines, Ham, Harmon, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Keller, Larrabee, Lawrence, Lewellen, Madson, Merrill, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—35.

The nays were—None.

Absent or not voting:

Senators Arnold, Dashiell, Gaylord, Gillett, Goodykoontz, Hanna, Harned, Hemenway, Johnson of Winneshiek, Kimball, Mitchell, Niellander, Prizer, Russell of Jones, and Shelley—15.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 578, An act to facilitate business with railroad and sleeping car companies running or operating sleeping cars, etc.

Senate File No. 264, An act to amend section 1, chapter 152, laws of the Fifteenth General Assembly, relating to the Asylum for Feeble-Minded.

Substitute for Senate File No. 6, An act relating to conveyances of real estate by foreign executors and trustees, and to amend section 2352 of the Code.

Senate File No. 93, An act limiting the amount on which appeals may be taken on trials before justices of the peace to the Circuit Court in civil cases.

Senate File No. 297, An act to provide for the appointment of a commissioner of immigration, and to define his duties.

Senate File No. 279, An act to amend chapter 72, laws of the Seventeenth General Assembly, relating to the support of the blind.

BEN. VAN STEINBURG, *First Ass't Clerk.*

Passed on file.

BILLS ON SECOND READING.

House File No. 366, a bill for an act to amend section 798, chapter 1, title 6 of the Code, relating to exemptions for planting and cultivating forest and fruit trees, with report of committee recommending it do pass, was taken up and considered.

Senator Russell of Greene moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Chase, Clark, Foster, Garber, Greenlee, Haines, Harmon, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska,

Keller, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Russell of Greene, Russell of Jones, Shrader, Tirrill, Wall, Webb, Wilson, Wright, and Young—32.

The nays were—None.

Absent or not voting:

Senators Arnold, Dashiell, Ford, Gaylord, Gillett, Goodykoontz, Ham, Hanna, Harned, Hemenway, Johnson of Winneshiek, Kimball, Mitchell, Nielander, Patterson, Prizer, Shelley, Traverse, and Woolson—18.

So the bill passed, and the title was agreed to.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Senate File No. 184, An act to repeal section 93 of the Code, and to enact a substitute therefor.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 521, a bill for an act to amend sections 1801 and 1805, chapter 9, title 12 of the Code, relating to independent school districts.

BEN. VAN STENBURG, *First Ass't Clerk*.

BILLS ON SECOND READING.

House File No. 457, a bill for an act to repeal part of section 4783, of chapter 167, of the public acts of the Seventeenth General Assembly, and enacting a substitute therefor, fixing the compensation of the officers of the penitentiary, with report of committee without recommendation, was taken up and considered.

On motion of Senator Russell of Jones all after the word "Anamosa," line 19, section 1, was stricken therefrom.

Senator Chase moved to refer the bill to the Committee on Retrenchment.

At 11 o'clock P. M. Senator Traverse moved to take a recess of 25 minutes.

The motion prevailed.

At 11:35 P. M. the Senate was called to order by President *pro tem.* Arnold.

On motion of Senator Woolson the Senate took a further recess of five minutes.

At 11:40 P. M. the President again called the Senate to order.

Senators Gaylord, Clark, and Wall were excused, on motion of Senator Foster.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 420, An act amending chapter 5, title 12 of the Code, relating to the Iowa Reform School for Girls.

House File No. 571, An act in relation to the jurisdiction of mayors, etc.

House File No. 457, An act amending section 6, of chapter 70, laws of the Fifteenth General Assembly, relating to liability of owners of stock, etc.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 583, a bill for an act to provide for the payment of Company C, Fifth Regiment Iowa National Guards.

BEN. VAN STEINBURG, *First Ass't Clerk.*

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Senate File No. 279, An act to amend chapter 79, laws of the Seventeenth General Assembly, relating to support of the blind.

Senate File No. 309, An act to appropriate money to pay the unsettled accounts of M. Heisey, of the Additional Penitentiary at Anamosa.

Senate File No. 297, An act to provide for a commissioner of immigration.

Senate File No. 264, An act to amend section 1, chapter 152, laws of the Sixteenth General Assembly.

Substitute for Senate File No. 6, An act relating to conveyances of real estate by foreign executors.

Senate File No. 93, An act limiting the amount on which appeals from justices of the peace may be taken.

Substitute for Senate Files Nos. 13 and 170, An act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122, laws of the Seventeenth General Assembly, and to enact a substitute therefor.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

UNFINISHED BUSINESS.

Consideration of Senate File No. 447, pending at the time of recess, was resumed.

Senator Shelley moved a call of the Senate.

The motion prevailed.

The roll was called, and the Senators were all present.

Senator Woolson moved that further proceedings under the call be dispensed with.

The motion prevailed.

The question recurring on the motion of Senator Chase to refer the bill—

The motion was lost.

Senator Russell of Jones moved to amend by inserting after the word "Anamosa" the words "and that the Warden be authorized to appoint a deputy."

The motion prevailed.

Senator Greenlee moved to strike from line 9, section 1, the word "fifty" and insert in lieu thereof the word "thirty."

Senator Kimball moved to amend the amendment by inserting the word "twenty" instead of the word "thirty."

The motion prevailed.

The amendment as amended prevailed.

Senator Ford moved to strike from line 9, section 1, the words "fifty-five" and insert in lieu thereof the words "thirty-five."

On motion of Senator Meyer the amendment was amended by striking out the words "forty-five" and inserting instead the word "fifty."

The question recurring on the adoption of the amendment as amended, the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Haines, Harmon, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Kimball, Lawrence, Lewellen, Merrell, Nichols of Guthrie, Russell of Jones, Shelley, Shrader, Webb, Wilson, and Young—26.

The nays were:

Senators Chase, Clark, Gaylord, Greenlee, Keller, Meyer, Patterson, Russell of Greene, Tirrill, Traverse, Wall, and Wright—12.

Absent or not voting:

Senators Ham, Hanna, Harned, Hemenway, Johnson of Winneshiek,

Larrabee, Madson, Mitchell, Nichols of Benton, Nielander, Prizer, and Woolson—12.

So the amendment prevailed.

Senator Hartshorn moved to strike from section 1 the words "eighty-five," and insert in lieu thereof the words "seventy-five."

On the question the yeas and nays were demanded.

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ham, Hartshorn, Hebard, Hedges, Lewellen, Madson, Merrell, Meyer, Nichols of Guthrie, Patterson, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, and Wilson—22.

The nays were:

Senators Ford, Greenlee, Harmon, Henderson, Johnson of Mahaska, Keller, Kimball, Russell of Greene, Webb, Wright, and Young—11.

Absent or not voting:

Senators Foster, Garber, Gillett, Goodykoontz, Haines, Hanna, Harned, Hemenway, Johnson of Winneshiek, Larrabee, Lawrence, Mitchell, Nichols of Benton, Nielander, Prizer, Wall, and Woolson—17.

So the amendment prevailed.

Senator Greenlee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Ford, Foster, Garber, Gillett, Goodykoontz, Haines, Harmon, Hartshorn, Hebard, Hedges, Henderson, Johnson of Mahaska, Kimball, Lawrence, Lewellen, Madson, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Jones, Shelley, Shrader, Webb, Wright, and Young—27.

The nays were:

Senators Chase, Clark, Dashiell, Gaylord, Greenlee, Keller, Larrabee, Meyer, Russell of Greene, Tirrill, Traverse, and Wall—12.

Absent or not voting:

Senators Ham, Hanna, Harned, Hemenway, Johnson of Winneshiek, Merrell, Mitchell, Nielander, Prizer, Wilson, and Woolson—11.

So the bill passed, and the title was agreed to.

House File No. 268, a bill for an act relative to municipal corporations and to limit their liability in certain cases, with report of committee recommending it do pass, was taken up and considered.

Senator Larrabee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Clark, Ford, Garber, Gaylord, Gillett, Goodykoontz, Ham, Harmon, Hartshorn, Hebard, Henderson, Kimball, Lawrence, Madson, Merrell, Meyer, Patterson, Russell of Jones, Shrader, Webb, Wilson, and Woolson—22.

The nays were:

Senators Boling, Chase, Foster, Greenlee, Haines, Hedges, Hemenway, Johnson of Mahaska, Keller, Larrabee, Nichols of Benton, Nichols

of Guthrie, Russell of Greene, Shelley, Tirrill, Traverse, Wright, and Young—19.

Absent or not voting:

Senators Dashiell, Hanna, Harned, Johnson of Winneshiek, Lewellen, Mitchell, Nielander, Prizer, and Wall—9.

So the bill was lost.

House File No. 588, a bill for an act to legalize a certain judgment in favor of the school fund and to vest the title to lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12, in block 20, in the city of Keokuk, Lee county, Iowa, for the use of the school fund, with report of committee recommending it do pass, was taken up and considered.

Senator Shelley moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Clark, Dashiell, Ford, Foster, Garber, Gaylord, Gillett, Goodykoontz, Greenlee, Haines, Harmon, Harned, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Wilson, Woolson, Wright, and Young—40.

The nays were—None.

Absent or not voting:

Senators Chase, Ham, Hanna, Hebard, Johnson of Winneshiek, Kimball, Mitchell, Nichols of Benton, Nielander, and Prizer—10.

So the bill passed, and the title was agreed to.

On motion of Senator Gillett House File No. 574 was passed to the head of the file.

House File No. 574, a bill for an act providing for changing the boundary lines of Polk, Boone and Story counties, with report of committee recommending it do pass, was taken up and considered.

Senator Gillett moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Clark, Dashiell, Ford, Foster, Garber, Gillett, Haines, Ham, Harmon, Hartshorn, Hebard, Henderson, Johnson of Mahaska, Keller, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Russell of Greene, Shelley, Shrader, Tirrill, Wall, Wilson, Woolson, Wright, and Young—33.

The nays were:

Senators Wall, and Webb—2.

Absent or not voting:

Senators Gaylord, Goodykoontz, Greenlee, Hanna, Harned, Hemenway, Hedges, Johnson of Winneshiek, Kimball, Madson, Mitchell, Nielander, Patterson, Prizer, Russell of Jones, and Traverse—15.

So the bill passed, and the title was agreed to.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 271, An act to regulate and limit the amount of attorneys fees.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman.*

Passed on file.

Senator Traverse moved that the Senate adjourn.

The motion was lost.

REPORT OF COMMITTEE OF CONFERENCE.

MR. PRESIDENT—Your Committee of Conference on the disagreement between the two houses on Senate File No. 188, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

They adopt the half mill levy of tax, and provide for the payment of any deficiency beyond the amount provided for by such tax out of the general revenue, and for the issuance of warrants for such deficiency.

And the committee recommend the adoption of the substitute herewith submitted, to be inserted as an amendment after the enacting clause.

DELOS ARNOLD,
AARON KIMBALL,
H. C. HEMENWAY,

Committee on part of Senate.

JOHN H. KING,
G. R. STRUBLE,
J. F. DUNCOMBE,

Committee on part of House.

The question being on the adoption of the report of the Committee of Conference—

The yeas were:

Senators Clark, Hartshorn, and Lewellen—3.

The nays were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Goodykoontz, Greenlee, Haines, Ham, Harmon, Hebard, Hedges, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Madson, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Wall, Webb, Woolson, Wright and Young—36.

Absent or not voting:

Senators Gaylord, Gillett, Hanna, Harned, Hemenway, Henderson, Johnson of Winneshiek, Mitchell, Nielander, Prizer, and Wilson—11.

So the report was not adopted.

At 1:45 A. M. Senator Hartshorn moved that the Senate adjourn.

The motion was lost.

Senator Larrabee moved that the Senate recede from its refusal to concur in the House amendments to Senate File No. 188, a bill for an act to provide for a special tax to pay the war and defense fund bonds issued under chapter 16, acts of the extra session of 1861, and due July 1, 1881.

On motion of Senator Hemenway, at 2:35 o'clock A. M., the Senate adjourned, to meet at 8:30 o'clock this morning, March 27, 1880.

SENATE CHAMBER,
DES MOINES, IOWA, March 27, 1880. }

The Senate met pursuant to adjournment, President Frank T. Campbell in the chair.

Prayer by Rev. Mr. Jencks.

On motion of Senator Young the Senate took a recess of ten minutes.

Senate called to order again at 8:45 o'clock A. M., the President in the chair.

Pending the reading of the journal of yesterday, on motion of Senator Gillett the further reading was dispensed with.

BILLS ON THIRD READING.

Senate File No. 222, a bill for an act to consolidate the office of State Land Office with the office of Secretary of State, with the House amendments, were taken up and considered.

On the question, shall the Senate concur in the House amendments?

The yeas were:

Senators Arnold, Boling, Ford, Gillett, Greenlee, Haines, Ham, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Lawrence, Lewellen, Madson, Merrell, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shrader, Traverser, Webb, Woolson, and Wright—28.

The nays were:

Senators Garber, Harned, Meyer, and Wilson—4.

Absent or not voting:

Senators Chase, Clark, Dashiell, Foster, Gaylord, Goodykoontz, Hanna, Johnson of Winneshiek, Kimball, Larrabee, Mitchell, Nichols of Benton, Nielander, Prizer, Shelley, Tirrill, Wall, and Young—18.

So the Senate concurred.

RESOLUTION.

Senator Arnold offered the following:

Resolved, That the present postmistress, Mrs. Baker, be authorized to remain for five days after the adjournment of the General Assembly, as said postmistress, for the purpose of receiving and distributing and forwarding the mail of the Senators.

The resolution was adopted.

BILLS ON THIRD READING.

Senate File No. 35, a bill for an act to repeal section 2831 of the Code of 1873, and enact a substitute therefor, with House amendments, was taken up and considered.

On the question, shall the Senate concur in the House amendments?

The yeas were:

Senators Arnold, Dashiell, Ford, Foster, Garber, Gillett, Haines, Ham, Harmon, Harned, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Guthrie, Russell of Jones, Shelley, Shrader, Traverse, Webb, Wilson, Woolson, Wright, and Young—32.

The nays were:

Senator Boling—1.

Absent or not voting:

Senators Chase, Clark, Gaylord, Goodykoontz, Greenlee, Hanna, Johnson of Winneshiek, Kimball, Larrabee, Mitchell, Nichols of Benton, Nielander, Patterson, Prizer, Russell of Greene, Tirrill, and Wall—17.

So the amendments were concurred in.

BILLS ON SECOND READING.

Senate File No. 315, a bill for an act making appropriation for the Iowa State Library, with report of committee recommending it do pass, was taken up and considered.

Senator Johnson of Mahaska moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Dashiell, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Harned, Hebard, Hedges, Henderson, Johnson of Mahaska, Keller, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, and Wright—35.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Gaylord, Hanna, Hartshorn, Hemenway, Johnson of Winneshiek, Kimball, Larrabee, Mitchell, Nichols of Benton, Nielander, Prizer, Wall, and Young—15.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly and been duly enrolled, and signed by the Speaker of the House:

House File No. 395, An act to require railroad companies holding lands by grant to place evidence of their title to such lands on record.

Senate Files Nos. 13 and 170, An act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122, laws of the Seventeenth General Assembly, and enacting substitutes therefor, relating to salaries of clerk of District and Circuit Courts, county treasurer and county auditor, and defining certain of their duties.

Senate File No. 309, An act to appropriate money to pay the unsettled accounts existing at the close of the Wardenship of M. Heisey, of the Additional Penitentiary at Anamosa.

W. V. LUCAS, *Clerk*.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill, without amendment:

Senate File No. 74, a bill for an act to repeal section 3818 of the Code, in relation to the payment of witnesses for the defendant in criminal cases.

BEN. VAN STEINBURG, *First Ass't Clerk*.

Ordered passed on file.

BILLS ON SECOND READING.

Substitute for House File No. 378, a bill for an act to define tramping, and for the punishment of tramps, with report of committee recommending it do pass, was taken up and considered.

Senator Meyer moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Ford, Foster, Garber, Gillett, Goodykoontz, Haines, Ham, Harmon, Hartshorn, Henderson, Keller, Larrabee, Lawrence, Meyer, Russell of Greene, Shrader, Tirrill, Webb, Wright, and Young—23.

The nays were:

Senators Greenlee, Hebard, Hedges, Hemenway, Madson, Merrell, Nichols of Benton, Russell of Jones, Shelley, Traverse, and Wilson—11.

Absent or not voting:

Senators Clark, Dashiell, Gaylord, Hanna, Harned, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lewellen, Mitchell, Nichols of Guthrie, Nielander, Patterson, Prizer, Wall, and Woolson—16.

So the bill, not having received a constitutional majority, was lost.

House File No. 581, a bill for an act to legalize the official acts of C. W. Mullen, a notary public in and for Black Hawk county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Senator Hemenway moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Ford, Foster, Garber, Gillett, Goodykoontz, Greenlee, Haines, Ham, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Patterson, Russell of Greene, Russell of Jones, Shrader, Tirrill, Traverse, Wilson, Woolson, Wright, and Young—35.

The nays were—None.

Absent or not voting:

Senators Chase, Clark, Dashiell, Gaylord, Hanna, Harned, Johnson of Winneshiek, Mitchell, Nichols of Benton, Nichols of Guthrie, Nielander, Prizer, Shelley, Wall, and Webb—15.

So the bill passed, and the title was agreed to.

House File No. 599, a bill for an act to provide for payment of the war and defense bonds issued under the provisions of chapter 11 of the acts of the Eighth General Assembly, and due July 1, 1881, with report of committee recommending it do pass, was taken up and considered.

Senator Larrabee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gillett, Greenlee, Haines, Ham, Harmon, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Jones, Shrader, Tirrill, Traverse, Webb, Woolson, and Wright—34.

The nays were:

Senators Hedges, Meyer, Russell of Greene, Shelley, Wilson, and Young—6.

Absent or not voting:

Senators Clark, Gaylord, Goodykoontz, Hanna, Harned, Johnson of Winneshiek, Mitchell, Nielander, Prizer, and Wall—10.

So the bill passed, and the title was agreed to.

Senator Traverse moved a call of the Senate.

The roll was called.

Senator Goodykoontz was excused.

On motion of Senator Haines further proceedings under the call were dispensed with.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 271, An act to regulate and limit the amount of attorney's fees that may be taxed in suits on written contracts.

BEN. VAN STEINBURG, *First Ass't Clerk*.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed without amendment—

Senate File No. 315, a bill for an act making appropriations for the Iowa State Library.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 599, a bill for an act to provide for the payment of the war and defense bonds issued under the provisions of chapter 11, of the acts of the special session of the Eighth General Assembly, and due July 1, 1881.

W. V. LUCAS, *Clerk*.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Substitute for Senate Files Nos. 13 and 170, An act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122, laws of the Seventeenth General Assembly, and to enact a substitute therefor.

Senate File No. 309, An act to appropriate money to pay the unsettled accounts of M. Heisey, Warden of Additional Penitentiary at Anamosa.

Senate File No. 271, An act to regulate and limit the amount of attorneys fees.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has concurred in Senate amendment to—

House File No. 447, a bill for an act repealing part of section 4783, of chapter 167, of the public acts of the Seventeenth General Assembly.

BEN. VAN STEINBURG, *First Ass't Clerk.*

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 315, An act making appropriations for the Iowa State Library.

Senate File No. 74, An act to repeal section 3818 of the Code and enact a substitute therefor.

Senate File No. 222, An act to consolidate the office of the Register of the State Land Office with the office of Secretary of State.

Senate File No. 35, An act to repeal section 2831 of the Code, and enact a substitute therefor.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 567, a bill for an act for a tax to be levied on certain lands in Louisa and Des Moines counties for levee purposes, with report of committee recommending it do pass, was taken up and considered.

On motion of Senator Patterson the rule was suspended, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Dashiell, Ford, Gillett, Greenlee, Hartshorn, Hebard, Henderson, Keller, Larrabee, Lawrence, Merrell, Meyer, Nichols of Guthrie, Patterson, Russell of Greene, Shelley, Shrader, Webb, Wright, and Young—20.

The nays were:

Senators Boling, Madson, and Tirrill—3.

Absent or not voting:

Senators Arnold, Chase, Clark, Foster, Garber, Gaylord, Goodykoontz, Haines, Ham, Hanna, Harmon, Harned, Hedges, Hemenway, Johnson of Mahaska, Johnson of Winneshiek, Kimball, Lewellen, Mitchell, Nichols of Benton, Nielander, Prizer, Russell of Jones, Traverse, Wall, Wilson, and Woolson—27.

So the bill, not having received a constitutional majority, was lost.

House File No. 583, a bill for an act to provide for the payment of Company C, Fifth Regiment Iowa National Guards, with report of committee recommending it do pass, was taken up and considered.

Senator Young moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Dashiell, Ford, Foster, Garber, Gillett, Greenlee, Haines, Ham, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—35.

The nays were—None.

Absent or not voting:

Senators Arnold, Chase, Clark, Gaylord, Goodykoontz, Hanna, Harmon, Harned, Johnson of Winneshiek, Meyer, Mitchell, Nielander, Prizer, Russell of Jones, and Wall—15.

So the bill passed, and the title was agreed to.

House File No. 540, a bill for an act to amend sections 1 and 2, chapter 98, laws of the Seventeenth General Assembly, with report of committee recommending it do pass, was taken up and considered.

Senator Hartshorn moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Boling, Dashiell, Ford, Foster, Garber, Gillett, Greenlee, Haines, Harmon, Hartshorn, Hebard, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Lawrence, Lewellen, Merrell, Meyer, Nichols of Benton, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, Wright, and Young—33.

The nays were—None.

Absent or not voting:

Senators Arnold, Chase, Clark, Gaylord, Goodykoontz, Ham, Hanna, Harned, Johnson of Winneshiek, Larrabee, Madson, Mitchell, Nichols of Guthrie, Nielander, Prizer, Wall, and Woolson—17.

So the bill passed, and the title was agreed to.

Substitute for House File No. 108, a bill for an act relating to taxes voted in aid of railroads under chapter 123 of the acts of the Sixteenth General Assembly, and chapter 167 of the acts of the Seventeenth General Assembly, and supplemental thereto, with report of committee recommending it do pass, was taken up and considered.

Senator Keller moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Greenlee, Harmon, Hartshorn, Hedges, Hemenway, Henderson, Johnson of Mahaska, Keller, Larrabee, Lawrence, Lewellen, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—34.

The nays were—None.

Absent or not voting:

Senators Clark, Gaylord, Gillett, Goodykoontz, Haines, Ham, Hanna, Harned, Hebard, Johnson of Winneshiek, Kimball, Madson, Mitchell, Nielander, Prizer and Wall—16.

So the bill passed, and the title was agreed to.

Substitute for House File No. 499, a bill for an act relating to evidence, with report of committee recommending it do pass, was taken up and considered.

Senator Larrabee moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Dashiell, Ford, Foster, Garber, Gillett, Greenlee, Harmon, Hartshorn, Hebard, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Larrabee, Lawrence, Lewellen, Madson, Merrell, Meyer, Nichols of Benton, Nichols of Guthrie, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—37.

The nays were—None.

Absent or not voting:

Senators Clark, Gaylord, Goodykoontz, Haines, Ham, Hanna, Harned, Hedges, Johnson of Winneshiek, Mitchell, Nielander, Prizer, and Wall—13.

So the bill passed, and the title was agreed to.

Substitute for House File No. 43, a bill for an act to amend chapter 6, laws of the Fifteenth General Assembly, and providing for one or more assessors, not exceeding three, in incorporated cities having ten thousand inhabitants or over, with report of committee recommending it do pass, was taken up and considered.

Senator Wright moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Senators Arnold, Boling, Chase, Ford, Foster, Garber, Gillett, Greenlee, Harmon, Hartshorn, Hemenway, Henderson, Johnson of Mahaska, Keller, Kimball, Lawrence, Lewellen, Madson, Meyer, Nichols of Benton, Patterson, Russell of Greene, Russell of Jones, Shelley, Shrader, Tirrill, Traverse, Webb, Wilson, Woolson, Wright, and Young—32.

The nays were:

Senator Meyer—1.

Absent or not voting:

Senators Clark, Dashiell, Gaylord, Goodykoontz, Haines, Ham, Hanna, Harned, Hebard, Hedges, Johnson of Winneshiek, Larrabee, Merrell, Mitchell, Nichols of Guthrie, Nielander, Prizer, and Wall—16.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I am instructed to inform your honorable body that the House has passed the following bill without amendment:

Senate File No. 48, a bill for an act to amend chapter 156, laws of the Seventeenth General Assembly, relative to the protection of game.

Has also passed without amendment—

House File No. 361, a bill for an act to amend section 1 of chapter 118 of the public acts of the Seventeenth General Assembly.

W. V. LUCAS, *Chief Clerk.*

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Substitute for Senate File No. 48, An act to amend chapter 156, laws of the Seventeenth General Assembly.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House, and ordered passed on file:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

House File No. 366, An act to amend section 798 of chapter 1, title 6 of the Code, relating to exemptions for planting trees, etc.

House File No. 573, An act to provide for the condemnation of real estate for channels and ditches.

BEN. VAN STEINBURG, *First Ass't Clerk.*

RESOLUTIONS.

Senator Young offered the following resolution:

Resolved, That the thanks of the Senate are hereby tendered to President Campbell, President *pro tem.* Arnold, Secretary McCargar and his assistants, and all the officers and employes of the Senate, for the able and acceptable manner in which they have discharged their respective duties.

The resolution was adopted.

Senator Merrell offered the following resolution, which was adopted:

Resolved, That the Senate hereby presents to the Lieutenant-Governor, Frank T. Campbell, the chair he has so ably filled, and the gavel he has wielded with such strict impartiality during this session.

MESSAGE FROM THE HOUSE.

The following message was received from the House and passed on file:

MR. PRESIDENT—I herewith present for your signature the following bill, which has passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 222, An act to consolidate the office of the Register of the State Land Office with the office of the Secretary of State.

BEN. VAN STEINBURG, *First Ass't Clerk*.

On motion of Senator Merrell the Senate took a recess of ten minutes.

At 10:35 the Senate was called to order.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 315, An act making appropriations for the Iowa State Library.

Senate File No. 74, An act to repeal section 3818 of the Code, in relation to the payment of witnesses, etc.

Senate File No. 184, An act to repeal section 93 of the Code of 1873.

Senate File No. 35, An act to repeal section 2831 of the Code of 1873.

Also:

MR. PRESIDENT—I am directed to inform your honorable body that the House of Representatives has passed the following bill without amendment—

Senate File No. 274, a bill for an act to amend chapter 1, title 9 of the Code of 1873, creating double liability of stock-holders, or shareholders, in corporations, etc.

W. V. LUCAS, *Chief Clerk*.

Ordered passed on file.

ENROLLED BILLS.

Senator Traverse from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval—

Senate File No. 222.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I am directed to inform your honorable body that the House has concurred in—

House File No. 141, bill for an act to amend sections 181 and 3777 of the Code, relating to the duties and compensation of short-hand reporters.

House File No. 581, a bill for an act to legalize the official acts of C. W. Mullen, a notary public.

House File No. 588, a bill for an act to legalize certain payment in favor of the school fund.

House File No. 540, a bill for an act to amend sections 1 and 2, chapter 98, laws of the Seventeenth General Assembly.

Senate File No. 48, a bill for an act to amend chapter 56, of the laws of the Seventeenth General Assembly.

W. V. LUCAS, *Clerk*.

Passed on file.

RESOLUTION.

Senator Ham offered the following resolution, which was unanimously adopted:

Resolved, That the President of the Senate be directed to communicate to Senator Hanna, of Muscatine, the regrets of the Senators at his prolonged illness and consequent absence, and hopes for his speedy recovery.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined—

Senate File No. 274.

And find the same correctly enrolled.

H. C. TRAVERSE, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT—I herewith present for your signature the following bills, which have passed both branches of the General Assembly, and been duly enrolled, and signed by the Speaker of the House:

Senate File No. 274, An act to amend chapter 1, title 9 of the Code of 1873.

House File No. 599, An act to provide for the payment of the war and defense bonds.

House File No. 108, An act relating to taxes voted in aid of the construction of railroads, etc.

House File No. 141, An act to amend sections 181 and 3777 of the Code, relating to duties and compensation of short-hand reporters.

House File No. 574, An act to provide for changing the boundary lines of the counties of Polk, Story and Boone.

House File No. 45, An act to enable notaries public to perform official acts.

House File No. 286, An act for the purpose of protecting the life and health of coal miners.

House File No. 583, An act to provide for the payment of Company C, Fifth Regiment Iowa National Guards.

Senate File No. 48, An act to amend chapter 156, laws of the Seventeenth General Assembly, relative to the protection of game.

House File No. 499, An act relating to evidence.

House File No. 447, An act to repeal section 4783, chapter 167 of the acts of the Seventeenth General Assembly.

W. V. LUCAS, *Chief Clerk.*

Passed on file.

ENROLLED BILLS.

Senator Traverse, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval:

File No. 315.

File No. 74.

File No. 184.

File No. 35.

Senate File No. 274.

Senate File No. 48.

H. C. TRAVERSE, *Chairman.*

Passed on file.

Senator Hedges moved that the President appoint a committee of three to wait upon the Governor and notify him that the Senate was ready to adjourn, and to ascertain if he had anything further to communicate to this body.

The committee to wait upon the Governor reported that his Excellency the Governor had nothing further to communicate, and were discharged.

At 11 o'clock A. M. the President declared the Senate of the Eighteenth General Assembly adjourned without day.

A. T. McCARGAR, *Secretary.*

ERRATA.

Page 4, line 27, read "Ham" for "Hanna."
Page 26, line 7, read "6" for "5."
Page 52, line 45, after word "Jones" read "S. F. No. 98."
Page 59, line 24, read "99" for "96."
Page 60, line 48, read "Die" for "Der."
Page 65, line 16, read "118" for "188."
Page 76, line 15, read "House File" for "Senate File."
Page 80, line 29, read "Amend" for "Repeal."
Page 85, line 35, read "Article" for "Chapter."
Page 117, line 17, read "House File" for "Senate File."
Page 121, line 30, read "143" for "134."
Page 127, line 11, read "32" for "31."
Page 136, line 5, read "Peace" for "Revenue."
Page 46, line 23, read "Perren" for "Rerren."
Page 174, line 44, read "Perren" for "Lerren."
Page 192, line 27, read "Senate File" for "House File."
Page 207, line 18, read "160" for "16."
Page 219, line 19, read "58" for "158."
Page 224, line 85, read "327" for "329."
Page 232, line 38, read "House File" for "Senate File."
Page 235, line 27, read "253" for "258."
Page 246, line 9, read "195" for "95."
Page 248, line 32, read "127" for "129."
Page 260, line 11, read "464" for "564."
Page 269, line 45, read "Senate File" for "House File."
Page 273, line 16, read "Perren" for "Ferren."
Page 295, line 7, read "131" for "134."
Page 295, line 13, read "110" for "111."
Page 299, line 25, read "Senate File 231" for "House File 227."
Page 299, line 43, read "127" for "129."
Page 326, line 33, read "348" for "340."
Page 336, line 20, read "327" for "329."
Page 341, line 22, read "Senate" for "House."
Page 342, line 42, read "450" for "45."
Page 342, line 47, read "421" for "221."
Page 343, line 25, read "House" for "Senate."
Page 349, line 10, read "House" for "Senate."
Page 355, line 4, read "263" for "236."
Page 358, line 17, read "353" for "358."
Page 359, line 15, read "451" for "641."
Page 362, line 37, read "155" for "287."
Page 371, line 36, read "House" for "Senate."
Page 377, line 40, read "85" for "55."
Page 383, line 45, read "Article" for "Section," and "Section" for "Article."
Page 389, line 50, read "House" for "Senate."
Page 406, line 41, read "House" for "Senate."
Page 414, line 24, read "Senate" for "House."
Page 419, line 8, read "Senate" for "House."

- Page 420, line 11, read "Senate" for "House."
 Page 421, line 25, read "279" for "276."
 Page 425, line 15, read "340" for "240."
 Page 429, line 49, read "287" for "289."
 Page 433, line 15, read "472" for "474."
 Page 441, line 5, read "289" for "287."
 Page 442, line 19, read "Senate" for "House."
 Page 446, line 44, read "Woodbine" for "Woodbury."
 Page 448, line 27, read "327" for "329."
 Page 456, line 27, read "85" for "55."
 Page 470, line 48, read "139" for "189."
 Page 476, line 37, read "327" for "329."
 Page 490, line 49, read "Senate" for "House."
 Page 492, line 11, read "Senate" for "House."
 Page 506, line 40, read "Senate" for "House of Representatives."
 Page 506, line 42, read "House of Representatives" for "Senate."
 Page 519, line 34, read "192" for "190," read "35" for "30," read "35" for "52."
 Page 520, line 19, read "317" for "217."
 Page 531, line 10, read "313" for "303."
 Page 531, line 43, read "95" for "—."
 Page 531, line 44, read "Alphonso" for "Alpheus."
 Page 541, line 1, read "331" for "33."
 Page 544, line 22, read after words "act to" the words: "Prohibit gambling, horse racing and sale of intoxicating liquors at Agricultural Fairs." For "authorizing payment of the claim of Lieut. A. C. Ferren for military services rendered by order of the Adjutant-General of Iowa during the late war."
 Page 545, line 19, read "Relating to the election of township officers" for "In relation to lands sold for taxes."
 Page 560, line 15, read "225" for "255."
 Page 562, line 9, read "225" for "255."
 Page 573, line 34, read "House" for "Senate."
 Page 575, line 17, read "413" for "431."
 Page 578, line 21, read "House" for "Senate."
 Page 583, line 43, read "13" for "15."
 Page 591, line 32, read "447" for "457."
 Page 593, line 11, read "House" for "Senate."

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