

THE

JOURNAL OF THE ASSEMBLY

OF THE

SIXTH SESSION

OF THE

LEGISLATURE OF THE STATE OF NEVADA,

1873.

BEGUN ON MONDAY, THE SIXTH DAY OF JANUARY, AND ENDED
THURSDAY, THE SIXTH DAY OF MARCH.



CARSON CITY:
CHARLES A. V. PUTNAM, STATE PRINTER.
1873.

ARRANGEMENT AND CONTENTS OF VOLUME.

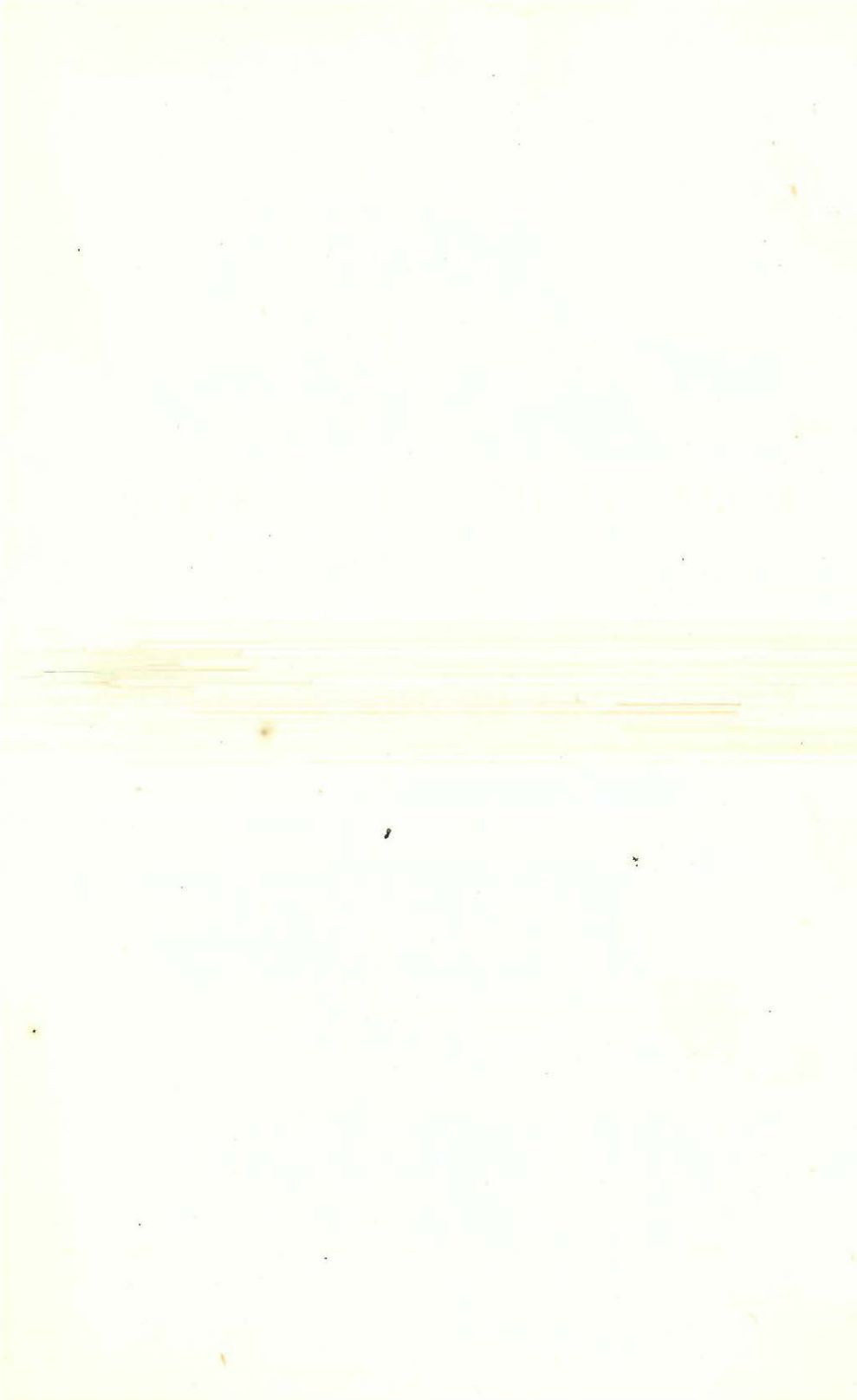
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JOURNAL

OF THE

PROCEEDINGS OF THE ASSEMBLY.

SIXTH SESSION, 1873.



JOURNAL

OF THE

ASSEMBLY OF THE STATE OF NEVADA.

SIXTH SESSION, 1873.

FIRST DAY.

MONDAY, January 6th, 1873.

Pursuant to the provisions of the Constitution and the statute, the Assembly was called to order at twelve m., by the Hon. J. D. Minor, Secretary of State.

The roll was called, and the following members elect answered to their names, took the oath of office, administered by Chief Justice Whitman, and subscribed thereto according to law:

Messrs. Adams, Allen, Andrews, Arnold, Bowman, Bruner, Burgess, Carpenter, Cole, Craigie, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Wilson.

Nominations for Speaker being in order, Mr. Elzy placed in nomination Mr. John Bowman, of Nye County.

Mr. Crawford moved that the House adjourn until eleven o'clock tomorrow, January seventh.

Lost.

Mr. Morrison placed in nomination Mr. James Crawford, of Lyon County.

Nominations declared closed.

The vote for Speaker resulted as follows:

For John Bowman—Messrs. Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Drake, Elzy, Gallagher, Hoppin, Horton, Keyser, Lemmon, Lyman, Matthews, Owen, Prague, Price, Rickey, Robinson, Sanford, Savage, Sessions, Shoaff, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—32.

For James Crawford—Messrs. Adams, Allen, Andrews, Arnold, Derby, Fox, Grey, Mack, McCall, Morrison, Randall, Shepperd, Smith, and Stern—14.

Mr. Bowman excused from voting.

Mr. Bowman, having received a majority of the House, was declared duly elected.

On motion of Mr. Crawford the election of Mr. Bowman was declared unanimous, and a committee of two, composed of Messrs Crawford and Savage, was appointed to conduct the Speaker elect to the chair.

The committee performed its duty, and the Speaker, assuming the chair, addressed the House with a few appropriate remarks.

The Speaker announced that the first business in order was the nominations for Chief Clerk.

Mr. Rickey nominated Mr. A. Whitford, of Douglas County.

No further nominations being made, on motion, Mr. Whitford was elected by acclamation.

Mr. Street moved that the order of business of the last session be adopted, as it appears on the Journal of the same, placing the election of the Speaker pro tem. at the bottom of the list.

Motion carried.

Mr. Hart came forward, took and subscribed to the oath of office administered by Chief Justice Whitman, who at the same time administered the oath of office to the Chief Clerk.

On motion of Mr. Owen, the House took a recess till half-past two o'clock p. m.

AFTERNOON SESSION.

In session—half past two p. m.

Quorum present.

On motion of Mr. Owen, a call of the House was made.

Absent—Messrs. Drake and Lemmon.

The Speaker appointed Edward Kiesele temporary Sergeant-at-Arms.

On motion of Mr. Owen, further proceedings under the call were dispensed with.

Nominations for Sergeant-at-Arms declared next in order.

Mr. Owen nominated Richard Paddock, of Storey County.

Mr. Sessions nominated E. L. Bridges, of Washoe County.

Mr. Stoddard nominated E. D. Gaden, of Storey County.

Nominations declared closed.

Rolled called, with the following result:

For Mr. Paddock—Messrs. Adams, Andrews, Arnold, Cole, Craigue, Crawford, Derby, Elzy, Grey, Hart, Hoppin, Horton, Keyser, Lyman,

Mack, Matthews, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Shepperd, Smith, Stern, Tobriner, Wallace, and Wilson—29.

For Mr. Gaden—Messrs. Allen, Bowman, Carpenter, Fox, Gallagher, McCall, Savage, Shoaff, Stoddard, Street, Twiss, and Vinnedge—12.

For Mr. Bridges—Messrs. Bruner, Burgess, Dangberg, Lemmon, Price, and Sessions—6.

Mr. Paddock having received a majority of all the members voting, was duly declared elected Sergeant-at-Arms.

Nominations for Assistant Sergeant-at-Arms being next in order, Mr. Crawford placed in nomination Mr. M. C. Hickey, of Lyon County.

Mr. Morrison placed in nomination J. E. Ladd, of Ormsby County.

Mr. Allen placed in nomination Mr. R. P. M. Kelly.

Roll called, resulting as follows:

For Mr. Hickey—Messrs. Adams, Andrews, Bowman, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Lyman, Mack, Matthews, McCall, Owen, Prague, Randall, Rickey, Robinson, Shepperd, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, and Wilson—34.

For Mr. Ladd—Messrs. Derby, Keyser, Morrison, Sessions, and Shoaff—5.

For Mr. Kelly—Messrs. Allen, Arnold, Craigue, Lemmon, Price, Sanford, Savage, Street, and Wallace—9.

Mr. Hickey having received a majority of all the votes cast, was duly elected Assistant Sergeant-at-Arms of the House.

Nominations for Assistant Clerk being next in order, Mr. Hoppin nominated Mr. J. M. Woodworth, of Elko County.

Mr. Drake nominated Mr. L. S. Greenlaw, of Ormsby County.

Mr. Crawford nominated Mr. E. L. Bridges, of Washoe County.

Nominations closed.

Roll called, resulting as follows:

For Mr. Woodworth—Messrs. Adams, Allen, Andrews, Arnold, Bowman, Bruner, Burgess, Carpenter, Craigue, Dangberg, Elzy, Fox, Gallagher, Grey, Hoppin, Owen, Robinson, Sanford, Savage, Shepperd, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—28.

For Mr. Greenlaw—Messrs. Drake, Hart, Horton, Keyser, Lyman, Mack, Matthews, McCall, Morrison, Prague, Randall, Rickey, and Stern—13.

For Mr. Bridges—Messrs. Cole, Crawford, Derby, Lemmon, Price, Sessions, and Shoaff—7.

Mr. Woodworth, having received a majority of the House, was declared duly elected Assistant Clerk.

Nominations for Minute Clerk being next in order, Mr. Hart placed in nomination Mr. G. W. Rogers, of Storey County.

There being no other nominations, on motion, Mr. Rogers was elected by acclamation.

Nominations for Engrossing Clerk being next in order, Mr. Crawford nominated Mr. William Johnson, of Storey County.

Mr. Stoddard placed in nomination Mr. W. A. Brophy, of Nye County.

Nominations declared closed.

Roll called, resulting as follows:

For Mr. Johnson—Messrs. Adams, Andrews, Arnold, Bruner, Carpenter, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hart, Hoppin, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Price, Randall, Rickey, Sessions, Shepperd, Smith, Stern, Tobriner, and Wilson—29.

For Mr. Brophy—Messrs. Allen, Bowman, Burgess, Cole, Craigue, Elzy, Horton, Keyser, Matthews, Prague, Robinson, Sanford, Savage, Shoaff, Stoddard, Street, Twiss, Vinnedge, and Wallace—19.

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

Nominations for Journal Clerk being next in order, Mr. Savage placed in nomination T. W. McGovern, of Elko County.

Mr. Grey placed in nomination Edward Kiesele, of White Pine County.

Mr. Stern nominated A. P. Summers, of Storey County.

Mr. Tobriner nominated T. Coffin, of Ormsby County.

Mr. Matthews nominated John C. Leconey.

Roll called.

McGovern received twenty-one votes; Kiesele, nine; Summers, twelve; Coffin, four; and Leconey, one.

Neither candidate having received a constitutional majority of all the votes cast, the Speaker decided that there was no election, and that the Clerk proceed to call the roll for another vote.

Mr. Elzy moved to adjourn.

Motion lost.

Roll called, with the following result:

Mr. McGovern, twenty-three votes; Mr. Kiesele, nine; Mr. Summers, fourteen; Mr. Coffin, two; Leconey, none.

No election.

Mr. Tobriner withdrew the name of Mr. Coffin.

Roll called again, with the following result:

For Mr. McGovern—Messrs. Allen, Andrews, Arnold, Bowman, Burgess, Cole, Dangberg, Fox, Hart, Lemmon, Mack, Matthews, Owen, Prague, Price, Randall, Sanford, Savage, Sessions, Shepperd, Shoaff, Stoddard, Street, Twiss, Vinnedge, Wallace, and Wilson—27.

For Mr. Kiesele—Messrs. Elzy, Grey, Horton, Morrison, Robinson, and Tobriner—6.

For Mr. Summers—Messrs. Adams, Bruner, Carpenter, Craigue, Crawford, Derby, Gallagher, Hoppin, Keyser, Lyman, McCall, Rickey, Smith, and Stern—14.

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

Nominations for Chaplain being next in order, Mr. Stern nominated the Rev. Mr. Rightmeyer, of Storey County.

Mr. Street placed in nomination the Rev. Father Tormey, of Ormsby County.

Mr. Grey placed in nomination Rev. Mr. Woods, of Ormsby County.

Roll called.

Mr. Elzy moved that the announcement of the vote be postponed for thirty days.

Motion withdrawn.

Those voting for Mr. Rightmeyer were—Messrs. Adams, Andrews, Fox, Morrison, Owen, Randall, Shepperd, Smith, and Stern—9.

For Father Tormey—Messrs. Allen, Arnold, Burgess, Cole, Matthews, Sanford, Savage, Street, and Wallace—9.

For Mr. Woods—Messrs. Bowman, Bruner, Carpenter, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Prague, Price, Rickey, Robinson, Sessions, Shoaff, Stoddard, Tobriner, Twiss, and Vinnedge—29.

Mr. Woods, having received a majority of the number of votes cast, was duly elected Chaplain.

Nominations for Speaker pro tem. being next in order, Mr. Robinson nominated O. H. Grey, of White Pine County.

Mr. Prague nominated F. V. Drake, of Lander County.

Nominations closed.

Roll called, with the following result:

For Mr. Grey—Messrs. Adams, Arnold, Cole, Craigue, Crawford, Derby, Drake, Gallagher, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Price, Randall, Rickey, Robinson, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Vinnedge, Wallace, and Wilson—28.

For Mr. Drake—Messrs. Allen, Andrews, Bowman, Bruner, Burgess, Carpenter, Dangberg, Elzy, Fox, Grey, Hart, Hoppin, Horton, Morrison, Owen, Prague, Sanford, Savage, Stoddard, and Twiss—20.

On motion of Mr. Drake, Mr. Grey was unanimously declared elected Speaker pro tem.

Mr. Crawford moved that a committee of three be appointed to wait upon his Excellency the Governor, and inform him that the House is fully organized, and ready to receive any communications that he may have to make.

Motion withdrawn.

The Speaker announced as Messenger, Master W. L. Taylor; as Pages, Masters Keyser and Read.

Mr. Street moved that a committee of five be appointed on Rules, and that the Rules of the House of last session be adopted, until the report of said committee was received and adopted.

Motion agreed to.

On motion, the attachés of the House came forward and took the oath of office, administered to them by Justice C. H. Belknap.

On motion of Mr. Drake, the Clerk was instructed to notify the Senate that the House was organized and ready to proceed with the business of the session, by the election of the following officers, to wit:

Speaker.....	John Bowman.
Speaker pro tem.....	O. H. Grey.
Chief Clerk.....	A. Whitford.
Assistant Clerk.....	J. M. Woodworth.
Sergeant-at-Arms.....	Richard Paddock.
Engrossing Clerk.....	William Johnson.

Minute Clerk.....G. W. Rogers.
 Journal Clerk.....T. W. McGovern.
 Assistant Sergeant-at-Arms.....M. C. Hickey.

On motion of Mr. Crawford, a committee of two was appointed to wait on his Excellency the Governor, and inform him that the House was now organized and ready to receive any communications that he may have to make. Committee consisting of Messrs. Crawford and Savage.

The Chair appointed as Committee on Rules, Messrs. Crawford, Street, Elzy, Sessions, and Smith.

On motion, at four o'clock and ten minutes, the House adjourned to Wednesday, at eleven o'clock A. M.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

THIRD DAY.

WEDNESDAY, January 8th, 1873.

House met pursuant to adjournment, at eleven o'clock A. M.

The Speaker in the chair.

Roll called and all present except Mr. Fox.

Prayer by the Chaplain, Rev. Mr. Woods.

Journal of January sixth read and approved.

Mr. Randall asked leave of absence for Mr. Fox for one day.

Leave granted.

The Speaker announced the following named committees:

COMMITTEE ON ELECTIONS.

Messrs. Crawford, Elzy, Wallace, Smith, and Hoppin.

COMMITTEE ON MILEAGE.

Messrs. Matthews, Horton, and Prague.

Mr. Crawford moved that a committee of three be appointed by the Speaker, on Joint Rules.

Carried.

COMMUNICATION FROM SECRETARY OF STATE.

On motion, the following communication from the Secretary of State was received and placed on file:

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
 CARSON CITY, January 8th, 1873. }

To the honorable the Assembly:

I have the honor to inform your honorable body that Mr. Crittenden Thornton was, on the sixteenth day of November, eighteen hundred and seventy-two, appointed Private Secretary to his Excellency the Governor.

Very respectfully, J. D. MINOR,
 Secretary of State.

The Speaker appointed Messrs. Morrison, Grey, and Savage as Committee on Joint Rules.

Mr. Grey offered the following resolution:

Resolved, That the Speaker be and is hereby authorized to appoint two more Pages and one Paper Folder, to be paid a per diem of three dollars per day out of the Contingent Fund of the Assembly.

Mr. Street made a motion that they should be appointed from the Orphan Asylum.

Mr. Rickey moved to amend the resolution by inserting one instead of two Pages.

Motion lost, and the original resolution lost—twenty-seven to nineteen.

On motion of Mr. Crawford, at thirty-five minutes past eleven A. M., the House took a recess until two o'clock P. M.

AFTERNOON SESSION.

House called to order at two o'clock P. M.

The Speaker in the chair.

Roll called.

All present.

Mr. Crawford reported that the special committee appointed to wait upon the Governor and inform him that the House was organized and ready to receive any communication he may have to make, had performed that duty.

On motion, the report of the committee was received and the committee discharged.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
 January 8th, 1873. }

To the honorable the Assembly:

I am instructed to inform your honorable body that the Senate is now fully organized, by the election of the following officers:

President pro tem., Israel Crawford; Secretary, C. F. Bicknell; Sergeant-at-Arms, A. K. Lamb; Engrossing Clerk, Joseph Josephs; Chaplain, G. B. Allen.

And that the Senate is now prepared to receive communications from his Excellency the Governor, and to proceed with the legislative business of the session.

Very respectfully,

CHAS. F. BICKNELL,
Secretary of Senate.

MOTIONS AND RESOLUTIONS.

By Mr. Grey:

Resolved, That the text-book known as "Jefferson's Manual," be adopted as the rule of parliamentary procedure, so far as consistent with the rules and joint rules of the Senate and Assembly.

Mr. Street arose to a point of order, on the ground that the House adopted the rules of the last Legislature until such time as the Committee on Rules make their report.

The Speaker ruled the point of order well taken.

Mr. Grey introduced a joint resolution in reference to the Central Pacific Railroad, praying for reduction of fares and freights on same, and that four hundred and eighty copies of said resolution be ordered printed.

Mr. Savage moved that the resolution be referred to the Committee on Corporations, when appointed.

Adopted.

MESSAGE FROM THE GOVERNOR.

The Private Secretary of the Governor being announced, he delivered the Biennial Message of the Governor.

Mr. Crawford moved that the reading of the message be dispensed with, and the usual number of copies ordered printed.

Motion withdrawn.

Mr. Morrison moved that the Governor's Private Secretary be invited to read the message of the Governor.

Lost.

The Clerk then read the message of the Governor.

Mr. Street offered the following resolution:

Resolved, That the message of the Governor be referred to the several standing committees, as follows: That so much as refers to ways and means be referred to the Committee on Ways and Means; so much as refers to judiciary, be referred to Judiciary Committee; so much as refers to corporations, be referred to Committee on Corporations; so much as refers to mines and mining, be referred to Committee on Mines and Mining; so much as refers to federal relations, to the Committee on Federal Relations; so much as refers to State affairs, to the Committee on State Affairs; so much as refers to agriculture and manufactures, to the Committee on Agriculture and Manufactures; so much as refers to education, to the Committee on Education; so much as refers to print-

ing, to the Committee on Printing; so much as refers to counties and county boundaries, to the Committee on Counties and County Boundaries; so much as refers to State Prison, to the Committee on State Prison; so much as relates to militia and Indian affairs, to the Committee on Militia and Indian Affairs; so much as refers to State Library, to the Committee on State Library; so much as refers to public lands, to the Committee on Public Lands; so much as refers to supplies and expenditures, to the Committee on Supplies and Expenditures; and so much as refers to the compilation of the laws of Nevada, be referred to a select committee of three.

On motion, the resolution was adopted.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, January 8th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Concurrent Resolution No. 1, relative to printing the Governor's Message, which passed the Senate this day by the following vote: Yeas, 24; nays, none.

I am also instructed to inform your honorable body that Senators Stevenson, Lockwood, and McBeth have this day been appointed as a Committee on Rules and Joint Rules on the part of the Senate.

Very respectfully,

CHARLES F. BICKNELL,
Secretary of Senate.

On motion of Mr. Grey, Senate Concurrent Resolution No. 1 was unanimously adopted.

NOTICES.

Mr. Street gave notice that, on to-morrow, or at an early day, he would introduce a bill to abolish all State Stamp Acts.

INTRODUCTION OF BILLS.

Mr. Grey, by consent, introduced a bill without previous notice—an Act entitled "An Act to create certain Legislative Funds."

Bill read first time, and, on motion of Mr. Grey, was read second time and ordered engrossed.

On motion of Mr. Owen, at four o'clock p. m. the House adjourned to eleven a. m., Thursday, January ninth, eighteen hundred and seventy-three.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FOURTH DAY.

THURSDAY, January 9th, 1873.

House met pursuant to adjournment.
 The Speaker in the chair.
 Roll called.
 All present.
 Prayer by the Chaplain, Rev. Mr. Woods.
 Journal of yesterday read and approved.
 The Speaker announced the following

COMMITTEE ON ENGROSSMENT.

Messrs. Morrison, Burgess, and Price.

MOTIONS AND RESOLUTIONS.

Mr. Grey introduced concurrent resolution concerning an amendment to Article II, section one, of the State Constitution.
 On motion of Mr. Grey, the resolution was read and placed on file.
 By Mr. Elzy:

Resolved, That the Sergeant-at-Arms is hereby instructed to get new keys in the place of those that are lost from the Clerk's desk.

Adopted.
 By Mr. Crawford:

Resolved, That the Sergeant-at-Arms is hereby authorized and directed to procure all necessary printed blanks for the use of this House.

Adopted.
 By Mr. Stern:

Resolved, That all newspaper reporters are entitled to seats in this chamber, and that the Sergeant-at-Arms is instructed to provide them with seats and desks.

Adopted.

NOTICES.

Mr. Grey gave notice that he would, on some future day, ask leave to introduce a bill for an Act to amend an Act entitled "An Act to provide for the incorporation of railroad companies, and the management of the affairs thereof, and other matters relating thereto," approved March twenty-second, eighteen hundred and sixty-five.

Mr. Grey gave notice that he would, on some future day, ask leave to introduce a bill for an Act to redistrict the State of Nevada into judicial districts.

Mr. Grey gave notice that he would, on some future day, ask leave to introduce a bill for an Act to reapportion the legislative representation of the State of Nevada.

Mr. Grey gave notice that he would, on some future day, ask leave

to introduce a bill for an Act to amend an Act entitled "An Act concerning crimes and punishments."

Mr. Grey gave notice that he would, on to-morrow, ask leave to introduce a bill for an Act to repeal an Act entitled "An Act to amend an Act entitled an Act concerning compensation of jurors."

Mr. Crawford gave notice that he would, on some future day, introduce a bill to amend the Act creating the office of State Printer.

Mr. Grey asked leave to introduce the following resolution:

Leave granted.

Resolved, That the Sergeant-at-Arms be and he is hereby authorized to procure suitable furniture for the room set apart for his use.

Adopted.

By Mr. Stern:

Resolved, That the Sergeant-at-Arms be and he is hereby authorized and instructed to procure suitable rooms for the Journal and Engrossing Clerks.

Adopted.

REPORTS OF SELECT COMMITTEES.

MR. SPEAKER: Your Committee on Joint Rules beg leave to report, that they have met with a like committee from the Senate, and have agreed upon the joint rules of the last session, and that five hundred copies be ordered printed.

GEORGE H. MORRISON, Chairman.

Report of committee adopted unanimously.

MR. SPEAKER: Your Committee on Standing Rules, having taken as a basis the standing rules of the last session of this honorable body, beg leave to report the same, with amendments thereto, and recommend their adoption.

JAMES CRAWFORD, Chairman.

Report adopted by unanimous vote.

Mr. Crawford asked unanimous consent of the House to have the copy of rules and joint rules returned to the committee for the purpose of arranging index.

Leave granted.

By Mr. Crawford:

Resolved, by the Assembly, the Senate concurring, That four hundred copies of the rules and joint rules of the Senate and Assembly be ordered printed.

Adopted by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crague, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith,

Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—48.

NAYS—None.

On motion of Mr. Grey, at twelve o'clock noon, the House took a recess until two P. M.

AFTERNOON SESSION.

Roll called.

Quorum present.

MOTIONS AND RESOLUTIONS.

By Mr. Bruner:

Resolved, That the Speaker be authorized to appoint two additional Pages.

Adopted.

By Mr. Randall:

Resolved, That the Controller of State be and that he is hereby authorized and directed to draw his warrant in favor of each member of the Assembly for the sum of sixty dollars, for newspapers, postage, express charges, and stationery for the present session, as provided by the Constitution of the State of Nevada, Article IV, and section thirty-three, the same to be paid out of the Contingent Fund of the Assembly.

Resolution withdrawn.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Engrossment beg leave to report that they have carefully read and compared Assembly Bill No. 1—entitled an Act to create certain Legislative Funds—and have found the same correctly engrossed.

GEO. H. MORRISON, Chairman.

Report of committee received and the bill placed on General File.

The Speaker announced as additional Pages, as per resolution passed the House, Masters Charles Galt and Ormsby Musser.

On motion of Mr. Grey, the House resolved itself into Committee of the Whole, for the consideration of Assembly Bill No. 1, entitled an Act to create certain Legislative Funds.

In time, the committee rose, reported the bill back to the House, and recommended its passage.

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crague, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robin-

son, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—46.

NAYS—None.

On motion of Mr. Crawford, at thirty minutes past two o'clock P. M., the House adjourned.

Approved: JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Chief Clerk.

FIFTH DAY.

FRIDAY, January 10th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

The Speaker announced the following committees:

JUDICIARY COMMITTEE.

Messrs. Drake, Cole, Derby, Street, Lyman, Mack, and Hoppin.

WAYS AND MEANS.

Messrs. Savage, Adams, Sessions, Craigue, Horton, Wilson, and Prague.

COMMITTEE ON CONTINGENT EXPENSES.

Messrs. Grey, Shepperd, Street, Lemmon, and Burgess.

STATE INSTITUTIONS.

Messrs. Sessions, Crawford, Smith, Elzy, and Tobriner.

NOTICES OF BILLS.

Mr. Tobriner gave notice that he would, on some future day, ask leave to introduce a bill for an Act entitled "An Act to amend the Acts in relation to County Commissioners."

Mr. Morrison gave notice that he would, at an early day, introduce a bill concerning juries.

Mr. Bowman gave notice that he would, at an early day, introduce a bill to secure liens to mechanics and others, and to repeal all other Acts in relation thereto.

Also, a bill for the relief of Jonathan Williams.

Mr. Stern gave notice that he would, at an early day, introduce a bill entitled "An Act to protect the wages of labor."

Mr. Sessions gave notice that he would, on some future day, ask leave to introduce a bill changing the time of levy on taxable property.

INTRODUCTION OF BILLS.

By Mr. Grey—An Act to amend an Act concerning crimes and punishments.

On motion, bill was ordered printed.

By Mr. Crawford—An Act to amend an Act entitled "An Act to create the office of State Printer."

On motion, the rules were suspended, bill read second time by title, and ordered printed.

By Mr. Grey—An Act to amend an Act to provide for the incorporation of railroad companies and the management of the affairs thereof, and other matters relating thereto.

On motion, bill was read first time, rules suspended, bill read second time by title, and placed on File.

The Speaker announced the following as

COMMITTEE ON PUBLIC PRINTING.

Messrs. Shoaff, Street, and Smith.

By Mr. Grey—An Act to repeal an Act entitled "An Act to amend an Act entitled an Act concerning compensation of jurors."

Bill read first time, rules suspended, read second time by title, and placed on File.

Mr. Street offered a concurrent resolution relative to legislative reapportionment, which was lost by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Craigue, Dangberg, Matthews, Randall, Sanford, Savage, Shoaff, Street, and Wallace—15.

NAYS—Messrs. Cole, Crawford, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Price, Rickey, Robinson, Sessions, Shepperd, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—32.

GENERAL FILE.

Assembly Concurrent Resolution No. 2—Concerning amendment to Article II, section one, of the State Constitution.

Read second time.

Mr. Grey moved that the resolution be referred to the Committee on Elections.

Mr. Savage moved, as an amendment, that the resolution be indefinitely postponed.

Carried, by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Craigue,

Crawford, Derby, Drake, Grey, Hoppin, Horton, Lemmon, Mack, Matthews, McCall, Owen, Prague, Price, Randall, Riekey, Robinson, Sanford, Savage, Sessions, Shoaff, Smith, Stern, Street, Vinnedge, and Wallace—31.

NAYS—Messrs. Bruner, Carpenter, Cole, Dangberg, Elzy, Fox, Gallagher, Hart, Keyser, Lyman, Morrison, Shepperd, Stoddard, Tobriner, Twiss, Wilson, and Mr. Speaker—17.

Mr. Grey gave notice that, on the next legislative day, he would move to reconsider the vote by which the resolution was indefinitely postponed.

Mr. Street rose to a point of order, that a motion to indefinitely postpone could not be reconsidered, under the standing rules of the House.

The Speaker decided the point of order well taken.

Mr. Grey asked leave to withdraw his motion to reconsider, and change his vote from the affirmative to the negative.

Leave granted.

Mr. Elzy moved to take a recess until two o'clock P. M.

Lost.

Mr. Crawford moved to adjourn until to-morrow.

Lost.

On motion of Mr. Grey, the House adjourned until Monday, January thirteenth, eighteen hundred and seventy-three.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

EIGHTH DAY.

MONDAY, January 13th, 1873.

House met pursuant to adjournment.

Roll called.

All present except Messrs. Elzy and Shoaff.

Prayer by the Chaplain.

Mr. Wallace asked leave of absence for Mr. Shoaff for one day.

Leave granted.

Mr. Horton asked leave of absence for Mr. Elzy for two days.

Leave granted.

Journal of Friday read and approved.

The Speaker announced the following named committees:

ON ENROLLMENT.

Messrs. Crawford, Horton, and Stern.

ON MILITARY AND INDIAN AFFAIRS.

Messrs. Hart, Drake, Bruner, Arnold, and Cole.

ON FEDERAL RELATIONS.

Messrs. Prague, Hart, Bruner, Fox, and Keyser.

ON PUBLIC MORALS.

Messrs. Bruner, Prague, and Lemmon.

ON STATE LIBRARY.

Messrs. Mack, McCall, and Elzy.

ON PUBLIC LANDS.

Messrs. Hoppin, Derby, McCall, Lyman, and Dangberg.

ON INTERNAL IMPROVEMENTS.

Messrs. Rickey, Burgess, Matthews, Carpenter, and Price.

ON COUNTIES AND COUNTY BOUNDARIES.

Messrs. Stoddard, Horton, Bruner, Prague, and Elzy.

ON TRADE AND MANUFACTURES.

Messrs. Smith, Sessions, Lyman, Dangberg, and Vinnedge.

ON EDUCATION.

Messrs. Grey, Mack, Stern, Tobriner, and Wallace.

ON AGRICULTURE.

Messrs. Rickey, Lemmon, Allen, Gallagher, and Twiss.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Standing Committee on Mileage have had the same under consideration, and beg leave to submit the following, with the

accompanying table, showing the distance traveled by the several members of the Assembly, coming to and returning from the Capital of the State:

Names of Members.	Miles.	Amount.
<i>Storey County—</i>		
T. M. Adams.....	44	\$17 60
J. P. Smith.....	44	17 60
J. W. Wilson.....	44	17 60
C. Derby.....	44	17 60
John Randall.....	44	17 60
E. L. Stern.....	44	17 60
Richard Arnold.....	44	17 60
Samuel Owen.....	44	17 60
George H. Morrison.....	44	17 60
Jacob Fox.....	44	17 60
N. G. Andrews.....	44	17 60
W. B. Shepperd.....	44	17 60
<i>Washoe County—</i>		
E. C. Sessions.....	70	28 00
W. E. Price.....	8	3 20
T. Lemmon.....	82	32 80
<i>Lyon County—</i>		
James Crawford.....	24	9 60
T. P. Mack.....	24	9 60
T. M. Hart.....	70	28 00
<i>Churchill County—</i>		
Cranston Allen.....	200	80 00
J. M. Sanford.....	240	96 00
<i>Humboldt County—</i>		
J. O. Twiss.....	442	176 80
C. H. Stoddard.....	402	160 80
J. H. Hoppin.....	540	216 00
<i>Esmeralda County—</i>		
J. B. Gallagher.....	230	92 00
Robert McCall.....	125	50 00
W. H. Carpenter.....	360	144 00
P. M. Bruner.....	150	60 00

Names of Members.	Miles.	Amount.
<i>Lincoln County—</i>		
P. L. Shoaff.....	1,344	\$537 60
Thomas Wallace.....	1,344	537 60
P. A. Craigie.....	1,344	537 60
<i>Douglas County—</i>		
T. B. Rickey.....	100	40 00
H. F. Dangberg.....	30	12 00
<i>Elko County—</i>		
J. A. Savage.....	900	360 00
Henry C. Street.....	700	280 00
<i>Nye County—</i>		
John Bowman.....	914	365 60
J. C. Prague.....	914	365 60
<i>Lander County—</i>		
J. H. Burgess.....	736	294 40
R. L. Horton.....	736	294 40
Frank V. Drake.....	736	294 40
E. J. Elzy.....	860	344 00
<i>Ormsby County—</i>		
Jacob Tobriner.....		
W. D. Keyser.....		
D. B. Lyman.....	8	3 20
<i>White Pine County—</i>		
O. H. Grey.....	1,050	420 00
Thomas Robinson.....	938	375 20
D. C. Vinnedge.....	904	361 60
F. Cole.....	904	361 60
Ed. Matthews.....	904	361 60

On motion, report received and adopted.

NOTICES.

Mr. Rickey gave notice that he would, on some future day, ask leave to introduce a bill for an Act concerning lawful fences and animals trespassing on premises lawfully inclosed.

Also, a bill for an Act to regulate brands of stock.

Mr. Sessions gave notice that he would, on some future day, ask leave to introduce a bill for an Act to amend an Act entitled "An Act in relation to public highways," approved March second, eighteen hundred and sixty-seven.

Mr. Prague gave notice that he would, on some future day, ask leave to introduce a bill for an Act for the better protection of the agricultural interests of farmers and producers.

Mr. Stern gave notice that he would, on some future day, ask leave to introduce a bill for "An Act to incorporate the Town of Gold Hill."

Mr. Dangberg gave notice that he would, on some future day, ask leave to introduce a bill for an Act concerning election proclamations, election tickets and ballots, and for preserving the purity of elections.

Mr. Stoddard gave notice that he would, on some future day, ask leave to introduce a bill for an Act entitled "An Act to provide for the removal of the county seat of Humboldt County."

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Bowman, pursuant to notice, introduced Assembly Bill No. 6, entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto."

Bill read first time, rules suspended, read second time by title, referred to Judiciary Committee, and ordered printed.

Mr. Bowman, pursuant to notice, introduced Assembly Bill No. 7, entitled "An Act to provide for the payment of Jonathan Williams."

Bill read first time.

Mr. Stern, pursuant to notice, introduced Assembly Bill No. 8, entitled "An Act to protect the wages of labor."

Bill read first time, rules suspended, read second time by title, and referred to Committee on Trade and Manufactures, with instructions to print.

By leave, Mr. Owen introduced Assembly Bill No. 9, entitled an Act to amend an Act to regulate proceedings in civil cases in the Courts of justice in this State, and to repeal all other Acts in relation thereto, approved March eighth, eighteen hundred and sixty-nine.

Bill read first time, rules suspended, read second time by title, and referred to the Judiciary Committee.

Mr. Grey introduced Assembly Bill No. 10, entitled "An Act to amend an Act entitled 'An Act providing for the better enforcement of the revenue laws of the State of Nevada.'"

Bill read first time, rules suspended, read second time by title, and referred to the Committee on Ways and Means.

Also, Assembly Bill No. 11, entitled "An Act to repeal an Act to amend an Act entitled an Act to provide revenue for the support of the government of the State of Nevada."

Bill read first time, rules suspended, read second time by title, and referred to the Judiciary Committee.

On motion, Assembly Bill No. 4 was referred to the Committee on Federal Relations.

On motion, Assembly Bill No. 5 was referred to the Judiciary Committee.

The Chief Clerk announced that he had appointed M. Y. Stewart and W. A. Brophy as Copying Clerks for the Assembly.

CONCURRENT RESOLUTION.

By Mr. Grey:

Resolved, by the Assembly, the Senate concurring, That four hundred and eighty copies of Assembly Concurrent Resolution No. 1, concerning Central Pacific Railroad, be ordered printed.

Passed by unanimous vote.

On motion of Mr. Crawford, the House adjourned at forty-five minutes past eleven o'clock A. M.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

N I N T H D A Y.

TUESDAY, January 14th, 1873.

The House met pursuant to adjournment.

Roll called.

All present, except Messrs. Elzy, Tobriner, and Shoaff.

Prayer by the Chaplain.

Journal of yesterday read and approved.

The Speaker announced the following committees:

ON MINES AND MINING INTERESTS.

Messrs. Elzy, Andrews, Craigue, Robinson, and Prague.

ON CLAIMS.

Messrs. Andrews, Savage, Drake, Robinson, and Twiss.

ON STATE PRISON.

Messrs. Horton, Street, Morrison, Grey, and Prague.

ON CORPORATIONS.

Messrs. Owen, Stoddard, Derby, Street, and Rickey.

On motion of Mr. Street, the House took a recess until two o'clock P. M., for the purpose of attending the funeral of the late Dr. R. B. Ellis.

AFTERNOON SESSION.

House met at two o'clock P. M.
 Speaker pro tem. in the chair.
 Roll called.
 Quorum present.

MOTIONS AND RESOLUTIONS.

By Mr. Prague:

Resolved, That the Committee on Ways and Means be and is hereby authorized to employ a clerk for said committee.

Adopted.

SENATE MESSAGES.

STATE OF NEVADA, SENATE CHAMBER,
 CARSON CITY, January 10th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 1—An Act to create certain Legislative Funds—which this day passed the Senate by the following vote: Yeas, 23; nays, none.

Also, Senate Concurrent Resolution No. 3—Relative to printing Rules—the same having been concurred in this day by a unanimous vote.

Respectfully,

CHAS. F. BICKNELL,
 Secretary of Senate.

STATE OF NEVADA, SENATE CHAMBER,
 CARSON CITY, January 13th, 1873. }

To the honorable the Assembly:

I have the honor to transmit, for the consideration of your honorable body, Senate Concurrent Resolution No. 5—Relative to printing report of Superintendent of Public Instruction.

Also, Senate Concurrent Resolution No. 6—Relative to exchanging printed bills.

Also, Senate Concurrent Resolution No. 7—Relative to appointment of a joint committee to examine and report upon compilation of statutes by Bonfield and Healy.

All of which passed the Senate this day.

Respectfully,

T. A. WATERMAN,
 Assistant Secretary.

Senate Concurrent Resolution No. 7 read, and passed by the following vote:

YEAS—Messrs. Adams, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Fox, Gallagher, Hart, Hoppin, Lemmon,

Lyman, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Stoddard, Twiss, Vin-
 nedge, Wallace, Wilson, and Mr. Speaker—31.

NAYS—Messrs. Craigie and Grey—2.

Senate Concurrent Resolution No. 5 passed by a unanimous vote.

Senate Concurrent Resolution No. 6, as per message, was read, and passed by unanimous vote.

NOTICES OF BILLS.

Mr. Sessions gave notice that he would, on some future day, ask leave to introduce a bill for an Act amending an Act in relation to public highways.

Mr. Crawford gave notice that he would, on some future day, ask leave to introduce a bill for an Act to amend an Act entitled "An Act to provide for the registration of electors."

Assembly Bill No. 2—entitled "An Act to amend 'An Act concerning crimes and punishments'"—was read a second time, and referred to the Committee on Public Morals.

Assembly Bill No. 7—entitled "An Act to provide for the payment of the claim of Jonathan Williams"—was read a second time, and referred to the Committee on Claims.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Street, by leave, introduced Assembly Bill No. 12, entitled "An Act to abolish the use of the State revenue stamps, and to provide for the settlement of outstanding stamps."

Bill read first time, rules suspended, read second time by title, and referred to Committee on Ways and Means.

Mr. Stoddard, pursuant to notice, introduced Assembly Bill No. 13, entitled "An Act to remove the county seat of Humboldt County."

Bill read first time, rules suspended, read second time by title, and referred to the Committee on Counties and County Boundaries.

Mr. Rickey introduced Assembly Bill No. 14, entitled "An Act concerning lawful fences and animals trespassing on premises lawfully inclosed."

Bill read first time, rules suspended, read second time by title, and ordered printed.

Also, Assembly Bill No. 15, entitled "An Act to regulate marks and brands of stock."

Bill read first time, rules suspended, read second time by title, and ordered printed.

Mr. Cole, by leave, introduced Assembly Bill No. 16, entitled "An Act to prevent bribery."

Bill read first time, rules suspended, read second time by title, and ordered printed.

Mr. Grey, by leave, introduced the following resolution:

Resolved, That the Sergeant-at-Arms be and is hereby authorized to cause to be placed behind the Speaker's stand suitable tapestry, the bill to be audited by the Committee on Contingent Expenses, and paid for out of the Contingent Fund of the Assembly.

Lost.

REPORTS OF COMMITTEES.

Mr. SPEAKER: Your Standing Committee on Enrollment beg leave to report that Assembly Bill No. 1—entitled An Act to create Legislative Funds—has been carefully compared with the engrossed bill, found correctly enrolled, and has this day been presented to the Governor for his approval.

Also, Assembly Concurrent Resolution No. 3—relative to printing joint rules—has been found correctly enrolled, and has this day been delivered to the Secretary of State.

JAMES CRAWFORD, Chairman.

Mr. Mack, by leave, introduced the following resolution:

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrant in favor of each member of the Assembly for the sum of sixty dollars, for newspapers, postage, express charges, and stationery for the present session, as provided by the Constitution of the State of Nevada, Article IV, section thirty-three, the same to be paid out of the Contingent Fund of the Assembly.

Adopted.

On motion of Mr. Tobriner, the House adjourned at three o'clock P. M.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

TENTH DAY.

WEDNESDAY, January 15th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present, except Mr. Elzy.

Prayer by the Chaplain.

Journal of yesterday read and approved.

The Speaker announced as Joint Committee on Compilation of the Laws of the State of Nevada, Messrs. Street, Drake, and Cole.

MOTIONS AND RESOLUTIONS.

By Mr. Smith:

Resolved, That the Chairmen of the following committees are hereby authorized to employ clerks, as follows: Committee on Judiciary, one clerk; Committees on Corporations and Agriculture, jointly, one clerk; Committees on Mines and Mining Claims and State Institutions, jointly, one clerk; Committee on Trade and Manufactures, one clerk; Committee on Counties and County Boundaries, one clerk; Committee on Elections, one clerk.

Mr. Grey moved, as an amendment, that the Committee on Contingent Expenses be allowed one clerk.

Amendment adopted.

Mr. Hart moved to further amend by allowing the Committees on Indian Affairs and Federal Relations one clerk, jointly.

Amendment adopted.

Mr. Shoaff moved to amend by allowing the Committee on Printing one clerk.

Amendment adopted.

On motion, the resolution passed as amended.

By Mr. Shoaff:

Resolved, That the Speaker of the House be requested, and is hereby empowered, to appoint Master William Randall to the position of Paper Folder.

Adopted, and the Speaker appointed Master William Randall, as per resolution.

By Mr. Vinnedge:

Resolved, That the Sergeant-at-Arms be instructed to appoint a night watchman, at a salary of five dollars per night for his services, to be paid out of the Contingent Fund of the Assembly, to be certified to by the Chief Clerk.

Resolution lost by the following vote:

YEAS—Messrs. Andrews, Cole, Grey, Matthews, Robinson, and Vinnedge—6.

NAYS—Messrs. Adams, Allen, Arnold, Bruner, Burgess, Carpenter, Craigue, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Sanford, Savage, Sessions, Sheperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—40.

By Mr. Hart:

Resolved, by the Assembly, That his Excellency the Governor be and is hereby respectfully requested to transmit, as soon as possible, information to this House, as required by section eight of "An Act to provide for organizing and disciplining the militia of the State," approved March fourth, eighteen hundred and sixty-five.

Resolution adopted.

By Mr. Crawford:

Resolved, That there be printed on cardboard one hundred copies of the Standing Committees of this House, for the use of its members.

Adopted.

SENATE MESSAGES.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, January 14th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 5—Relative to printing Assembly Concurrent Resolution No. 1—which has been concurred in by the Senate by the following vote: Yeas, 16; nays, 5.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, January 14th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 8—"An Act to transfer certain moneys from the Indigent Sick and Contingent Funds of Esmeralda County to the Redemption Fund of said county"—which passed the Senate this day by the following vote: Yeas, 22; nays, none.

Also, Senate resolution—Relative to printing Controller's report—which passed the Senate this day by the following vote: Yeas, 22; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

Senate Bill No. 8, as per message, read first time, rules suspended, read second time by title, and referred to Committee on Counties and County Boundaries.

Senate concurrent resolution, as per message, was read, and passed by the following vote:

YEAS—Messrs. Adams, Andrews, Allen, Arnold, Bruner, Carpenter, Cole, Craigue, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hart, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—41.

NAY—Mr. Savage—1.

NOTICES.

Mr. Wallace gave notice that he would, on some future day, ask leave

to introduce a bill for an Act to provide for the changing of the boundary of Lincoln County.

Mr. Hart gave notice that he would, on some future day, ask leave to introduce a bill for an Act to amend An Act to provide for organizing and disciplining the militia of the State, approved March fourth, eighteen hundred and sixty-five, approved March twelfth, eighteen hundred and sixty-seven, approved February twelfth, eighteen hundred and sixty-nine.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Crawford, pursuant to previous notice, introduced Assembly Bill No. 17, entitled an Act to amend An Act to provide for the registration of electors.

Bill read first time, rules suspended, read second time by title, and referred to the Committee on Elections.

On motion of Mr. Drake, the bill was ordered printed.

On motion of Mr. Mack, at eleven o'clock and forty-six minutes A. M. the House adjourned.

Approved: JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

ELEVENTH DAY.

THURSDAY, January 16th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Committee on Public Printing, to whom was referred Assembly Bill No. 3—entitled an Act to amend an Act entitled An Act to create the office of State Printer—report that they have had the same under consideration, and recommend its passage.

PHIL. L. SHOAFF, Chairman.

Mr. SPEAKER: Your Committee on Trade and Manufactures, to whom was referred Assembly Bill No. 8—entitled An Act to protect the wages

of labor—report that they have had the same under consideration, and have directed their Chairman to report the same to the House and recommend its passage.

J. P. SMITH, Chairman.

Mr. SPEAKER: Your Committee on Ways and Means, to whom was referred Assembly Bill No. 2, report that they have had the same under consideration, recommend that the usual number of copies thereof be printed, and that the bill do pass, with the following amendments, viz: In section one, in the sixth line from the last, after the word "March," strike out "ninth, eighteen hundred and seventy-one," and insert "ninth, eighteen hundred and sixty-five, approved March fourth, eighteen hundred and seventy-one."

J. A. SAVAGE, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Grey:

Resolved, That the resolution introduced by Mr. Mack, directing the payment of sixty dollars for stationery out of the Contingent Fund of the Assembly, be and is hereby rescinded.

Adopted.

By Mr. Grey:

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrant in favor of each member of the Assembly for the sum of sixty dollars, for newspapers, postage, express charges, and stationery for the present session, as provided by the Constitution of the State of Nevada, Article IV, section thirty-three, the same to be paid out of the Legislative Fund.

Adopted.

By Mr. Prague:

Resolved, That the Committees on Education, Public Morals, and State Prison be allowed a clerk jointly.

Adopted.

By Mr. Shoaff:

Resolved, That all clerks appointed by Chairmen of committees or by committees receive pay from the following day after such committees had been appointed.

Adopted.

By Mr. Mack:

Resolved, That the Sergeant-at-Arms be and is hereby authorized to employ a clerk, at the same per diem allowed Copying Clerks of the House.

Adopted unanimously.

By Mr. Grey:

Resolved, That the Judiciary Committee be instructed to inquire into the powers of the State Legislature to regulate by law the rates of fares and freights on the Central Pacific Railroad, and report by bill or otherwise.

Resolution read and referred to the Committee on Judiciary.

By Mr. Sessions:

WHEREAS, Article IV, section eighteen, of the State Constitution, provides that every bill shall be read by sections, on three several days, except in case of emergency, when the Assembly may, by a two-thirds vote, suspend the rules, if they deem it expedient; and, whereas, said clause in the Constitution in relation to the first and second reading of bills does not, in our judgment, prevent crude and hasty legislation, but only delays the reference and printing of bills, which must be done before any measure can be carefully examined and considered; therefore, be it

Resolved, That it is the opinion of the Assembly, that upon second reading of all bills of a general nature that are presented for its consideration, said emergency has arisen as contemplated in the Constitution, and that from and after the adoption of this resolution it shall be the duty of the Speaker to order every bill to a second reading by title, without a motion to suspend the rules.

Mr. Savage moved to refer the resolution to the Judiciary Committee. Carried.

Mr. Grey introduced Concurrent Resolution No. 6—Relative to calling a Joint Convention of both Houses of the Legislature for the purpose of electing a Board of Regents.

Roll called, and resolution passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—46.

NAY—Mr. Speaker—1.

REPORT OF STANDING COMMITTEE.

MR. SPEAKER: Your Committee on Judiciary, to whom was referred Assembly Bill No. 9—entitled "An Act to amend an Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto," approved March eighth, eighteen hundred and sixty-nine—have had the same under consideration, report it back to the House, and recommend its passage.

F. V. DRAKE, Chairman.

NOTICES.

Mr. Shoaff gave notice that he would, on some future day, ask leave to introduce a bill for an Act entitled "An Act authorizing the Secretary

of State to have journals of the proceedings of the Territorial Legislatures of Nevada, of the years eighteen hundred and sixty-two and eighteen hundred and sixty-four, printed in book form."

Also, to introduce a bill for an Act entitled "An Act to encourage the erection of a woolen mill in the State of Nevada."

Also, to introduce a bill for an Act entitled "An Act concerning miscegenation."

Also, to introduce a bill for an Act entitled "An Act to fund the indebtedness of Lincoln County."

Mr. Sessions gave notice that he would, on some future day, ask leave to introduce a bill for "An Act to provide for the establishment of a State Agricultural Society, and to provide means for the support of the same."

Mr. Tobriner gave notice that he would, on some future day, ask leave to introduce a bill for "An Act in relation to the recordation and satisfaction of certain papers of process."

Mr. Gallagher gave notice that he would, on some future day, ask leave to introduce a bill for An Act to protect the farming interests of Esmeralda County against the encroachments and trespass of live stock during the growing season.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT,
CARSON CITY, January 15th, 1873. }

To the honorable the Assembly:

I have this day approved, and deposited with the Secretary of State, Assembly Bill No. 1, entitled "An Act to create certain Legislative Funds."

Respectfully,

L. R. BRADLEY, Governor.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Sessions, pursuant to previous notice, introduced Assembly Bill No. 18, entitled An Act amendatory of an Act entitled "An Act in relation to public highways," approved March ninth, eighteen hundred and sixty-six; also, repealing an Act entitled "An Act in relation to public highways," approved March second, eighteen hundred and sixty-seven.

Bill read first time, rules suspended, read second time by title, ordered printed, and referred to the Committee on Internal Improvements.

GENERAL FILE.

Assembly Bill No. 14, entitled "An Act concerning lawful fences, and animals trespassing on premises lawfully inclosed."

Referred to the Committee on Agriculture.

Assembly Bill No. 15, entitled "An Act to regulate marks and brands of stock."

Referred to the Committee on Agriculture.

Assembly Bill No. 16, entitled "An Act to prevent bribery."

Referred to the Judiciary Committee.

Assembly Bill No. 3, entitled An Act to amend an Act entitled "An Act to create the office of State Printer."

Ordered engrossed.

Assembly Bill No. 8, entitled "An Act to protect the wages of labor."

Ordered engrossed.

Assembly Bill No. 12, entitled "An Act to abolish the use of State revenue stamps, and to provide for the settlement of outstanding stamps."

Amendments of committee agreed to, and ordered engrossed.

Assembly Bill No. 9, entitled An Act to amend "An Act to regulate proceedings in civil cases in the Courts of justice in this State, and to repeal all other Acts in relation thereto," approved March eighth, eight hundred and sixty-nine.

Ordered engrossed.

On motion of Mr. Owen, at ten minutes past twelve o'clock p. m. the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

T W E L F T H D A Y .

FRIDAY, January 17th, 1873.

The House met pursuant to adjournment.

Roll called.

All present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Claims, to whom was referred Assembly Bill No. 7—entitled "An Act for the relief of Jonathan Williams"—have had the same under consideration, and recommend that the usual number of copies be ordered printed, and recommend its passage.

N. G. ANDREWS, Chairman.

MR. SPEAKER: Your Committee on Counties and County Boundaries, to whom was referred Senate Bill No. 8—"An Act to transfer certain monies from the Indigent Sick and Contingent Fund of Esmeralda County to the Redemption Fund of said county"—report that they have had the same under consideration, and recommend its passage.

C. H. STODDARD, Chairman.

Mr. SPEAKER: Your Committee on Elections, to whom was referred Assembly Bill No. 17—in relation to the registration of electors—report that they have had the same under consideration, and recommend its passage.

JAMES CRAWFORD, Chairman.

Mr. SPEAKER: Your Committee on Judiciary, to whom was referred Assembly Bill No. 11—entitled “An Act to repeal an Act to amend an Act entitled ‘An Act to provide revenue for the support of the government of the State of Nevada’”—have had the same under consideration, report it back to the House, and recommend that it be referred to the Committee on Ways and Means.

F. V. DRAKE, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Sessions:

Resolved, by the Assembly, the Senate concurring, That the Board of Regents be requested to make a report of all transactions during their term of office, and also suggest the propriety of making any recommendations necessary to the speedy furtherance to the contemplated advantages to be obtained by the State University.

Passed by unanimous vote.

By Mr. Shoaff:

Resolved, That from and after this date, no bill presented in the Assembly be ordered printed, unless the same be reported on by appropriate committee, and ordered printed.

Adopted.

By Mr. Owen:

Resolved, That all resolutions in relation to the appointment of committee clerks, and all resolutions authorizing Chairmen of committees, or other members thereof, to employ clerks for committees of this Assembly, are hereby rescinded; and that all Chairmen of standing committees be required to discharge the clerks of their respective committees, on or before January eighteenth, eighteen hundred and seventy-three; and that said clerks shall receive pay for their services for the actual time they have been employed.

Resolved, That on the twentieth day of January, eighteen hundred and seventy-three, at twelve o'clock m. of said day, this Assembly proceed to the election of three clerks, whose duty it shall be to act as clerks for the several committees of this House.

Pending the resolution of Mr. Owen, the following communication was received from the State Controller:

SEAT OF GOVERNMENT, OFFICE OF STATE CONTROLLER, }
CARSON CITY, January 16th, 1873. }

To the honorable the Assembly:

This office has received notification of the creation, by resolution, of

the offices of Clerk to the Sergeant-at-Arms, Paper Folder, and two additional Pages to your honorable body. I beg leave to call your attention to section two of an Act fixing the number of officers and employes of the Senate and Assembly, to define their duties, and to establish their pay (p. 101, Stats. 1864-5); and to section twenty-eight, Article IV, of the Constitution; and respectfully ask you to relieve this office of the responsibility in the premises, by providing by law, by the creation of pay, and of these additional offices.

W. W. HOBART, State Controller.

Mr. Street rose to a point of order, on the grounds that the gentleman from White Pine, Mr. Grey, had no right to make any bet with the Speaker, or any members, on the issue under discussion before the House.

The Speaker ruled the point of order well taken.

Mr. Savage demanded a roll call, on the adoption of the resolution by Mr. Owen.

Roll called, with the following result:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crague, Dangberg, Derby, Drake, Fox, Gallagher, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Rickey, Robinson, Sanford, Savage, Sessions, Shoaff, Smith, Stern, Street, Tobriner, Vinnedge, Wallace, and Mr. Speaker—38.

NAYS—Messrs. Crawford, Elzy, Grey, Hart, Horton, Randall, Sheperd, Stoddard, Twiss, and Wilson—10.

Previous to the announcement of the roll call, Mr. Grey asked leave to change his vote from the negative to the affirmative.

Leave granted.

Mr. Grey gave notice that he would, on to-morrow, move for the reconsideration of the vote by which the resolution passed.

Mr. Mack moved to reconsider the vote now.

The Speaker ruled the motion out of order.

Mr. Street rose to a point of order, that the resolution, after its adoption by the House, discharged the committee clerks, and therefore a motion to reconsider was not in order.

The Speaker ruled the point of order not well taken.

Mr. Savage moved to temporarily suspend Rule No. 56.

Pending the motion, at twelve o'clock and fifteen minutes p. m. the House took a recess until two o'clock.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

The motion to temporarily suspend Rule No. 56 was taken up.

Mr. Crawford moved to indefinitely postpone the motion.

Ruled out of order.

Mr. Crawford moved to adjourn.

Lost.

Mr. Grey moved to lay the motion to suspend Rule No. 56 on the table.

Mr. Street rose to a point of order, that one privileged question cannot take precedence of another, except a motion to commit, to postpone, and the previous question.

Pending the point of order, Mr. Grey rose to a point of order, that the motion to lay on the table was not debatable.

The point of order decided well taken.

Motion to lay on the table lost.

Mr. Crawford moved to adjourn.

Mr. Street rose to a point of order, that a motion to adjourn was not in order while another motion was pending.

The point of order decided not well taken, and motion lost.

Messrs. Morrison, Bruner, and Street called for the previous question.

Mr. Grey rose to a point of order, that his motion to reconsider was a privileged question, and the call for the previous question could not take precedence.

The point of order ruled not well taken.

Mr. Grey appealed from the decision of the Chair.

The question being, "Shall the Chair be sustained?" roll called, and Chair sustained by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Craigie, Dangberg, Derby, Elzy, Fox, Hoppin, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Morrison, Owen, Prague, Price, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, and Wallace—36.

NAYS—Messrs. Bruner, Crawford, Gallagher, Grey, Hart, Mack, Randall, Stoddard, and Wilson—9.

Mr. Grey moved to adjourn.

Ruled out of order.

Roll called on previous question, resulting as follows:

YEAS—Messrs. Adams, Allen, Andrews, Burgess, Carpenter, Cole, Dangberg, Derby, Fox, Hoppin, Keyser, Lemmon, Lyman, Matthews, McCall, Morrison, Owen, Prague, Price, Rickey, Robinson, Sanford, Savage, Sessions, Shoaff, Smith, Stern, Street, Tobriner, Vinnedge, Wallace, and Mr. Speaker—32.

NAYS—Messrs. Arnold, Bruner, Craigie, Crawford, Elzy, Grey, Hart, Hoppin, Mack, Randall, Shepperd, Stoddard, Twiss, and Wilson—14.

Mr. Crawford moved to adjourn until Monday.

Lost.

Mr. Morrison moved to adjourn.

Lost.

Mr. Crawford moved to adjourn to forty-five minutes to ten A. M. tomorrow.

Lost.

Mr. Street moved to reconsider the vote by which the resolution of Mr. Owen passed.

Pending which, a call of the House was ordered by Messrs. Grey, Sessions, and Crawford.

Roll called.

Absent: Messrs. Burgess and Drake.

On motion of Mr. Tobriner, further proceedings under the call were dispensed with.

Mr. Savage moved that the reconsideration of the vote by which the resolution in relation to committee clerks passed, be now taken up.

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

Mr. Owen moved that the whole subject matter be indefinitely postponed.

Withdrawn.

Mr. Grey moved to adjourn.

Mr. Savage moved that the House adjourn.

Amendment adopted, and the House adjourned at three o'clock and thirty minutes p. m.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

THIRTEENTH DAY.

SATURDAY, January 18th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Committee on Engrossment, to whom was referred the following bills, viz:

Assembly Bill No. 3, entitled "An Act to amend an Act to create the office of State Printer."

Also, Assembly Bill No. 8, entitled "An Act to protect the wages of labor."

Also, Assembly Bill No. 9, entitled "An Act to amend an Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto," approved March eighth, eighteen hundred and sixty-nine.

Also, Assembly Bill No. 12, entitled "An Act to abolish the use of

State revenue stamps, and to provide for the settlement of outstanding stamps."

Have compared the engrossed bills with the originals, and found the same correctly engrossed.

GEO. H. MORRISON, Chairman.

MR. SPEAKER: Your Committee on Judiciary, to whom was referred the resolution of Mr. Sessions, avoiding the constitutional requirement concerning readings, report the same back without recommendation.

F. V. DRAKE, Chairman.

MR. SPEAKER: Your Committee on Elections, to whom was referred Assembly Bill No. 19—entitled "An Act concerning elections"—report the same back, requesting that it be printed.

MR. SPEAKER: Your Committee on Counties and County Boundaries, to whom was referred Assembly Bill No. 13—entitled An Act to remove the county seat of Humboldt County—beg leave to submit the following:

That upon a careful examination of the subject, we are of the opinion that upon the best interests of a large majority of the people of said county would be subserved by the passage of the bill. We find that in eighteen hundred and sixty-one, at the time the county was organized, the entire population of said county was centered within and about thirty miles north from Unionville, the present county seat.

Since then the Central Pacific Railroad has been constructed, running east and west through said county, touching at Winnemucca, the present center of population and taxable property.

The people of Paradise Valley, Quinn River Valley, Clover Valley, and other places in that vicinity, when called to the county seat, are now compelled to travel from thirty to ninety miles to Winnemucca, the nearest point at which they can reach the railroad, then thirty-five miles by rail to Mill City, and from Mill City to Unionville, the present county seat, twenty-two miles by stage. In addition to the travel they are necessarily compelled to lay over four days in making the journey—one day at Winnemucca and one day at Mill City in going, and the same in returning.

Your committee find that a large majority of the population of that county is on the line of the railroad and north of it. It is but an act of justice to locate the county seat where all citizens and taxpayers may be equally accommodated. This we are of opinion will be accomplished by locating the county seat on the line of the railroad.

We find that the present county seat accommodates but a limited proportion of the citizens of said county—in fact, none except those living in the Town of Unionville and vicinity; that Humboldt County extends from north to south a distance of one hundred and forty miles, and that at the present time the county seat is located within twenty miles of the southern boundary of said county; that the entire population of Humboldt County could reach Winnemucca in less time and at less expense than any other locality in said county.

An election for the removal of the county seat of said county was held on the sixth day of December, eighteen hundred and sixty-nine, at which election Winnemucca received a majority of all the votes cast, but owing to informality in the returns, Quinn River Precinct was

thrown out, giving Unionville a majority of seven. Bills of this kind are not without precedent in this State.

The county seat of Nye County was removed, by Act of the Legislature, from Ione City to Belmont. (See Stats. 1867.)

The county seat of Lincoln County, from Hiko to Pioche (see Stats. 1871), and the county seat of Washoe County, from Washoe to Reno. (See Stats. 1871.)

By decision of the Supreme Court, the Act removing the county seat of Washoe County is held to be constitutional. (7th Nevada Reports, p. 28.)

Your committee, therefore, report the bill back, and recommend its passage, for the following reasons:

First—That a large majority of the people of said county desire the county seat removed to Winnemucca, and did so elect on December sixth, eighteen hundred and sixty-nine.

Second—That the plan designated by the Act of eighteen hundred and sixty-seven, if not entirely impracticable, is attended with great trouble and expense.

Third—That the cost of a special election for that purpose would be from four to six thousand dollars.

Fourth—That the present condition of the county buildings is such that the county would sustain no great loss by reason of the removal of the county seat, for the reason that the county will, from necessity, have to erect a new County Court House, or repair the present one at almost an equal expense.

C. H. STODDARD, Chairman.

MOTIONS AND RESOLUTIONS.

Mr. Grey, in accordance with previous notice, moved to reconsider the vote by which the resolution relating to committee clerks passed.

Messrs. Owen, Street, and Elzy, called for the yeas and nays.

The House refused to reconsider, by the following vote:

YEAS—Messrs. Arnold, Crawford, Elzy, Fox, Gallagher, Grey, Hart, Horton, Mack, Randall, Shepperd, Stoddard, Tobriner, Twiss, and Wilson—15.

NAYS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Craigie, Dangberg, Derby, Hoppin, Keyser, Lemmon, Lyman, Matthews, McCall, Morrison, Owen, Prague, Price, Rickey, Robinson, Sanford, Savage, Sessions, Shoaff, Smith, Stern, Street, Vinnedge, Wallace, and Mr. Speaker—32.

By Mr. Owen:

Resolved, first, That all resolutions in relation to the appointment of committee clerks for this House be and the same are hereby rescinded; and that the Chairmen of the several standing committees be required to discharge their respective clerks, and that said clerks do receive pay for the time they have actually served.

Resolved, second, That the Chairmen of the Committees on Elections, Judiciary, and Ways and Means, be each authorized and empowered to employ a clerk for each of said committees, whose duty it shall be to hold themselves in readiness to act as clerks of other committees than

those above named, when not occupied in transacting business for the committees for which they were employed.

Resolved, third, That this House shall, on the twentieth day of January, eighteen hundred and seventy-three, proceed to the election of two additional clerks, whose duty it shall be to act generally on any committee of this House which has no clerk, one of which clerks shall at all times hold himself in readiness to serve as Clerk of the Joint Committee of the Senate and Assembly, and shall act as Clerk of said Joint Committee, when called on by the Chairman thereof.

Resolutions adopted.

Mr. Street moved to adjourn until Monday, at eleven o'clock A. M.

Motion withdrawn.

Mr. Crawford moved that Assembly Bill No. 19 be ordered printed.

Motion carried.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Shoaff, by leave, introduced Assembly Bill No. 20, entitled "An Act providing for the publication of the proceedings of the Territorial Legislature of this State for the years eighteen hundred and sixty-two and eighteen hundred and sixty-four."

Bill read first time.

Mr. Randall, by leave, introduced Assembly Bill No. 21, entitled "An Act to provide for obtaining correct statements of the financial condition of the several counties of this State, and other matters of statistical information."

Bill read first time, rules suspended, read second time by title, and referred to the Committee on Judiciary.

NOTICES.

Mr. Morrison gave notice that he would, on some future day, ask leave to introduce a bill for an Act for the erection of a State Orphan Home, and to provide for the same, and repeal the present Act.

Mr. Owen gave notice that he would, on some future day, ask leave to introduce a bill for an Act entitled "An Act requiring railroad incorporations to fence their roads."

Mr. Tobriner, pursuant to previous notice, introduced Assembly Bill No. 22, entitled "An Act in relation to the recordation and satisfaction of certain papers and copies of process."

Read first time, rules suspended, read second time by title, and referred to the Judiciary Committee.

On motion of Mr. Street, at forty-five minutes past eleven o'clock A. M., the House adjourned until Monday, at eleven o'clock A. M.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FIFTEENTH DAY.

MONDAY, January 20th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain.

Journal of Saturday read and approved.

The Speaker, by consent, made the following changes on standing committees:

ON PUBLIC LANDS.

Strike out the name of Mr. Derby and insert the name of Mr. Sanford.

ON CLAIMS.

Strike out the name of Mr. Robinson and insert the name of Mr. Randall.

MESSAGES FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
 CARSON CITY, January 15th, 1873. }

To the honorable the Assembly:

I am instructed to inform your honorable body that Messrs. Varian and McClinton have been appointed, on the part of the Senate, as committee to examine and report upon the compilation of laws of Messrs. Bonnifield and Healy, to act with a committee on the part of the Assembly, when appointed, in accordance with Senate Concurrent Resolution No. 7.

Respectfully,

CHAS. F. BICKNELL,
 Secretary of Senate.

STATE OF NEVADA, SENATE CHAMBER, }
 CARSON CITY, January 16th, 1873. }

To the honorable the Assembly:

I have the honor to transmit, for the consideration of your honorable body, Senate Bill No. 12—entitled “An Act to provide firemen for the furnaces of the Capitol building during the sessions of the Legislature”—which passed the Senate this day by the following vote: Yeas, 24; nays, none.

Also, Senate Concurrent Resolution No. 21—Relative to printing Surveyor General’s Report; also, Senate Concurrent Resolution No. 22—Relative to printing Report of State Treasurer—both of which passed the Senate.

Respectfully,

T. A. WATERMAN,
 Assistant Secretary.

Senate Bill No. 12, entitled "An Act to provide firemen for the Capitol building during the sessions of the Legislature."

Bill read first time, rules suspended, read second time by title, and referred to the Committee on Contingent Expenses.

Senate Concurrent Resolution No. 21, relative to printing Surveyor General's Report.

Read, and passed by unanimous vote.

Senate Concurrent Resolution No. 22, relative to printing State Treasurer's Report.

Read, and passed by unanimous vote.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, January 20th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 9—An Act to amend an Act entitled "An Act to create the County of Elko, and to provide for the organization thereof," approved March fifth, eighteen hundred and sixty-nine.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

Senate Bill No. 9, read first time, rules suspended, read second time by title, and referred to Committee on Counties and County Boundaries.

NOTICES.

Mr. Bruner gave notice that he would, on some future day, ask leave to introduce a bill for an Act to protect depositors of ores for reduction at custom mills.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 5, have had the same under consideration, report it back, and recommend that it do not pass.

F. V. DRAKE, Chairman.

Mr. SPEAKER: Your Committee on Judiciary, to whom was referred Assembly Bill No. 21, have had the same under consideration, report it back, and recommend that it do not pass.

Also, Assembly Bill No. 22, report it back to the House, and recommend that it do not pass.

F. V. DRAKE, Chairman.

Mr. Rickey gave notice that he would, on some future day, ask leave to introduce a bill for an Act to amend an Act entitled An Act to pro-

vide for the election of a Board of Regents, to fix their term of office, and prescribe their duties, approved March fifth, eighteen hundred and sixty-nine.

Mr. SPEAKER: Your Committee on Agriculture, to whom was referred Assembly Bill No. 15—An Act to regulate marks and brands of stock—have had the same under consideration, and report the bill back to the House with the following amendments, and recommend its passage as amended: Section five, line one be changed so as to read “all persons shall brand their horses and mules, and mark and brand their kine;” line two, so as to read “cattle before they are twelve months old, on the hip or hinder parts, and mark;” line three, strike out the word “his” and insert “their.” Section six, line two, so as to read “that this shall not extend to those persons who may purchase any other person’s brand.” In section eight, after line three, the following: “every person who shall violate the provisions of this section, on conviction thereof, shall be fined not less than three hundred nor more than one thousand dollars, or by imprisonment in the State Prison not less than one nor more than five years, or by both such fine and imprisonment.” Section ten, so as to read “This Act shall take effect from and after the first day of May, eighteen hundred and seventy-three.”

Your committee find in section five of the printed bill that the following words have been omitted, beginning in line four, after the word Act: “to recover possession of any animal which is marked or branded, as provided in this Act.”

THOMAS RICKEY, Chairman.

SECOND READING AND REFERENCE OF BILLS.

Assembly Bill No. 20, entitled “An Act providing for the publication of the proceedings of the Territorial Legislature of this State for the years eighteen hundred and sixty-two and eighteen hundred and sixty-four.”

Bill read second time and referred to Committee on Ways and Means.

GENERAL FILE.

Assembly Bill No. 11, entitled An Act to repeal an Act to amend an Act entitled “An Act to provide revenue for the support of the government of this State.”

Report of Committee on Judiciary adopted, and bill referred to Committee on Ways and Means.

Assembly Bill No. 17, entitled An Act to amend an Act entitled An Act to provide for the registration of electors.

Bill referred to Committee on Judiciary.

Senate Bill No. 8, entitled An Act to transfer certain moneys from the Indigent Sick and Contingent Funds of Esmeralda County to the Redemption Fund of said county.

Read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford,

Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—46.

NAYS—None.

Assembly Bill No. 12, entitled An Act to abolish the use of State revenue stamps and to provide for the settlement of outstanding stamps.

Read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—46.

NAYS—None.

Assembly Bill No. 9, entitled An Act to amend an Act to regulate proceedings in civil cases in the Courts of justice in this State, and to repeal all other Acts in relation thereto, approved March eighth, eighteen hundred and sixty-nine.

Read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Burgess, Carpenter, Craigue, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Keyser, Lyman, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Sanford, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Twiss, and Wilson—31.

NAYS—Messrs. Cole, Elzy, Grey, Hart, Hoppin, Horton, Lemmon, Mack, Rickey, Robinson, Savage, Sessions, Tobriner, Vinnedge, Wallace, and Mr. Speaker—16.

Assembly Bill No. 8, entitled An Act to protect the wages of labor.

Bill recommitted to Committee on Trade and Manufactures.

Assembly Bill No. 3, entitled An Act to amend an Act entitled An Act to create the office of State Printer.

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—48.

NAYS—None.

Assembly Bill No. 13, entitled An Act to remove the county seat of Humboldt County.

Bill ordered engrossed.

The resolution of Mr. Sessions, relative to passing bills read the first time to a second reading by title, without a motion, was reported back by the Judiciary Committee, and lost by the following vote:

YEAS—Messrs. Cole, Fox, Grey, Shoaff, and Smith—5.

NAYS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Craigie, Crawford, Dangberg, Derby, Drake, Elzy, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—43.

Assembly Bill No. 7, entitled An Act to provide for the payment of the claims of Jonathan Williams.

On motion of Mr. Street, the bill was made the special order for Wednesday, January twenty-second, at twelve o'clock M.

SPECIAL ORDER—ELECTION OF COMMITTEE CLERKS.

Mr. Morrison nominated Messrs. Stern and Bridges.

Mr. Savage nominated Mr. Wilson.

Mr. Shoaff nominated Mr. Davidson.

Mr. Cole nominated Mr. Kiesele.

Mr. Elzy nominated Mr. Law.

Mr. Savage moved that the two candidates receiving the highest number of votes be declared elected.

Carried.

The vote resulted as follows:

Law—Messrs. Allen and Burgess—2.

McGovern—Messrs. Sanford, Shoaff, Vinnedge, and Wallace—4.

David Stern—Messrs. Adams, Andrews, Arnold, Bruner, Carpenter, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, and Mr. Speaker—36.

Ed. Kiesele—Messrs. Burgess, Cole, Craigie, Drake, Elzy, Matthews, Sanford, Shoaff, Smith, Vinnedge, and Wallace—11.

Bridges—Messrs. Adams, Allen, Andrews, Bruner, Carpenter, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Savage, Sessions, Shepperd, Stern, Stoddard, Street, Tobriner, Twiss, Wilson, and Mr. Speaker—37.

Wilson—Messrs. Arnold, Craigie, Matthews, Savage, and Wilson—5.

COMMUNICATION FROM STATE CONTROLLER.

SEAT OF GOVERNMENT, OFFICE OF STATE CONTROLLER, }
CARSON CITY, January 20th, 1873. }

To the honorable the Assembly:

GENTLEMEN: I have the honor to transmit herewith a list of claims, approved by the State Board of Examiners during the seventh and eighth fiscal years, for the payment of which there is no appropriation made by law—hereby reported as general deficiency claims.

W. W. HOBART, State Controller.

By T. A. HALE, Deputy.

On motion, the communication and deficiency report was referred to the Committee on Ways and Means, and ordered printed.

On motion of Mr. Shoaff, the House adjourned at twelve o'clock and forty minutes p. m.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

SIXTEENTH DAY.

TUESDAY, January 21st, 1873.

The House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain, Rev. Mr. Woods.

The reading of the journal of yesterday dispensed with.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Trade and Manufactures, to whom was referred Assembly Bill No. 8—An Act entitled An Act to protect the wages of labor—beg leave to submit the following report: In section one, lines eight and nine, after the words "or their debts," strike out the words "or in proceedings in insolvency." Also, in section one, line nineteen, after the words "shall not exceed in value," strike out the words "three hundred dollars," and insert in place thereof, "two hundred dollars." Also, in section two, line thirty-five, after the words "not exceeding," strike out the words "three hundred" and insert in lieu thereof, "two hundred dollars." All of which is respectfully submitted.

J. P. SMITH, Chairman.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Shoaff, pursuant to previous notice, introduced Assembly Bill No. 23, entitled An Act to encourage manufacturers in the State of Nevada.

Bill read first time, rules suspended, read second time by title, and referred to Committee on Trade and Manufactures.

Mr. Cole, by leave, introduced Assembly Bill No. 24, entitled An Act concerning the determination of conflicting rights to mining claims in certain cases.

Mr. Rickey, by leave, introduced Assembly Bill No. 25, entitled An

Act to authorize the County Commissioners of Douglas County to levy a tax for building purposes.

Bill read first time, rules suspended, read second time by title, and referred to the Committee on Counties and County Boundaries.

GENERAL FILE.

Assembly Bill No. 21, ordered engrossed.

Assembly Bill No. 22, entitled An Act in relation to the recordation and satisfaction of certain papers and copies of process.

Mr. Grey moved that the bill be indefinitely postponed. Carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—47.

NAYS—None.

Assembly Bill No. 5 was placed at the bottom of the File.

Assembly Bill No. 15 made special order for the twenty-fifth instant.

Assembly Bill No. 8, entitled An Act to protect the wages of labor.

Amendments of committee adopted, and bill ordered reengrossed, and made the special order for the twenty-fourth instant.

By Mr. Crawford:

WHEREAS, An Act of Congress to regulate the time and manner of holding elections of United States Senators in Congress, approved July twenty-fifth, A. D. eighteen hundred and sixty-six, declares that each House shall openly, by a *viva voce* vote of each member present, name one person for Senator in Congress; therefore, be it

Resolved, That the Assembly do proceed to vote, *viva voce*, for a United States Senator, in accordance with the provisions of said Act, at twelve o'clock M. to-day, Tuesday, the twenty-first of January, eighteen hundred and seventy-three.

Adopted.

COMMUNICATION FROM THE SECRETARY OF STATE.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
CARSON CITY, January 20th, 1873. }

To the honorable the Assembly:

I have the honor to transmit herewith bill for fitting up the Assembly Chamber, Sergeant-at-Arms room, etc.

Very respectfully,

J. D. MINOR,
Secretary of State.

On motion, the bill was referred to the Committee on Contingent Expenses.

On motion of Mr. Hart, at eleven o'clock and forty minutes A. M. the House took a recess until twelve o'clock M.

AFTERNOON SESSION.

House met at twelve M.

The Speaker in the chair.

Roll called.

Quorum present.

The Speaker announced that the hour had arrived for the special order, which was the election of a United States Senator, and that nominations were in order.

Mr. Morrison nominated Hon. J. P. Jones.

Mr. Owen seconded the nomination.

Mr. Shoaff nominated Major W. W. McCoy.

The nomination was seconded by Mr. Street.

No further nominations being made, the Speaker declared nominations closed, and roll being called, resulted as follows:

For J. P. Jones—Messrs. Adams, Andrews, Arnold, Bruner, Carpenter, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lyman, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sessions, Shepperd, Smith, Stern, Stoddard, Tobriner, Twiss, Wilson, and Mr. Speaker—37.

For Major W. W. McCoy—Messrs. Allen, Burgess, Cole, Lemmon, Matthews, Sanford, Savage, Shoaff, Street, Vinnedge, and Wallace—11.

Under the provisions of the Act of Congress in relation to the election of United States Senator the vote was not announced.

On motion of Mr. Grey, the House adjourned at twelve o'clock and fifteen minutes P. M.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

SEVENTEENTH DAY.

WEDNESDAY, January 22d, 1873.

The House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Elzy asked leave of absence for Mr. Price for two days.

Leave granted.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred Assembly Bill No. 13—entitled “An Act to remove the county seat of Humboldt County”—report that they have carefully compared the engrossed bill with the original, and find the same correctly engrossed.

GEO. H. MORRISON, Chairman.

MR. SPEAKER: Your Committee on Trade and Manufactures, to whom was referred Assembly Bill No. 23—entitled “An Act to encourage manufactures in the State of Nevada”—have had the same under consideration, and recommend its passage.

J. P. SMITH, Chairman.

MOTIONS AND RESOLUTIONS.

Mr. Bruner introduced Assembly Concurrent Resolution No. 8—Relative to amending section three, Article I, of the Constitution.

By Mr. Crawford:

Resolved, That the Controller of State be and is hereby authorized to draw his warrant on the Contingent Fund of the Assembly in favor of M. W. Starling, for four days services as clerk for the Committee on Standing Rules.

Adopted.

COMMUNICATION FROM THE BOARD OF DIRECTORS OF THE STATE ORPHANS' HOME.

OFFICE BOARD OF DIRECTORS STATE ORPHANS' HOME, }
January 22d, 1873. }

To the honorable the Assembly:

GENTLEMEN: The Board of Directors of the State Orphans' Home present their compliments, and would respectfully tender to your honorable

body an invitation to visit and inspect, at your own convenience, the institution of which they have had supervision for the past two years.

Respectfully,

JOHN DAY,
JERRY SCHOOLING,
W. W. HOBART,
Board of Directors.

Attest: THEO. A. HALE, Secretary.

Mr. Crawford moved that the invitation be accepted, and the House visit the Orphans' Home next Friday, at one o'clock P. M.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Bruner, pursuant to previous notice, introduced Assembly Bill No. 26, entitled An Act to protect the shippers of ore and quartz to custom mills for reduction.

Bill read first time, rules suspended, read second time by title, and referred to the Committee on Mines and Mining Interests.

GENERAL FILE.

Assembly Bill No. 13, entitled An Act to remove the county seat of Humboldt County.

Pending the passage of the bill, Mr. Stoddard presented a petition from the citizens of Humboldt County to the Legislature, praying for the removal of the county seat from Unionville to Winnemucca, which was read.

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, To-briner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—45.

NAY—Mr. Cole—1.

Assembly Bill No. 23, entitled An Act to encourage manufactures in the State of Nevada.

Mr. Grey moved that the bill be made the special order for Tuesday next, at twelve o'clock, and ordered printed.

Carried.

Mr. Hart, by leave, introduced the following resolution:

Resolved, That the Clerk, immediately, shall post bills on General File, as required by Rule Seventy-two, Standing Rules of the Assembly.

Adopted.

MESSAGES FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, January 20th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 10—An Act to regulate and tax foreign insurance companies doing business in this State—which passed the Senate this day by the following vote: Yeas, 23; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, January 21st, 1873. }

To the honorable the Assembly:

I have the honor to return herewith to your honorable body Assembly Concurrent Resolution No. 6—Relative to meeting in Joint Convention to elect Regents—which was not concurred in.

Also, Assembly Concurrent Resolution No. 7—Relative to Board of Regents—which passed the Senate unanimously.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, January 21st, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Concurrent Resolution No. 40—Relative to granting leave of absence to H. J. Bidleman, County Recorder of Lander County.

Also, Senate Concurrent Resolution No. 41—Relative to granting leave of absence to W. S. Travis, Sheriff of Lincoln County.

Both of which passed the Senate this day by a unanimous vote.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

FIRST READING OF BILLS.

Senate Bill No. 10, as per message, pending the reading of which Mr. Morrison, by leave, introduced the following resolution:

WHEREAS, Section eighteen of Article IV of the Constitution of the State of Nevada requires that every bill shall be read by sections, on

three several days, in each House, unless in case of emergency, two thirds of the House where such bills may be pending shall deem it expedient to dispense with the rule; therefore, be it

Resolved, That any member moving a suspension of the rules, made in compliance with said constitutional requirements, shall hereafter be required to state the particular emergency under which a suspension is asked.

Mr. Hart rose to a point of order, that Rule Seventy-four already provided for such an emergency, and that the resolution was not in order.

The Speaker ruled the point of order well taken.

On motion of Mr. Owen, at eleven o'clock and fifty minutes A. M. the House took a recess for ten minutes.

REASSEMBLED.

Twelve o'clock M.

House in session.

The Speaker in the chair.

Roll called.

Quorum present.

On motion of Mr. Crawford, a special committee of two, consisting of Messrs. Crawford and Savage, were appointed to wait upon the Senate, and inform that body that the Assembly was then ready to meet with them in Joint Convention.

In time, the committee reported, and introduced to the House the President and the honorable the Senate.

IN JOINT CONVENTION.

Members of both Houses present, except Mr. Price, absent on leave.

That portion of the Journals of both Houses in relation to the election of United States Senator were compared, and the President of the Convention declared the Hon. J. P. Jones elected United States Senator for the term of six years, commencing March fourth, eighteen hundred and seventy-three, and ending March third, eighteen hundred and seventy-nine, he having received a majority of the vote of each House.

Mr. Lockwood introduced the following resolution:

Resolved, That a committee of five, two from the Senate and three from the Assembly, be appointed by the President and the Speaker, to inform Mr. Jones of his election to the office of United States Senator for the State of Nevada.

Resolution adopted, and Messrs. Lockwood and McCoy, on the part of the Senate, and Messrs. Morrison, Sessions, and Crawford, on the part of the House, were appointed as such committee.

In time, the committee reported, and introduced the Hon. J. P. Jones, who addressed the Convention.

At one o'clock and five minutes P. M. the President declared the Convention adjourned *sine die*.

IN SESSION.

On motion of Mr. Owen, at one o'clock and ten minutes the House adjourned.

Approved: JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

EIGHTEENTH DAY.

THURSDAY, January 23d, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Wallace asked leave of absence for Mr. Shoaff for one day.

Leave granted.

Mr. Drake was granted leave of absence on account of sickness.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred Assembly Bill No. 21—entitled An Act to provide for obtaining a correct statement of the financial condition of the several counties of this State, and other matters of statistical information—beg leave to report that we have carefully compared the same with the original, and report the same correctly engrossed.

GEO. H. MORRISON, Chairman.

MR. SPEAKER: Your Committee on Counties and County Boundaries, to whom was referred Assembly Bill No. 25—An Act to authorize the County Commissioners of Douglas County to levy a tax for building purposes—report that they have had the same under consideration, report it back, and recommend its passage.

C. H. STODDARD, Chairman.

MOTIONS AND RESOLUTIONS.

Mr. Grey introduced Assembly Concurrent Resolution No. 9—Relative to printing fifteen hundred copies of the speech of J. P. Jones.

Mr. Dangberg moved to amend by inserting two thousand in lieu of fifteen hundred.

The resolution, as amended, passed by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—43.

NAYS—None.

By Mr. Grey:

Resolved, That the Committee on Contingent Expenses be and are hereby authorized to administer oaths and send for persons and papers.

Adopted.

By Mr. Morrison:

Resolved, That hereafter all resolutions and amendments presented for the consideration of this House shall be written in duplicate before being read by the Clerk.

Adopted.

NOTICES.

Mr. Hopper gave notice that he would, on some future day, ask leave to introduce a bill for an Act entitled An Act for the suppression of the trade in and circulation of obscene literature, illustrations, advertisements, and articles of indecent or immoral use, and obscene advertisements of patent medicines.

Mr. Stoddard gave notice that he would, on some future day, ask leave to introduce a bill for An Act to abolish the office of State Printer, and provide for the State printing by contract.

COMMUNICATION FROM THE SECRETARY OF STATE.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
CARSON CITY, January 20th, 1873. }

To the honorable the Assembly:

I have the honor to transmit to your honorable body the following bills, which have been presented to the Board of Examiners, and for which no appropriation has been made by law, to wit:

Claim of Corbett Bros.....	\$830 70
Claim of Benjamin Edson.....	75 00
Claim of C. N. Noteware.....	500 00
Claim of C. A. Witherell.....	512 00
Claim of E. Perasich.....	1,000 00

Respectfully,

J. D. MINOR, Secretary of State.

On motion of Mr. Street, the communication and claims were referred to the Committee on Ways and Means.

SECOND READING OF BILLS.

Assembly Concurrent Resolution No. 8.

Read a second time and referred to the Judiciary Committee.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Owen introduced Assembly Bill No. 27, entitled An Act for the protection of livery stable keepers.

Bill read first time.

GENERAL FILE.

Assembly Bill No. 21.

Referred to the Committee on State Institutions, and ordered printed.

Assembly Bill No. 25, entitled An Act to authorize the County Commissioners of Douglas County to levy a tax for building purposes.

Ordered engrossed.

RESOLUTIONS.

By Mr. Hart:

WHEREAS, Section eighteen of Article IV of the Constitution of the State of Nevada, provides that all bills shall be read by sections, on three several days, unless, in cases of emergency, two thirds of the House where such bill may be pending shall deem it expedient to dispense with the rule; therefore, be it

Resolved, That any member making a motion to suspend this rule shall be required to give his reason for such emergency.

Resolution adopted: Yeas, 33; nays, 12.

REPORT OF COMMITTEE ON WAYS AND MEANS.

Mr. SPEAKER: Your Committee on Ways and Means, to whom was referred Assembly Bill No. 11, have had the same under consideration, report it back to the House, and recommend that it do not pass.

J. A. SAVAGE, Chairman.

FIRST READING OF BILLS.

Senate Bill No. 10, entitled An Act to regulate and tax foreign insurance companies doing business in this State.

Pending the reading of the bill, Mr. Sessions moved to take a recess until two o'clock P. M.

Motion carried.

AFTERNOON SESSION.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

FIRST READING OF BILLS.

Senate Bill No. 10, entitled An Act to regulate foreign insurance companies doing business within this State.

Bill read first time, rules suspended, read second time by title, and referred to the Committee on Judiciary.

Senate Concurrent Resolution No. 40—Relative to granting leave of absence to H. J. Bidleman, County Recorder of Lander County.

Read, and passed by a unanimous vote.

Senate Concurrent Resolution No. 41—Relative to granting leave of absence to W. S. Travis, Sheriff of Lincoln County.

Read first time, and passed by a unanimous vote.

On motion of Mr. Savage, the House resolved itself into Committee of the Whole, for the purpose of considering Assembly Bill No. 7, entitled An Act to provide for the payment of the claim of Jonathan Williams.

In time, the committee arose, and reported the bill back to the House, with the recommendation that it do not pass.

On motion of Mr. Mack, the bill was laid on the table for one day.

SENATE MESSAGES.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, January 21st, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Concurrent Resolution No. 50—Relative to printing proceedings of Joint Convention—which this day passed the Senate by the following vote: Yeas, 19; nays, 5.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

Senate Concurrent Resolution No. 50—Relative to printing proceedings of Joint Convention—was read, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Randall, Riekey, Robinson, Sanford, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—43.

NAYS—Messrs. Bruner and Savage—2.

On motion of Mr. Stern, the House adjourned at five minutes past three o'clock P. M.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

NINETEENTH DAY.

FRIDAY, January 24th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Sessions asked leave of absence, for one day, for Mr. Price.

Leave granted.

Mr. Horton asked leave of absence, for one day, for Mr. Derby.

Granted.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 20—entitled An Act providing for the publication of the proceedings of the Territorial Legislatures for the years eighteen hundred and sixty-two and eighteen hundred and sixty-four—have had the same under consideration, and report it back with the recommendation that it do not pass.

J. A. SAVAGE, Chairman.

MR. SPEAKER: Your Committee on Internal Improvements, to whom was referred Assembly Bill No. 18—An Act amendatory of an Act in relation to public highways, approved March ninth, eighteen hundred and sixty-six—have had the same under consideration, report it back with substitute, and recommend the passage of substitute.

THOS. B. RICKEY, Chairman.

Communication from Secretary of State, relative to duplicate report of State Librarian, was read.

On motion of Mr. Grey, the communication was referred to the Committee on Contingent Expenses.

MOTIONS AND RESOLUTIONS.

By Mr. Sessions:

Resolved, That all resolutions heretofore passed by the Assembly, relating to the printing of bills, are hereby repealed.

Adopted.

By Mr. Crawford:

Resolved, That the Sergeant-at-Arms be and is hereby authorized to deliver to the Secretary of State all remaining copies of the Standing Rules of this House in his possession.

Adopted.

On motion of Mr. Savage, Assembly Bill No. 7—entitled An Act to provide for the payment of the claim of Jonathan Williams—was taken up.

Mr. Savage moved that the bill be ordered engrossed.

Motion lost by the following vote:

YEAS—Messrs. Allen, Andrews, Bruner, Burgess, Craigue, Dangberg, Hoppin, Lemmon, Matthews, Prague, Robinson, Sanford, Savage, Shoaff, Stoddard, Street, Twiss, and Mr. Speaker—18.

NAYS—Messrs. Adams, Carpenter, Cole, Crawford, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lyman, Mack, McCall, Morrison, Randall, Rickey, Sessions, Shepperd, Smith, Stern, Tobriner, Vinnedge, Wallace, and Wilson—25.

Assembly Bill No. 27, entitled An Act for the protection of livery stable keepers.

Read second time, and referred to the Judiciary Committee.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Prague, by leave, introduced Assembly Bill No. 28, entitled An Act for the construction of fences and the planting of trees at the State Orphans' Home.

Bill read first time.

Mr. Morrison, pursuant to previous notice, introduced Assembly Bill No. 29, entitled An Act for the government and maintenance of the State Orphans' Home.

Read first time, and ordered printed.

THIRD READING OF BILLS.

Assembly Bill No. 11, entitled "An Act to repeal an Act entitled An Act to provide revenue for the support of the government of the State of Nevada."

Read, and, on motion of Mr. Grey, indefinitely postponed.

Substitute to Assembly Bill No. 18—entitled "An Act amendatory of an Act entitled An Act in relation to public highways," approved March ninth, eighteen hundred and sixty-six—was read.

On motion of Mr. Bowman, the substitute was adopted, and, on motion of Mr. Randall, was ordered printed.

On motion of Mr. Stern, special order was taken up—Assembly Bill No. 8, entitled "An Act to protect the wages of labor."

On motion of Mr. Bowman, under suspension of the rules, the bill was referred to the Committee of the Whole, and made the special order for Monday, January twenty-seventh.

Assembly Bill No. 20, entitled "An Act providing for the publication of the proceedings of the Territorial Legislature of this State for the years eighteen hundred and sixty-two and eighteen hundred and sixty-four."

Pending the consideration of the bill, Mr. Elzy moved to adjourn.
Motion withdrawn.

REPORT OF STANDING COMMITTEE.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred Assembly Bill No. 25—entitled "An Act to authorize the County Commissioners of Douglas County to levy a tax for building purposes"—have compared the engrossed copy with the original Act, and find the same correctly engrossed.

GEO. H. MORRISON, Chairman.

On motion of Mr. Randall, at twelve o'clock and fifty minutes P. M. the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

TWENTIETH DAY.

SATURDAY, January 25th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Bruner, Stoddard, and Wallace.

Prayer by the Chaplain.

Mr. Elzy asked leave of absence for Mr. Wallace for one day.

Leave granted.

Mr. Owen asked leave of absence for Mr. Bruner for one day.

Leave granted.

Mr. Hoppin asked leave of absence for Mr. Stoddard for one day.

Leave granted.

Journal of yesterday read, corrected, and approved.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Committee on Contingent Expenses, to whom was referred the claims of W. W. Hobart, Jerry Schooling, W. H. Minor, and A. N. Fisher, for furnishing duplicate reports for publication, report that they have had the same under consideration, have come to a favorable conclusion thereon, and have directed their Chairman to report the same to the Assembly, with the following resolution, and recommend the adoption of the same.

O. H. GREY, Chairman.

Resolved, That the following bills are hereby allowed and ordered paid out of the Contingent Fund of the Assembly, as follows, to wit: W. W. Hobart, for copying the Controller's Reports for the years eighteen hundred and seventy-one and eighteen hundred and seventy-two, one hundred and ninety-five dollars; Jerry Schooling, for copying State Treasurer's Reports for the years eighteen hundred and seventy-one and eighteen hundred and seventy-two, one hundred and five dollars; W. H. Minor, for copying Report of State Librarian, seven dollars and fifty cents; A. N. Fisher, for copying Report of State Superintendent of Public Instruction, eighteen dollars and seventy-five cents.

Resolution adopted.

Mr. SPEAKER: Your Committee on Counties and County Boundaries, to whom was referred Senate Bill No. 9—An Act to amend an Act entitled "An Act to create the County of Elko"—have had the same under consideration, report it back to the House, and recommend its passage.

C. H. STODDARD, Chairman.

Mr. SPEAKER: Your Committee on Judiciary, to whom was referred Assembly Bill No. 24—entitled "An Act concerning the determination of conflicting rights to mining claims in certain cases"—have had the same under consideration, report it back, and recommend its passage.

Also, Concurrent Resolution No. 8—and report it back without recommendation.

H. C. STREET,

Chairman pro tem.

Mr. SPEAKER: Your Committee on Judiciary, to whom was referred Senate Bill No. 10—entitled "An Act to regulate and tax foreign insurance companies doing business in this State"—have had the same under consideration, report it back to the House, and recommend its passage.

H. C. STREET,

Chairman pro tem.

Mr. SPEAKER: Your Committee on Contingent Expenses, to whom was referred Senate Bill No. 12—"An Act to provide firemen for the furnaces of the Capitol building during the sessions of the Legislature"—have had the same under consideration, have come to an unfavorable conclusion thereon, and report a substitute, and recommend the passage of the substitute.

O. H. GREY, Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 CARSON CITY, January 23d, 1873. }

To the honorable the Assembly:

In compliance with a resolution of the Assembly, of the fifteenth instant, requesting information regarding military affairs, I herewith transmit the Report of the Adjutant General for the years eighteen hundred and seventy-one and eighteen hundred and seventy-two.

Respectfully,

L. R. BRADLEY, Governor.

On motion of Mr. Crawford, the report was referred to the Committee on Military and Indian Affairs.

MOTIONS AND RESOLUTIONS.

By Mr. Drake:

Resolved, That William M. Gillispie and John I. Ginn, be and they are hereby declared Reporting Clerks of the Assembly for the present session of the Legislature; their salary to be eight dollars per day, to be paid out of the Contingent Fund of the Assembly, and to receive pay from the adoption of this resolution.

Pending the resolution, Mr. Robinson moved to adjourn.

Motion lost.

The resolution was then taken up, and adopted by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Carpenter, Cole, Crawford, Derby, Drake, Elzy, Fox, Grey, Hart, Hoppin, Horton, Lemmon, Lyman, Morrison, Owen, Prague, Price, Randall, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, and Vinnedge—33.

NAYS—Messrs. Craigie, Gallagher, Keyser, Mack, Matthews, McCall, Rickey, Wilson, and Mr. Speaker—8.

Mr. Grey moved that Mr. Shoaff be granted an indefinite leave of absence.

Granted.

Mr. Matthews moved to adjourn.

Lost.

NOTICES.

Mr. Rickey gave notice that he would, on some future day, ask leave to introduce a bill for An Act to amend an Act entitled "An Act concerning unlawful stock," approved April tenth, eighteen hundred and sixty-two.

SECOND READING OF BILLS.

Assembly Bill No. 28, entitled "An Act for the construction of fences and the planting of trees at the State Orphans' Home."

Bill read second time, and referred to Committee on State Institutions.

Assembly Bill No. 29, entitled "An Act for the government and maintenance of the State Orphans' Home."

Pending the reading of the bill, on motion of Mr. Street, at eleven o'clock and fifty minutes A. M., the House adjourned until Monday, at eleven o'clock A. M.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

TWENTY-SECOND DAY.

MONDAY, January 27th, 1873.

The House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Mr. Sessions asked leave of absence for Mr. Lemmon for one day.

Leave granted.

Journal of Saturday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Ways and Means, to whom was referred the claim of C. N. Noteware, for money expended in behalf of the State of Nevada—have had the same under consideration, and report it back, together with the bill for the payment of said claim herewith presented, and recommend its passage.

J. A. SAVAGE, Chairman.

Mr. Mack introduced Concurrent Resolution No. 10—Relative to freights and fares on the Central Pacific Railroad and the Virginia and Truckee Railroad.

Read, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigie, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—45.

NAY—Mr. Speaker—1.

Mr. Grey gave notice that, on to-morrow, he would move for the reconsideration of the vote by which the resolution passed.

Mr. Rickey moved to take up Assembly Bill No. 15.

Mr. Grey rose to a point of order, that the motion was not in order, inasmuch as the House was not under that order of business.

The Speaker ruled the point of order well taken.

COMMUNICATION FROM STATE TREASURER.

OFFICE OF STATE TREASURER,
CARSON CITY, January 27th, 1873. }

To the honorable the Assembly:

GENTLEMEN: I have the honor herewith to transmit to your honorable body the report of the Board of Commissioners for the care of the indigent insane of Nevada for the years eighteen hundred and seventy-one and eighteen hundred and seventy-two.

Respectfully submitted.

M. L. YAGER, Secretary.

On motion of Mr. Grey, the report was ordered printed.

MOTIONS AND RESOLUTIONS.

By Mr. Grey:

Resolved, by the Assembly, the Senate concurring, That a committee of two be appointed—one for each House—to proceed to California and inquire into the condition of the insane of this State; and that they are empowered to send for persons and papers, to administer oaths, and take testimony in all matters relating thereto.

Resolution adopted by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Craigue, Crawford, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lyman, Mack, McCall, Owen, Prague, Shepperd, Stoddard, To-briner, Twiss, Vinnedge, Wilson, and Mr. Speaker—28.

NAYS—Messrs. Burgess, Cole, Dangberg, Elzy, Matthews, Morrison, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Smith, Stern, Street, and Wallace—17.

SECOND READING OF BILLS.

Assembly Bill No. 29, entitled "An Act for the government and maintenance of the State Orphans' Home."

Bill read second time and referred to the Committee on State Institutions.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, January 27th, 1873. }

To the honorable the Assembly:

I have the honor to return to your honorable body Assembly Concur-

rent Resolution No. 7, which passed the Senate this day by a unanimous vote.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Prague, pursuant to previous notice, introduced Assembly Bill No. 31, entitled "An Act to compensate registration agents for services performed in registering electors at the late general election."

Bill read first time.

Mr. Savage, by leave, introduced Assembly Bill No. 33, entitled An Act supplementary to an Act entitled "An Act to repeal an Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five," and all other Acts amendatory thereof," approved March sixth, eighteen hundred and sixty-nine.

Bill read first time.

Mr. Price, by leave, introduced Assembly Bill No. 32, entitled "An Act concerning the terms of Courts in the several judicial districts of this State."

Bill read a third time.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 25, entitled "An Act to authorize the County Commissioners of Douglas County to levy a tax for building purposes."

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Derby, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lyman, Mack, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—None.

Senate Bill No. 9, entitled An Act to amend an Act entitled "An Act to create the County of Elko and to provide for the organization thereof," approved March fifth, eighteen hundred and sixty-nine.

Bill read a third time.

Pending the final passage of the bill, Mr. Morrison moved that the special order, viz: Assembly Bill No. 8, be postponed until after the bill under consideration was disposed of.

Carried.

Roll called, and Senate Bill No. 9 passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Craigue, Crawford, Dangberg, Derby, Elzy, Gallagher, Horton, Keyser, Lyman, Mack, Matthews, McCall, Morrison, Prague, Price, Rickey, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—36.

NAYS—Messrs. Cole, Fox, Grey, Hart, Owen, Randall, Robinson, and Vinnedge—8.

SPECIAL ORDER.

On motion of Mr. Crawford, the special order, referring Assembly Bill No. 8 to the Committee of the Whole, was rescinded.

Mr. Stern moved that Assembly Bill No. 8 be referred to a committee of one, with instructions to strike out, in section one, after the words "next preceding said assignment," the words "or the filing of said proceedings in insolvency."

Carried.

The Speaker appointed as such committee Mr. Stern.

The committee reported that he had performed his duty.

Mr. Hart moved that the bill be referred to a committee of one, with instructions to amend section two, as follows: On line four, strike out the words "of the last sickness;" and insert, after the words "funeral expenses," the words "of the deceased."

Carried.

The Speaker appointed Mr. Hart as such committee.

The committee reported that he had performed his duty.

Mr. Stern moved that the bill be referred to a special committee of one, with instructions to amend section three as follows: After the words "from any claim" strike out the word "or," and insert in lieu thereof the word "of."

Mr. Cole was appointed as such committee.

The special committee of one reported that he had amended section three, pursuant to instructions.

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Craigue, Crawford, Dangberg, Elzy, Gallagher, Hoppin, Horton, Keyser, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Sanford, Sessions, Shepperd, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Mr. Speaker—35.

NAYS—Messrs. Adams, Cole, Derby, Fox, Grey, Hart, Robinson, and Wilson—8.

Senate Bill No. 10, entitled "An Act to regulate foreign insurance companies doing business in this State."

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Craigue, Crawford, Derby, Drake, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—38.

NAYS—Messrs. Burgess, Dangberg, Elzy, Grey, Price, and Mr. Speaker—6.

Mr. Cole moved to take a recess until two o'clock P. M.

Lost.

On motion of Mr. Mack, at one o'clock and fifteen minutes P. M. the House adjourned.

Approved: JOHN BOWMAN, Speaker.

Attest: J. M. WOODWORTH, Assistant Clerk.

TWENTY-THIRD DAY.

TUESDAY, January 28th, 1873.

The House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Adams asked leave of absence for Mr. Wilson for one week.

Leave granted.

Prayer by the Chaplain.

Journal of yesterday read and approved.

MOTIONS AND RESOLUTIONS.

Mr. Grey, pursuant to previous notice, moved to reconsider the vote by which Assembly Concurrent Resolution No. 10—relative to the appointment of joint committee to investigate the rates of fares and freights charged by the Central Pacific and the Virginia and Truckee Railroad Companies—was passed.

Roll called, and carried by the following vote:

YEAS—Messrs. Adams, Bruner, Burgess, Carpenter, Craigue, Dangberg, Drake, Elzy, Gallagher, Grey, Hart, Hoppin, Horton, Lemon, McCall, Morrison, Owen, Prague, Price, Rickey, Robinson, Savage, Sessions, Shepperd, Vinnedge, and Mr. Speaker—27.

NAYS—Messrs. Allen, Andrews, Arnold, Crawford, Derby, Fox, Keyser, Lyman, Mack, Matthews, Randall, Sanford, Smith, Stern, Stoddard, Street, Tobriner, and Twiss—18.

Mr. Mack moved to strike out, in the resolution, the words "Committee on Corporations of the Senate" and "concurrent resolution" wherever it occurs in resolution.

Motion carried.

On motion of Mr. Grey, the resolution was adopted as amended.

By Mr. Crawford:

Resolved, That the Controller of State be and is hereby authorized to draw his warrant on the Contingent Fund of the Assembly, in favor of James Sackett, fireman for the Assembly, for the sum of five dollars per day, from the commencement of this session.

Adopted.

By Mr. Crawford—Assembly Joint Resolution No. 12.

Read and placed on file.

By Mr. Drake:

Resolved, That the Sergeant-at-Arms be and is hereby authorized to procure a suitable room for the Copying Clerks of the Assembly.

Adopted.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER.
CARSON CITY, January 27th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Concurrent Resolution No. 51.

Also, to return Assembly Concurrent Resolution No. 9—relative to printing the speech of the Senator elect—which was, by the Senate, this day, indefinitely postponed.

T. A. WATERMAN,
Assistant Secretary.

Senate Concurrent Resolution No. 51 was read, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, and Mr. Speaker—40.

NAYS—Messrs. Cole, Morrison, and Stern—3.

REPORTS OF COMMITTEES.

Mr. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Concurrent Resolution No. 7—relative to the Board of Regents—has been compared with the original, and found correctly enrolled.

JAMES CRAWFORD, Chairman.

SECOND READING OF BILLS.

Assembly Bill No. 30.

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

Assembly Bill No. 31.

Read second time, and referred to the Committee on Elections.

Assembly Bill No. 32.

Read second time, and referred to the Judiciary Committee.

Assembly Bill No. 33.

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

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Hoppin, pursuant to notice, introduced Assembly Bill No. 34, entitled "An Act for the suppression of the trade in and circulation of obscene literature, illustrations, advertisements, and articles of indecent or immoral use."

Bill read first time, and placed on File.

Mr. Rickey introduced Assembly Bill No. 35, entitled "An Act to amend an Act entitled 'An Act concerning unlawful stock,'" approved April tenth, eighteen hundred and sixty-two.

Bill read first time.

GENERAL FILE.

Assembly Bill No. 5, entitled an Act to repeal an Act to amend "An Act entitled 'An Act concerning compensation of jurors,'" approved February thirteenth, eighteen hundred and seventy-one.

On motion of Mr. Hart, the bill was indefinitely postponed.

SPECIAL ORDER.

Assembly Bill No. 23, entitled "An Act to encourage manufactures in the State of Nevada."

On motion, the bill was referred to the Judiciary Committee.

Assembly Bill No. 24.

Ordered engrossed.

Assembly Concurrent Resolution No. 8—relative to amending section three, Article I, of the Constitution.

Read, and lost by the following vote:

YEAS—Messrs. Adams, Bruner, Dangberg, Derby, Elzy, Fox, Hart, Hoppin, Lemmon, McCall, Price, Randall, Stern, and Stoddard—14.

NAYS—Messrs. Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Craigie, Crawford, Drake, Gallagher, Grey, Horton, Keyser, Lyman, Mack, Matthews, Morrison, Owen, Prague, Robinson, Rickey, Sanford, Savage, Sessions, Shepperd, Smith, Street, Tobriner, Twiss, Vinnedge, and Mr. Speaker—31.

Senate Bill No. 12, entitled "An Act to provide firemen, and other attachés of the Senate and Assembly."

Substitute to the bill, reported by the committee, was withdrawn by consent of the House.

Mr. Savage moved that the bill be referred to a committee of one, with instructions to strike out the words "Sergeant-at-Arms," and in lieu thereof, insert the words "Secretary of State."

Motion carried, and Mr. Savage was appointed as such committee.

The committee reported that he had amended the bill pursuant to instructions.

Mr. Crawford moved that the bill be referred to Mr. Savage, with

instructions to strike out the word "six," and in lieu thereof insert the word "four."

Motion carried.

Mr. Savage reported that he had amended the bill as instructed.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, and Mr. Speaker—43.

NAYS—None.

On motion of Mr. Owen, at one o'clock p. m., the House took a recess until two o'clock p. m.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

On motion of Mr. Grey, the House resolved itself into a Committee of the Whole, for the consideration of the General File.

Mr. Hart in the chair.

In time, the committee rose, and reported back Assembly Bill No. 20, and recommended that it do not pass.

Also, substitute to Assembly Bill No. 18, without recommendation, and Assembly Bill No. 15, with the recommendation that it be referred to the Committee on Agriculture.

Assembly Bill No. 20, entitled "An Act providing for the publication of the proceedings of the Territorial Legislatures for eighteen hundred and sixty-two and eighteen hundred and sixty-four."

On motion, the House refused to order the bill engrossed.

Substitute to Assembly Bill No. 18, entitled "An Act in relation to public highways."

Mr. Drake moved to lay the bill temporarily on the table.

Motion lost.

Assembly Bill No. 15, entitled "An Act to regulate marks and brands of stock."

On motion, the bill was referred to the Committee on Agriculture.

On motion of Mr. Tobriner, at three o'clock p. m., the House adjourned.

TWENTY-FOURTH DAY.

WEDNESDAY, January 29th, 1873.

The House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Wallace asked leave of absence for Mr. Drake for one day.

Leave granted.

Prayer by the Chaplain.

Journal of yesterday read, and, on motion of Mr. Grey, ordered rewritten.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Committee on Ways and Means, to which was referred the claims of the Corbett Brothers against Peter Cavanaugh, the builder of the State Capitol, have had the same under consideration, and report the following, namely: That said claims are of the same class as those for which an appropriation was made by Act of the Legislature, approved March sixth, eighteen hundred and seventy-one; that said claims were, through inadvertence or neglect, sent to the Board of Examiners after the expiration of the time in which said claims should be filed. Said claims were, therefore, rejected by said Board. Your committee recommend that the consideration of said claims be indefinitely postponed.

J. A. SAVAGE, Chairman.

Mr. SPEAKER: Your Committee on State Institutions, to whom was referred Assembly Bill No. 21, beg leave to report the same back, with the recommendation that it pass, with the following amendments:

In section three, clause first, printed copy, line four, after the word "in," insert the words "agriculture; also, the approximate number of acres of agricultural, grazing, and timber lands"—striking out the words "agricultural and grazing lands."

In section three, clause six, line fourteen, after the word "allowed," insert the following words, to wit: "A sum to be fixed by the Board of County Commissioners, not exceeding the sum of fifty dollars"—striking out the balance of the section.

E. C. SESSIONS, Chairman.

Mr. SPEAKER: Your standing committee, to whom was referred Assembly Bill No. 24—entitled "An Act concerning the determination of conflicting rights to mining claims in certain cases"—have had the same under consideration, and report it correctly engrossed.

GEORGE H. MORRISON, Chairman.

SECOND READING OF BILLS.

Assembly Joint Resolution No. 12—relative to swamp and overflowed lands.

Read second time and referred to Committee on Federal Relations.

Assembly Bill No. 34.

Read second time and referred to the Committee on Public Morals.

Assembly Bill No. 35, entitled "An Act to amend an Act entitled 'An Act concerning unlawful stock,'" approved April tenth, eighteen hundred and sixty-two.

Read second time and referred to the Committee on Agriculture.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Rickey introduced Assembly Bill No. 36, entitled "An Act to amend an Act entitled 'An Act to provide for the election of a Board of Regents, to fix their term of office, and prescribe their duties,'" approved March sixth, eighteen hundred and sixty-nine.

Bill read first time.

GENERAL FILE.

Assembly Bill No. 21, entitled "An Act to provide for obtaining correct statements of the financial condition of the several counties of this State."

Pending the adoption of the amendment reported by the committee, Mr. Morrison moved that Mr. Randall be appointed a special committee of one, to amend section three, as follows: Strike out all after the word "no" in sixteenth line, third section of the printed bill, and insert in lieu thereof, the words "final settlement shall be allowed said County Assessor."

Motion lost.

The question recurring upon the adoption of the amendments reported by the committee, they were adopted.

Mr. Savage moved that the bill be referred to a committee of one, to amend section three, as follows: Strike out the fourth subdivision of said section.

Mr. Adams moved to indefinitely postpone the bill.

The Speaker ruled that the motion to amend took precedence over a motion to indefinitely postpone.

Mr. Morrison moved that the bill be laid temporarily on the table.

Carried.

Assembly Bill No. 24, entitled "An Act concerning the determination of conflicting rights to mining claims in certain cases."

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Twiss, Vinnedge, and Mr. Speaker—39.

NAYS—Messrs. Elzy and Lyman—2.

Substitute for Assembly Bill No. 18, entitled "An Act amendatory of an Act entitled 'An Act in relation to public highways,'" approved March ninth, eighteen hundred and sixty-six; also, repealing An Act entitled an Act in relation to public highways, approved March second, eighteen hundred and sixty-seven.

Mr. Crawford moved to amend section two so as to read as follows:

Strike out after the word "whenever," in section two, line two, the words, "in their judgment the public interest is subserved thereby," and insert the words, "a majority of the taxpayers of said county petition them."

Amendment adopted.

Mr. Mack moved to amend, in lines four and five, section four, so as to read as follows: "Levy a special property tax, not exceeding one tenth of one per cent. on all real and personal property in said district."

Motion withdrawn.

On motion of Mr. Mack, the bill was made the special order for the thirty-first instant, at twelve o'clock M.

REPORT OF COMMITTEE ON AGRICULTURE.

MR. SPEAKER: Your Standing Committee on Agriculture, to whom was referred Assembly Bill No. 15, have had the same under consideration, and report it back to the House with the following amendments: In section two, eleventh line, of printed bill, after the word "counterbrand," insert, "and transmitting the same as hereinafter provided;" in twelfth line of same section, after the word "receive," strike out the word "one," and insert the word "two," and add the letter "s" to "dollar." In section five, in the first line of the printed bill, after the word "shall," strike out the words "mark or;" also, in the first line, after "mules," strike out the words, "before they are eight;" also, in second line of same section, strike out the words "months old;" insert, after the word "and," in second line, "mark and brand his;" in second line, after the word "old," strike out the words, "on the hip or hinder parts;" also, in fourth line, section five, after the word "be" insert "primary." In section eight, in second line of the printed bill, after the word "point," strike out the word "and" and insert the word "all;" in third line of same section, after the word "cattle," insert the words "sheep and hogs;" in third line, section eight, insert "every person who shall violate the provisions of this section, on conviction thereof, shall be fined not less than twenty-five nor more than one hundred dollars." In section nine of the printed bill, line four, after the word "shoulder," insert "or give a written descriptive bill of sale;" also, in the same line, after the word "animals," insert "or give such written bill of sale." In section ten of the printed bill, in first line, after the word "after," strike out the words "its passage," and insert "the first day of May, eighteen hundred and seventy-three."

Your committee find that in the printed bill, section five, that the words of the original bill, after the word "Act," the words "to recover possession of any animal which is marked or branded, as provided in this Act," have been left out.

We recommend that the bill, as amended, do pass.

On motion of Mr. Elzy, at forty-five minutes past twelve o'clock the House took a recess until two o'clock.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE.

Assembly Bill No. 15, entitled "An Act to regulate marks and brands of stock."

On motion of Mr. Rickey, the amendments reported by the committee were adopted.

The question recurring on the engrossment of the bill, Messrs. Owen, Hart, and Morrison called for the yeas and nays.

Roll called, and bill ordered engrossed by the following vote:

YEAS—Messrs. Allen, Bruner, Burgess, Cole, Craigie, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stoddard, Twiss, Vinnedge, and Wallace—33.

NAYS—Messrs. Adams, Andrews, Arnold, Carpenter, Keyser, Owen, Prague, and Mr. Speaker—8.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, January 29th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Concurrent Resolution No. 65—Relative to Joint Committee on Compilation of Statutes being empowered to employ a clerk—which passed the Senate this day by the following vote: Yeas, 20; nays, none.

Also, Senate Memorial and Joint Resolution No. 49—Relative to extending the Government survey over the public lands in the State of Nevada—which passed the Senate this day by the following vote: Yeas, 17; nays, none.

T. A. WATERMAN,
Assistant Secretary.

Senate Concurrent Resolution No. 65—Relative to Joint Committee on the Compilation of the Laws being empowered to employ a clerk—was taken up.

Mr. Grey moved that the rules be suspended, and that the House concur in the resolution.

Motion withdrawn.

Mr. Stern moved that the consideration of the resolution be indefinitely postponed.

Carried.

Senate Joint Resolution No. 49—Relative to extending Government surveys over the public lands in the State of Nevada.

Read first time.

Mr. Street moved that Mr. Smith be authorized to act as Chairman of the Committee on Printing during the absence of Mr. Shoaff.

Carried.

On motion of Mr. Carpenter, at fifty minutes past two o'clock P. M., the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

TWENTY-FIFTH DAY.

THURSDAY, January 30th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of twenty-third and twenty-fourth days read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Committee on Judiciary, to whom was referred Assembly Bill No. 27—An Act entitled an Act for the protection of livery stable keepers—have examined the same, and refer it back to the House without recommendation.

Also, Assembly Bill No. 23—"An Act entitled an Act to encourage manufactures in the State of Nevada"—refer it back and recommend that it do not pass.

F. W. COLE, Chairman pro tem.

Mr. SPEAKER: Your Committee on Mines and Mining, to whom was referred Assembly Bill No. 26—entitled "An Act to protect the shippers of ore and quartz to custom mills for reduction"—have had the same under consideration, report the same back, and recommend its passage, as amended, to wit: On the eleventh line, of section two, after the word "paid," insert the words "sixty-five per cent. wet crushing and eighty per cent. dry crushing or roasting ores."

E. J. ELZY, Chairman.

Mr. SPEAKER: Your Committee on Ways and Means, to whom was referred deficiency report from Controller of State, have had the same

under consideration, and report a bill for the payment of the same, and recommend its passage.

Also, the claim of E. Perasich, and recommend the passage of the bill herewith submitted for the payment of said claim.

J. A. SAVAGE, Chairman.

Report of the Board of Directors of the State Orphans' Home, for the seventh and eighth fiscal years, was received by the House, from the Secretary of said Board.

Mr. Grey introduced the following resolution:

Resolved, by the Assembly, the Senate concurring, That four hundred and eighty copies of the report of the Board of Directors of the State Orphans' Home be ordered printed.

Roll called, and the resolution passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Mr. Speaker—46.

On motion of Mr. Morrison, the report was referred to the Committee on State Institutions.

COMMUNICATION FROM THE SECRETARY OF STATE.

To the honorable the Assembly:

I have the honor herewith to transmit bills as follows:

F. D. Sargent, drayage for Assembly Chamber.....	\$33 00
James Sackett, for cutting and storing 60½ cords of wood.....	75 62

J. D. MINOR, Secretary of State.

On motion of Mr. Hart, the bills were referred to Committee on Contingent Expenses.

By Mr. Hart:

Resolved, That the different committee clerks of this House be brought before the House by the Sergeant-at-Arms, and introduced to the Assembly.

On motion of Mr. Grey, the resolution was adopted.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, January 29th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 14—"An Act to create the County of Eureka and provide for its organization"—which passed the Senate this day, by the following vote: Yeas, 18; nays, 3.

Respectfully,

T. A. WATERMAN,
Assistant Secretary of Senate.

SECOND READING OF BILLS.

Senate Joint Resolution No. 49—Relative to extending the Government survey over the public lands in the State of Nevada.

Read second time, and referred to the Committee on Public Lands.

Assembly Bill No. 36, entitled "An Act to amend an Act to provide for the election of the Board of Regents, to fix their term of office, and prescribe their duties," approved March fifth, eighteen hundred and sixty-nine.

Bill read second time, and referred to the Committee on State Institutions.

By Mr. Hart:

Resolved, by the Assembly, That the Chairman on Corporations have charge of the committee clerks of this House; and applications of the Chairmen of the different committees of this House shall be made to him, and he shall supply, upon such application, clerks for the different committees.

Mr. Grey moved the adoption of the resolution.

Mr. Wallace offered the following as a substitute:

Resolved, That the committee clerks be ordered, when not engaged by any committee, to remain in the House during the session.

Mr. Wallace moved that the resolution be adopted.

Lost.

The question recurring, on the motion of Mr. Grey, to adopt the original resolution.

Motion lost.

INTRODUCTION AND FIRST READING OF BILLS.

The Committee on Ways and Means introduced Assembly Bill No. 37, entitled "An Act making appropriations for the seventh and eighth fiscal years."

Bill read first time.

Also, Assembly Bill No. 38, entitled "An Act for the relief of E. Perasich."

Bill read first time.

Mr. Prague, by leave, introduced Assembly Bill No. 39, entitled "An Act for the relief of the widow of Matthew Pixley."

Bill read first time.

Mr. Gallagher introduced Assembly Bill No. 40, entitled "An Act for the better protection of the agricultural interests of this State."

Bill read first time, and, on motion of Mr. Hart, ordered printed.

Mr. Stern introduced Assembly Bill No. 41, entitled "An Act to incorporate the Town of Gold Hill."

Mr. Stern moved that the bill be read the first time, the rules suspended, read a second time by title, and referred to the Gold Hill portion of the Storey County delegation.

Roll called, and motion lost by the following vote:

YEAS—Messrs. Andrews, Arnold, Bruner, Burgess, Carpenter, Dangberg, Derby, Fox, Gallagher, Hart, Mack, Matthews, McCall, Owen, Prague, Price, Savage, and Vinnedge—19.

NAYS—Messrs. Adams, Allen, Elzy, Grey, Keyser, Lemmon, Lyman, Morrison, Randall, Rickey, Robinson, Sanford, Shepperd, Smith, Stern, Street, Tobriner, and Twiss—19.

On motion of Mr. Randall, at twelve o'clock and thirty-five minutes p. m., the House took a recess until two o'clock p. m.

AFTERNOON SESSION.

House met at two o'clock p. m.

The Speaker in the chair.

Roll called.

Quorum present.

INTRODUCTION AND FIRST READING OF BILLS.

Assembly Bill No. 41, entitled "An Act to incorporate the Town of Gold Hill."

Bill read first time.

Mr. Owen introduced Assembly Bill No. 42, entitled "An Act for the relief of the Imperial Silver Mining Company."

Bill read first time.

Senate Bill No. 14, entitled "An Act to create the County of Eureka."

Bill read first time.

GENERAL FILE.

On motion of Mr. Grey, the House resolved itself into Committee of the Whole, for the consideration of General File.

Mr. Grey in the chair.

In time, the committee rose, and reported back Assembly Bill No. 27—entitled "An Act for the better protection of livery stable keepers"—with the recommendation that it be laid temporarily on the table.

Also, Assembly Bill No. 23—entitled “An Act to encourage manufactures in the State of Nevada”—and recommend that it be indefinitely postponed.

Also, Assembly Bill No. 26—entitled “An Act to protect the shippers of ore and quartz to custom mills for reduction”—with the recommendation that the bill be referred to the Judiciary Committee.

Assembly Bill No. 27, entitled “An Act for the better protection of livery stable keepers.”

Mr. Grey moved that the bill be indefinitely postponed.

Mr. Hart moved, as an amendment, that the report of the Committee of the Whole be adopted.

The Speaker ruled the motion out of order.

Mr. Owen moved a call of the House.

Motion carried.

Roll called.

Absent—Messrs. Allen, Craigue, Drake, Elzy, Horton, Morrison, Sheperd, and Wallace.

Mr. Cole moved that further proceedings under the call be dispensed with.

Motion lost.

Mr. Craigue appeared at the bar of the House.

On motion of Mr. Savage, Mr. Craigue was admitted to his seat.

Mr. Hart moved to take a recess for ten minutes.

Mr. Street rose to a point of order, that Mr. Hart's motion was not in order under a call of the House.

The Speaker ruled the point of order well taken.

Messrs. Hart and Sessions asked leave of absence for five minutes.

Leave granted.

Mr. Savage moved that further proceedings under the call be dispensed with.

Mr. Street rose to a point of order, that no motion could be entertained while the Assembly was under a call of the House, until the rules were first suspended.

The Speaker decided the point of order not well taken.

The question recurring on the motion of Mr. Savage, that further proceedings under the call be dispensed with, motion was lost.

Mr. Randall moved to adjourn.

Mr. Grey rose to a point of order, that the motion to adjourn could not be entertained while under a call of the House.

The Speaker ruled the point of order not well taken.

Mr. Grey appealed from the decision of the Chair.

Pending the appeal, Mr. Elzy was announced at the bar of the House, gave his excuse, and, on motion of Mr. Crawford, was allowed to take his seat.

Messrs. Morrison and Horton, appearing at the bar of the House, on motion of Mr. Stern, were admitted to their seats.

Mr. Street in the chair.

The question being, “Shall the decision of the Speaker stand as the decision of the House?” roll called, and the Speaker sustained by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Hop-pin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Prague, Price, Randall, Robinson, Sessions, Stern, Twiss, and Vinnedge—30.

NAYS—Messrs. Allen, Grey, Hart, Morrison, Owen, Rickey, Sanford, Smith, Stoddard, Street, and Tobriner—11.

The Speaker in the chair.

The motion to adjourn was then put, and the House adjourned at twenty minutes past four o'clock P. M.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

TWENTY-SIXTH DAY.

FRIDAY, January 31st, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present except Messrs. Shoaff and Wilson, absent on leave.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Committee on Engrossment, to whom was referred Assembly Bill No. 15—entitled "An Act to regulate marks and brands of stock"—beg leave to report that we have carefully compared the original with engrossed bill, and find the same correctly engrossed.

GEORGE H. MORRISON, Chairman.

Mr. SPEAKER: Your Committee on Federal Relations, to whom was referred Joint Resolution No. 12—in relation to swamp and overflowed lands—report the resolution back and recommend its passage.

J. G. PRAGUE, Chairman.

Mr. SPEAKER: Your Committee on Claims, to whom was referred Assembly Bill No. 30—entitled "An Act for the relief of C. N. Noteware"—have had the same under consideration, report it back, and recommend its passage.

N. G. ANDREWS, Chairman.

Mr. SPEAKER: Your Committee on State Institutions, to whom was referred Assembly Bill No. 29—"An Act for the government and maintenance of the State Orphans' Home"—have had the same under con-

sideration, report it back with the following amendments, to wit: Section one, of the printed bill, sixth line, strike out the words "Vice President" and insert the word "Secretary." In section four, append the words, to wit: "For that of Secretary, three hundred dollars per annum." In section six, line seven, erase the word "not" and insert the word "now," and recommend its passage.

E. C. SESSIONS, Chairman.

Mr. SPEAKER: Your Committee on Elections, to whom was referred Assembly Bill No. 31—"An Act to compensate Registration Agents for services performed in registering electors for the last general election"—report that they have had the same under consideration, and recommend its passage.

JAMES CRAWFORD, Chairman.

Mr. SPEAKER: Your Committee on Public Lands, to whom was referred Senate Joint Resolution No. 49, report that they have had the same under consideration, and recommend its passage.

J. H. HOPPIN, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Grey:

Resolved, That the Committee on Judiciary be instructed to inquire into and report on the State's title to the State Prison site.

On motion of Mr. Grey, the resolution was adopted.

Mr. Randall moved that the House take up Assembly Bill No. 21, and place it on File.

Motion carried.

Mr. Robinson introduced Assembly Concurrent Resolution No. 14—Relative to the appointment of a joint committee, to visit the Nevada Orphan Asylum, at Virginia City.

Mr. Grey moved the adoption of the resolution.

Mr. Crawford in the chair.

Mr. Drake offered the following substitute to the resolution:

Resolved, That the House accept the invitation to visit the Virginia Orphan Asylum.

On motion of Mr. Morrison, the resolution was adopted.

The Speaker in the chair.

SENATE MESSAGES.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, January 30th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 24—An Act concerning official bonds of Justices of the Peace and Constables—which passed the Senate this day by the following vote: Yeas, 21; nays, none.

Also, Senate Bill No. 31—"An Act concerning district attorneys," approved March eleventh, eighteen hundred and sixty-five—which passed the Senate this day by the following vote: Yeas, 24; nays, none.

Also, Senate Bill No. 35—"An Act to amend an Act entitled an Act to amend an Act entitled 'An Act in relation to common jails, and the prisoners thereof,'" approved March third, eighteen hundred and sixty-six—which passed the Senate this day by the following vote: Yeas, 22; nays, none.

Also, Substitute for Senate Joint Resolution No. 36—"Relative to the public lands in the State of Nevada"—which passed the Senate this day by the following vote: Yeas, 22; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, January 30th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 15—"An Act to amend an Act entitled 'An Act to provide revenue for the support of the government of the State of Nevada,'" approved March ninth, eighteen hundred and sixty-five, approved March eleventh, eighteen hundred and sixty-seven, approved March third, eighteen hundred and sixty-nine—which passed the Senate this day by the following vote: Yeas, 21; nays, none.

Also, Senate Bill No. 27—"An Act to exempt from taxation the property of the Improved Order of Red Men"—which passed the Senate this day by the following vote: Yeas, 15; nays, 7.

Also, Senate Bill No. 61—"An Act to allow convicts to testify as witnesses in prosecutions for felonies against other convicts"—which passed the Senate this day by the following vote: Yeas, 18; nays, 6.

Also, Senate Concurrent Resolution No. 69—"Relative to printing Report of State Mineralogist"—which passed the Senate this day by the following vote: Yeas, 24; nays, none.

Also, to return Assembly Concurrent Resolution No. 11—"Relative to the insane of the State of Nevada"—which passed the Senate this day by the following vote: Yeas, 19; nays, 4.

Also, to inform your honorable body that Senator McClinton is appointed, on behalf of the Senate, in accordance with Assembly Resolution No. 11.

Also, to inform your honorable body that the Senate this day concurred in Assembly amendments to Senate Bill No. 12—"An Act to provide firemen for the furnaces of the Capitol building during the sessions of the Legislature.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

SECOND READING OF BILLS.

Assembly Bill No. 39, entitled "An Act for the relief of the widow of Matthew Pixley."

Read second time and referred to the Committee on Claims.

Assembly Bill No. 37, entitled "An Act making appropriations for the seventh and eighth fiscal years."

Read second time and referred to the Committee of the Whole.

Assembly Bill No. 38, entitled "An Act for the relief of E. Perasich."

Read second time and referred to the Committee on Claims.

SPECIAL ORDER.

Substitute for Assembly Bill No. 18, entitled "An Act in relation to public highways."

Mr. Mack moved that the substitute be laid on the table.

Motion carried.

SECOND READING OF BILLS.

Assembly Bill No. 41, entitled "An Act to incorporate the Town of Gold Hill."

Mr. Cole moved that the rules be suspended, and the bill read a second time by title.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Craigue, Derby, Drake, Elzy, Fox, Gallagher, Hoppin, Keyser, Mack, Matthews, Morrison, Owen, Prague, Robinson, Sanford, Savage, Sessions, Smith, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Mr. Speaker—31.

NAYS—Messrs. Burgess, Dangberg, Grey, Hart, Horton, Lyman, McCall, Price, Randall, Rickey, Shepperd, Stern, and Street—13.

On motion, the bill was referred to the Gold Hill portion of the Storey County delegation.

Assembly Bill No. 42, entitled "An Act for the relief of the Imperial Silver Mining Company."

Read second time and referred to the Committee on Claims.

Senate Bill No. 14, entitled "An Act to create the County of Eureka and provide for its organization."

Mr. Grey moved that the rules be suspended, bill read second time by title, and referred to the Committee on Counties and County boundaries.

Roll called, and rules suspended by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Drake, Elzy, Fox, Gallagher, Grey, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, Owen, Prague, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Mr. Speaker—34.

NAYS—Messrs. Craigue, Dangberg, Derby, Hart, Lyman, McCall, Morrison, Randall, Rickey, Stern, and Street—11.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Morrison, by leave, introduced Assembly Bill No. 43, entitled "An Act to secure photographs of the State Prison convicts."

Bill read first time.

Mr. Crawford introduced Assembly Bill No. 44, entitled "An Act to amend an Act entitled 'An Act for the registration of the names of electors and to prevent fraud at elections.'"

Bill read first time.

Substitute for Senate Bill No. 24, entitled "An Act concerning the official bonds of Justices of the Peace and Constables."

Read first time.

Mr. Morrison in the chair.

Senate Bill No. 35, entitled An Act to amend an Act entitled "An Act in relation to common jails and the prisoners thereof," approved November twenty-fifth, eighteen hundred and sixty-one, approved March third, eighteen hundred and sixty-six.

Bill read first time.

Senate Bill No. 31, an Act to amend an Act entitled "An Act concerning District Attorneys," approved March eleventh, eighteen hundred and sixty-five, approved February twenty-sixth, eighteen hundred and sixty-six, approved March eleventh, eighteen hundred and sixty-seven.

Read first time.

Substitute for Senate Joint Resolution No. 36, relative to public lands in the State of Nevada.

Read first time.

Senate Bill No. 27, An Act to exempt from taxation the property of the Improved Order of Red Men.

Read first time.

Senate Bill No. 15, An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five, approved March eleventh, eighteen hundred and sixty-seven, approved March third, eighteen hundred and sixty-nine.

Read first time.

Senate Bill No. 61, entitled An Act to allow convicts to testify as witnesses in prosecutions for felonies against other convicts.

The Speaker moved that the bill be returned to the Senate, with the request that it be engrossed.

Motion carried.

Senate Concurrent Resolution No. 69, relative to printing report of the State Mineralogist.

Mr. Crawford moved to amend by inserting the following:

"*Provided*, that such cloth binding shall not be an additional cost of more than twenty-five cents per copy."

Motion adopted.

Roll called, and resolution passed, as amended, by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Dangberg, Drake, Elzy, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Sessions,

Shepperd, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, and Wallace—39.

NAY—Mr. Savage—1.

Mr. Grey moved that the House proceed to elect Assembly portion of the joint committee to proceed to California and investigate the condition of the insane of the State of Nevada, in accordance with Assembly Concurrent Resolution No. 11.

Motion carried.

Nominations being in order, Mr. Grey nominated Mr. Bowman.

Mr. Savage nominated Mr. Morrison.

Mr. Morrison declined.

Mr. Smith nominated Mr. Street.

Mr. Street declined.

Mr. Street nominated Mr. Grey.

Mr. Grey declined.

Mr. Hart nominated Mr. Owens.

Mr. Owens declined.

Mr. Elzy nominated Mr. Drake.

Mr. Drake declined.

On motion of Mr. Street, Mr. Bowman was declared unanimously elected as a committee on part of the House.

On motion of Mr. Grey, at twelve o'clock and fifty minutes P. M. the House took a recess until two o'clock P. M.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

SECOND READING OF BILLS.

Assembly Bill No. 40, entitled An Act for the better protection of the agricultural interests of this State.

Mr. Owen moved that the rules be suspended, and the bill read the second time by title.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Craigue, Crawford, Derby, Drake, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Prague, Price, Robinson, Sanford, Savage, Shepperd, Twiss, Wallace, and Mr. Speaker—32.

NAY—Mr. Stern—1.

Bill referred to Committee on Agriculture.

On motion of Mr. Owen, Assembly Bill No. 27 was referred back to its author.

THIRD READING OF BILLS.

Assembly Bill No. 15, entitled "An Act to regulate marks and brands of stock."

Read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Cole, Craigue, Dangberg, Derby, Drake, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Stoddard, Twiss, Vinnedge, Wallace, and Mr. Speaker—35.

NAYS—Messrs. Carpenter, Prague, Price, and Tobriner—4.

Senate Joint Resolution No. 49, relative to extending the Government survey over the public lands in the State of Nevada.

Read the third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Dangberg, Drake, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Mr. Speaker—38.

NAYS—None.

Assembly Bill No. 21, entitled "An Act for obtaining correct statements of the financial condition of the several counties of this State, and other matters of statistical information."

Several amendments were made thereto, and, on motion of Mr. Street, the bill was referred to a special committee of three, consisting of Messrs. Crawford, Randall, and Sessions, with instructions to report a substitute.

Assembly Bill No. 23, "An Act to encourage manufactures in the State of Nevada."

On motion of Mr. Grey, the bill was indefinitely postponed.

Assembly Bill No. 26, entitled "An Act to protect the shippers of ore and quartz to custom mills for reduction."

On motion of Mr. Hart, referred to Judiciary Committee.

Assembly Bill No. 30, entitled "An Act to reimburse C. N. Noteware for certain moneys expended in behalf of the State of Nevada."

On motion of Mr. Hart, the bill was referred to the Committee of the Whole.

Assembly Bill No. 29, entitled "An Act for the government and maintenance of the State Orphans' Home."

The amendments reported by the committee were adopted.

Mr. Mack moved that the bill be laid temporarily on the table.

Motion carried.

On motion of Mr. Adams, at three o'clock and fifty minutes P. M. the House adjourned until Monday next, at eleven o'clock A. M.

Approved:

O. H. GREY, Speaker pro tem.

Attest: A. WHITFORD, Clerk.

T W E N T Y - N I N T H D A Y .

M O N D A Y , February 3d, 1873.

House met pursuant to adjournment.

The Speaker pro tem. in the chair.

Roll called.

All present except Messrs. Shoaff, Smith, Gallagher, Wallace, and Tobriner.

Mr. Adams asked leave of absence for Mr. Smith for one day.

Leave granted.

Mr. Bruner asked leave of absence for Mr. Gallagher for one day.

Leave granted.

Mr. Savage asked leave of absence for Mr. Wallace for one day.

Leave granted.

Mr. Dangberg asked leave of absence for Mr. Tobriner for one day.

Leave granted.

Prayer by the Chaplain.

Journal of Saturday read and approved.

R E P O R T O F S T A N D I N G C O M M I T T E E .

The minority of your committee beg leave to submit the following:

The claim of William H. and Daniel G. Corbett is, in the opinion of the minority of your committee, an equitable claim against the State of Nevada, and in justice should be paid. We are brought to this conclusion from the following facts and circumstances:

The claim is for labor performed by workmen in and about the construction and completion of the State Capitol at Carson City. The labor was actually performed, and was not paid for by Peter Cavanaugh, the contractor, nor was the same secured to be paid. The State received and now holds and enjoys the benefit of this labor—it being in excess of the sums paid or claims allowed against the State for labor performed in or about the Capitol building.

The claimants, William H. and Daniel G. Corbett, received the claims they now hold in good faith, in payment for and satisfaction of sums due and payable to them for board and lodging furnished by them to the persons performing the labor. They were induced to cancel and satisfy their demands against the persons performing the labor upon the assurance and belief that the several demands would be fully paid by the State out of the sum appropriated by Act of March sixth, eighteen hundred and seventy-one.

The minority of your committee further report, that the claim of William H. and Daniel G. Corbett was not allowed by the Board of Examiners and paid out of the appropriation "to pay for labor performed in and about the construction and completion of the State Capitol at Carson," because the same was not presented to the State Board of Examiners within thirty days after the passage of said Act, and for no other reason. The justice of this claim is admitted, and the propriety of payment is fully acknowledged by the passage of the Act of March sixth, eighteen hundred and seventy-one, appropriating money to pay for this and similar demands. Were this not so, we should find no difficulty in maintaining a position so manifestly just, as that the State, having received the benefit of this labor, should make compensation

therefor—more especially since the labor was performed upon assurance given by the Building Commissioner, that it would be paid for by the State, through the instrumentality of an Act similar to that which subsequently prevailed.

The correctness of the amounts, as well as all matters to be established by proof, are shown by the Board of Examiners, and are fully disclosed in their report recommending payment by the Legislature. Nothing therefore remains except the naked question, whether this document, confessedly just, for labor confessedly performed, for which the State has received the benefit, and for which it has not paid, should be denied and rejected for the reason, and none other, that it was not presented within the thirty days specified in the statute.

Upon this point the minority of your committee find, that it was published in the "*Daily State Register*," a newspaper printed at Carson, and of general circulation therein, that claims filed on the sixth day of April, eighteen hundred and seventy-one, would be within the statutory time; and furthermore, that the then Deputy Secretary of State, who had the custody of the Act in question (it not then having been published), informed Mr. William H. Corbett—whose business it was to present said claim—that if he made presentation thereof on said sixth day of April, eighteen hundred and seventy-one, it would be in time under said Act; by which information Mr. Corbett was misled, and but for which he would have presented said claim to the State Board of Examiners within the time prescribed by law, instead of on the sixth day of April, which proved to be one day after the time had expired.

It is the opinion of the minority of your committee, that the claimants ought not to suffer, nor ought the State to derive a benefit from a mistake—the result purely of erroneous information conveyed to the claimants by the State's agent. But for the information given by the Deputy Secretary of State, this claim would have been presented in time. Shall the State take advantage of its own wrong? or, more correctly, shall the claimants be deprived of a just, and at that time, legal demand, by reason of the mistake of the State's officer? It seems to us that no such unconscionable defense should be interposed; indeed, that every principle of justice and good faith requires the exclusion of such defense and the consideration upon principles of equity and fair dealing alone. The minority of your committee beg to submit this additional suggestion: the justice of this claim, and the propriety of its allowance and payment, seem to be universally admitted.

The only reason we have heard assigned in justification of an adverse report is this: that it may be made a precedent for the allowance of other claims. To this suggestion we submit this answer. If there be other just claims (of which we are not advised), then all such claims ought to be paid. If there be not other just claims, then we do not understand how the allowance of a just one should excuse or be made the precedent for the allowance of unjust ones, except upon the theory, that the Board of Examiners and Legislature are incompetent or unwilling to perform a plain duty—an imputation which we unhesitatingly disavow.

Respectfully submitted.

J. G. PRAGUE,
E. C. SESSIONS.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 3d, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Concurrent Resolution No. 78—Relative to granting leave of absence to P. B. Miller, County Clerk of Lincoln County—which passed the Senate on January thirty-first, by the following vote: Yeas, 20; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

Senate Concurrent Resolution No. 78—Relating to granting leave of absence to P. B. Miller, County Clerk of Lincoln County.

Roll called, and the resolution passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Craigue, Derby, Drake, Elzy, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Stoddard, Street, Twiss, Vinnedge, and Wilson—33.

NAYS—Messrs. Cole, Crawford, Dangberg, Grey, Morrison, Owen, Prague, Robinson, and Stern—9.

NOTICES OF BILLS.

Mr. Crawford gave notice that he would, on some future day, ask leave to introduce a bill for an Act entitled "An Act to prevent the selling, giving, or furnishing of spirituous liquors to minors."

SECOND READING OF BILLS.

Senate Bill No. 15, entitled An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five," approved March eleventh, eighteen hundred and sixty-seven," approved March third, eighteen hundred and sixty-nine.

Read second time and referred to the Committee on Counties and County Boundaries.

Senate Bill No. 27, entitled "An Act to exempt from taxation the property of the Improved Order of Red Men."

Read second time and referred to the Committee on Corporations.

Senate Bill No. 31, entitled "An Act to amend 'An Act concerning District Attorneys, approved March eleventh, eighteen hundred and sixty-five,' approved February twenty-sixth, eighteen hundred and sixty-six," approved March eleventh, eighteen hundred and sixty-seven.

Read second time and referred to the Committee on Counties and County Boundaries.

Senate Bill No. 35, entitled "An Act to amend an Act entitled 'An Act

in relation to common jails and the prisoners thereof,' approved November twenty-fifth, eighteen hundred and sixty-one," approved March third, eighteen hundred and sixty-six.

Read second time and referred to the Judiciary Committee.

Substitute for Senate Bill No. 21, entitled "An Act concerning official bonds of Justices of the Peace and Constables."

Read a second time and referred to the Judiciary Committee.

Assembly Bill No. 44, entitled "An Act to amend an Act entitled An Act to provide for the registration of the names of electors and to prevent frauds at elections."

Read second time.

Assembly Bill No. 43, entitled "An Act to secure photographs of State Prison convicts."

Read second time and referred to the Committee on State Prison.

Substitute for Senate Joint Resolution No. 36—Relative to public lands in the State of Nevada.

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

GENERAL FILE.

Assembly Joint Resolution No. 12—Relative to swamp and overflowed lands.

On motion of Mr. Crawford, resolution ordered engrossed.

Assembly Bill No. 31, entitled "An Act to compensate registration agents for services performed in registering electors at the last general election."

On motion of Mr. Savage, bill ordered engrossed.

On motion of Mr. Morrison, the House resolved itself into Committee of the Whole for the consideration of Assembly Bill No. 37, entitled "An Act making appropriations for the seventh and eighth fiscal years."

Also, Assembly Bill No. 30, entitled "An Act to reimburse C. N. Noteware for moneys expended in behalf of the State of Nevada."

Mr. Morrison in the chair.

Message from Senate received.

In time, the committee rose, reported progress, and asked leave to sit again.

The Speaker pro tem. in the chair.

On motion of Mr. Mack, at one o'clock the House took a recess until two o'clock P. M.

AFTERNOON SESSION.

The Speaker pro tem. in the chair.

Roll called.

Quorum present.

On motion of Mr. Hart, the House resolved itself into Committee of the Whole for the consideration of General File.

Mr. Crawford in the chair.

In time, the committee rose, and reported back Assembly Bill No. 37—entitled An Act making appropriations for the seventh and eighth fiscal years—with amendments, and recommended that it pass as amended.

Also, Assembly Bill No. 30—entitled "An Act to reimburse C. N.

Noteware for moneys expended in behalf of the State of Nevada"—with the recommendation that it be indefinitely postponed.

The Speaker pro tem. in the chair.

Mr. Owen asked leave of absence for Sergeant-at Arms of Assembly, for the fourth instant.

Leave granted.

Mr. Morrison, by leave, introduced Assembly Bill No. 45, entitled "An Act to authorize the payment of the claim of Alexander Leport for wood."

Read first time.

Mr. Drake, by leave, introduced the following resolution:

Resolved, by the Assembly, That it is the sense of this House, that when messages from the Senate are presented to the House, if the House is in Committee of the Whole, that the Speaker take the chair and receive the message, and that the Clerk be required to furnish the Senate the purport of this resolution.

Resolution adopted.

Mr. Prague, by leave, introduced Assembly Bill No. 46, entitled An Act for the relief of Corbett Brothers.

Read first time.

Mr. Mack, by leave, introduced the following resolution:

Resolved, That the "Third House" of the Nevada legislative body be and is hereby tendered the use of this chamber for all legitimate legislative business appertaining to said "Third House," when not otherwise occupied.

Pending the consideration of the resolution, on motion of Mr. Owen, at four o'clock p. m. the House adjourned.

Approved:

O. H. GREY, Speaker pro tem.

Attest: A. WHITFORD, Clerk.

THIRTIETH DAY.

TUESDAY, February 4th, 1873.

House met pursuant to adjournment.

The Speaker pro tem. in the chair.

Roll called.

All present, except Messrs. Lyman, Arnold, Wallace, and Smith.

Messrs. Shoaff and Bowman absent on leave.

Mr. Dangberg asked leave of absence, for one day, for Mr. Lyman.

Leave granted.

Mr. Owen asked leave of absence, for one day, for Mr. Arnold.

Leave granted.

Mr. Craigie asked leave of absence, for one day, for Mr. Wallace.

Leave granted.

Prayer by the Chaplain, Rev. Mr. Woods.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Standing Committee on Claims, to which was referred Assembly Bill No. 39—entitled "An Act for the relief of the widow of Matthew Pixley"—have had the same under consideration, and report it back to the House, with the recommendation that it be referred to the Committee of the Whole.

Also, Assembly Bill No. 38—entitled "An Act for the relief of E. Perasich"—and recommend its passage.

Also, Assembly Bill No. 42—entitled "An Act for the relief of the Imperial Mining Company"—and recommend its passage.

Respectfully,

N. G. ANDREWS, Chairman.

Mr. SPEAKER: Your Committee on Counties and County Boundaries, to whom was referred Senate Bill No. 31—An Act to amend an Act entitled "An Act concerning District Attorneys"—report that they have had the same under consideration, and have directed their Chairman to report the same to the House, and recommend its passage.

C. H. STODDARD, Chairman.

Mr. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 33—An Act to repeal an Act entitled "An Act supplementary to an Act entitled an Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five, and the Acts amendatory thereof," approved March sixth, eighteen hundred and sixty-nine—have had the same under consideration, and report a substitute bill, with the recommendation that it do pass.

J. A. SAVAGE, Chairman.

Mr. SPEAKER: The undersigned, members of your Standing Committee on Claims, beg leave to make a minority report on Assembly Bill No. 42—entitled "An Act for the relief of the Imperial Mining Company." We have failed to find any evidence in support of the claim of said company, and recommend that the bill do not pass.

Respectfully,

J. A. SAVAGE,
J. RANDALL.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 3d, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Concurrent Resolution No. 82—Relative to printing report of Committee on Centennial Affairs—which passed the Senate this day unanimously.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

Mr. SPEAKER: Your Committee on Engrossment, to whom was referred Assembly Bill No. 31—entitled An Act to compensate registration agents for services performed in registering electors at the late general election.

Also, Assembly Joint Resolution No. 12—Relative to swamp and overflowed lands.

Beg leave to report that we have examined the same, and found them correctly engrossed.

GEO. H. MORRISON, Chairman.

COMMUNICATION FROM THE SECRETARY OF STATE.

To the honorable the Assembly:

I have the honor to transmit herewith the bill of Charles Bray, for hauling wood for the Assembly Chamber—sixty dollars and fifty cents.

Very respectfully,

J. D. MINOR,
Secretary of State.

On motion of Mr. Crawford, the bill was referred to the Committee on Contingent Expenses.

COMMUNICATION FROM THE STATE CONTROLLER.

SEAT OF GOVERNMENT,
CARSON (NEV.), February 3d, 1873. }

To the honorable the Assembly:

GENTLEMEN: I have the honor to transmit herewith a list of claims, approved by the State Board of Examiners, against the State Capitol Fund, in excess of the appropriations from that Fund, and hereby reported as deficiency.

Your obedient servant,

W. W. HOBART,
State Controller.

On motion, the claims were referred to Committee on Claims.

NOTICES OF BILLS.

Mr. Bruner gave notice that he would, on some future day, ask leave to introduce a bill for an Act to amend the revenue laws so as to provide for the taxation of the proceeds of the borax lands.

Mr. Hart, by leave, introduced Assembly Bill No. 47, entitled "An Act to amend an Act entitled an Act concerning wills."

Read first time.

Mr. Stoddard, by leave, introduced Assembly Bill No. 48, entitled "An Act to provide the State Capitol with historical paintings."

Read first time.

Mr. Prague, pursuant to previous notice, introduced Assembly Bill No. 49, entitled "An Act concerning the trespassing of stock."

Read first time, and, on motion of Mr. Hart, the rules were suspended, bill read second time by title, and referred to Committee on Agriculture.

Senate Concurrent Resolution No. 82, relative to printing report of Committee on Centennial Affairs.

Roll called, and resolution passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Carpenter, Craigue, Dangberg, Elzy, Gallagher, Grey, Hart, Hoppin, Keyser, Lemmon, Mack, Morrison, Owen, Prague, Price, Randall, Robinson, Sanford, Sessions, Shepperd, Stoddard, Street, Tobriner, Twiss, Vinnedge, and Wilson—30.

NAYS—Messrs. Crawford, Fox, and Savage—3.

SECOND READING OF BILLS.

Assembly Bill No. 45, entitled "An Act to authorize the payment of the claim of Alexander Leport, for wood furnished the State of Nevada for the use of the sixth session of the Legislature."

Read second time, and referred to Committee of the Whole.

Assembly Bill No. 46, entitled "An Act for the relief of the Corbett Brothers."

Read second time, and referred to Committee on Claims.

THIRD READING OF BILLS.

Assembly Bill No. 31, entitled "An Act to compensate registration agents for services performed in registering electors at the late general election."

Roll called, and the House refused to pass the bill by the following vote:

YEAS—Messrs. Allen, Burgess, Carpenter, Crawford, Hart, Keyser, Mack, McCall, Prague, Robinson, Sanford, Savage, Stoddard, Street, Tobriner, and Twiss—16.

NAYS—Messrs. Adams, Andrews, Bruner, Cole, Craigue, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hoppin, Horton, Lemmon, Matthews, Morrison, Owen, Price, Randall, Rickey, Sessions, Shepperd, Stern, Vinnedge, and Wilson—25.

Assembly Joint Resolution No. 12—Relative to swamp and overflowed lands.

Read third time.

Roll called, and resolution passed by the following vote:

YEAS—Messrs. Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Hart, Hoppin, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, and Wilson—36.

NAYS—Messrs. Adams, Grey, and Sessions—3.

Assembly Bill No. 30, entitled "An Act to reimburse C. N. Noteware for certain moneys expended in behalf of the State of Nevada."

On motion of Mr. Cole, the bill was indefinitely postponed.

Assembly Bill No. 44, entitled An Act to amend an Act entitled "An Act to provide for the registration of the names of electors, and to prevent frauds at elections."

On motion of Mr. Crawford, the bill was ordered engrossed.

Senate Bill No. 31, entitled An Act to amend an Act entitled "'An Act concerning District Attorneys, approved March eleven, eighteen hundred and sixty-five,' approved February twenty-sixth, eighteen hundred and sixty-six," approved March eleventh, eighteen hundred and sixty-seven.

Mr. Prague moved to refer the bill to a special committee of one, to amend section one as follows: After the words "County of Nye," strike out the words "one thousand," and in lieu thereof, insert the words "twelve hundred."

Motion carried, and Mr. Prague appointed as such committee, with instructions to amend.

In time, Mr. Prague reported the bill back, amended as per instructions.

Mr. Elzy moved to amend the third subdivision so as to read as follows: "The Board of County Commissioners of Lander County to fix the salary of the District Attorney of said county, not to exceed two thousand dollars."

Motion lost.

Mr. Matthews moved that the bill be referred to a committee of one, with instructions to amend by increasing the salary of the District Attorney of White Pine County from fifteen hundred to two thousand dollars.

Motion carried, and Mr. Matthews appointed such committee, who, in time, reported the amendment made as per instructions.

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Stern, Stoddard, Tobriner, Twiss, Vinnedge, and Wilson—38.

NAY—Mr. Elzy—1.

Substitute to Assembly Bill No. 33, entitled "An Act to repeal an Act entitled an Act supplementary to an Act entitled An Act to provide

revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five, and the Act amendatory thereof," approved March sixth, eighteen hundred and sixty-nine.

On motion of Mr. Savage, the substitute was adopted and ordered engrossed.

Assembly Bill No. 39, entitled An Act for the relief of the widow of Matthew Pixley.

On motion, bill referred to Committee of the Whole.

Assembly Bill No. 42, entitled "An Act for the relief of the Imperial Silver Mining Company."

On motion, bill referred to Committee of the Whole.

Assembly Bill No. 38, entitled "An Act for the relief of E. Perasich."

On motion, referred to Committee of the Whole.

REPORT OF SPECIAL COMMITTEE.

Mr. SPEAKER: Your committee to whom was referred Assembly Bill No. 41—entitled "An Act to incorporate the Town of Gold Hill"—most respectfully report that they have had the same under consideration, and recommend its passage.

E. L. STERN,
Chairman Gold Hill Delegation.

Assembly Bill No. 41, entitled "An Act to incorporate the Town of Gold Hill."

Mr. Stern moved that the bill be ordered engrossed.

Pending the consideration of the same, on motion of Mr. Owen, at twelve o'clock and thirty minutes P. M. the House took a recess until two o'clock P. M.

AFTERNOON SESSION.

The Speaker pro tem. in the chair.

Roll called.

Quorum present.

Mr. Stern renewed his motion to order Assembly Bill No. 41—entitled "An Act to incorporate the Town of Gold Hill"—to engrossment.

Motion carried, and bill ordered engrossed.

On motion of Mr. Hart, the House resolved itself into a Committee of the Whole, for the consideration of the General File.

Mr. Owen in the chair.

In time, the committee rose, and reported back Assembly Bill No. 39—entitled "An Act for the relief of the widow of Matthew Pixley"—with an amendment, and with recommendation that the bill be ordered engrossed, as amended.

Also, Assembly Bill No. 42—entitled "An Act for the relief of the Imperial Silver Mining Company"—with the recommendation that it be engrossed.

Also, Assembly Bill No. 38—entitled "An Act for the relief of E. Perasich"—and recommend its engrossment.

Also, Assembly Bill No. 45—entitled “An Act to authorize the payment of the claim of Alexander Leport, for wood furnished the State of Nevada for the use of the sixth session of the Nevada Legislature”—recommending that the bill be referred to the Committee on Contingent Expenses.

The Speaker pro tem. in the chair.

Mr. Crawford, by leave, introduced the following resolution:

Resolved, That the State Controller be and he is hereby authorized and required to draw his warrant in favor of Richard Paddock, Sergeant-at-Arms of the Assembly, for one thousand five hundred dollars, out of the Contingent Fund of the Assembly.

Resolved, That the Sergeant-at-Arms is hereby directed to deposit the amount of said warrant in the banking house of Wells, Fargo & Co., in this city, to be drawn out upon scrip issued by resolution of the Assembly on said Contingent Fund; and any moneys remaining after all of said scrip shall have been paid, shall, upon order of the Controller, be returned to the Treasury, to the credit of the General Fund.

On motion of Mr. Crawford, the resolutions were adopted.

By Mr. Dangberg:

Resolved, That the standing committees of this House be requested to report to the Assembly, on the fifth instant, the numbers and titles of all bills now in their possession, and which have been referred to them prior to January seventeenth, eighteen hundred and seventy-three.

Resolution adopted.

GENERAL FILE.

Assembly Bill No. 39, entitled “An Act for the relief of the widow of Matthew Pixley.”

The amendment reported by the Committee of the Whole, to wit: To strike out “four thousand,” and in lieu thereof insert the words “twenty-five hundred,” was adopted, and bill ordered engrossed.

Mr. Prague moved to adjourn.

Lost.

Assembly Bill No. 42, entitled “An Act for the relief of the Imperial Silver Mining Company.”

On motion of Mr. Randall, was ordered engrossed.

Assembly Bill No. 45, entitled “An Act to provide for the payment of the claim of Alexander Leport, for wood furnished the sixth session of the Nevada Legislature.”

Bill referred to Committee on Contingent Expenses.

On motion of Mr. Keyser, at three o'clock and forty minutes p. m., the House adjourned.

Approved:

O. H. GREY, Speaker pro tem.

Attest: A. WHITFORD, Clerk.

THIRTY-FIRST DAY.

WEDNESDAY, February 5th, 1873.

House met pursuant to adjournment.

The Speaker pro tem. in the chair.

Roll called.

All present except Messrs. Bowman and Shoaff, absent on leave.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Corporations, to whom was referred Senate Bill No. 27—An Act to exempt from taxation the property of the Improved Order of Red Men—have had the same under their consideration, and beg leave to report the same back to the House without recommendation.

SAMUEL OWEN, Chairman.

MR. SPEAKER: Your Committee on Claims, to which was referred the deficiency claims which were incurred in the construction and completion of the State Capitol, have had the same under consideration, and report them back, with the recommendation that their further consideration be indefinitely postponed.

Also, Assembly Bill No. 46—entitled "An Act for the relief of Corbett Brothers"—and recommend that it do not pass.

N. G. ANDREWS, Chairman.

MR. SPEAKER: Your Committee on Agriculture, to whom was referred Assembly Bill No. 14—An Act concerning lawful fences and animals trespassing on premises lawfully inclosed.

Also, Assembly Bill No. 40—An Act for the better protection of the agricultural interests in this State.

Also, Assembly Bill No. 49—An Act concerning the trespassing of stock.

Have had the same under consideration, and beg leave to report the same back to the House, with the recommendation that they and each of them be indefinitely postponed.

T. B. RICKEY, Chairman.

MR. SPEAKER: Your Committee on Judiciary, to whom was referred Assembly Bill No. 16—entitled "An Act to prevent bribery"—have had the same under consideration, and refer the same back to the House, recommending its passage.

F. W. COLE, Chairman pro tem.

Mr. Crawford, by leave, introduced the following:

Resolved, by the Assembly, That the salaries of extra clerks, pages, and messengers, created by resolution heretofore, be paid out of the Contingent Fund of the Assembly, as certified to by the Chief Clerk.

On motion of Mr. Crawford, the resolution was adopted.

REPORT OF SPECIAL COMMITTEE.

Mr. SPEAKER: Your special committee to whom was referred Assembly Bill No. 21, have had the same under consideration, and instructed their Chairman to report a substitute therefor, and recommend its passage.

J. RANDALL, Chairman.

Mr. Stoddard introduced the following:

Resolved, That the House Committee on Counties and County Boundaries be authorized to administer oaths and to send for papers and persons.

By Mr. Drake:

Resolved, That James D. Minor, Secretary of State, be and is hereby authorized to tender the free use of this Assembly Hall to the Right Worthy Grand Lodge of I. O. O. F., of the State of Nevada, for their next annual meeting in this city, in June next, A. D. eighteen hundred and seventy-three.

Adopted.

Mr. SPEAKER: Your Committee on Judiciary, to whom was referred Senate Bill No. 24—entitled An Act concerning official bonds of Justices of the Peace and Constables—have had the same under consideration, and refer it back to the House and recommend it do pass.

Also, Assembly Bill No. 32—entitled An Act concerning the terms of Courts in the several judicial districts of this State—and refer the same back to the House, and recommend it do not pass.

F. V. DRAKE, Chairman.

MESSAGES FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, February 4th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 25—An Act to authorize the County Commissioners of Douglas County to levy a tax for building purposes—which passed the Senate this day by the following vote: Yeas, 20; nays, none.

Also, Senate substitute for Assembly Bill No. 3—An Act to amend an Act entitled "An Act to create the office of State Printer, define the duties and compensation thereof, and provide for the time and manner of election," approved January tenth, eighteen hundred and sixty-five—which passed the Senate this day by the following vote: Yeas, 20; nays, none.

For your concurrence.

Respectfully,

T. A. WATERMAN,

Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER, }
 CARSON CITY, February 4th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit for the consideration of your honorable body Senate Bill No. 16—An Act to amend an Act entitled "An Act defining the duties of the Attorney General of the State of Nevada," approved March eleventh, eighteen hundred and sixty-seven—which passed the Senate this day by the following vote: Yeas, 20; nays, none.

Respectfully,

T. A. WATERMAN,
 Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER, }
 CARSON CITY, February 4th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 60—An Act to amend an Act entitled "An Act to provide for the payment of the outstanding indebtedness of Virginia, Storey County," approved January twenty-seventh, eighteen hundred and sixty-five—which passed the Senate this day by the following vote: Yeas—20; nays, none.

Also, Senate Bill No. 62—An Act concerning records now in the custody of County Recorders of this State—which passed the Senate this day by the following vote: Yeas, 20; nays, none.

Also, Senate Bill No. 70—An Act concerning the terms of Court in the Second Judicial District—which passed the Senate this day by the following vote: Yeas, 19; nays, none.

Also, Senate Bill No. 74—An Act authorizing the School Trustees of School District No. 1, Ormsby County, to issue warrants to cover certain indebtedness for building a school house in said district—which passed the Senate this day by the following vote: Yeas, 20; nays, none.

Also, substitute for Concurrent Resolution No. 37—Relative to the saline lands in the State of Nevada—which passed the Senate this day by the following vote: Yeas, 21; nays, none.

Respectfully,

T. A. WATERMAN,
 Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER, }
 CARSON CITY, February 4th, 1873. }

To the honorable the Assembly:

I have the honor to herewith inform your honorable body that Assembly amendments to Senate Concurrent Resolution No. 69—Relative to printing report of State Mineralogist—were this day concurred in by the following vote: Yeas, 18; nays, none.

Respectfully,

T. A. WATERMAN,
 Assistant Secretary.

Mr. Price, by leave, gave notice that he would, on some future day, ask leave to introduce a bill for an Act to improve the Truckee River for the purpose of floating timber, lumber, and cordwood, and for constructing flumes and booms for landing the same.

SECOND READING OF BILLS.

Assembly Bill No. 48, entitled "An Act to provide the State Capitol with historical paintings."

On motion of Mr. Crawford, the rules were suspended, bill read second time by title, and referred to Committee on State Institutions.

Assembly Bill No. 47, entitled an Act to amend an Act entitled "An Act concerning wills."

Read second time, and referred to Judiciary Committee.

FIRST READING OF BILLS.

Mr. Adams, pursuant to previous notice, introduced Assembly Bill No. 50, entitled "An Act to amend an Act entitled an Act supplementary to and amendatory of an Act entitled an Act to provide for the payment of the outstanding indebtedness of Virginia, Storey County," approved January twenty-seventh, eighteen hundred and sixty-five, approved March second, eighteen hundred and seventy-three.

Read first time, and, on motion of Mr. Cole, rules suspended, and bill read second time by title, and referred to Virginia portion of Storey County delegation.

Mr. Allen, in pursuance to previous notice, introduced Assembly Bill No. 51, entitled "An Act to fix the compensation of County Commissioners."

Read first time.

Mr. Owen, pursuant to previous notice, introduced Assembly Bill No. 52, entitled "An Act defining the duties of railroad companies, and their liability [for injury] to domestic animals."

Read first time.

Mr. Crawford, pursuant to previous notice, introduced Assembly Bill No. 53, entitled An Act to prohibit the sale of intoxicating drinks in theaters and other places of amusement, and to prevent the furnishing of liquors to minors.

Read first time.

Senate Bill No. 74, entitled an Act authorizing the School Trustees of School District No. 1, Ormsby County, to issue warrants to cover certain indebtedness for building a school house in said district.

Read first time, rules suspended, read second time by title, and referred to Ormsby County delegation.

Senate Bill No. 16, entitled an Act to amend an Act entitled "An Act defining the duties of the Attorney General of the State of Nevada," approved March eleventh, eighteen hundred and sixty-seven.

Read first time.

Senate Substitute for Assembly Bill No. 3, entitled an Act to amend an Act entitled "An Act to create the office of State Printer."

Read first time.

Senate Bill No. 60, entitled "An Act to amend an Act entitled an Act to provide for the payment of the outstanding indebtedness of Virginia, Storey County," approved January first, eighteen hundred and sixty-five.

Read first time, rules suspended, read second time by title, and referred to Virginia portion of Storey County delegation.

Substitute to Senate Concurrent Resolution No. 37—Relative to saline lands in the State of Nevada.

Read first time.

Senate Bill No. 70, entitled "An Act concerning the terms of Court in the Second Judicial District."

Read first time.

Senate Bill No. 62, entitled "An Act concerning records now in the custody of County Recorders of this State."

Read first time.

THIRD READING OF BILLS.

Senate Bill No. 24, entitled "An Act concerning official bonds of Justices of the Peace and Constables."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—43.

NAYS—None.

Senate Bill No. 27, entitled "An Act to exempt from taxation the property of the Improved Order of Red Men."

Bill read third time, and lost by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Burgess, Crawford, Mack, Morrison, Owen, Prague, Price, Rickey, Robinson, Sanford, Shepperd, Smith, Stern, Tobriner, Wallace, and Wilson—19.

NAYS—Messrs. Bruner, Carpenter, Cole, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Randall, Savage, Stoddard, Street, Twiss, and Vinnedge—23.

Assembly Bill No. 49, entitled "An Act concerning the trespassing of stock."

Mr. Rickey moved to indefinitely postpone.

Mr. Prague moved to lay on the table.

Motion carried.

Assembly Bill No. 40, entitled "An Act for the better protection of the agricultural interests in this State."

Mr. Rickey moved to indefinitely postpone the bill.

Mr. Gallagher moved to lay the bill on the table.

Motion carried.

Assembly Bill No. 14, entitled "An Act concerning lawful fences, and animals trespassing on premises lawfully inclosed."

Mr. Rickey moved to lay the bill on the table.

Motion carried.

Substitute to Assembly Bill No. 21, entitled "An Act for obtaining correct statements of the financial condition of the several counties of this State, and other matters of statistical information."

Mr. Fox moved the adoption of the substitute.

Motion carried, and, on motion of Mr. Stern, bill ordered engrossed.

Assembly Bill No. 32, entitled "An act concerning the terms of Court in the several judicial districts of this State."

Mr. Sessions moved to indefinitely postpone the bill.

Motion lost, and, on motion of Mr. Morrison, the bill was ordered engrossed.

Assembly Bill No. 16, entitled "An Act to prevent bribery."

Mr. Cole moved to refer the bill to the Committee of the Whole, and bill so referred.

On motion of Mr. Owen, at twelve o'clock and forty-five minutes P. M., the House took a recess until two o'clock P. M.

AFTERNOON SESSION.

The Speaker pro tem. in the chair.

Roll called.

Quorum present.

On motion of Mr. Morrison, Assembly Bill No. 29 was taken from the table.

Mr. Street in the chair.

Mr. Savage moved that the House resolve itself into Committee of the Whole, for the consideration of Assembly Bill No. 29, entitled "An Act for the government and maintenance of the State Orphans' Home."

Motion lost.

Mr. Savage moved to amend section two, line five, of printed bill, as follows: Insert after the word "Legislature" the words "or any member thereof."

Motion lost.

Mr. Grey moved to amend by reducing the Secretary's salary from three hundred dollars to two hundred and fifty dollars.

Motion lost.

Mr. Grey offered the following substitute to section eleven:

"The said Board shall, on presentation of a certificate of the fitness of any parent or guardian, from whom a half orphan has been taken, release and return to said parent or guardian, such orphan or half orphan. But in all such indentures of apprentices, the Board shall have the power to resume control of such orphan or half orphan, when in the opinion of said District Judge it is for the best interest of said orphan."

Substitute withdrawn.

Mr. Drake offered the following substitute, which was accepted by Mr. Grey:

"The Board, on the certificate of the District Judge of the county from which any orphan or half orphan was sent, that the parent or guardian is competent to resume the guardianship of such orphan, shall release said orphan and return him or her to such guardian, and such guardian shall be required to pay all the expenses incident to the removal and return of such orphan to his or her guardian."

On motion of Mr. Drake, the substitute offered by him was inserted in lieu of section fourteen.

Mr. Hart offered the following sections to the bill, sections fifteen, sixteen, and seventeen, making section fourteen of the original bill section eighteen:

SEC. 15. It shall be the duty of the Superintendent and Matron to furnish, on the first Monday of each quarter of the year, to the Board of Directors, an estimate of all stores, supplies, and fuel required for the use of the State Orphans' Home for the next ensuing three months. Said estimate shall state the kind, quality, and amount of such stores, supplies, and fuel, and shall be filed in the office of the Secretary, always subject to examination.

SEC. 16. The Board of Directors, on the receipt of said estimate, shall give notice, by advertisement in one daily paper in Ormsby County, for six days, that sealed proposals will be received for furnishing to the State Orphans' Home, the amount, quality, and kind of stores, supplies, and fuel contained in the quarterly estimate, now on file in the office of the Secretary of the Board of Directors of the State Orphans' Home.

SEC. 17. The Board of Directors and Secretary are hereby directed to meet at the office of the Secretary on the first Monday of the second week in each quarter, and then and there open all the sealed proposals. The lowest sealed proposals in price shall be accepted, and noted in the minutes of the Secretary; and the Secretary shall notify the person or persons of [the acceptance of] their proposals for furnishing the State Orphans' Home with stores, supplies, and fuel; *provided*, the Board of Directors shall have the right to reject any and all bids from persons not responsible.

Amendments adopted.

On motion of Mr. Cole, the Clerk was instructed to amend a clerical error in the title.

Mr. Grey moved that the bill be ordered engrossed as amended.

Motion carried.

REPORT OF JUDICIARY COMMITTEE.

Mr. SPEAKER: In accordance with a resolution asking for a report of the number of bills submitted to the Judiciary Committee prior to January seventeenth, eighteen hundred and seventy-three, would report as follows:

Assembly Bill No. 6, entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto."

Assembly Bill No. 10, entitled An Act to amend an Act entitled "An Act providing for the better enforcement of the revenue laws of the State of Nevada."

Also, resolution in relation to regulating fares and freights on the Central Pacific Railroad.

Are still held in the hands of the committee.

F. V. DRAKE, Chairman.

Assembly Bill No. 46, entitled "An Act for the relief of Corbett Brothers."

Mr. Grey moved to indefinitely postpone the bill.

Mr. Prague moved to lay the bill on the table.

Motion lost.

The question recurring on the motion to indefinitely postpone, was carried.

REPORT OF COMMITTEE ON ENGROSSMENT.

Mr. SPEAKER: Your Standing Committee on Engrossment, to whom was referred for examination Assembly Bills Nos. 33, 37, 39, 42, and 44, beg leave to report, that we have carefully compared the same and find them correctly engrossed.

GEORGE H. MORRISON, Chairman.

THIRD READING OF BILLS.

Substitute to Assembly Bill No. 33, entitled "An Act to repeal an Act entitled an Act supplementary to an Act entitled an Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five, and the Acts amendatory thereof, approved March sixth, eighteen hundred and sixty-nine.

Bill read third time.

Roll called, and bill passed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, McCall, Owen, Prague, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Smith, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—36.

NAYS—None.

Assembly Bill No. 37, entitled "An Act making appropriations for seventh and eighth fiscal years."

Read third time.

Roll called, and bill passed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Dangberg, Derby, Fox, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, McCall, Owen, Prague, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Smith, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—34.

NAYS—None.

Assembly Bill No. 38, entitled "An Act for the relief of E. Perasich."

Pending the consideration, Mr. Crawford asked leave of absence for Mr. Andrews for one day.

Leave granted.

Mr. Cole moved a call of the House.

Mr. Elzy moved to adjourn.

Motion carried.

And at three o'clock and forty minutes p. m. the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

THIRTY-SECOND DAY.

THURSDAY, February 6th, 1873.

The House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present except Messrs. Shoaff and Andrews—Mr. Shoaff absent on leave.

Mr. Owen asked leave of absence for Mr. Andrews for one day.

Leave granted.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Federal Relations, to whom was referred substitute for Senate Joint Resolution No. 36—Relative to public lands in the State of Nevada—have had the same under consideration, and beg leave respectfully to report the same back, with a recommendation that it do pass.

J. G. PRAGUE, Chairman.

MR. SPEAKER: Your Committee on Elections, to whom was referred Assembly Bill No. 19—entitled an Act concerning elections—report the same back to the House, and recommend that it be referred to the Judiciary Committee.

JAMES CRAWFORD, Chairman.

MR. SPEAKER: The majority of your Committee on Agriculture, to whom was referred Assembly Bill No. 35—entitled an Act to amend an Act entitled an Act concerning unlawful stock, approved April tenth, eighteen hundred and sixty-two—have carefully examined the same, and beg leave to report herewith the fact that they have come to an unfavorable conclusion thereon, and hereby recommend that the bill do not pass.

J. B. GALLAGHER,
F. LEMMON,
JOHN O. TWISS,
C. ALLEN.

MR. SPEAKER: The undersigned, the Chairman of your Standing Committee on Agriculture, respectfully makes the following minority report on Assembly Bill No. 35—entitled an Act to amend an Act entitled "An Act concerning unlawful stock," approved April tenth, eighteen hundred and sixty-two—have had the same under careful examination, and herewith transmit the same back to your honorable body, with the recommendation that it pass.

T. B. RICKEY, Chairman.

Mr. Grey, from the Committee on Contingent Expenses, to which was referred the bills of J. D. Minor, Mr. Meder, J. Sackett, F. F. Sargent, H. R. Whitehill, John Day, Richard Mills, and Richard Paddock, report

that they have had the same under consideration, have come to a conclusion thereon, and directed their Chairman to report the same to the House, with amendments.

The bill of J. Sackett, for cutting and piling wood—seventy-five dollars and fifty cents—is disallowed by the committee.

Resolved, That the Sergeant-at-Arms be and is hereby authorized to draw his warrant on the Contingent Fund, in favor of the following named parties, for the following amounts, to wit:

To whom due.	Bill.	Allowed.
H. B. Meder.....	\$32 00	\$32 00
F. F. Sargent.....	33 00	20 00
H. R. Whitehill.....	112 50	112 50
J. D. Minor.....	279 44	279 44
John Day.....	19 00	19 00
Richard Mills.....	27 00	27 00
Richard Paddock	196 13	166 13

On motion of Mr. Grey, resolution adopted.

Mr. SPEAKER: Your Committee on Counties and County Boundaries, to whom was referred Senate Bill No. 15, report that they have had the same under consideration, and have directed their Chairman to report the same to the House, and recommend that it be referred to the Committee of the Whole.

C. H. STODDARD, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. SPEAKER: Your committee to whom was referred Senate Bill No. 74—entitled An Act authorizing School District Number One, Ormsby County, to issue warrants to cover certain indebtedness for building a school house in said district—report that they have had the same under consideration, and recommend that it do pass.

JACOB TOBRINER,
For Ormsby County Delegation.

MOTIONS AND RESOLUTIONS.

By Mr. Prague:

Resolved, That the Standing Committee on Federal Relations be and are hereby empowered to administer oaths, if deemed necessary, and send for persons and papers.

On motion, resolution adopted.

SENATE MESSAGES.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 5th, 1873. }

To the honorable the Assembly:

I have the honor herewith to inform your honorable body that the Senate, this day, refused to concur in Assembly amendments to Senate Bill No. 31—entitled “An Act to amend an Act entitled ‘An Act concerning District Attorneys, approved March eleventh, eighteen hundred and sixty-five, approved February twenty-sixth, eighteen hundred and sixty-six,’ approved March eleventh, eighteen hundred and sixty-seven”—and there has been appointed, on behalf of the Senate, the following committee of conference, viz: Messrs. Walter, Cleveland, and Clapp.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 5th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 13—Relative to printing report of the Commissioners of the Orphans’ Home—which passed the Senate this day, by the following vote: Yeas, 13; nays, 3.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 5th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 26—entitled an Act providing for the government of the cities and towns of this State—which passed the Senate this day, by the following vote: Yeas, 18; nays, none.

Also, Senate Bill No. 81—entitled An Act to incorporate the Miners’ Union and Ancient Order of Hibernians—which passed the Senate this day, by the following vote: Yeas, 18; nays, none.

Also, return Assembly Bill No. 24—entitled an Act concerning the determination of conflicting rights to mining claims in certain cases—which passed the Senate this day, by the following vote: Yeas, 18; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

Mr. Grey moved that the House recede from its amendments to Senate Bill No. 31, entitled "An Act to amend an Act concerning District Attorneys, approved March eleventh, eighteen hundred and sixty-five, approved February twenty-sixth, eighteen hundred and sixty-six, approved March eleventh, eighteen hundred and sixty-seven."

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Carpenter, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Smith, Stern, Tobriner, Twiss, and Wilson—33.

NAYS—Messrs. Burgess, Cole, Craigue, Mack, Owen, Savage, Stoddard, Street, Vinnedge, Wallace, and Mr. Speaker—11.

NOTICES OF BILLS.

Mr. Shepperd gave notice that he would, on some future day, ask leave to introduce a bill for "An Act to amend an Act entitled an Act to restrict gaming."

Mr. Crawford gave notice that he would, on some future day, introduce a bill for an Act to prohibit the holding of lotteries, and the sale of tickets therefor.

SECOND READING OF BILLS.

Assembly Bill No. 51, entitled "An Act to fix the compensation of County Commissioners."

Read second time.

Assembly Bill No. 53, entitled "An Act to prohibit the sale of intoxicating drinks in theaters and other places of amusement, and to prevent the furnishing of liquors to minors."

Read second time, and referred to Committee on Public Morals.

Senate Bill No. 16, entitled an Act to amend an Act entitled "An Act defining the duties of the Attorney General of the State of Nevada," approved March eleventh, eighteen hundred and sixty-seven.

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

Senate Bill No. 70, entitled "An Act concerning the terms of Court in the Second Judicial District."

Read second time, and, on motion of Mr. Tobriner, referred to Douglas, Ormsby, and Washoe County delegations.

Senate Substitute for Assembly Bill No. 3, entitled "An Act to amend an Act entitled an Act to create the office of State Printer."

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

Substitute for Senate Concurrent Resolution No. 37—Relative to saline lands in the State of Nevada.

Read second time, and referred to the Committee on Public Lands.

Senate Bill No. 62, entitled "An Act concerning records now in the custody of County Recorders of this State."

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

Mr. Grey moved that the vote by which the House amendments to Senate Bill No. 31, entitled "An Act to amend an Act concerning District Attorneys," approved March eleventh, eighteen hundred and sixty-five, approved February twenty-sixth, eighteen hundred and sixty-six, ap-

proved March eleventh, eighteen hundred and sixty seven, were receded from, be reconsidered.

Motion carried.

The Speaker then appointed, as a committee of conference, on part of the House, Messrs. Grey, Wallace, and Hoppin.

INTRODUCTION OF BILLS.

Mr. Hart, in pursuance to previous notice, introduced Assembly Bill No. 54, entitled "An Act to appropriate money for the payment of certain claims against the State of Nevada."

On motion of Mr. Hart, the rules were suspended, bill read first and second times by title, referred to the Committee on Military and Indian Affairs, and ordered printed.

Mr. Allen, by leave, introduced Assembly Bill No. 55, entitled "An Act to authorize Nelson Hammond and others to build and maintain cordwood and timber booms across the Truckee River."

Read first time.

Mr. Prague, by leave, introduced Assembly Bill No. 56, entitled "An Act to regulate the collection of taxes in disputed territory between counties."

Read first time.

Mr. Smith, by leave, introduced Assembly Bill No. 57, entitled "An Act for the relief of R. Webber and D. B. Collins."

Read first time.

Senate Bill No. 26, entitled "An Act to provide for the government of cities and towns in this State."

Read first time, and, on motion of Mr. Randall, the rules were suspended, bill read second time by title, and referred to the Committee on State Institutions.

Senate Bill No. 81, entitled "An Act to incorporate the Miners' Union and the Ancient Order of Hibernians."

Read first time.

On motion of Mr. Owen, at forty-five minutes past one o'clock P. M., the House took a recess until two o'clock P. M.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE.

Assembly Bill No. 38, entitled "An Act for the relief of E. Perasich."

Pending the consideration of the bill, Messrs. Grey, Carpenter, and Rickey moved a call of the House.

Motion carried.

Roll called.

Absent—Messrs. Burgess, Crawford, Elzy, Gallagher, Price, and Sessions.

Mr. Bruner moved that further proceedings under the call be dispensed with.

Pending the motion, Mr. Crawford appeared at the bar of the House, and, on motion of Mr. Stern, was admitted to his seat without excuse.

Messrs. Gallagher and Elzy, appearing at the bar of the House, on motion of Mr. Crawford, were admitted to their seats without excuse.

The question recurring upon the motion of Mr. Bruner to dispense with further proceedings under the call, the motion was lost.

The Sergeant-at-Arms announced at the bar of the House, Messrs. Price and Burgess, and, on motion, they were allowed to take their seats.

Mr. Tobriner moved that further proceedings under the call be dispensed with.

Carried.

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Bruner, Burgess, Craigue, Dangberg, Derby, Drake, Elzy, Hart, Hoppin, Keyser, Lyman, Mack, McCall, Prague, Price, Randall, Robinson, Savage, Shepperd, Shoaff, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—26.

NAYS—Messrs. Adams, Allen, Arnold, Carpenter, Cole, Crawford, Fox, Gallagher, Grey, Horton, Lemmon, Matthews, Morrison, Owen, Rickey, Sanford, Smith, Stern, Stoddard, and Vinnedge—20.

Assembly Bill No. 39, entitled "An Act for the relief of the widow of Matthew Pixley."

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Bruner, Burgess, Carpenter, Craigue, Derby, Drake, Elzy, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, Prague, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Mr. Speaker—30.

NAYS—Messrs. Adams, Arnold, Cole, Crawford, Dangberg, Fox, Gallagher, Grey, McCall, Morrison, Owen, Price, Randall, Smith, Stern, and Wilson—16.

Assembly Bill No. 42, entitled "An Act for the relief of the Imperial Silver Mining Company."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Burgess, Crawford, Dangberg, Derby, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Rickey, Robinson, Sanford, Shepperd, Smith, Stern, Street, Tobriner, Vinnedge, Wilson, and Mr. Speaker—31.

NAYS—Messrs. Bruner, Carpenter, Craigue, Drake, Elzy, Fox, Lemmon, Mack, Randall, Savage, Shoaff, Stoddard, Twiss, and Wallace—14.

Assembly Bill No. 44, entitled "An Act to amend an Act entitled 'An Act to provide for the registration of the names of electors, and to prevent fraud at elections.'"

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Galla-

gher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—44.

NAYS—Mr. Shoaff and Mr. Speaker—2.

Assembly Bill No. 19, entitled "An Act concerning election proclamations, election tickets and ballots, and for the better preservation of the purity of elections."

Referred to Judiciary Committee.

Assembly Bill No. 35, entitled An Act to amend An Act entitled "An Act concerning unlawful stock," approved April tenth, eighteen hundred and sixty-two.

Referred to Committee of the Whole.

Senate Bill No. 15, entitled An Act to amend "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five, approved March eleventh, eighteen hundred and sixty-seven, approved March third, eighteen hundred and sixty-nine.

Referred to Committee of the Whole.

Senate Bill No. 74, entitled "An Act authorizing the School Trustees of School District No. 1, Ormsby County, to issue warrants to cover certain indebtedness for building a school house in said district."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Burgess, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—45.

NAY—Mr. Carpenter—1.

Substitute for Joint Resolution No. 36—Relative to public lands in the State of Nevada.

Read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—Messrs. Grey, Owen, Robinson, and Street—4.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred, for examination, Assembly Bill No. 29—entitled "An Act for the government and maintenance of the State Orphans' Home"—report that they have carefully compared the same with the original bill and find it correctly engrossed.

GEORGE H. MORRISON, Chairman.

Assembly Bill No. 29, as reported by the Committee on Engrossment—entitled “An Act for the government and maintenance of the State Orphans’ Home”—on its third reading.

Mr. Street moved that a special committee of one be appointed to strike out, in section one, the words “Superintendent of Public Instruction and Surveyor General.”

Motion lost.

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Craigie, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—46.

NAYS—None.

Mr. Morrison, by leave, introduced the following:

Resolved, That under a call of the House and the arrest of an absentee, the fact that such absentee was engaged in attending to the business of a committee of this House, shall be considered a sufficient excuse to absolve him from fine, and entitle him to the occupation of his seat.

Pending the consideration of the resolution, at four o’clock p. m., on motion of Mr. Elzy, the House adjourned.

Approved: JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

THIRTY-THIRD DAY.

FRIDAY, February 7th, 1873.

The House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present, except Mr. Street.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Committee on Engrossment, to whom was referred for examination the substitute for Assembly Bill No. 21—entitled “An Act to provide for obtaining a correct statement of the financial condi-

tion of the several counties of this State, and other matters of statistical information"—have carefully compared the original bill with the engrossed copy, and beg leave to report the same correctly engrossed.

GEO. H. MORRISON, Chairman.

Mr. SPEAKER: Your Committee on State Institutions, to whom was referred Assembly Bill No. 48—entitled "An Act to provide the State Capitol with historical paintings"—report that they have had the same under consideration, and have directed their Chairman to report the same to the House, recommending its indefinite postponement.

Also, Senate Bill No. 26—entitled "An Act providing for the government of the cities and towns of this State"—report that they have had the same under consideration, and have directed their Chairman to report the same to the House without recommendation.

E. C. SESSIONS, Chairman.

Mr. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 24—entitled "An Act concerning the determination of conflicting rights to mining claims in certain cases"—has been carefully compared with the engrossed bill, found correctly enrolled, and has this day been presented to the Governor for his approval.

JAMES CRAWFORD, Chairman.

Mr. SPEAKER: The Committee on Public Printing, to whom was referred Senate substitute for Assembly Bill No. 3—entitled "An Act to amend an Act entitled 'An Act to create the office of State Printer, define the duties and compensation thereof, and provide for the time and manner of election'"—beg leave to report that the same has been considered, and recommend the passage of the substitute.

P. L. SHOAFF, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Crawford:

Resolved, That the Sergeant-at-Arms be and he is hereby authorized to draw his warrant on the Contingent Fund of the Assembly in favor of James Sackett, as fireman, for the sum of five dollars per day, from the sixth of January, eighteen hundred and seventy-three, to the fourth day of February, eighteen hundred and seventy-three, inclusive.

Adopted.

SENATE MESSAGES.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 6th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 61—entitled "An Act to allow convicts to testify as witnesses in prosecutions for felonies against other con-

victs"—which passed the Senate this day by the following vote: Yeas, 17; nays, 4.

Also, Senate Bill No. 59—entitled "An Act to amend an Act entitled an Act authorizing the State Treasurer to employ a clerk, and fixing his compensation," approved March ninth, eighteen hundred and sixty-five, approved March first, eighteen hundred and sixty-six—which passed the Senate this day by the following vote: Yeas, 18; nays, 4.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 6th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Concurrent Resolution No. 58—relative to postal telegraph—which passed the Senate this day by the following vote: Yeas, 18; nays, 3.

Also, Senate Concurrent Resolution No. 125—relative to granting leave of absence to J. W. Richards, County Auditor of Churchill County—which passed the Senate this day unanimously.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

NOTICES OF BILLS.

Mr. Stoddard gave notice that he would, on some future day, ask leave to introduce a bill for "An Act to incorporate the City of Carson."

Mr. Morrison gave notice that he would, on some future day, ask leave to introduce a bill for "An Act amendatory of an Act entitled An Act to incorporate the City of Virginia, provide for the government thereof, and repeal all other laws in relation thereto," approved March fourth, eighteen hundred and sixty-five.

SECOND READING OF BILLS.

Senate Bill No. 81, entitled "An Act to incorporate the Miners' Union and the Ancient Order of Hibernians."

On motion of Mr. Crawford, the rules were suspended, bill read second time by title, and referred to Committee on Corporations.

Assembly Bill No. 55, entitled "An Act to authorize Nelson Hammond and others to build and maintain cordwood and timber booms across the Truckee River."

On motion of Mr. Crawford, the rules were suspended, bill read second time by title, and referred to Committee on Judiciary.

Assembly Bill No 56, entitled "An Act to regulate the collection of taxes in disputed territory between counties."

Read second time and referred to Judiciary Committee.

Assembly Bill No. 57, entitled "An Act for the relief of R. Webber and D. B. Collins."

Read second time and referred to Committee on Claims.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Cole, by leave, introduced Assembly Bill No. 58, entitled "An Act defining the rights of husband and wife."

Read first time, and, on motion of Mr. Cole, the rules were suspended, bill read a second time by title, and referred to the Judiciary Committee.

Senate Concurrent Resolution No. 58—Relative to postal telegraph.

Read first time.

Senate Concurrent Resolution—Relative to granting leave of absence to J. W. Richards, County Auditor of Churchill County.

Roll called, and resolution passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Gray, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Prague, Price, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—41.

NAYS—Messrs. Cole, Craigue, and Randall—3.

Senate Bill No. 61, entitled "An Act to allow convicts to testify as witnesses in prosecutions for felonies against other convicts."

Read first time.

Senate Bill No. 59, entitled "An Act to amend an Act entitled 'An Act to authorize the State Treasurer to employ a clerk, and fixing his compensation,'" approved March ninth, eighteen hundred and sixty-five, approved March first, eighteen hundred and sixty-six.

Read first time.

THIRD READING OF BILLS.

Senate Substitute for Assembly Bill No. 3, entitled An Act to amend an Act entitled "An Act to create the office of State Printer, define the duties and compensation thereof, and provide for the time and manner of election," approved January tenth, eighteen hundred and sixty-five.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Carpenter, Cole, Craigue, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Gray, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—41.

NAYS—None.

Senate Bill No. 26, entitled "An Act providing for the government of the cities and towns of this State."

Mr. Cole moved to suspend the rules, and refer the bill to the Committee of the Whole.

Carried.

Substitute for Assembly Bill No. 21, entitled "An Act for obtaining correct statements of the financial condition of the several counties of this State, and other matters of statistical information."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vin-nedge, Wallace, Wilson, and Mr. Speaker—44.

NAY—Mr. Savage—1.

Assembly Bill No. 48, entitled "An Act to provide the State Capitol with historical paintings."

On motion of Mr. Grey, the bill was indefinitely postponed.

On motion of Mr. Elzy, at thirty minutes past twelve o'clock P. M. the House took a recess until two o'clock P. M.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Savage asked leave of absence for Mr. Street for this afternoon.

Leave granted.

On motion of Mr. Stern, the House resolved itself into Committee of the Whole for consideration of the General File.

Mr. Stern in the chair.

In time, the committee rose, and reported back Assembly Bill No. 51, entitled "An Act to fix the compensation of County Commissioners."

Also, Assembly Bill No. 35, entitled "An Act to amend an Act entitled an Act concerning unlawful stock," approved April tenth, eighteen hundred and sixty-two.

Also, Assembly Bill No. 16, entitled "An Act to prevent bribery."

And recommend that each of them be indefinitely postponed.

Also, Senate Bill No. 15, entitled "An Act to amend an Act entitled 'An Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five,' approved March eleventh, eighteen hundred and sixty-seven," approved March third, eighteen hundred and sixty-nine—and ask leave to sit again.

Also, Senate Bill No. 26—entitled "An Act providing for the government of the cities and towns of this State"—and ask leave to sit again.

Also, Capitol deficiency claims—and recommend the same be indefinitely postponed.

The Speaker in the chair.

On motion of Mr. Keyser, at thirty minutes past two o'clock P. M. the House adjourned until Monday, the tenth instant.

Approved: JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

THIRTY-SIXTH DAY.

MONDAY, February 10th, 1873.

The House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Sanford asked leave of absence for Mr. Dangberg, for one day.

Leave granted.

Mr. Tobriner asked leave of absence for Mr. Lyman, for three days.

Leave granted.

Mr. Arnold asked leave of absence for the absentees of the Storey County delegation, for one day.

Leave granted.

Mr. Crague asked leave of absence for the absentees of the Lincoln County delegation.

Leave granted.

Prayer by the Chaplain.

Journal of the seventh instant read and approved.

On motion of Mr. Arnold, at fifteen minutes past eleven o'clock A. M. the House took a recess until two o'clock P. M.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Crawford granted leave of absence for one hour.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Counties and County Boundaries, to which was referred Senate Bill No. 14—"An Act to create the County of Eureka, and provide for its organization"—have had the same under

consideration, and, after a careful investigation and examination of the matter, a majority have come to a favorable conclusion thereon, and would respectfully submit the following facts, elicited in the investigation, viz:

That the area of the present County of Lander embraces about eight thousand square miles of territory; a population numbering about seven thousand souls; a voting population of twenty-six hundred; taxable property to the amount of two millions seven hundred and seventy-four thousand five hundred and fifty-nine dollars, and between fifty and sixty miles of the Central Pacific railway.

That it is provided in the bill to divide the territory equally, by a north and south line (as nearly as may be), giving to each half about four thousand square miles; to the west half, or Lander County, about three thousand of the population, one thousand of the voting population, and one million five hundred and seventy-one thousand seven hundred and forty-seven dollars taxable property, and half of the railway property; and to the east half—the proposed County of Eureka—about four thousand of the population, sixteen hundred voters, one million two hundred and two thousand eight hundred and twelve dollars taxable property, and the other half of the railway property.

We find that Austin, the county seat of Lander, is situate remotely in the west side of the county, about ninety miles from the railroad—well located in a prosperous mining and agricultural region, promising permanency and continued prosperity—contains an ample Court House, Jail, and all necessary county buildings; while the Town of Eureka is situate in the east side of the county, eighty miles from the Central Pacific Railroad, and about eighty miles from Austin, the said county seat, from which it is naturally separated by an intervening range of mountains, in consequence of which, and the great distance from all parts of the territory of the proposed new county to said county seat, great inconvenience and hardship is encountered and borne by those having official business to transact requiring their presence at the county seat.

From the evidence presented to your committee, it appears that about two thirds of the litigation, both criminal and civil, originates in the eastern portion of the county, remote from the county seat, which renders the prosecution of such litigation exceedingly onerous and expensive; so much, in fact, that aside from the consideration of the time consumed and inconvenience incurred, a great proportion of the revenue collected in the eastern portion of the county is exhausted in the prosecution of such litigation, and, in some instances, criminals go unpunished by reason of the great inconvenience and expense necessarily attendant on their prosecution. Testimony also shows that the Town of Eureka is accessibly located in an eligible portion of the proposed new county, in the midst of a vast rich mineral belt, and surrounded by fertile valleys and an unlimited amount of grazing lands, which guarantees ample resources for the future; all of which renders Eureka eminently a proper place for a county seat.

The desire of the people resident in the eastern portion of the county to be set off in a county by themselves is satisfactorily manifested in the form of numerous petitions, letters, etc., one petition alone containing eleven hundred and one names, praying for the division and the creation of Eureka County. This petition comes from the Town of Eureka. One from Palisade, containing many names of the best citizens there, to the same effect.

Protests from the people of Eureka against naming the officers of the new county in the bill are met by an amendment to the printed bill, providing for an election by the people in August next, provided they desire to avail themselves of the benefits thereof. Thus the objection to the bill is removed as regards that matter.

From letters and papers, printed and written, which accompanied the bill from the Senate, it is conclusively demonstrated that a division of the county and the creation of the new one had been fully contemplated by the people returning the various nominees to the Legislature, and conceded by said nominees returned. In proof of which we append the following

“CARD.

“To J. O. DARROW, *Republican nominee for State Senator*, Messrs. R. M. HORTON, FRANK V. DRAKE, T. J. TENNANT, and E. J. ELZY, *Republican nominees for Assemblymen*:

“GENTLEMEN: At the request of many Republicans of this city, I respectfully submit the following questions: Will you, if elected, oppose in the Legislature all attempts to remove the county seat from the City of Austin? Will you, if elected, oppose all bills for the division of the county which takes from Lander any more of the railroad than would be cut off by a north and south line running half way between this city and the Town of Eureka?”

“Yours, respectfully,

(Signed:)

“A. NICHOLS.”

To which the following answers were returned:

“To A. NICHOLS, Esq., *Austin*:

“In answer to your questions proposed as follows: ‘Will you, if elected, oppose in the Legislature all attempts to remove the county seat from the City of Austin?’ we answer yes.

“To the second question, ‘Will you, if elected, oppose all bills for the division of the county which takes from Lander any more of the railroad than would be cut off by a north and south line running half way between the City of Austin and the Town of Eureka?’ To this we also answer yes.

“Yours, respectfully,

(Signed:)

“R. L. HORTON.

“F. V. DRAKE.

“T. J. TENNANT.

“EUREKA (Nev.), October 31st, 1872.”

Messrs. Darrow and Elzy responded in separate letters, substantially the same. The Democratic and Liberal Republican County Convention, held at Eureka, September 28th, 1872, adopted the following as part of their platform, viz:

“That the nominees of this Convention for State Senator and Assemblymen shall particularly pledge themselves to use all honorable and

active efforts to secure a division of the present County of Lander, in such manner as to promote the welfare of the people of said county, or a majority thereof."

Upon which Mr. Cassidy was nominated and elected State Senator, and Mr. Burgess was nominated for Assemblyman and elected. The same questions were put to these nominees as to the Republican ones, and like answers given.

With the amendment inserted, herewith submitted as substitute for section four of the bill, as follows:

"SEC. 4. The Counties of Lander and Eureka shall be entitled severally, to elect Senators and Assemblymen, as prescribed in this section, to wit: At the general election for members of the Legislature, in the year eighteen hundred and seventy-four, the County of Lander shall elect one Senator and two Assemblymen; and the County of Eureka shall elect two Assemblymen at said election; and at the general election in the year eighteen hundred and seventy-six, the County of Eureka shall elect one Senator and two Assemblymen; *provided*, that if a vacancy shall occur in the office of Senator from Lander County, now filled by Hon. G. W. Cassidy, by reason of his death, resignation, or otherwise, then the Counties of Lander and Eureka shall jointly elect one Senator to fill such vacancy for the unexpired term."

Your committee find no legal impediments embodied in the bill, and as the division of Lander County and the creation of Eureka County would work no considerable injury to any, and as the population and resources of the proposed new County of Eureka are ample to support and maintain a separate county organization, we submit the bill back with said amendment and recommend that it do pass.

CHAS. H. STODDARD,
P. M. BRUNER,
E. J. ELZY,
Majority of Committee.

Mr. SPEAKER: Your Committee on Public Printing beg leave to submit the following report, exhibiting the amount of printing executed by the State Printer, from January sixth to February sixth, inclusive:

2,000 roll-calls.
1,000 blanks—reports of committees.
1,000 notices of introduction of bills.
3 books of certificates, for members.
3 books of certificates, for attachés.
6 books of certificates, for members.
480 copies Assembly Concurrent Resolution No. 1, four pages.
100 blanks—certificates of mileage—stitched.
300 copies Assembly Bill No. 3, two pages.
300 copies Assembly Bill No. 2, three pages.
1,000 note heads.
1,000 letter heads.
1,000 letter heads, second lot.
1,000 note heads, second lot.
1,000 blanks for Committee on Enrollment.

- 100 blanks—receipts for stationery—stitched.
- 300 copies Assembly Bill No. 8, four pages.
- 100 copies Standing Committees, on cardboard.
- 100 copies Standing Committees, on cardboard, second lot.
- 500 copies Governor's Message, twenty-one pages.
- 240 copies Assembly Bill No. 6, thirteen pages.
- 240 copies Assembly Bill No. 16, two pages.
- 240 copies Assembly Bill No. 17, three pages.
- 240 copies Assembly Bill No. 15, five pages.
- 240 copies Assembly Bill No. 18, four pages.
- 50 printed envelopes.
- 240 copies Assembly Bill No. 14, six pages.
- 500 roll-calls.
- 400 copies Assembly Rules and Joint Rules, twenty-three pages.
- 240 copies Assembly Bill No. 19, twelve pages.
- 100 copies blank certificates, stitched.
- 240 copies Assembly Bill No. 23, three pages.
- 200 copies blank certificates of members, stitched.
- 200 copies blank certificates of attachés, stitched.
- 240 copies list of deficiency claims, thirty-four pages.
- 500 roll-calls.
- 240 copies Assembly Bill No. 21, six pages.
- 1,000 letter heads.
- 1,000 note heads.
- 240 copies Substitute for Assembly Bill No. 18, nine pages.
- 240 copies Assembly Bill No. 29, nine pages.
- 240 copies Assembly Bill No. 40, six pages.
- 550 copies Controller's Report, two hundred and twenty-seven pages.

P. L. SHOAFF, Chairman.

MR. SPEAKER: Your Committee on Public Lands, to whom was referred the substitute for Senate Concurrent Resolution No. 37, respectfully report that they have had the same under consideration, and report the same to the House, and recommend its passage.

J. H. HOPPIN, Chairman.

MR. SPEAKER: Your Committee on Judiciary, to whom was referred Assembly Bill No. 6—entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto"—have had the same under consideration, and report the same back to the House without recommendation.

Also, resolution of inquiry—have carefully considered the same, and report that, in the opinion of your committee, the Legislature have the power to regulate the rates of freights and fares on all railroads within this State.

Also, ask that the resolution in regard to title of State Prison grounds be referred to Attorney General.

Also, Assembly Bill No. 56—entitled "An Act to regulate collection of taxes in disputed territory between counties"—have had the same under consideration, and refer it back, with the following amendment: that after the word "county," in twelfth line, insert the words "claiming jurisdiction," and recommend its passage as amended.

F. V. DRAKE, Chairman.

Mr. SPEAKER: We, the undersigned, a minority of the Committee on Counties and County Boundaries, to which was referred Senate Bill No. 14—"An Act to create the County of Eureka and to provide for its organization"—respectfully submit the following report:

A careful examination of the subject convinces us that the proposed division of Lander County would not be conducive to the best interests of a majority of the people of the entire county, for the following reasons:

It is not our opinion that the convenience of a portion of the inhabitants of the proposed new county—which is ostensibly the sole object of the bill—will counterbalance the evils which will accrue from an increased taxation of the people of both sections. The proposed division will necessitate the support of two sets of officers, and the expense of two county governments, which will tend to impoverish a community now in a healthful state of finance, by creating two counties, each liable to struggle through years of insolvency and weighty taxation before arriving at a period of comparative financial ease.

The permanence of the Town of Eureka is yet a matter of speculation and its future problematical. The mines, from which the support of the town is derived, although in an advanced state of development, are not profitable to stockholders; to our knowledge, not a single incorporated company operating in that district has ever declared a dividend, and if the market value of the shares of the principal companies can be accepted as an indication of the real value of the mines, they are comparatively worthless. Not a single furnace, of the many which have been erected, is now running; the miners and coal burners, who constitute the principal portion of the population, are leaving the town by scores, in search of employment in other districts; hence, the conclusion is forced upon us that the growth of Eureka was not of a healthy nature, but that it has been the result of one of those periodical mining excitements, so many of which have occurred upon this coast; and it remains to be seen whether its decline will not be as rapid as has been its rise.

The amount of taxable property in the proposed new county, according to the last assessment roll, is one million two hundred and two thousand eight hundred and two dollars, which includes one half of the railroad running through the present County of Lander. This amount of taxable property is insufficient to support a county government, especially when it is remembered that all the county buildings are to be erected, and other heavy expenses incurred incidental to the organization of a new county.

The total number of taxpayers in the proposed new county is four hundred and eight, including women and Chinamen—less than one third of the voting population.

As will be seen by the map, the shape of the present county is nearly that of an inverted T. The width of the stem of the T is forty-four miles, and the proposed division will therefore create two counties, each of the disproportionate shape of one hundred and forty miles in length by twenty-two miles in width. Eureka is situated in nearly the extreme southeastern corner of the proposed new county; hence the people of Palisade, and other portions of the northern end of the county, will be as far removed from their county seat as at present.

A railroad is indispensable to the prosperity, and even to the very exist-

ence, of both Austin and Eureka. Without rail communication with the Central Pacific, both towns, in the course of a few years, will be virtually abandoned. With Lander County intact, she is in a condition to render substantial aid to a railroad which will accommodate both Austin and Eureka. The county is nearly free from debt; her finances are in a healthful condition, and her bonds issued for stock in a railroad which would equally benefit both the eastern and western ends of the county, could readily be disposed of at nearly their par value. But if the proposed division is consummated, the bonds of either county will be comparatively worthless, thereby effectually shutting off all hopes of county aid for the enterprise. With the county intact, the railroad is a foregone conclusion; divided, a road within the present boundaries of the county will never be built.

Independent of the foregoing general objections, there are other objectionable features in the bill which should be amended before it receives the serious consideration of this House. Section four constitutes the hold-over Senator from Eureka, the unsought representative of Lander, and although not a resident of the county which he will in part represent in the Senate, he will from his position be entitled to an equal voice in all matters pertaining to the local interests of Lander with the *bona fide* representative of that county. No protest can be uttered in too forcible terms against this attempted exercise of arbitrary power, and we trust that this House will not perpetrate such an outrage upon the people of Lander as to foist upon them a Senator whose interests are not identified with and who is not a resident of the county he will represent.

Another assumption of doubtful power will be found in section three of the bill. The appointment of county officers is not the legitimate exercise of legislative functions. The election of officers is the prerogative of the people, while their appointment is as undoubtedly the prerogative of the Governor, and either to the people or the Governor should the selection of the officers be left.

Believing, therefore, the provisions of the bill to be unwise, impolitic, and unjust, we recommend its indefinite postponement.

R. L. HORTON,
J. G. PRAGUE.

Mr. SPEAKER: Your Committee on Engrossment report that they have carefully compared Assembly Bill No. 32—entitled “An Act concerning terms of Courts in the several judicial districts of this State”—and find the same correctly engrossed.

J. H. BURGESS.
W. E. PRICE.

Mr. SPEAKER: Your special committee to whom was referred Senate Bill No. 70—entitled “An Act concerning the terms of Court in the Second Judicial District”—report that they have had the same under consideration, and have directed their Chairman to report the same to the House and recommend its indefinite postponement.

E. C. SESSIONS, Chairman.

Communication from the Secretary of State transmitting bill of C.

Friend for repairing clock in Senate Chamber, was, on motion of Mr. Bowman, referred back to the Secretary of State.

COMMUNICATION FROM THE SECRETARY OF STATE.

To the honorable the Assembly:

I have the honor to transmit herewith the following claims against the State, to wit:

To whom due.	Amount.
Claim of J. B. Helm.....	\$2,251 00
Claim of the County of Ormsby.....	108 90
Claim of T. J. Edwards.....	221 16
Claim of S. T. Swift.....	39 75
Claim of E. D. Sweeney.....	240 00

Very respectfully,

J. D. MINOR,
Secretary of State.

On motion of Mr. Bowman, the claims were referred to the Committee on Claims.

MOTIONS AND RESOLUTIONS.

Mr. Street moved to take Senate Bill No. 14—entitled “An Act to create the County of Eureka and provide for its organization”—from the File and make it the special order for Tuesday, the eleventh instant, at two o'clock P. M.

Mr. Bowman moved to amend by making it the special order for Thursday, the thirteenth instant, at two o'clock P. M.

Amendment adopted.

By Mr. Grey:

Resolved, by the Assembly, That the Sergeant-at-Arms of the Assembly draw his warrant on the Contingent Fund of the same, for the sum of seventy-six (76) dollars, in favor of John Bowman, for expenses incurred in visiting the asylum at Woodbridge, California, as per joint resolution passed on the thirtieth of January, A. D. eighteen hundred and seventy-three, appointing a committee.

Resolution adopted.

By Mr. Bowman:

Concurrent Resolution relative to granting leave of absence to Frank Owen, District Attorney of Nye County.

Read, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Burgess, Carpenter, Dangberg, Elzy, Fox, Gallagher, Hoppin, Horton, Keyser, Lemmon,

Mack, Matthews, McCall, Owen, Prague, Price, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Street, Tobriner, Twiss, Vin-nedge, Wallace, Wilson, and Mr. Speaker—35.

NAYS—Messrs. Cole, Grey, Hart, Randall, Robinson, and Stoddard—6.

SENATE MESSAGES.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 7th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 80—An Act to amend section twenty-nine of an Act entitled An Act to provide revenue for the support of the government of the State of Nevada, as amended by section one of an Act approved March first, eighteen hundred and seventy-one—which passed the Senate this day by the following vote: Yeas, 15; nays, 7.

Also, Senate Bill No. 72—An Act to consolidate and fund the indebtedness of Lincoln County—which passed the Senate this day by the following vote: Yeas 22; nays, none.

Also, Senate Bill No. 54—An Act to define the duties and liabilities of pawnbrokers and pledges—which passed the Senate this day by the following vote: Yeas, 21; nays, 1.

Also, Senate Bill No. 32—An Act to amend an Act entitled An Act to redistrict the State of Nevada, approved February twenty-seventh, eighteen hundred and sixty-nine—which passed the Senate this day by the following vote: Yeas, 20; nays, none.

Also, Senate Bill No. 47—An Act to require Assessors to pay over to the County Treasurer, monthly, all poll taxes collected—which passed the Senate this day by the following vote: Yeas, 19; nays, none.

Also, Senate Memorial and Concurrent Resolution No. 59—Relative to coal lands in the State of Nevada—which passed the Senate this day by the following vote: Yeas, 21; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT,
CARSON CITY, February 10th, 1873. }

To the honorable the Assembly of Nevada:

I have this day approved, and deposited with the Secretary of State, Assembly Bill No. 24, "An Act concerning the determination of conflicting rights to mining claims in certain cases."

L. R. BRADLEY.

SECOND READING OF BILLS.

Senate Bill No. 61, entitled "An Act to allow convicts to testify as witnesses in prosecutions for felonies against other convicts."

On motion of Mr. Grey, the rules were suspended, bill read second time by title, and referred to Judiciary Committee.

Senate Bill No. 59, entitled "An Act to amend an Act entitled an Act to authorize the State Treasurer to employ a clerk, and fixing his compensation," approved March ninth, eighteen hundred and sixty-five, approved March first, eighteen hundred and sixty-six.

Read second time, and, on motion of Mr. Grey, was referred to Committee on State Institutions.

Senate Concurrent Resolution No. 58, relative to postal telegraph.

On motion of Mr. Grey, the rules were suspended, read second time by title, and referred to Committee on Federal Relations.

INTRODUCTION OF BILLS.

Mr. Grey, by leave, introduced Assembly Bill No. 59, entitled "An Act to amend an Act entitled 'An Act providing for the taxation of the net proceeds of the mines,'" approved February twenty-eighth, eighteen hundred and seventy-one.

Read first time, and, on motion of Mr. Grey, the rules were suspended, bill read second time by title, and referred to Committee on Ways and Means.

Mr. Drake, by leave, introduced Assembly Bill No. 60, entitled "An Act to authorize the Commissioners of Lander County to subscribe to the capital stock of the Humboldt and Colorado Railroad Company, and to aid in the construction of a railroad from Palisade to the Colorado River."

Read first time, and, on motion of Mr. Drake, the rules were suspended, bill read second time by title, and referred to the Lander County delegation.

Mr. Price, pursuant to notice, introduced Assembly Bill No. 61, entitled "An Act to amend an Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five.

Read first time, and, on motion of Mr. Price, the rules were suspended, read second time by title, and bill referred to Committee on Ways and Means.

Mr. Hart, by leave, introduced Assembly Bill No. 62, entitled "An Act to create the office of Keeper of the State Arsenal, to prescribe his duties and fix his compensation."

Read first time.

Mr. Bruner, pursuant to notice, introduced Assembly Bill No. 63, entitled "An Act providing for the taxation of the net proceeds of borax lands or claims."

Read first time, and, on motion of Mr. Bruner, the rules were suspended, bill read second time by title, and ordered printed.

Senate Memorial and Concurrent Resolution No. 59—Relative to coal lands in the State of Nevada.

Read first time.

Senate Bill No. 97, entitled "An Act to require Assessors to pay over to the Treasurers, monthly, all poll taxes collected."

Read first time, and, on motion of Mr. Grey, the rules were suspended, bill read second time by title, and referred to Committee on Ways and Means.

Senate Bill No. 72, entitled "An Act to consolidate and fund the indebtedness of Lincoln County."

On motion of Mr. Grey, the rules were suspended, bill read first and second times by title, and referred to the Lincoln County delegation.

Senate Bill No. 54, entitled "An Act to define the duties and liabilities of pawnbrokers and pledgees."

Read first time.

On motion of Mr. Owen, the rules were suspended, bill read second time by title, and referred to the Judiciary Committee.

Senate Bill No. 80, entitled An Act to amend section twenty-nine of an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," as amended by section one of an Act approved March first, eighteen hundred and seventy one.

Read first time.

GENERAL FILE.

Assembly Bill No. 32, entitled An Act concerning the terms of Court in the several judicial districts of this State.

Mr. Sessions moved that the bill be re-referred to the Judiciary Committee.

Mr. Grey raised the point of order, that no motion could be entertained relative to amending a bill when it was on its third reading, except to refer to a special committee, with instructions.

The Speaker decided the point of order well taken.

Mr. Owen moved to indefinitely postpone the bill.

Mr. Price moved to adjourn.

Motion lost.

Mr. Tobriner moved a call of the House.

Mr. Savage asked leave of absence for Mr. Street for the remainder of the day.

Leave granted.

Mr. Gallagher asked leave of absence for Mr. Bruner for the remainder of the day.

Leave granted.

Motion for a call of the House was lost.

Messrs. Crawford, Owen, and Grey moved the previous question.

Motion carried.

The previous question being on the motion of Mr. Owen to indefinitely postpone, roll called, and motion lost by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Burgess, Crawford, Drake, Gallagher, Grey, Hoppin, Horton, Mack, Matthews, Owen, Prague, Savage, Sessions, Smith, Stoddard, Twiss, and Vinnedge—20.

NAYS—Messrs. Allen, Carpenter, Cole, Craigie, Dangberg, Fox, Hart, Keyser, Lemmon, McCall, Price, Randall, Rickey, Robinson, Sanford, Shepperd, Shoaff, Street, Tobriner, Wallace, Wilson, and Mr. Speaker—22.

Mr. Hart moved to adjourn.

Motion lost.

The bill was then read a third time, and lost by the following vote:

YEAS—Messrs. Allen, Burgess, Carpenter, Cole, Craigie, Dangberg, Fox, Keyser, McCall, Owen, Price, Randall, Rickey, Sanford, Street, Tobriner, and Wilson—16.

NAYS—Messrs. Adams, Andrews, Crawford, Dangberg, Drake, Gallagher, Grey, Hoppin, Horton, Lemmon, Mack, Matthews, Prague, Robin-

son, Savage, Sessions, Shepperd, Shoaff, Smith, Stoddard, Twiss, Vinnedge, Wallace, and Mr. Speaker—23.

Mr. Dangberg gave notice that, on to-morrow, he would move for a reconsideration of the vote by which the bill was lost.

Assembly Bill No. 15, entitled "An Act to fix the compensation of County Commissioners."

Mr. Street moved that the bill be recommitted to the Committee on Counties and County Boundaries.

Mr. Shepperd moved to adjourn.

Motion lost.

The question recurring on the motion of Mr. Street to recommit, roll called, and motion carried by the following vote:

YEAS—Messrs. Allen, Andrews, Carpenter, Dangberg, Elzy, Fox, Hart, Hoppin, Keyser, Matthews, McCall, Prague, Price, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—27.

NAYS—Messrs. Adams, Arnold, Burgess, Cole, Craigue, Crawford, Drake, Gallagher, Gray, Horton, Lemmon, Mack, Owen, Randall, Rickey, and Smith—16.

On motion of Mr. Drake, at thirty-five minutes past four o'clock, the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

THIRTY-SEVENTH DAY.

TUESDAY, February 11th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present, except Messrs. Vinnedge, Morrison, Stern, Drake, and Lyman.

Mr. Tobriner asked leave of absence for Mr. Vinnedge for one day.

Leave granted.

Mr. Smith asked leave of absence for Messrs. Morrison and Stern for one day.

Leave granted.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Claims, to whom was referred Assembly Bill No. 57, entitled An Act for the relief of R. Webber and D. B. Collins, have had the same under consideration, and find the following facts, upon which said claim is founded, to wit:

That — Isaacs, a guard at the State Prison, was severely wounded in the great prison break in the year eighteen hundred and seventy-one; that R. Webber and D. B. Collins were employed as surgeons to visit said Isaacs; that R. Webber made twelve visits from Virginia City to Carson City, and D. B. Collins made two visits for the sole purpose of attending said Isaacs professionally; that it became necessary for said Webber and Collins to perform two amputations of the leg of said Isaacs, and that Drs. Webber, Mooklar, and Walters, each stated to your committee, that said services were worth not less than fifteen hundred dollars.

We have instructed our Chairman to report said bill back, with the recommendation that it be referred to the Committee of the Whole.

N. G. ANDREWS, Chairman.

MR. SPEAKER: Your Committee on Corporations, to whom was referred Senate Bill No. 81—An Act entitled "An Act to incorporate the Miners' Union and the Ancient Order of Hibernians"—have had the same under their consideration, and have directed their Chairman to report the same back to the House, with the recommendation that the words "Miners' Union" be struck out wherever they occur in the bill, and recommend that the bill do pass.

SAMUEL OWEN, Chairman.

To the honorable the Legislature of the State of Nevada:

Your joint committee of the Senate and Assembly, appointed to visit the Insane Asylum at Woodbridge, California, for the purpose of reporting upon the condition and management of the same, have performed the duty assigned them, and respectfully submit the following report:

Your committee made free use of the authority granted them to send for persons, administer oaths, etc., and after a thorough inspection of the asylum in all its various departments, and a patient and critical examination of the records of the institution, and of credible witnesses under oath, we found the asylum in good condition and the patients therein well cared for.

The institution is admirably located in a quiet, romantic, and healthful village on the south bank of the Mokelumne River, and only a half hour's ride by rail from the City of Stockton. The building is commodious, secure, well furnished, thoroughly warmed and ventilated, and is kept scrupulously—even fastidiously clean; in short, this building, originally built and used for a very different purpose, has, by the liberality and energy of the owners, Drs. Langdon and Clark, been altered and admirably adapted to the care and comfort of the unfortunate wards of the State now confined therein.

There are thirty-nine State patients in the asylum. These patients were all found neatly and comfortably clad, and in good health, with

the exception of a few who were suffering from maladies purely incident to their mental condition.

Your committee were informed by Drs. Langdon and Clark that they have facilities for the accommodation of about fifteen patients in addition to the number already in their charge, and those gentlemen also assured your committee that whenever the comfort and proper treatment of an increased number of patients should require it, they would immediately erect additions to their asylum and grounds sufficient to meet all probable emergencies.

Your committee became fully satisfied from the examination of credible witnesses, that the present contractors, Drs. Langdon and Clark, are faithful in the performance of their duties.

Your committee also found Dr. A. Trafton, who resides at the asylum and visits the patients daily, to be a physician of extensive experience and high standing in the medical profession, and well qualified to discharge the responsible duties of his position.

Your committee report further, that the contract under which the insane of this State are now being cared for, will expire by limitation in July next, and that provisions should be made at this session of the Legislature for their maintenance during the succeeding two years.

Your committee cannot justly conclude this report without recording their acknowledgment of the many courtesies received at the hands of Drs. Langdon, Clark, and Trafton, and of the readiness of those gentlemen to afford us every facility in their power necessary to make our investigation thorough and complete. Our thanks are also due in an equal degree to Superintendent Gravott for his many acts of kindness and hospitality.

All of which is most respectfully submitted.

JOHN BOWMAN,
J. G. McCLINTON,
Committee.

MOTIONS AND RESOLUTIONS.

Mr. Dangberg, pursuant to notice, moved for the reconsideration of the vote by which Assembly Bill No. 32, entitled "An Act concerning the terms of Court in the several judicial districts of this State," was lost.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stoddard, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—40.

NAYS—Messrs. Craigue, Sessions, and Street—3.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, February 10th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your

honorable body, Senate Bill No. 87—An Act to create a Board of Tax Commissioners, and define the duties thereof—which passed the Senate this day by the following vote: Yeas, 20; nays, none.

Also, Senate Bill No. 88—An Act to amend an Act entitled “An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada,” approved November twenty-sixth, eighteen hundred and sixty-one—which passed the Senate this day by the following vote: Yeas, 21; nays, none.

Also, Senate Bill No. 98—An Act to limit the compensation of County Auditors for extending the tax list on the assessment roll—which passed the Senate this day by the following vote: Yeas, 16; nays, none.

Also, Senate Bill No. 18—An Act to amend an Act to regulate proceedings in civil cases in the Courts of justice in this State, and repeal all other Acts in relation thereto, approved March eighth, eighteen hundred and sixty-nine.

Also, Senate Concurrent Resolution No. 132—Relative to printing Surveyor General's Report—which passed the Senate this day by the following vote: Yeas, 22; nays, none.

Also, Senate Concurrent Resolution No. 140—Relative to having a walk laid from the front porch of the Capitol building to Carson street—which passed the Senate this day.

Respectfully,

T. A. WATERMAN,

Assistant Secretary.

SECOND READING OF BILLS.

Senate Bill No. 80, entitled “An Act to amend section twenty-nine of an Act entitled An Act to provide revenue for the support of the government of the State of Nevada,” as amended by section one of an Act approved March first, eighteen hundred and seventy-one.

On motion of Mr. Grey, the rules were suspended, bill read second time by title, and referred to Committee on Ways and Means.

Senate Memorial and Concurrent Resolution No. 57, relative to coal lands in the State of Nevada.

On motion of Mr. Hart, the rules were suspended, bill read second time by title, and referred to Committee on Public Lands.

Assembly Bill No. 62, entitled “An Act to create the office of Keeper of the State Arsenal, prescribe his duties, and fix his compensation.”

On motion of Mr. Hart, the rules were suspended, bill read second time by title, and referred to Committee on Military and Indian Affairs.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Grey, by leave, introduced Assembly Bill No. 64—entitled “An Act for the more effectual prevention of cruelty to animals.”

Read first time.

On motion of Mr. Grey, the rules were suspended, bill read second time by title, referred to Committee on Public Morals, and ordered printed.

Senate Bill No. 18—entitled “An Act to amend An Act to regulate proceedings in civil cases in the Courts of justice in this State, and to

repeal all other Acts in relation thereto," approved March eighth, eighteen hundred and sixty-nine.

Read first time, and, on motion of Mr. Crawford, rules suspended, read second time by title, and referred to Judiciary Committee.

Senate Bill No. 98—entitled "An Act to limit the compensation of County Auditors for extending the tax list on the assessment roll"

Read first time, and, on motion of Mr. Crawford, rules suspended, read second time by title, and referred to Committee on Counties and County Boundaries.

Senate Bill No. 88—entitled An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one.

Read first time, and, on motion of Mr. Crawford, rules suspended, read second time by title, and referred to Judiciary Committee.

Senate Bill No. 87—entitled "An Act to create a Board of Tax Commissioners and define the duties thereof."

Read first time, and, on motion of Mr. Crawford, rules suspended, read second time by title, and referred to Committee on Ways and Means.

Senate Concurrent Resolution No. 132—Relative to printing report of Surveyor General.

Roll called, and resolution passed:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Craigie, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Keyser, Lemmon, Mack, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—39.

NAY—Mr. Burgess—1.

Senate Concurrent Resolution No. 140—Relative to having a walk laid from the front porch of the Capitol to Carson street.

Mr. Elzy moved to amend by substituting stone instead of wood.

Motion lost.

Mr. Owen moved to indefinitely postpone the resolution.

Mr. Shoaff moved to amend so as to read, that the proposed sidewalk should be built in time for the session of the next Legislature.

Amendment lost.

Motion to indefinitely postpone, lost.

Roll called upon passage of resolution, and lost by the following vote:

YEAS—Messrs. Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Gallagher, Hart, Mack, McCall, Prague, Price, Randall, Shepperd, and Wallace—17.

NAYS—Messrs. Adams, Allen, Andrews, Craigie, Elzy, Fox, Horton, Keyser, Lemmon, Matthews, Owen, Rickey, Robinson, Sanford, Savage, Sessions, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Wilson, and Mr. Speaker—24.

THIRD READING OF BILLS.

The further consideration of the Capitol deficiency bills were indefinitely postponed, by the following vote:

YEAS—Messrs. Adams, Andrews, Burgess, Carpenter, Cole, Craigie,

Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Owen, Price, Randall, Rickey, Robinson, Savage, Sessions, Shepperd, Shoaff, Smith, Stoddard, Street, Twiss, Wallace, Wilson, and Mr. Speaker—36.

NAYS—Messrs. Allen, Arnold, Prague, Sanford, and Tobriner—5.

Assembly Bill No. 32, entitled "An Act concerning the terms of Court in the several judicial districts of this State."

Read third time, and passed:

YEAS—Messrs. Adams, Allen, Andrews, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Hart, Keyser, Mack, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stoddard, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—33.

NAYS—Messrs. Grey, Hoppin, Lemmon, Matthews, Sessions, and Street—6.

Assembly Bill No. 16, entitled "An Act to prevent bribery."

Mr. Cole moved that the bill be ordered engrossed.

Mr. Shoaff moved that the bill be indefinitely postponed, upon which Messrs. Grey, Owen, and Elzy called for the yeas and nays.

Roll called, and motion to indefinitely postpone carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Craigie, Elzy, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, Prague, Sanford, Savage, Shepperd, Shoaff, Smith, Stoddard, Tobriner, Twiss, Wallace, and Mr. Speaker—25.

NAYS—Messrs. Cole, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, McCall, Owen, Price, Randall, Rickey, Robinson, Sessions, Street, and Wilson—17.

On motion of Mr. Owen, at forty-five minutes past twelve o'clock p. m., the House took a recess until 2 o'clock.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Wallace moved a call of the House.

Motion carried.

Roll called.

Absent—Messrs. McCall and Street.

On motion of Mr. Owen, further proceedings under the call were dispensed with.

GENERAL FILE.

Assembly Bill No. 35, entitled "An Act to amend an Act entitled an Act concerning unlawful stock."

Mr. Grey moved the bill be indefinitely postponed.

Mr. Rickey moved to amend as follows: Strike out the word "premises," in second line, after the words "upon the," and insert "lands under cultivation, or meadow lands."

Amendment adopted.

Mr. Gallagher moved to amend as follows: After the word "good" insert the words "horse, mule, or any head of neat cattle."

Lost.

Messrs. Grey, Mack, and Elzy called for the ayes and nays on the motion to indefinitely postpone.

Roll called, and motion lost by the following vote:

YEAS—Messrs. Adams, Allen, Burgess, Carpenter, Crawford, Derby, Fox, Gallagher, Grey, Horton, Lemmon, Matthews, Prague, Sanford, Savage, Smith, Twiss, and Wallace—18.

NAYS—Messrs. Andrews, Arnold, Cole, Craigue, Dangberg, Elzy, Hart, Keyser, Mack, Owen, Price, Randall, Rickey, Bobinson, Sessions, Shepperd, Shoaff, Street, Tobriner, Wilson, and Mr. Speaker—21.

On motion of Mr. Rickey, bill ordered engrossed.

Senate Bill No. 15—entitled An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five," approved March eleventh, eighteen hundred and sixty-seven, approved March third, eighteen hundred and sixty-nine.

Read third time.

Mr. Elzy moved that a special committee of one be appointed to make the following amendment: Strike out "twenty-five hundred" and in lieu thereof insert "fifteen hundred" in relation to Lander County.

Motion carried, and Mr. Elzy was appointed as such committee.

Mr. Elzy reported that he had made the amendment pursuant to instructions.

Mr. Prague moved that the bill be referred to a special committee of one to amend as follows: After the words "of Nye County" strike out "one thousand" and in lieu thereof insert the words "twelve hundred."

Motion carried, and Mr. Prague was appointed as such committee.

Mr. Prague reported that he had amended the bill pursuant to instructions.

Mr. Wallace moved that a special committee of one be appointed to amend as follows: In Lincoln County strike out the words "eighteen hundred" and in lieu thereof insert "two thousand."

Motion carried, and Mr. Wallace appointed such committee.

Committee reported the amendments made pursuant to instructions.

Mr. Crawford moved that a committee of one be appointed to amend the title as follows: Add "approved March fourth, eighteen hundred and seventy one," after the words "March third, eighteen hundred and sixty-nine."

Motion carried, and Mr. Crawford appointed such committee.

Committee reported title amended as per instructions.

The roll was then called, and the bill, as amended, passed by the following vote:

YEAS—Messrs. Allen, Andrews, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Hart, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Price, Prague, Randall, Rickey, Sanford,

Savage, Sessions, Shepperd, Shoaff, Smith, Street, Tobriner, Twiss, Wallace, and Wilson—33.

NAYS—Messrs. Adams, Craigue, Grey, Owen, Robinson, and Mr. Speaker—6.

Substitute for Senate Concurrent Resolution No. 37—Relative to saline lands in the State of Nevada.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Cole, Crawford, Dangberg, Derby, Fox, Gallagher, Hart, Horton, Keyser, Lemmon, Mack, McCall, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—33.

NAYS—Messrs. Burgess, Elzy, Owen, and Street—4.

Senate Bill No. 70, entitled "An Act concerning the terms of Court in the Second Judicial District."

Indefinitely postponed, by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Hart, Horton, Keyser, Lemmon, McCall, Prague, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Smith, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—32.

NAYS—Messrs. Price and Shoaff—2.

Mr. Grey in the chair.

Assembly Bill No. 6, entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto."

On motion of Mr. Bowman, the bill was placed at the bottom of the File.

Assembly Bill No. 57, entitled "An Act for the relief of R. Webber and D. B. Collins."

Bill referred to Committee of the Whole.

The Speaker in the chair.

Assembly Bill No. 56, entitled "An Act to regulate the collection of taxes in disputed territory between counties."

On motion of Mr. Tobriner, the amendments reported by the committee were adopted, and, on motion of Mr. Cole, the bill was ordered engrossed as amended.

Senate Bill No. 81, entitled "An Act to incorporate the Miners' Union and the Ancient Order of Hibernians."

On motion of Mr. Grey, the amendments reported by committee were adopted.

On motion of Mr. Owen, the Clerk was instructed to strike out the words "Miners' Union," wherever they occur in the bill.

Bill read a third time, and passed:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Cole, Crawford, Dangberg, Derby, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, Owen, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—33.

NAYS—Messrs. Carpenter, Fox, Grey, McCall, and Prague—5.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 11th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 93—An Act entitled “An Act in relation to public highways”—which passed the Senate this day by the following vote: Yeas, 18; nays, 3.

Also, Senate Concurrent Resolution No. 144—Relative to printing report of special committee to visit the Insane Asylum—which passed the Senate by the following vote: Yeas, 21; nays, 1.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

Senate Bill No. 93, entitled “An Act in relation to public highways.”

On motion of Mr. Grey, rules suspended, bill read first and second times by title, and referred to Committee on Internal Improvements.

Senate Concurrent Resolution No. 144—Relative to printing report of special committee to visit the Insane Asylum of the State of Nevada.

Read, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—36.

NAYS—None.

On motion of Mr. Savage, the House resolved itself into Committee of the Whole, for the consideration of General File.

Mr. Street in the chair.

In time, the committee rose, and reported back Senate Bill No. 26—entitled “An Act providing for the government of the cities and towns of this State”—with an amendment, recommending its passage as amended.

Also, Assembly Bill No. 57—entitled “An Act for the relief of R. Weber and D. B. Collins”—and recommend that the same be indefinitely postponed.

The Speaker in the chair.

On motion of Mr. Owen, at four o'clock and fifty minutes P. M., the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

THIRTY-EIGHTH DAY.

WEDNESDAY, February 12th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present, except Mr. Bruner.

Mr. Elzy asked leave of absence for Mr. Bruner for one day.

Leave granted.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Federal Relations, to whom was referred Senate Concurrent Resolution No. 58—Relative to postal telegraph—would beg leave to report, that they have had the same under consideration, and report the same back, and recommend that it do pass.

J. G. PRAGUE, Chairman.

MR. SPEAKER: Your Committee on Contingent Expenses, to whom was referred Assembly Bill No. 45—entitled “An Act to authorize the payment of the claim of Alex. Leport for wood furnished to the State of Nevada for the use of the sixth session of the Nevada Legislature”—report the same to the House and recommend its passage.

MR. SPEAKER: Your Committee on Ways and Means, to whom was referred Assembly Bill No. 59—entitled An Act to amend an Act entitled “An Act providing for the taxation of the net proceeds of the mines,” approved February twenty-eighth, eighteen hundred and seventy-one, report the same back, recommending its indefinite postponement.

Also, Senate Bill No. 80—entitled “An Act to amend section twenty-nine of An Act to provide revenue for the support of the government of the State of Nevada, as amended by section one of an Act approved March first, eighteen hundred and seventy-one”—report the bill favorably and recommend its passage.

Also, Senate Bill No. 97—entitled “An Act to require Assessors to pay over to County Treasurers monthly all poll taxes collected”—and report the same with recommendation that it do pass.

J. A. SAVAGE, Chairman.

MR. SPEAKER: Your Committee on Military and Indian Affairs, to whom was referred Assembly Bill No. 54—entitled “An Act to appropriate money for the payment of certain claims against the State of Nevada”—report the same, with the recommendation that it do pass.

T. M. HART, Chairman.

MR. SPEAKER: The Lincoln County delegation, to whom was referred Senate Bill No. 72—entitled “An Act to consolidate and fund the

indebtedness of Lincoln County"—have considered the same, and recommend its passage.

THOMAS WALLACE,
P. L. SHOAFF,
P. A. CRAIGUE.

Mr. SPEAKER: Your special committee to which was referred Assembly Bill No. 50—report the same back, and recommend its indefinite postponement.

W. B. SHEPPERD,
J. P. SMITH,
C. DERBY,
SAMUEL OWEN,
RICHARD ARNOLD,
J. W. WILSON,
T. M. ADAMS.

Mr. SPEAKER: Your special committee to which was referred Senate Bill No. 60—beg leave to report the same back, recommending its indefinite postponement.

W. B. SHEPPERD,
T. M. ADAMS,
J. P. SMITH,
RICHARD ARNOLD,
J. W. WILSON,
SAMUEL OWEN,
C. DERBY.

Mr. SPEAKER: Your committee of conference to whom was referred the matter of difference in relation to salaries of District Attorneys, report that the committee have agreed that the House recede from its amendments.

O. H. GREY, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Grey:

Resolved, That the Senate be respectfully requested to return to the House Senate Bill No. 31.

Resolution adopted.

By Mr. Crawford:

WHEREAS, There are many claims presented to the Legislature for payment, against the State Prison, and the members of this body are unable, in many instances, to determine as to the justice of such claims; therefore,

Resolved, That the Committee on State Prison be requested to ascertain when the report of the Warden of the State Prison will be made to this body.

Adopted.

SENATE MESSAGES.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 11th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Concurrent Resolution No. 145—Relative to joint committee on examining compilations of laws—which passed the Senate on the tenth instant, by the following vote: Yeas, 17; nays, none.

Also, return Assembly Bill No. 39—entitled “An Act for the relief of the widow of Matthew Pixley”—which passed the Senate on the tenth instant, by the following vote: Yeas, 18; nays, 4.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER;
CARSON CITY, February 12th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return, for the consideration of your honorable body, Assembly Bill No. 13—“An Act to remove the county seat of Humboldt County”—which passed the Senate this day by the following vote: Yeas, 18; nays, 6.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

NOTICE OF BILLS.

Mr. Hoppin gave notice that he would, on some future day, ask leave to introduce a bill for an Act entitled “An Act for the removal of the State Capitol from Carson City to Winnemucca, in Humboldt County.”

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Grey, by leave, introduced Assembly Bill No. 65, entitled “An Act to provide for the fostering and supporting of the Nevada Orphan Asylum, a duly incorporated benevolent association at Virginia City, Storey County, Nevada.”

Read first time.

Mr. Crawford, by leave, introduced Assembly Bill No. 66, entitled “An Act relating to elections.”

Read first time, rules suspended, read second time by title, referred to Committee on Elections, and ordered printed.

Mr. Wallace, pursuant to notice, introduced Assembly Bill No. 67, entitled “An Act amendatory and supplementary to an Act entitled ‘An Act to create the County of Lincoln and provide for its organiza-

tion," approved February twenty-sixth, eighteen hundred and sixty-six, approved March, eighteen hundred and sixty-seven.

Read first time.

Mr. Morrison, pursuant to notice, introduced Assembly Bill No. 68, entitled "An Act to amend an Act entitled 'An Act to incorporate the City of Virginia, provide for the government thereof, and repeal all other Acts in relation thereto,'" approved March fourth, eighteen hundred and sixty-five.

Read first time, and, on motion of Mr. Morrison, rules suspended, read second time by title, and ordered printed.

Senate Concurrent Resolution No. 145—Relative to joint committee examining compilation of laws.

Roll called, and resolution passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Vinnedge, Wilson, and Mr. Speaker—42.

NAYS—None.

Senate Bill No. 26, entitled "An Act providing for the government of the cities and towns of this State."

Mr. Cole moved that the rules be suspended, and that the reading of the bill in Committee of the Whole on yesterday be considered the third reading, and placed on its final passage.

Ruled not in order.

The Speaker decided the point of order made by Mr. Grey yesterday in regard to taking bills from table, well taken.

Mr. Grey moved that Senate Bill No. 26 be referred to a special committee of one, with instructions to strike out the enacting clause.

Motion lost.

Bill read third time, and passed:

YEAS—Messrs. Allen, Andrews, Carpenter, Cole, Craigue, Crawford, Derby, Drake, Elzy, Fox, Hart, Hoppin, Horton, Mack, Matthews, McCall, Morrison, Owen, Price, Randall, Sanford, Savage, Sessions, Shepperd, Shoaff, Stern, Stoddard, Tobriner, Twiss, Vinnedge, and Wilson—31.

NAYS—Messrs. Adams, Burgess, Dangberg, Gallagher, Keyser, Lemmon, Prague, Rickey, Smith, Street, Wallace, and Mr. Speaker—12.

Mr. Shoaff gave notice that, on to-morrow, he would move for the reconsideration of the vote by which the bill passed.

Assembly Bill No. 57, entitled "An Act for the relief of R. Webber and D. B. Collins."

Mr. Randall moved that the bill be laid on the table.

Motion carried.

Mr. Savage asked leave to withdraw Senate Bill No. 87, together with the report of the Committee on Ways and Means thereon.

Leave granted.

Senate Concurrent Resolution No. 58—Relative to postal telegraph—read a third time, and passed:

YEAS—Messrs. Andrews, Arnold, Carpenter, Drake, Elzy, Fox, Galla-

gher, Grey, Hart, Hoppin, Horton, Keyser, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Sessions, Shoaff, Smith, Stern, Stoddard, and Wilson—25.

NAYS—Messrs. Adams, Allen, Burgess, Cole, Craigue, Crawford, Dangberg, Lemmon, Owen, Rickey, Robinson, Sanford, Savage, Shepperd, Tobriner, Twiss, Vinnedge, Wallace, and Mr. Speaker—19.

On motion of Mr. Shepperd, at fifty minutes past twelve o'clock P. M. the House took a recess until two o'clock P. M.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Wilson gave notice that, on to-morrow, he would move for a reconsideration of the vote by which Senate Concurrent Resolution No. 8—Relative to postal telegraph—passed the House.

REPORTS OF COMMITTEES.

MR. SPEAKER: Your Committee on Ways and Means, to whom was referred Senate Bill No. 87—entitled “An Act to create a Board of Tax Commissioners, and define the duties thereof”—have had the same under consideration, and beg leave to report it back, with the recommendation that its further consideration be indefinitely postponed.

Respectfully,

J. A. SAVAGE, Chairman.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 39, entitled An Act for the relief of the widow of Matthew Pixley.

Also, Assembly Bill No. 13, “An Act to remove the county seat of Humboldt County.”

Have been carefully compared with the engrossed bills, found correctly enrolled, and have this day been presented to the Governor for his approval.

JAMES CRAWFORD, Chairman.

GENERAL FILE.

Assembly Bill No. 50, entitled An Act to amend an Act entitled An Act supplementary to and amendatory of an Act entitled “An Act to provide for the payment of the outstanding indebtedness of Virginia, Storey County, approved January twenty seventh, eighteen hundred and sixty-five,” approved March second, eighteen hundred and seventy-one.

On motion of Mr. Adams, the further consideration of the bill was indefinitely postponed.

Senate Bill No. 80, entitled An Act to amend section twenty-nine of an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," as amended by section one of an Act approved March first, eighteen hundred and seventy-one.

Bill read third time, and placed upon its final passage.

Mr. Savage moved that Mr. Morrison be excused from voting.

Mr. Crawford raised the point of order that no motion could be entertained when the roll was being called.

The Speaker decided that when a member asked to be excused, a motion was in order to excuse him.

Motion to excuse Mr. Morrison carried.

Mr. Owen asked to be excused from voting.

Mr. Cole moved to excuse Mr. Owen.

Motion lost.

Roll called, and bill passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Cole, Crawford, Dangberg, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Matthews, McCall, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stoddard, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—34.

NAY—Mr. Owen—1.

Senate Bill No. 97, entitled "An Act to require Assessors to pay over to the County Treasurers, monthly, all poll taxes collected."

Bill read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—None.

Senate Bill No. 60, entitled An Act to amend "An Act to provide for the payment of the outstanding indebtedness of Virginia, Storey County," approved January twenty-seventh, eighteen hundred and sixty-five.

On motion of Mr. Owen, the bill was indefinitely postponed, by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—None.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred Assembly Bill No. 35, entitled An Act to amend an Act concerning unlawful stock, approved April tenth, eighteen hundred and sixty-two.

Also, Assembly Bill No. 56, entitled An Act to regulate the collection of taxes in disputed territory between counties.

Having carefully examined and compared the original bills with the engrossed copies, report the same correctly engrossed.

GEO. H. MORRISON, Chairman.

Assembly Bill No. 35, entitled An Act to amend an Act entitled "An Act concerning unlawful stock," approved April tenth, eighteen hundred and sixty-two.

Read third time, and lost by the following vote:

YEAS—Messrs. Cole, Crawford, Dangberg, Hart, Mack, Owen, Price, Robinson, Sessions, Shoaff, Stoddard, Tobriner, Wallace, and Wilson—14.

NAYS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Derby, Drake, Fox, Gallagher, Grey, Horton, Keyser, Lemmon, Matthews, McCall, Morrison, Prague, Randall, Rickey, Sanford, Savage, Shepperd, Smith, Stern, Vinnedge, and Mr. Speaker—26.

Mr. Rickey gave notice that he would, on to-morrow, move a reconsideration of the vote by which the bill was lost.

Assembly Bill No. 56, entitled "An Act to regulate the collection of taxes in disputed territory between counties."

Read third time, and passed:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Horton, Hart, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—41.

NAYS—None.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 12th, 1873. }

To the honorable the Assembly of Nevada:

I have this day approved, and deposited with the Secretary of State, Assembly Bill No. 39, "An Act for the relief of the widow of Matthew Pixley."

L. R. BRADLEY.

GENERAL FILE RESUMED.

Assembly Bill No. 45, entitled "An Act to authorize the payment of the claim of Alexander Leport for wood furnished the State of Nevada for the use of the sixth session of the Legislature."

On motion of Mr. Grey, the bill was ordered engrossed.

Assembly Bill No. 59, entitled An Act to amend an Act entitled "An Act providing for the taxation of the net proceeds of the mines," approved February twenty-eighth, eighteen hundred and seventy-one.

Mr. Savage moved to indefinitely postpone the bill.

Mr. Grey moved that the bill be made the special order for next Monday, at two o'clock P. M.

Motion carried.

Assembly Bill No. 54, entitled "An Act to appropriate money for the payment of certain claims against the State of Nevada."

On motion of Mr. Hart, the bill was referred to the Committee of the Whole.

Senate Bill No. 72, entitled "An Act to consolidate and fund the indebtedness of Lincoln County."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stoddard, Tobriner, Vinnedge, Wallace, Wilson, and Mr. Speaker—40.

NAYS—None.

Senate Bill No. 87, entitled "An Act to create a Board of Tax Commissioners and define the duties thereof."

On motion of Mr. Shoaff, the bill was indefinitely postponed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Crawford, Dangberg, Derby, Elzy, Fox, Grey, Keyser, Lemmon, Matthews, McCall, Morrison, Prague, Randall, Rickey, Robinson, Sanford, Savage, Shoaff, Smith, Stern, Stoddard, Tobriner, Vinnedge, Wallace, Wilson, and Mr. Speaker—31.

NAYS—Messrs. Cole, Hart, Hoppin, Horton, Mack, Owen, Sessions, and Shepperd—8.

Mr. Mack in the chair.

Assembly Bill No. 6, entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto."

Mr. Bowman offered the following for section thirteen, making section thirteen of original bill section fourteen:

"SEC. 13. Any artist or mechanic having a fixed place of business in this State, who shall construct or repair any article in their line of business for any persons ordering the same, shall have the right to hold possession of the article so constructed or repaired until all reasonable charges are paid for such work."

On motion of Mr. Smith, the amendment was adopted.

Mr. Bowman moved that the bill be ordered engrossed as amended.

Mr. Shoaff moved that the bill be made the special order for Tuesday, the eighteenth, for two o'clock P. M.

Motion lost, and motion to engross as amended carried.

The report of the Board of Regents was read, and, on motion of Mr. Grey, was referred to Committee on Education.

Mr. Sessions, by leave, introduced Assembly Concurrent Resolution No. 16, relative to lands donated to the State of Nevada for a State University.

Read, and referred to Committee on Education.

Mr. Owen, by leave, introduced the following resolution:

Resolved, That the Sergeant-at-Arms be and he is hereby directed to procure a pole, with a hook on the end thereof, to raise and lower the windows of this chamber; and for the expense of the same, he shall present his bill to the Committee on Contingent Expenses, the same not to exceed eight dollars.

Resolution adopted.

On motion of Mr. Grey, all bills were taken from the table and placed on file.

The Speaker ruled that it only took a majority vote to take a bill from the table.

Mr. Savage appealed from the ruling of the Chair.

Mr. Wallace moved to adjourn.

Motion lost.

The question recurring on the appeal from the decision of the Chair, the roll was called, and the Chair sustained by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Street, Tobriner, Vinnedge, Wallace, and Wilson—37.

NAYS—None.

On motion of Mr. Smith, at three o'clock and fifteen minutes P. M., the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

THIRTY-NINTH DAY.

THURSDAY, February 13th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present, except Messrs. Bruner, Lyman, and Price.

Mr. Elzy asked leave of absence for Mr. Bruner for one day.

Leave granted.

Mr. Tobriner asked leave of absence for the balance of the week for Mr. Lyman.

Leave granted.

Prayer by the Chaplain.

Journal of yesterday read.

Mr. Owen asked to have the resolution, presented by him yesterday, relative to procuring a pole and hook for raising the windows of the Assembly Chamber, stricken from the Journal.

Mr. Crawford raised the point of order, that no part of the minutes could be stricken out.

The Speaker decided the point of order well taken.

The Journal was then approved as read.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: The undersigned, a member of your Standing Committee on Agriculture, respectfully makes the following minority report on Assembly Bill No. 40—An Act for the better protection of the agricultural interests in this State—I have carefully examined the same and recommend that it pass.

J. B. GALLAGHER.

Mr. SPEAKER: Your Committee on State Institutions, to whom was referred Senate Bill No. 59—entitled An Act to amend "An Act to authorize the State Treasurer to employ a clerk, and fixing his compensation, approved March ninth, eighteen hundred and sixty-five," approved March first, eighteen hundred and sixty-six—report that they have had the same under consideration, and have directed their Chairman to report the same to the House with the recommendation that it do pass.

E. C. SESSIONS, Chairman.

Mr. SPEAKER: Your Committee on Engrossment, to whom was referred for examination, Assembly Bills Nos. 6 and 45—entitled respectively "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto," and "An Act to authorize the payment of the claim of Alexander Leport for wood furnished the State of Nevada for the use of the sixth session of the Legislature"—having carefully compared the original bills with the engrossed copies, report the same correctly engrossed.

GEO. H. MORRISON, Chairman.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 12th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 23—An Act in relation to the sureties on the official bond of Eben Rhoades, late State Treasurer of the State of Nevada—which passed the Senate this day by the following vote: Yeas, 16; nays, 8.

Also, Senate Bill No. 101—An Act for the relief of T. A. Waterman, for time occupied and expenses incurred in the organization of Elko

County—which passed the Senate this day by the following vote: Yeas, 23; nays, none.

Also, Senate Concurrent Resolution No. 146—Relative to granting leave of absence to J. S. Shoemaker, County Clerk of Washoe County—which passed the Senate this day by the following vote: Yeas, 19; nays, none.

Also, Senate Concurrent Resolution No. 150—Relative to furnishing printed bills—which passed the Senate this day by the following vote: Yeas, 18; nays, none.

Also, return Assembly Concurrent Resolution No. 15—Relative to granting leave of absence to Frank Owen, District Attorney of Nye County—which passed the Senate this day by the following vote: Yeas, 15; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

SECOND READING OF BILLS.

Assembly Bill No. 67, entitled An Act amendatory of and supplemental to an Act entitled "An Act to create the County of Lincoln, and provide for its organization, approved February twenty-sixth, eighteen hundred and sixty-six," approved March, eighteen hundred and sixty-seven.

Read second time, and referred to Committee on Counties and County Boundaries.

Assembly Bill No. 65, entitled "An Act to provide for fostering and supporting the Nevada Orphan Asylum, a duly incorporated benevolent association, located at Virginia, Storey County, State of Nevada."

Read second time, and referred to Committee on State Institutions.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Morrison, by leave, introduced Assembly Bill No. 69, entitled An Act to amend an Act entitled "An Act to provide for the incorporation of religious, charitable, literary, scientific, and other associations," approved March second, eighteen hundred and sixty-seven.

Read first time.

Mr. Derby, by leave, introduced Assembly Bill No. 70, entitled "An Act to incorporate a State Agricultural Society, and provide for the management thereof."

Read first time, rules suspended, read second time by title, and referred to Committee on Corporations.

Mr. Sessions, by leave, introduced Assembly Bill No. 71, entitled "An Act to authorize the temporary use of money levied and collected for the Building Fund of Washoe County, for certain purposes."

Read first time, rules suspended, read second time by title, and referred to Washoe delegation.

Mr. Cole, by leave, introduced Assembly Bill No. 72, entitled "An Act to consolidate and fund the indebtedness of White Pine County."

Read first time, rules suspended, read second time by title, and referred to White Pine County delegation.

Senate Concurrent Resolution No. 146—Relative to granting leave of absence to J. S. Shoemaker, County Clerk of Washoe County.

Read, and passed:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Elzy, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Prague, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—33.

NAYS—Messrs. Cole, Craigue, Dangberg, Grey, Randall, and Robinson—6.

Senate Concurrent Resolution No. 150—Relative to furnishing printed bills.

Mr. Shoaff moved to amend by inserting after the word "Bills," the words "any other matter printed."

Amendment adopted.

Roll called, and resolution passed by the following vote:

YEAS—Messrs. Allen, Arnold, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Keyser, Lemmon, McCall, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stoddard, Vinnedge, Wallace, and Wilson—30.

NAYS—Messrs. Adams, Mack, Morrison, Owen, Prague, Stern, Tobriner, Twiss, and Mr. Speaker—9.

Senate Bill No. 23, entitled "An Act in relation to the sureties on the official bond of Eben Rhoades, late State Treasurer of the State of Nevada."

Read first time.

Senate Bill No. 101, entitled "An Act for the relief of T. A. Waterman, for time occupied and expenses incurred in the organization of Elko County."

Read first time.

COMMUNICATION FROM SECRETARY OF STATE.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
CARSON CITY, February 8th, 1873. }

To the honorable the Assembly:

I have the honor to transmit herewith claim of C. W. Friend, for cleaning and repairing clock in Assembly chamber, two dollars and fifty cents.

Very respectfully,

J. D. MINOR,
Secretary of State.

The above claim, as reported from Secretary of State, referred to Committee on Contingent Expenses.

THIRD READING OF BILLS.

Assembly Bill No. 45, entitled "An Act to authorize the payment of the claim of Alexander Leport, for wood furnished to the State of Nevada for the use of the sixth session of the Nevada Legislature."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Keyser, Lemmon, Matthews, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—39.

NAYS—None.

Assembly Bill No. 6, entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto."

Mr. Savage moved to refer the bill to a special committee of one, with instructions to amend as follows: Strike out all after the word "thereon," in the eleventh line, and insert the words "but any such liens may be assigned to any person or persons, the same as are other evidences of indebtedness."

Motion carried, and Mr. Savage appointed as such committee to make the amendment.

Committee reported the bill amended as per instructions.

Read third time, and passed:

YEAS—Messrs. Allen, Andrews, Arnold, Burgess, Carpenter, Craigue, Crawford, Dangberg, Elzy, Fox, Gallagher, Horton, Keyser, Matthews, Owen, Prague, Rickey, Sanford, Savage, Shepperd, Shoaff, Smith, Stoddard, Street, Twiss, Vinnedge, Wallace, and Mr. Speaker—28.

NAYS—Messrs. Adams, Cole, Derby, Grey, Lemmon, Mack, Morrison, Randall, Sessions, Stern, Tobriner, and Wilson—12.

Senate Bill No. 59, entitled An Act to amend an Act entitled "An Act to authorize the State Treasurer to employ a clerk, and fixing his compensation, approved March ninth, eighteen hundred and sixty-five," approved March first, eighteen hundred and sixty-six.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, McCall, Owen, Prague, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—43.

NAYS—None.

On motion of Mr. Owen, at twelve o'clock and fifty minutes P. M., the House took a recess until two o'clock P. M.

AFTERNOON SESSION.

The Speaker in the chair.
 Roll called.
 Quorum present.

SPECIAL ORDER.

Mr. Horton moved that special order—Senate Bill No. 14—be made the special order for Wednesday, the twentieth instant, at two o'clock P. M.

Mr. Owen moved a call of the House.

Motion carried.

Roll called: Absent—Messrs. Derby, Mack, Morrison, Rickey, Savage, Stern, Wallace, and Wilson.

The question recurring upon the motion to make the bill special order for Wednesday, the twentieth instant, Messrs. Street, Elzy, and Owen called for the yeas and nays.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Burgess, Carpenter, Cole, Derby, Drake, Fox, Gallagher, Grey, Hart, Horton, Lemmon, Mack, McCall, Morrison, Prague, Price, Randall, Sanford, Savage, Smith, Stern, Vinnedge, and Mr. Speaker—26.

NAYS—Messrs. Arnold, Bruner, Craigue, Crawford, Dangberg, Elzy, Hoppin, Keyser, Matthews, Owen, Rickey, Robinson, Sessions, Shepperd, Shoaff, Stoddard, Street, Tobriner, Twiss, Wallace, and Wilson—21.

On motion of Mr. Grey, the House resolved itself into Committee of the Whole, for the consideration of the General File.

Mr. Owen in the chair.

In time, the committee rose, and reported back Assembly Bill No. 49—entitled "An Act concerning the trespassing of stock,"—recommending its indefinite postponement.

Also, Assembly Bill No. 40—entitled "An Act for the better protection of the agricultural interests in this State"—recommending its indefinite postponement.

Also, Assembly Bill No. 60—entitled An Act to amend an Act entitled "An Act to incorporate the City of Virginia, provide for the government thereof, and repeal all other laws in relation thereto," approved March fourth, eighteen hundred and sixty-five—and asked leave to sit again.

Mr. Shoaff, pursuant to previous notice, moved to reconsider the vote by which Senate Bill No. 26 passed the House.

Roll called, and motion lost by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Burgess, Craigue, Dangberg, Keyser, McCall, Rickey, Sessions, Shoaff, Smith, Street, Wallace, Wilson, and Mr. Speaker—17.

NAYS—Messrs. Allen, Carpenter, Cole, Crawford, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Lemmon, Mack, Morrison, Prague, Price, Randall, Sanford, Savage, Shepperd, Stern, Stoddard, Tobriner, Twiss, and Vinnedge—25.

Mr. Rickey, pursuant to previous notice, moved to reconsider the vote

by which Assembly Bill No. 35—entitled “An Act to amend an Act entitled An Act concerning unlawful stock,” approved April tenth, eighteen hundred and sixty-two—was lost.

Roll called, and motion lost by the following vote:

YEAS—Messrs. Cole, Craigue, Dangberg, Derby, Elzy, Lemmon, Rickey, Sessions, Shoaff, Street, Vinnedge, Wallace, and Mr. Speaker—13.

NAYS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Crawford, Fox, Gallagher, Grey, Hart, Hoppin, Keyser, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Robinson, Sanford, Savage, Shepperd, Smith, Stern, Stoddard, Tobriner, Twiss, and Wilson—30.

REPORT FROM COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your committee, to whom was referred for examination Assembly Bill No. 41—entitled “An Act to incorporate the Town of Gold Hill”—having carefully compared the original with the engrossed copy, report the same correctly engrossed.

GEO. H. MORRISON, Chairman.

THIRD READING OF BILLS.

Assembly Bill No. 41, entitled “An Act to incorporate the Town of Gold Hill.”

Pending the reading of the bill, Mr. Sessions moved a call of the House.

Pending the motion, leave of absence was granted to Messrs. Horton, Mack, Owen, and Robinson.

Motion for a call of the House carried.

Roll called.

Absent—Messrs. Burgess, Craigue, Grey, Randall, and Vinnedge.

Messrs. Grey, Randall, and Vinnedge appeared at the bar of the House and were excused.

On motion of Mr. Sessions, the further proceedings under the call were dispensed with.

Bill read a third time, and passed:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—41.

NAYS—Mr. Arnold—1.

Assembly Bill No. 57, entitled “An Act for the relief of R. Webber and D. B. Collins.”

Pending the reading of the bill, on motion of Mr. Wallace, at four o'clock and thirty minutes P. M., the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FORTIETH DAY.

FRIDAY, February 14th, 1873.

The House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present except Messrs. Burgess and Tobriner.

Mr. Cole asked leave of absence for Mr. Burgess until the nineteenth instant.

Leave granted.

Mr. Matthews asked leave of absence for Mr. Robinson until the nineteenth instant.

Leave granted.

Prayer by the Chaplain.

Journal of yesterday read, corrected, and approved.

Mr. Owen moved that Assembly Bill No. 70—entitled "An Act to incorporate the State Agricultural Society and provide for the management thereof"—be ordered printed.

Motion carried.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Counties and County Boundaries, to whom was referred Senate Bill No. 98—An Act to limit the compensation of County Auditors for extending the tax list on the assessment roll—report that they have had the same under consideration, and have directed their Chairman to report the same to the House and recommend its passage.

C. H. STODDARD, Chairman.

MR. SPEAKER: Your Committee on State Prison, to whom was referred Assembly Bill No. 43—entitled "An Act to secure photographs of State Prison convicts"—report that they have had the same under consideration, and have directed their Chairman to report the same to the House, with the amendments to strike out the words "ten dollars," and insert the words "nine dollars," and recommend its passage as amended.

R. L. HORTON, Chairman.

MR. SPEAKER: Your Standing Committee on Judiciary, to whom was referred Senate Bill No. 88—entitled An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one—having had the same under consideration, report it back to the House, and recommend its passage.

Also, Senate Bill No. 16—entitled "An Act to amend an Act defining the duties of the Attorney General of the State of Nevada," approved March eleventh, eighteen hundred and sixty-seven.

Also, Senate Bill No. 35—entitled "An Act to amend an Act entitled 'An Act in relation to common jails, and prisoners thereof,' approved November twenty-fifth, eighteen hundred and sixty-one," approved March third, eighteen hundred and sixty-six.

Also, Senate Bill No. 62—entitled “An Act concerning records now in the custody of County Recorders of this State.”

Have had the same under careful consideration, and refer the same back to the House, with the recommendation that the same pass.

F. W. COLE, Chairman pro tem.

Mr. SPEAKER: Your Standing Committee on Ways and Means, to which was referred the claim of Witherell & Edson, have had the same under consideration, and a majority thereof have instructed their Chairman to report the same back, with the recommendation that the further consideration of said claims be indefinitely postponed.

Respectfully,

J. A. SAVAGE, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Shoaff:

Resolved, by the Assembly, That as there are two official reporters for the House, and are receiving compensation for their labors, in case of their absence from the House prior to its adjournment, they have a deputy to report the proceedings, which proceedings shall be embodied in their next report to the newspapers for which they are reporters. And further

Resolved, That whenever either of the said official reporters absent themselves from the Assembly Chamber before it adjourns, and should fail to leave a deputy to keep correct record of the proceedings of the Assembly, a full day's salary shall be deducted from their pay.

Adopted.

By Mr. Prague:

Resolved, That all extra copying required by this House, be paid out of the Contingent Fund of the Assembly, at the rate of fifteen cents per folio, as certified to by the Chief Clerk and Speaker of the House.

Pending the consideration of the resolution, Mr. McGovern, Journal Clerk of the Assembly, was, on motion of Mr. Wallace, granted indefinite leave of absence on account of sickness.

Mr. Grey moved to amend the resolution so as to read that the clerks shall be allowed nine dollars per diem for writing up the Journal, in lieu of the appointment of an extra Copying Clerk, at fifteen cents per folio.

Amendment adopted, and, on motion of Mr. Grey, resolution passed as amended.

By Mr. Shoaff:

Resolved, That a committee of one be appointed to examine Assembly Bill No. 64, to ascertain and report if the same was correctly copied before it was sent to the State Printer.

On motion of Mr. Grey, the resolution was adopted.

Mr. Shoaff was appointed as such committee.

Mr. SPEAKER: Your special committee to whom was referred Assembly Bill No. 71—"An Act to authorize the temporary use of money levied and collected for the Building Fund of Washoe County for certain purposes"—report that they have had the same under consideration, and have directed their Chairman to report the same to the House with a recommendation that it do pass.

E. C. SESSIONS, Chairman.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 13th, 1873. }

To the honorable the Assembly:

I have the honor to return to your honorable body Senate Bill No. 31—"An Act to amend an Act concerning District Attorneys," approved March first, eighteen hundred and sixty five, February twenty-sixth, eighteen hundred and sixty-six, and March eleventh, eighteen hundred and sixty-nine—in accordance with request expressed in message of February twelfth.

Very respectfully,

CHAS. F. BICKNELL,
Secretary of Senate.

Mr. Grey moved that the House recede from its amendments to Senate Bill No. 31, entitled "An Act to amend an Act entitled An Act concerning District Attorneys," approved March first, eighteen hundred and sixty-five.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Bruner, Carpenter, Craigie, Crawford, Dangberg, Fox, Gallagher, Grey, Hoppin, Horton, Keyser, Lemmon, Mack, McCall, Morrison, Owen, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—35.

NAYS—Messrs. Andrews, Arnold, Cole, Derby, Drake, Elzy, Hart, Matthews, and Prague—9.

SECOND READING OF BILLS.

Assembly Bill No. 69, entitled An Act to amend an Act entitled "An Act to provide for the incorporation of religious, charitable, literary, scientific, and other associations," approved March fourth, eighteen hundred and sixty-seven.

Read second time and referred to the Committee on Judiciary.

Senate Bill No. 101, entitled "An Act for the relief of T. A. Waterman, for time occupied and expenses incurred in the organization of Elko County."

Read second time and referred to the Elko delegation.

Senate Bill No. 23, entitled "An Act relating to the sureties on the official bond of Eben Rhoades, late State Treasurer of the State of Nevada."

Read second time.

On motion of Mr. Morrison, the bill was referred to a special committee of five members, to be appointed by the Speaker, with the power to send for witnesses and administer oaths.

The Speaker appointed as such committee Messrs. Morrison, Street, Grey, Elzy, and Wilson.

Mr. Shoaff, by leave, introduced Assembly Bill No. 73, entitled "An Act to prevent miscegenation."

Read first time, and, on motion of Mr. Grey, the rules were suspended, bill read second time by title, and referred to the Committee on Public Morals.

Mr. Street, by leave, introduced Assembly Bill No. 74, entitled "An Act to exempt from forced sale on execution all private cabinets of minerals, specimens, curiosities, and ancient or curious coins."

Read first time, and, on motion of Mr. Savage, the rules were suspended, bill read a second time by title, and referred to the Committee on Judiciary.

Mr. Morrison, by leave, introduced Assembly Bill No. 75, entitled "An Act to amend section seventy-six of an Act entitled An Act to further amend an Act entitled 'An Act to provide revenue for the support of the government of the State of Nevada,'" approved March first, eight hundred and sixty-six.

Read first time, and, on motion of Mr. Morrison, the rules were suspended, bill read second time by title, and referred to the Judiciary Committee.

GENERAL FILE.

Assembly Bill No. 57, entitled "An Act for the relief of R. Webber and D. B. Collins."

Mr. Randall moved that the bill be ordered engrossed.

Mr. Elzy moved to amend by inserting seven hundred and fifty dollars in lieu of one thousand five hundred dollars.

Motion withdrawn.

Mr. Bowman moved to lay the bill upon the table.

Motion carried.

Assembly Bill No. 49, entitled "An Act concerning the trespassing of stock."

Mr. Savage moved to lay the bill upon the table.

Motion lost.

Mr. Hart moved the indefinite postponement of the bill.

The Speaker instructed the Clerk to call the roll on the motion of Mr. Hart.

Mr. Grey raised the point of order that it required three members to order the yeas and nays called.

Messrs. Owen, Savage, and Crague called for the yeas and nays.

The Speaker decided that on a motion to indefinitely postpone, he would hereafter order the roll called, unless otherwise ordered by the House.

Roll called, and motion to indefinitely postpone carried by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Andrews, Craigue, Dangberg, Derby, Drake, Grey, Hart, Hoppin, Lemmon, Mack, Matthews, Owen, Price, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Stern, Stoddard, Street, and Twiss—26.

NAYS—Messrs. Bruner, Carpenter, Cole, Fox, Gallagher, Horton, Keyser, McCall, Prague, Randall, Smith, Tobriner, Vinnedge, Wilson, and Mr. Speaker—15.

Assembly Bill No. 40, entitled "An Act for the better protection of the agricultural interests of this State."

Mr. Allen moved to indefinitely postpone the bill.

Pending the motion, Mr. Smith asked leave to withdraw Assembly Bill No. 57 for a few moments.

Leave granted.

Roll called, and motion to indefinitely postpone Assembly Bill No. 40 lost by the following vote:

YEAS—Messrs. Allen, Craigue, Dangberg, Derby, Hart, Hoppin, Lemmon, Morrison, Owen, Price, Rickey, Sanford, Savage, Sessions, Shoaff, Smith, Stern, Street, and Twiss—19.

NAYS—Messrs. Adams, Andrews, Arnold, Bruner, Carpenter, Cole, Elzy, Fox, Gallagher, Grey, Horton, Keyser, Matthews, McCall, Prague, Randall, Shepperd, Stoddard, Tobriner, Vinnedge, Wallace, Wilson, and Mr. Speaker—23.

On motion of Mr. Grey, the bill was ordered engrossed.

Assembly Bill No. 68, entitled An Act to amend an Act entitled "An Act to incorporate the City of Virginia, provide for the government thereof, and repeal all other Acts in relation thereto," approved March fourth, eighteen hundred and sixty-five.

On motion of Mr. Grey, the bill was referred to Committee of the Whole.

Mr. Drake rose to a question of privilege, and stated that in his remarks made yesterday on the Eureka County bill, he had no reference to Mr. Seaton.

On motion of Mr. Carpenter, at twelve o'clock and forty-five minutes P. M., the House take a recess until two o'clock P. M.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE.

- The claims of Witherell & Edson were taken up, and indefinitely postponed by the following vote:

YEAS—Messrs. Adams, Andrews, Bruner, Carpenter, Derby, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Price, Randall, Rickey, Sanford, Savage, Shep-

perd, Shoaff, Smith, Stern, Stoddard, Twiss, Wallace, Wilson, and Mr. Speaker—31.

NAYS—Messrs. Allen, Prague, Sessions, Tobriner, and Vinnedge—5.

REPORT OF COMMITTEE ON ENROLLMENT.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Concurrent Resolution No. 5—Relative to printing Assembly Concurrent Resolution No. 1—has been carefully compared with the engrossed copy, found correctly enrolled, and has this day been deposited with the Secretary of State.

JAMES CRAWFORD, Chairman.

Substitute for Assembly Bill No. 18, entitled "An Act in relation to public highways."

Mr. Mack moved to amend by striking out the word "four" wherever it occurred in the bill, except in section two, and in lieu thereof, insert the word "two."

Carried.

On motion of Mr. Sessions, the bill was ordered engrossed as amended.

Assembly Bill No. 14, entitled "An Act concerning lawful fences, and animals trespassing on premises lawfully inclosed."

Mr. Mack moved to amend section one by striking out "one quarter," and in lieu thereof, insert "one eighth."

Motion carried.

Mr. Sessions moved to amend section one by striking out "3" and inserting the word "four."

Motion carried.

Mr. Morrison in the chair.

Mr. Prague moved to indefinitely postpone the bill.

Mr. Bowman moved the previous question.

Motion carried.

The previous question being on the engrossment of the bill, was lost.

The Speaker in the chair.

By Mr. Wallace:

Resolved, That Daniel P. Fenton be and is hereby appointed Journal Clerk of this House until the present Journal Clerk is able to perform said duties, and that the resolution which passed this House authorizing the Clerk to appoint a Journal Clerk, or to perform said duties himself, is hereby rescinded.

On motion of Mr. Arnold, the resolution was adopted.

Mr. Hart moved that the House resolve itself into Committee of the Whole for the consideration of General File.

Motion withdrawn.

Mr. Morrison moved to take from the table, Assembly Bill No. 57, entitled "An Act for the relief of R. Webber and D. B. Collins."

Motion carried.

On motion of Mr. Grey, a call of the House was ordered.

Leave of absence was granted to Messrs. Savage and Craigie for the remainder of the afternoon.

Roll called. Absent—Messrs. Stoddard and Sessions.

Mr. Sessions appeared at the bar of the House, and was allowed to take his seat without excuse.

Mr. Mack moved that further proceedings under the call be dispensed with.

Pending the consideration of the motion, Mr. Hart raised the point of order that a motion to dispense with further proceedings under the call was not debatable.

The Speaker decided the point of order not well taken.

Mr. Hart appealed from the decision of the Speaker.

Pending the appeal, Mr. Stern moved to adjourn.

Motion lost.

The question being on the appeal from the decision of the Speaker, the Speaker was sustained, and the motion to suspend further proceedings under the call carried.

Mr. Street moved that Assembly Bill No. 57 be ordered engrossed.

Messrs. Cole, Rickey, and Grey called for the yeas and nays.

Roll called, and motion to engross carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Crawford, Dangberg, Derby, Gallagher, Hart, Lemmon, Mack, Matthews, Morrison, Price, Randall, Sanford, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—27.

NAYS—Messrs. Carpenter, Cole, Drake, Fox, Grey, Horton, Keyser, McCall, Owen, Prague, Rickey, Sessions, and Mr. Speaker—13.

Mr. Mack gave notice that, on to-morrow, he would move for the reconsideration of the vote by which Assembly Bill No. 40—entitled "An Act for the better protection of the agricultural interests of this State"—was ordered engrossed.

On motion of Mr. Hart, Assembly Bill No. 54—entitled "An Act to appropriate money for the payment of certain claims against the State of Nevada"—was taken from the table.

By Mr. Owen:

Resolved, That so long as there is a quorum present, it shall be out of order for a call of the House to be had.

Resolution ruled out of order.

On motion of Mr. Hart, the House resolved itself into a Committee of the Whole for the consideration of General File.

Mr. Crawford in the chair.

In time, the committee rose, and reported back Assembly Bill No. 54—entitled "An Act to appropriate money for the payment of certain claims against the State of Nevada"—and reported the same back with an amendment and recommended that the bill be indefinitely postponed.

The Speaker in the chair.

On motion of Mr. Arnold, at four o'clock and thirty minutes P. M. the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FORTY-FIRST DAY.

SATURDAY, February 15th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present, except Messrs. Burgess, Lyman, and Stoddard, absent on leave.

Prayer by the Chaplain.

Mr. Hoppin asked leave of absence for Mr. Stoddard for one day.

Leave granted.

Journal of yesterday read and approved.

REPORT OF JUDICIARY COMMITTEE.

Mr. SPEAKER: Your Standing Committee on Judiciary, to whom was referred Senate Bill No. 61—entitled "An Act to allow convicts to testify as witnesses in prosecutions for felonies against other convicts"—have had the same under consideration, and refer it back to the House and recommend it do not pass.

F. W. COLE, Chairman pro tem.

MOTIONS AND RESOLUTIONS.

Mr. Sessions asked leave to withdraw Assembly Concurrent Resolution No. 16—Relative to lands donated to the State of Nevada for University purposes.

Leave granted.

By Mr. Sessions:

Assembly Concurrent Resolution No. 17—Relative to lands granted the State of Nevada for University purposes.

Roll called, and resolution passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Twiss, Vinnedge, Wilson, and Mr. Speaker—39.

NAYS—Messrs. Savage and Tobriner—2.

On motion of Mr. Grey, Assembly Bill No. 65—Relative to the Nevada Orphan Asylum at Virginia City, Nevada—was ordered printed.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 14th, 1873. }

To the honorable the Assembly:

I am directed to return to your honorable body Senate Bill No. 81—"An Act to incorporate the Miners' Union and the Ancient Order of

Hibernians"—with the request that the amendments proposed by the Assembly be more fully specified and attached in proper form.

Also, Senate Bill No. 15—In relation to salaries of County Treasurers—the Senate having concurred in all Assembly amendments, with the exception of one relating to salary of Lincoln County, in which they refuse to concur, and ask your honorable body to recede.

Also, Senate Concurrent Resolution No. 150—Relative to State Printer furnishing printed bills—the Senate refusing to concur in Assembly amendments, and ask your honorable body to recede therefrom.

Respectfully,

CHAS. F. BICKNELL,
Secretary.

Mr. Savage moved that Senate Bill No. 81, as per Senate message, be referred to a special committee of one, to more fully specify House amendments to the same, and attach them in proper form.

Motion carried.

The Speaker appointed Mr. Morrison as such committee.

Mr. Grey asked leave of absence for Mr. Paddock, Sergeant-at-Arms, for the remainder of the day.

Leave granted.

Mr. Grey moved that the House recede from its amendment to Senate Bill No. 15, as per Senate message.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Carpenter, Craigue, Crawford, Dangberg, Derby, Elzy, Grey, Hoppin, Horton, Keyser, Lemmon, Mack, McCall, Morrison, Prague, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—35.

NAYS—Messrs. Andrews, Cole, Drake, Fox, Matthews, Owen, and Vinnedge—7.

GENERAL FILE.

Assembly Bill No. 71, entitled "An Act to authorize the temporary use of money, levied and collected for the Building Fund of Washoe County, for certain purposes."

On motion of Mr. Crawford, the bill was ordered engrossed.

Assembly Bill No. 43, entitled "An Act to secure photographs of State Prison convicts."

Ordered engrossed.

Senate Bill No. 98, entitled "An Act for the compensation of County Auditors for extending the tax list on the assessment roll."

Read a third time, and passed by the following vote:

YEAS—Messrs. Allen, Andrews, Bruner, Carpenter, Craigue, Derby, Drake, Fox, Grey, Hoppin, Horton, Keyser, Lemmon, Mack, McCall, Morrison, Price, Rickey, Robinson, Sanford, Sessions, Shepperd, Stern, Tobriner, Twiss, and Wilson—26.

NAYS—Messrs. Adams, Arnold, Dangberg, Gallagher, Matthews, Prague, Randall, Smith, Street, Vinnedge, and Mr. Speaker—11.

Mr. Grey gave notice that, on the next legislative day, he would move for the reconsideration of the vote by which the bill passed.

Mr. Crawford moved that the whole subject matter relative to Senate Concurrent Resolution No. 150, as per Senate message, be indefinitely postponed.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Crague, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—40.

NAY—Mr. Elzy—1.

FIRST READING OF BILLS.

Mr. Morrison, by leave, introduced Assembly Bill No. 76, entitled "An Act to amend an Act entitled 'An Act to regulate proceedings in civil cases in the Courts of justice in this State, and to repeal all other Acts in relation thereto,'" approved March eighth, eighteen hundred and sixty-nine.

Read first time, and, on motion of Mr. Crawford, rules suspended, read second time by title, and referred to Judiciary Committee.

Senate Bill No. 88, entitled An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hopkin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—38.

NAYS—None.

Senate Bill No. 16, entitled An Act to amend "An Act entitled An Act defining the duties of the Attorney General of the State of Nevada," approved March eleventh, eighteen hundred and sixty-seven.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Hopkin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Robinson, Sanford, Sessions, Shepperd, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—37.

NAYS—None.

Senate Bill No. 35, entitled An Act to amend "An Act entitled an Act to amend an Act entitled 'An Act in relation to common jails and the prisoners thereof,' approved November twenty-fifth, eighteen hundred and sixty one," approved March third, eighteen hundred and sixty-six.

Mr. Rickey moved to amend section four as follows: Strike out in line

fourteen the words "County Commissioners may authorize," and after the word "Sheriff," in same line, strike out the word "to" and insert the word "may."

Motion lost.

Mr. Drake moved that the bill be indefinitely postponed.

Mr. Grey raised the point of order, that the motion of Mr. Drake is not in order, inasmuch as the bill was on its third reading.

The Speaker decided the point of order not well taken.

Roll called, and motion lost by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Carpenter, Craigue, Dangberg, Derby, Drake, Fox, Gallagher, Hoppin, Keyser, Lemmon, Matthews, McCall, Rickey, Robinson, Savage, Street, Tobriner, Vinnedge, Wallace, Wilson, and Mr. Speaker—25.

NAYS—Messrs. Allen, Cole, Crawford, Elzy, Grey, Horton, Mack, Morrison, Prague, Price, Randall, Sanford, Sessions, Shepperd, Smith, and Twiss—16.

Mr. Savage moved that the bill be referred to a special committee of one to strike out the enacting clause.

Motion carried.

Mr. Savage was appointed as such committee, who reported that he had stricken out the enacting clause, pursuant to instructions.

Mr. Grey raised the point of order, that according to the ruling of the Speaker, it required as many votes to strike out the enacting clause as it did to indefinitely postpone a bill.

The Speaker decided the point of order not well taken.

Mr. Cole, by leave, introduced Assembly Concurrent Resolution No. 18, relative to the case of the State of Nevada vs. Henry Rhoades, administrator of the estate of Eben Rhoades, and others.

Roll called, and resolution passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—40.

NAY—Mr. Craigue—1.

On motion of Mr. Adams, at one o'clock and fifteen minutes P. M., the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FORTY-THIRD DAY.

MONDAY, February 17th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Prague asked leave of absence for one day for Mr. Drake.

Leave granted.

Prayer by the Chaplain.

Journal of Saturday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Judiciary, to whom was referred Senate Bill No. 18—entitled “An Act to amend an Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto,” approved March eighth, eighteen hundred and sixty-nine—have examined, and recommend its passage.

Also, Assembly Bill No. 75—entitled An Act to amend section seventy-six of an Act entitled “An Act to further amend an Act entitled ‘An Act to provide revenue for the support of the government of the State of Nevada,’” approved March first, eighteen hundred and sixty-six—have examined the same, and recommend the title be amended as follows: An Act to amend section twelve of an Act entitled “An Act to further amend an Act entitled ‘An Act to provide revenue for the support of the government of the State of Nevada,’” approved March first, eighteen hundred and sixty-six—and recommend its passage as amended.

Also, Assembly Bill No. 74—entitled “An Act to exempt from forced sale on execution, all private cabinets of mineral specimens, curiosities, and ancient or curious coins.”

Also, Assembly Bill No. 69—entitled An Act to amend an Act entitled “An Act to provide for the incorporation of religious, charitable, literary, scientific, and other associations,” approved March second, eighteen hundred and sixty-nine.

Have carefully examined the same, and recommend their passage.

J. H. HOPPIN, Chairman pro tem.

MR. SPEAKER: Your Committee on Judiciary, to whom was referred Senate Bill No. 54—entitled “An Act to define the duties and liabilities of pawnbrokers and pledgees”—have had the same under careful examination, and refer the same back to the House, with the recommendation that it be referred back to the Senate for correction of clerical errors.

THOS. P. MACK, Chairman pro tem.

MOTIONS AND RESOLUTIONS.

Mr. Allen introduced Assembly Concurrent Resolution No. 19—Relative to granting leave of absence to Lemuel Allen, District Attorney of Churchill County.

Roll called, and resolution passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Carpenter, Craigue, Derby, Elzy, Gallagher, Grey, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Prague, Price, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Mr. Speaker—33.

NAYS—Messrs. Cole, Dangberg, and Fox—3.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, February 15th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 71—"An Act for the better observance of the Christian Sabbath"—which passed the Senate this day by the following vote: Yeas, 14; nays, 8.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

NOTICES.

Mr. Prague gave notice that he would, on some future day, ask leave to introduce a bill to repeal an Act approved December twelfth, eighteen hundred and sixty-two, concerning the trespass of animals upon private property.

INTRODUCTION AND FIRST READING OF BILLS.

Senate Bill No. 71, entitled "An Act for the better observance of the Christian Sabbath."

Read first time, and, on motion of Mr. Grey, the rules were suspended, bill read second time by title, and referred to Committee on Public Morals.

Mr. Mack, by leave, introduced Assembly Bill No. 77, entitled "An Act to provide for founding free public libraries in this State."

Read first time, and, on motion of Mr. Mack, the rules were suspended, bill read second time by title, referred to Committee on Education, and ordered printed.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred Assembly Bill No. 57—entitled "An Act for the relief of R. Webber and D. B. Collins"—having carefully compared the original bill with the engrossed copy, beg leave to report the same correctly engrossed.

GEO. H. MORRISON, Chairman.

GENERAL FILE.

Assembly Bill No. 57, entitled "An Act for the relief of R. Webber [and D. B. Collins]."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Dangberg, Derby, Elzy, Gallagher, Hart, Horton, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Sanford, Savage, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, and Wilson—29.

NAYS—Messrs. Carpenter, Cole, Craigue, Fox, Grey, Hoppin, Keyser, Price, Robinson, Sessions, Wallace, and Mr. Speaker—12.

Mr. Owen asked leave of absence for Mr. Andrews, for one day.

Leave granted.

Assembly Bill No. 54, entitled "An Act to appropriate money for the payment of certain claims against the State of Nevada."

Mr. Morrison moved that the bill be recommitted to its author for amendments.

Carried.

Senate Bill No. 61, entitled "An Act to allow convicts to testify as witnesses in prosecutions for felonies against other convicts."

Read third time, and lost by the following vote:

YEAS—Messrs. Elzy, Fox, Hoppin, Price, Sessions, and Tobriner—6.

NAYS—Messrs. Adams, Allen, Arnold, Bruner, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stern, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—36.

Senate Bill No. 18, entitled "An Act to amend 'An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto,'" approved March eighth, eighteen hundred and sixty-nine.

Read a third time, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Carpenter, Crawford, Dangberg, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Owen, Prague, Price, Randall, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—38.

NAYS—Messrs. Cole, Craigue, Elzy, Matthews, Rickey, and Mr. Speaker—6.

Mr. Savage gave notice that, on to-morrow, he would move for reconsideration of the vote by which Senate Bill No. 18 passed the House.

Senate Bill No. 54, entitled "An Act to define the duties and liabilities of pawnbrokers and pledgees."

Referred back to the Senate for the correction of clerical errors.

Assembly Bill No. 69, entitled "An Act to amend an Act entitled 'An Act for the incorporation of religious, charitable, literary, scientific, and

other associations," approved March second, eighteen hundred and sixty-nine.

Ordered engrossed.

Assembly Bill No. 74, entitled "An Act to exempt from forced sale on execution all private cabinets of mineral specimens, curiosities, and ancient or curious coins."

Ordered engrossed.

Assembly Bill No. 75, entitled "An Act to amend section seventy-six of an Act entitled 'An Act to further amend an Act entitled An Act to provide revenue for the support of the government of the State of Nevada,'" approved March first, eighteen hundred and sixty-six.

Amendment to the title, reported by Judiciary Committee, adopted, and bill ordered engrossed as amended.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 17th, 1873. }

To the honorable the Assembly:

I have this day approved, and deposited with the Secretary of State, Assembly Bill No. 13—"An Act to remove the county seat of Humboldt County."

L. R. BRADLEY.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER. }
CARSON CITY, February 17th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 18—Relative to the case of the State of Nevada against Henry Rhoades, administrator of the estate of Eben Rhoades, deceased—which passed the Senate this day by the following vote: Yeas, 16; nays, 4.

Also, Assembly Concurrent Resolution No. 17—Relative to appointment of Joint Committee on University Lands—which passed the Senate this day by the following vote: Yeas, 22; nays, none. And that in accordance with said resolution, Senators Eastman, Stevenson, and McClinton have been appointed such joint committee on the part of the Senate.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

The Speaker appointed Messrs. Sessions, Morrison, and Prague as committee on part of the House, in accordance with Assembly Concurrent Resolution No. 17—Relative to the appointment of a Joint Committee on State University Lands.

On motion of Mr. Elzy, at twelve o'clock and thirty minutes p. m. the House took a recess until two o'clock.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

SPECIAL ORDER.

Assembly Bill No. 59, entitled "An Act to amend an Act entitled An Act providing for the taxation of the net proceeds of the mines," approved February twenty-eighth, eighteen hundred and seventy-one.

Mr. Savage moved that the bill be indefinitely postponed.

Pending the motion, Mr. Savage moved a call of the House.

Motion carried.

Mr. Wallace asked leave of absence for Mr. Elzy for the remainder of the day.

Leave granted.

Roll called. Absent: Messrs. Bruner and Hart.

Mr. Lyman moved that further proceedings under the call be dispensed with.

Motion carried.

The question recurring upon the motion to indefinitely postpone Assembly Bill No. 59, roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Craigue, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Hoppin, Keyser, Lemmon, Lyman, Mack, McCall, Prague, Price, Riekey, Sanford, Savage, Sessions, Shepperd, Stern, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—31.

NAYS—Messrs. Carpenter, Cole, Grey, Hart, Horton, Matthews, Morrison, Owen, Randall, Robinson, Shoaff, Smith, Stoddard, and Vinnedge—14.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred for examination Assembly Bill No. 43—entitled "An Act to secure photographs of State Prison convicts"—having carefully compared the original bill with the engrossed copy, beg leave to report the same correctly engrossed.

GEO. H. MORRISON, Chairman.

THIRD READING OF BILLS.

Assembly Bill No. 43, entitled "An Act to secure photographs of State prison convicts."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Carpenter, Cole, Craigue, Dangberg, Derby, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Riekey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—40.

NAY—Mr. Grey—1.

On motion of Mr. Mack, the House resolved itself into Committee of the Whole for the consideration of the General File.

Mr. Mack in the chair.

In time, the committee rose, and reported back Assembly Bill No. 68—entitled An Act to amend an Act entitled "An Act to incorporate the City of Virginia, provide for the government thereof, and repeal all other Acts in relation thereto," approved March fourth, eighteen hundred and sixty-five—with the recommendation that the bill be referred to the Virginia portion of the Storey County delegation.

The Speaker in the chair.

On motion of Mr. Cole, Assembly Bill No. 68 was referred to the Virginia delegation.

REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER: Your special committee to whom was referred Senate Bill No. 81—entitled An Act to incorporate the Miners' Union and the Ancient Order of Hibernians—beg leave to report the same has been amended as follows, to wit: Strike out the words "The Miners' Union and" from the title of the bill; also, strike out the words "The Miners' Union and of" in line one of section one; also, strike out in line one of section two, the words "The Miners' Union and of;" also, strike out in lines one and two in section three, the words "Miners' Union and," and insert immediately before the word "Ancient" the word "The."

GEORGE H. MORRISON, Committee.

On motion of Mr. Cole, Senate Bill No. 81 was transmitted to the Senate as amended by special committee.

By leave, Mr. Street gave notice, that at an early day he would introduce a bill for the establishment of an insane asylum in the State of Nevada, and for the removal of the insane from Woodbridge, California, to the same.

REPORTS OF COMMITTEE ON ENROLLMENT.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Concurrent Resolution No. 15, relative to printing report of Committee of the Orphans' Home.

Also, Assembly Concurrent Resolution, relating to granting leave of absence to Frank Owen.

Have been carefully compared with the engrossed copies, found correctly enrolled, and have this day been deposited with the Secretary of State.

JAMES CRAWFORD, Chairman.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Concurrent Resolution No. 18, relating to the case of the State of Nevada against Henry Rhoades, administrator of E. Rhoades, deceased, et als., has been carefully compared with the engrossed copy, found correctly enrolled, and has this day been deposited with the Secretary of State.

JAMES CRAWFORD, Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. SPEAKER: The undersigned, special committee of one, to whom was referred Assembly Bill No. 64, to ascertain if the same was correctly copied, has compared the copy with the original, and would report that the copying was improperly executed, there being omissions and additions to the bill, besides poor orthography used throughout.

P. L. SHOAFF.

Mr. Sessions requested to be relieved from serving on special committee appointed in accordance with Assembly Concurrent Resolution No. 17—Relative to University lands—and that Mr. Street be appointed in his place.

The Speaker appointed Mr. Street, in accordance with the request of Mr. Sessions.

Mr. Keyser asked leave of absence for the eighteenth instant.

Leave granted.

On motion of Mr. Carpenter, at three o'clock and fifteen minutes P. M. the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FORTY-FOURTH DAY.

TUESDAY, February 18th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present except Mr. Drake.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Standing Committee on Ways and Means, to which was referred Assembly Bill No. 63—entitled "An Act for the taxation of the net proceeds of borax lands or claims"—have had the same under consideration, and beg leave to report it back, with the recommendation that its further consideration be indefinitely postponed.

Respectfully,

J. A. SAVAGE, Chairman.

Mr. SPEAKER: Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 58—entitled “An Act defining the rights of husband and wife”—have examined the same, recommend it be printed, and that it pass.

Also, Assembly Bill No. 47, entitled “An Act to amend an Act entitled An Act concerning wills.”

Also, Assembly Bill No. 76, entitled “An Act to amend an Act entitled An Act to regulate proceedings in civil cases in Courts of justice of this State, and to repeal all other Acts in relation thereto,” approved March eighth, eighteen hundred and sixty-nine.

Would most respectfully report that we have examined the same, and report the same back to the House and recommend they do pass.

F. W. COLE, Chairman pro tem.

Mr. SPEAKER: Your Standing Committee on Engrossment, to whom was referred for examination Assembly Bills Nos. 18, 40, 69, 71, and 74—entitled respectively An Act in relation to public highways; An Act for the better protection of the agricultural interest in this State; An Act to amend an Act entitled An Act to provide for the incorporation of religious, charitable, literary, scientific, and other associations, approved March second, eighteen hundred and sixty-nine; An Act to exempt from forced sale on execution all private cabinets of minerals, specimens, curiosities, and ancient or curious coins; An Act to authorize the temporary use of moneys levied and collected for the Building Fund of Washoe County for certain purposes—having carefully compared the original bills with the engrossed copies, beg leave to report the same back to the House correctly engrossed.

GEO. H. MORRISON, Chairman.

Mr. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Concurrent Resolution No. 17—to appoint a joint committee relative to University lands—has been carefully compared with the engrossed copy, found correctly enrolled, and has this day been deposited with the Secretary of State.

JAMES CRAWFORD, Chairman.

Mr. SPEAKER: Your Committee on Corporations, to whom was referred Concurrent Resolution No. 1—concerning fares and freights—having had the same under their consideration, direct their Chairman to report the same back without recommendation.

SAMUEL OWEN, Chairman.

Mr. SPEAKER: Your Standing Committee on Corporations, to whom was referred Assembly Bill No. 70—entitled “An Act to incorporate a State Agricultural Society and provide for the management thereof”—have had the same under consideration, and have directed their Chairman to report the same back with recommendation that it do pass.

SAMUEL OWEN, Chairman.

Mr. SPEAKER: Your Standing Committee on Corporations, to whom was referred Assembly Bill No. 52—An Act entitled “An Act defining the duties of railroad corporations, and their liabilities for injuries to domestic animals”—have had the same under consideration, and beg leave to report a substitute therefor, and recommend that it do pass.

SAMUEL OWEN, Chairman.

MOTIONS AND RESOLUTIONS.

Mr. Cole moved that Assembly Bill No. 58—entitled An Act defining the rights of husband and wife—be ordered printed.

Motion carried.

SENATE MESSAGES.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, February 17th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 12—An Act to abolish the use of State revenue stamps and to provide for the settlement of outstanding stamps—which passed the Senate this day by the following vote: Yeas, 21; nays, 2.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, February 17th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 44—An Act to amend an Act entitled An Act to provide for the registration of the names of electors, and prevent frauds at elections—which was lost in the Senate this day by the following vote: Yeas, 5; nays, 15.

Also, Assembly Joint Resolution No. 12—Relative to swamp and overflowed lands—which was by the Senate this day indefinitely postponed by the following vote: Yeas, 16; nays, 8.

Also, Assembly Bill No. 41—An Act entitled An Act to incorporate the Town of Gold Hill—which passed the Senate this day by the following vote: Yeas, 17; nays, 3.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 17th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit to your honorable body Senate Bill No. 94—An Act to provide for the appointment and payment of an agent or agents at Washington, D. C., for attending to the certification of lands granted by Congress to the State of Nevada—which passed the Senate this day by the following vote: Yeas, 15; nays, 4.

Also, Senate Bill No. 115—An Act to fund the hospital debt of Washoe County, and provide for the payment of the same—which passed the Senate this day by the following vote: Yeas, 21; nays, none.

Also, Senate Bill No. 89—entitled An Act to amend an Act entitled An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto, approved March eighth, eighteen hundred and sixty-nine—which passed the Senate this day by the following vote: Yeas, 20; nays, none.

Also, Senate Bill No. 116—An Act to provide for transferring and replacing money of certain Funds of Washoe County—which passed the Senate this day by the following vote: Yeas, 23; nays, none.

Also, Senate Bill No. 68—entitled An Act making appropriations for the support of the civil government of the State of Nevada for the ninth and tenth fiscal years—which passed the Senate this day by the following vote: Yeas, 21; nays, none.

Also, Senate Bill No. 119—An Act to amend an Act entitled An Act to authorize a State loan for the purpose of paying the State's proportion of the bonds issued under the Act approved February sixth, eighteen hundred and sixty-seven, and to fund the floating debt and place the State upon a permanent cash basis, approved February twenty-seventh, eighteen hundred and seventy-one—which passed the Senate this day by the following vote: Yeas, 21; nays, 1.

Also, Senate Bill No. 118—An Act to amend an Act entitled An Act authorizing a State loan, and levying a tax to provide means for the payment thereof, approved February twenty-seventh, eighteen hundred and seventy-one—which passed the Senate this day by the following vote: Yeas, 22; nays, 1.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

NOTICES OF BILLS.

Mr. Horton gave notice that he would, on some future day, ask leave to introduce a bill for an Act entitled An Act for the relief of T. W. Triplett, late Assessor of Lander County.

INTRODUCTION OF BILLS.

Mr. Bowman, by leave, introduced Assembly Bill No. 78, entitled An Act to further amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March first, eighteen hundred and sixty-six.

Read first time; and, on motion of Mr. Bowman, read second time, and referred to Judiciary Committee.

Mr. Morrison, by leave, introduced Assembly Bill No. 79, entitled "An Act to amend section six of an Act defining the duties of State Treasurer," approved February second, eighteen hundred and sixty-six.

Read first time.

Mr. Grey, by leave, introduced Assembly Bill No. 80, entitled "An Act to prevent gaming."

Read first time; rules suspended; read second time by title; referred to Judiciary Committee, and ordered printed.

Mr. Wallace, by leave, introduced Assembly Bill No. 81, entitled An Act to amend an Act entitled "An Act relative to marriage and divorce," approved November twenty-eighth, eighteen hundred and sixty-one.

Read first time.

Senate Bill No. 94, entitled "An Act providing for the appointment and payment of an agent or agents at Washington City, D. C., for attending to the certification of lands granted by Congress to the State of Nevada."

Read first time; rules suspended; read second time by title, and referred to Judiciary Committee.

Senate Bill No. 115, entitled "An Act to fund the hospital debt of Washoe County, and provide for the payment of the same."

Read first time; and, on motion of Mr. Tobriner, rules were suspended; read second time by title, and referred to the Washoe delegation.

Senate Bill No. 89, entitled An Act to amend an Act entitled An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto.

Read first time.

Substitute for Senate Bill No. 116, entitled An Act to provide for transferring and replacing money of certain Funds of Washoe County.

Read first time; and, on motion of Mr. Sessions, rules suspended; bill read second time by title, and referred to Washoe delegation.

Senate Bill No. 68, entitled An Act making appropriation for the support of the civil government of the State of Nevada for the ninth and tenth fiscal years.

Read first time; and, on motion of Mr. Mack, read second time by title, and referred to the Committee on Ways and Means.

Senate Bill No. 119, entitled "An Act to amend an Act entitled An Act to authorize a State loan for the purpose of paying the State portion of the bonds issued under the Act approved February sixth, eighteen hundred and sixty-seven, and to fund the floating debt, and place the State upon a permanent cash basis," approved February twenty-seventh, eighteen hundred and seventy-one.

Read first time; and, on motion of Mr. Savage, the rules were suspended; bill read second time by title, and referred to the Committee on Ways and Means.

Senate Bill No. 118, entitled "An Act to amend an Act entitled An Act authorizing a State loan, and levying a tax to provide means for the payment thereof," approved February twenty-seventh, eighteen hundred and seventy-one.

Read first time; on motion of Mr. Crawford the rules were suspended; bill read second time by title, and referred to Committee on Ways and Means.

GENERAL FILE.

Substitute for Assembly Bill No. 18, entitled "An Act in relation to public highways."

Read third time.

Mr. Sessions moved that a special committee of one be appointed to amend section nine, as follows: Strike out the word "four," and in lieu thereof, insert the word "two."

Motion carried.

Mr. Sessions, as such committee, reported that he had amended section nine, pursuant to instructions.

Roll called, and bill passed as amended by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigie, Crawford, Derby, Fox, Gallagher, Hart, Hoppin, Horton, Lemmon, Mack, McCall, Morrison, Prague, Price, Rickey, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Twiss, Wallace, Wilson, and Mr. Speaker—34.

NAYS—Messrs. Dangberg, Elzy, Grey, Keyser, Lyman, Owen, Randall, Robinson, Savage, Street, Tobriner, and Vinnedge—12.

Mr. Mack asked indefinite leave of absence for Mr. Drake.

Leave granted.

Assembly Bill No. 40, entitled "An Act for the better protection of the agricultural interests of this State."

Read third time, and lost by the following vote:

YEAS—Messrs. Adams, Bruner, Carpenter, Cole, Elzy, Fox, Gallagher, McCall, Prague, Robinson, Shoaff, Stoddard, Vinnedge, Wallace, Wilson, and Mr. Speaker—16.

NAYS—Messrs. Allen, Andrews, Arnold, Burgess, Crawford, Dangberg, Derby, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, Morrison, Owen, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Street, and Tobriner—29.

Assembly Bill No. 74, entitled "An Act to exempt from forced sale on execution all private cabinets of minerals, specimens, curiosities, ancient or curious coins."

Read third time, and lost by the following vote:

YEAS—Messrs. Adams, Arnold, Bruner, Carpenter, Cole, Dangberg, Elzy, Hart, Keyser, Mack, Matthews, Morrison, Rickey, Savage, Sessions, Shoaff, Smith, Stoddard, Street, Tobriner, Vinnedge, Wallace, and Mr. Speaker—23.

NAYS—Messrs. Allen, Arnold, Burgess, Crawford, Derby, Fox, Gallagher, Lemmon, Lyman, McCall, Owen, Prague, Price, Randall, Robinson, Sanford, Shepperd, Stern, and Wilson—19.

Mr. Crawford gave notice that he would, on to-morrow, move the reconsideration of the vote by which the bill was lost.

Assembly Bill No. 71, entitled An Act to authorize the temporary use of moneys levied and collected for the Building Fund of Washoe County for certain purposes.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—38.

NAYS—None.

REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER: Your special committee on amendment, to whom was referred Assembly Bill No. 54—entitled An Act to appropriate moneys for the payment of certain claims against the State of Nevada—reports that he has performed the duty as ordered.

T. M. HART,
Special Committee.

Assembly Concurrent Resolution No. 1—Concerning fares and freights of the Central Pacific Railroad.

On motion of Mr. Grey, the resolution was made the special order for Monday, the twenty-fourth instant, at two o'clock p. m.

Substitute to Assembly Bill No. 52, entitled An Act defining the duties of railroad companies and their liabilities for injuries to domestic animals.

Substitute adopted.

On motion of Mr. Grey, the bill was ordered engrossed.

Assembly Bill No. 47, entitled An Act to amend an Act entitled An Act concerning wills.

Ordered engrossed.

Assembly Bill No. 76, entitled An Act to amend an Act to regulate proceedings in civil cases in the Courts of justice of this State and to repeal all other Acts in relation thereto, approved March sixth, eighteen hundred and sixty-nine.

Ordered engrossed.

Assembly Bill No. 69, entitled An Act to amend an Act to provide for the incorporation of religious, charitable, literary, scientific, and other associations, approved March second, eighteen hundred and sixty-seven.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Craigie, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—42.

NAY—Mr. Crawford—1.

Assembly Bill No. 70, entitled An Act to incorporate a State Agricultural Society and provide for the management thereof.

Ordered engrossed.

Assembly Bill No. 63, entitled An Act providing for the taxation of the net proceeds of borax lands or claims.

On motion of Mr. Grey, the bill was indefinitely postponed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—42.

NAYS—Messrs. Robinson, Street, and Vinnedge—3.

Assembly Bill No. 54, entitled An Act to appropriate money for the payment of certain claims against the State of Nevada.

Ordered engrossed.

REPORT OF JUDICIARY COMMITTEE.

Mr. SPEAKER: Your Committee on Judiciary, to whom was referred Assembly Bill No. 55—entitled An Act to authorize Nelson Hammond and others to build and maintain cordwood and timber booms across the Truckee River—have examined the same, and report it back to the House, and recommend that it do not pass.

F. W. COLE, Chairman pro tem.

On motion of Mr. Grey, at one o'clock and thirty minutes P. M., the House adjourned.

Approved: JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FORTY-FIFTH DAY.

WEDNESDAY, February 19th, 1873.

The House met pursuant to adjournment.

Roll called.

Quorum present.

Messrs. Shepperd and Wilson were granted leave of absence for one day.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORT OF JUDICIARY COMMITTEE.

Mr. SPEAKER: The minority of your Standing Committee on Judiciary beg leave to report that we have had under careful examination As-

sembly Bill No. 55—entitled An Act to authorize Nelson Hammond and others to build and maintain cordwood and timber booms across the Truckee River—and recommend the following amendments: First, in section three, fourth page, tenth line, after the word “so” strike out the words “then the said parties, their associates, and assigns, may select both such appraisers,” and insert “the Judge of the District Court shall appoint said appraiser;” also, in section five, fifth page, eighth line of written bill, after the word “of” strike out the words “one dollar” and insert “fifty cents;” also, in tenth line, after the word “of” strike out “one dollar” and insert “fifty cents;” also, in section eighth, third line, after the word “act” and before the word “have,” insert the words “shall have expended the sum of five thousand dollars in the improvement of the said Truckee River;” [also, in eighth line,] after the word “completed,” insert before the word “and,” “improvements on the river made,” and after the word “and” in the same line, and before the word “in,” insert the word “all.” We, the minority of your standing committee, recommend that the above amendments be adopted, and that the bill then pass as amended.

C. DERBY,

J. H. HOPPIN,

Minority of Committee on Judiciary.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Savage, Assembly Bill No. 55 was ordered printed.

Mr. Rickey introduced Assembly Concurrent Resolution No. 20—Relative to granting leave of absence to Noah Blossom, Treasurer of Douglas County.

Read, and passed by the following vote:

YEAS—Messrs. Allen, Andrews, Arnold, Bruner, Carpenter, Craigue, Crawford, Dangberg, Derby, Gallagher, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Price, Rickey, Sanford, Savage, Sessions, Shoaff, Smith, Stern, Stoddard, Tobriner, Vinnedge, and Mr. Speaker—30.

NAYS—Messrs. Adams, Fox, Randall, and Robinson—4.

By Mr. Shoaff:

Resolved, That the seat of W. M. Gillespie, official reporter of the Assembly, is hereby declared vacated, and that his services as reporter are dispensed with.

Mr. Shoaff moved the adoption of the resolution.

Adopted.

Mr. Adams moved that Mr. Gillespie be reinstated as official reporter of this House.

Motion withdrawn.

SENATE MESSAGES.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 18th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your

honorably body, Substitute for Senate Bill No. 39—An Act concerning juries—which passed the Senate this day by the following vote: Yeas, 18; nays, 3.

Also, Senate Bill No. 154—An Act to create and fix the compensation of the office of President of the Board of Directors of the State Library—which passed the Senate on the seventeenth instant by the following vote: Yeas, 17; nays, 6.

Also, Senate Bill No. 13—“An Act to compel children to attend school”—which passed the Senate this day by the following vote: Yeas, 20; nays, 3.

Also, reënacted bill for Senate Bill No. 135—An Act to define the time for levying and assessing taxes for State and county purposes—which passed the Senate this day by the following vote: Yeas, 23; nays, none.

Also, return to your honorable body Assembly Bill No. 56—An Act to regulate the collection of taxes in disputed territory between counties—which passed the Senate this day by the following vote: Yeas, 23; nays, none.

Also, Assembly Bill No. 33—An Act to repeal an Act entitled An Act supplementary to an Act entitled An Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five, and the Acts amendatory thereof, approved March sixth, eighteen hundred and sixty-nine—which passed the Senate this day by the following vote: Yeas, 22; nays, none.

Also, Assembly Bill No. 29—An Act for the government and maintenance of the State Orphans' Home—which passed the Senate on the seventeenth instant by the following vote: Yeas, 23; nays, none.

Also, Assembly Concurrent Resolution No. 19—Relative to granting leave of absence to Lemuel Allen, Acting District Attorney of Churchill County—which passed the Senate by the following vote: Yeas, 18; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 18th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body Senate Bill No. 54—“An Act to define the duties and liabilities of pawnbrokers and pledgees”—in accordance with instructions of the Senate this day.

Respectfully,

CHAS. F. BICKNELL,
Secretary of Senate.

REPORTS OF SPECIAL COMMITTEES.

MR. SPEAKER: Your select committee to whom was referred substitute for Senate Bill No. 116—An Act to provide for transferring and replacing money of certain Funds of Washoe County—report that they

have had the same under consideration, and have directed their Chairman to report the same to the House, with a recommendation that it do pass.

E. C. SESSIONS, Chairman.

Mr. SPEAKER: Your select committee to whom was referred Senate Bill No. 115—An Act to fund the hospital debt of Washoe County, and provide for the payment of the same—report that they have had the same under consideration, and have directed their Chairman to report the same to the House, with a recommendation that it do pass.

E. C. SESSIONS, Chairman.

SECOND READING OF BILLS.

Assembly Bill No. 79, entitled "An Act to amend section six of an Act entitled An Act defining the duties of State Treasurer," approved February second, eighteen hundred and sixty-six.

Read second time, and referred to the Judiciary Committee.

Assembly Bill No. 81, entitled "An Act to amend an Act entitled An Act relating to marriage and divorce," approved November twenty eighth, eighteen hundred and sixty-one.

Read second time, and referred to the Judiciary Committee.

Mr. Morrison asked temporary leave of absence for special committee to whom was referred Senate Bill No. 123, entitled An Act for the relief of the bondsmen of the late Eben Rhoades, State Treasurer of the State of Nevada.

Leave granted.

Senate Bill No. 89, entitled An Act to amend an Act entitled An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto, approved March eighth, eighteen hundred and sixty-nine.

Read second time, and referred to the Judiciary Committee.

INTRODUCTION OF BILLS.

Mr. Derby, by leave, introduced Assembly Bill No. 82, entitled "An Act for the apportionment of Senators and Assemblymen in the different counties of this State."

Read first time; rules suspended; read second time by title, and referred to Judiciary Committee.

Senate Bill No. 13, entitled "An Act to compel children to attend school."

Read first time; rules suspended; bill read second time by title, and referred to Committee on Education.

Mr. Lemmon, pursuant to notice, introduced Assembly Bill No. 83, entitled An Act to encourage the construction of a railroad from Reno to Susanville.

Read first time; rules suspended; read second time by title, and referred to Committee on Corporations, and ordered printed.

Senate Bill No. 135, entitled An Act to define the time for levying and assessing taxes for State and county purposes.

Read first time; rules suspended; bill read second time, and referred to Committee on Ways and Means.

Senate Bill No. 54, entitled "An Act to define the duties of pawnbrokers and pledgees."

Referred to the Judiciary Committee.

Substitute for Senate Bill No. 39, entitled "An Act concerning juries."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Senate Bill No. 154, entitled An Act to create and fix the compensation of the office of President of the Board of Directors of the State Library.

Read first time; rules suspended; read second time, and referred to the Judiciary Committee.

Mr. Owen, by leave, introduced Assembly Bill No. 84, entitled "An Act concerning licenses."

Read first time.

GENERAL FILE.

Senate Bill No. 115, entitled "An Act to fund the hospital debt of Washoe County and provide for the payment of the same."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Dangberg, Derby, Fox, Gallagher, Hart, Hopkin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Mr. Speaker—39.

NAYS—None.

Substitute for Senate Bill No. 116, entitled "An Act to provide for transferring and replacing money of certain Funds of Washoe County."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Fox, Gallagher, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, and Mr. Speaker—37.

NAYS—None.

On motion of Mr. Owen, at twelve o'clock and twenty minutes, the House took a recess until two o'clock.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Leave of absence for one day was asked by Mr. Bowman for Mr. Prague.

Leave granted.

Mr. Crawford, by leave, introduced the following resolution:

Resolved, That Mr. J. A. Woodson be and he is hereby declared official reporter for the Assembly, to report in the *Carson Daily Appeal* the proceedings of this House.

Mr. Crawford moved the adoption of the resolution.
Motion carried.

SPECIAL ORDER.

Senate Bill No. 14, entitled An Act to create the County of Eureka, and provide for its organization.

Substitute for section four, reported by the committee, adopted.

Mr. Horton moved to amend section one by adding the following: "The County of Eureka shall employ and pay some competent surveyor to establish the boundary line between the counties of Lander and Eureka."

Amendment adopted.

Mr. Horton moved that a special committee of one be appointed to insert the following substitute to section six:

"The County of Eureka shall assume and pay to Lander County one half of the debt of said county at the time this Act takes effect. For the purpose of paying said amount, twenty per cent. of all the county revenues collected by the County of Eureka shall be placed in a Fund, to be called the "Lander County Debt Fund," which Fund shall be applied exclusively to the payment of said debt until the whole of the said share of indebtedness shall be paid. Warrants drawn upon the County of Eureka in favor of the County of Lander, under the order of the Board of Commissioners of Eureka County, shall be paid out of said Fund by the Treasurer of said county until the said share shall be fully satisfied. All moneys received from Eureka County by Lander County shall be accredited in the Redemption Fund of said latter county. The County Commissioners of the respective counties aforesaid, shall conjointly determine the amount of said debt that the said Eureka County shall pay to the said County of Lander."

Motion carried.

Mr. Elzy was appointed as said committee.

Mr. Elzy reported that he inserted the substitute pursuant to instructions.

Mr. Tobriner in the chair.

Mr. Bowman arose to a point of order, that as there was no opposition to the bill under consideration, the gentleman from Elko, Mr. Street, had no right to make any extended remarks.

The Chair decided the point of order not well taken.

Mr. Bowman arose to a question of privilege, and stated that as there was no opposition to the passage of the bill under consideration on the part of the Lander delegation, he was under the impression that there would be no opposition to its passage, but as further proceedings have since shown that there was opposition, he hoped that the House would forgive him for endeavoring to stop debate.

The bill was read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess,

Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Mr. Speaker—44.

NAY—Mr. Grey—1.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your standing committee to whom was referred for examination Assembly Bills Nos. 47 and 75—entitled respectively An Act to amend an Act entitled An Act concerning wills; An Act to amend section twelve of an Act entitled An Act to further amend an Act entitled an Act to provide revenue for the support of the government of the State of Nevada, approved March first, eighteen hundred and sixty-six—having careful'y compared the original bills with the engrossed copies, beg leave to report the same as being correctly engrossed.

GEO. H. MORRISON, Chairman.

Mr. Wallace moved to adjourn.

Motion withdrawn.

Assembly Bill No. 47, entitled "An Act to amend an Act entitled An Act concerning wills."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Cole, Craigue, Crawford, Dangberg, Gallagher, Hart, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Mr. Speaker—35.

NAYS—None.

In accordance with previous notice, Mr. Shoaff moved to reconsider the vote by which Assembly Bill No. 74—entitled "An Act to exempt from forced sale on execution all private cabinets of mineral specimens, curiosities, and ancient or curious coins"—was lost.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Carpenter, Cole, Craigue, Dangberg, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Randall, Rickey, Savage, Shepperd, Shoaff, Smith, Stoddard, Tobriner, Vinnedge, Wallace, and Mr. Speaker—27.

NAYS—Messrs. Arnold, Crawford, Gallagher, Grey, Lyman, Owen, Robinson, Sessions, Stern, and Twiss—10.

On motion of Mr. Wallace, at four o'clock P. M. the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FORTY-SIXTH DAY.

THURSDAY, February 20th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Committee on State Institutions, to whom was referred Assembly Bill No. 28—entitled An Act for the construction of fences and the planting of trees at the State Orphans' Home—report that they have had the same under consideration, and have directed their Chairman to report the same to the House, and recommend the following amendments: First; a substitute for section two; second, that sections three and four be stricken out; and then recommend the passage of the bill as amended.

E. C. SESSIONS, Chairman.

Mr. SPEAKER: Your Committee on Public Lands, to whom was referred Senate Memorial and Concurrent Resolution No. 57, report that they have had the same under consideration, and have directed their Chairman to report the same to the House, and recommend its passage.

J. H. HOPPIN, Chairman.

Mr. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 12, entitled An Act to abolish the use of State revenue stamps.

Also, Assembly Bill No. 77—An Act to amend an Act supplementary to an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada."

Also, Assembly Bill No. 56—An Act to regulate the collection of taxes.

Also, Assembly Concurrent Resolution No. 19—Relative to granting leave of absence to Lemuel Allen, acting District Attorney of Churchill County.

Have been carefully compared with the engrossed copies, found correctly enrolled, and the bills have this day been presented to the Governor, and the resolution deposited with the Secretary of State.

JAMES CRAWFORD, Chairman.

Mr. SPEAKER: Your Committee on Engrossment, to whom was referred Assembly Bill No. 70—entitled An Act to incorporate a State Agricultural Society and provide for the management thereof—having carefully compared the original bill with the engrossed copy, beg leave to report the same correctly engrossed.

GEO. H. MORRISON, Chairman.

Mr. SPEAKER: Your Committee on Ways and Means, to whom was referred Assembly Bill No. 61, have had the same under consideration, and report it back, with the recommendation that it do not pass.

Respectfully,

J. A. SAVAGE, Chairman.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 19th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit to your honorable body Senate Bill No. 141—An Act for the relief of Francis S. Armistead—which passed the Senate this day by the following vote: Yeas, 19; nays, none.

Also, Senate Bill No. 38—An Act for the relief of John B. Helm, Sheriff of Esmeralda County—which passed the Senate this day by the following vote: Yeas, 21; nays, none.

Also, return Assembly Bill No. 8—An Act to protect the wages of labor—which passed the Senate this day by the following vote: Yeas, 15; nays, 6.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

SECOND READING OF BILLS.

Assembly Bill No. 84, entitled "An Act concerning licenses."
Read second time, and referred to Committee on Ways and Means.

INTRODUCTION OF BILLS.

Mr. Horton, pursuant to notice, introduced Assembly Bill No. 85, entitled "An Act for the relief of T. W. Triplett, late Assessor of Lander County."

Read first time.

Mr. Mack, by leave, introduced Assembly Bill No. 86, entitled "An Act to create a State Board of Equalization."

Read first time; rules suspended; read second time by title, and referred to the Committee on Ways and Means, and ordered printed.

Mr. Prague, pursuant to notice, introduced Assembly Bill No. 87, entitled "An Act to repeal an Act entitled "An Act to prevent the trespassing of stock on private property."

Read first time.

Senate Bill No. 38, entitled "An Act for the relief of John B. Helm, Sheriff of Esmeralda County."

Read first time.

Senate Bill No. 141, entitled "An Act for the relief of Francis S. Armistead."

Read first time.

Mr. Morrison, by leave, introduced Assembly Bill No. 88, entitled "An

Act to amend section three of an Act entitled "An Act to amend an Act entitled An Act supplementary to an Act entitled 'An Act defining the duties of State Treasurer,' approved February second, eighteen hundred and sixty-six," approved March first, eighteen hundred and sixty-nine.

Read first time.

GENERAL FILE.

Assembly Bill No. 74, entitled An Act to exempt from forced sale on execution all private cabinets of minerals, specimens, curiosities, and ancient or curious coins.

Read third time.

Mr. Street moved that a committee of one be appointed to amend section one as follows: Insert after the word "execution," in eighth line, the following: "Provided, that the value of said cabinet shall not exceed the sum of five thousand dollars."

Motion carried.

Mr. Street was appointed as such committee, and reported that he had inserted the amendment pursuant to instructions.

Roll called, and bill passed by the following vote:

YEAS—Messrs. Adams, Andrews, Carpenter, Cole, Craigie, Derby, Elzy, Grey, Hart, Hoppin, Horton, Lemmon, Mack, Matthews, Morrison, Randall, Riekey, Savage, Sessions, Shepperd, Smith, Stoddard, Street, Tobriner, Vinnedge, Wallace, Wilson, and Mr. Speaker—28.

NAYS—Messrs. Allen, Arnold, Bruner, Burgess, Crawford, Dangberg, Fox, Gallagher, Lyman, McCall, Owen, Prague, Price, Robinson, Sanford, Stern, and Twiss—18.

Assembly Bill No. 70, entitled "An Act to incorporate a State Agricultural Society, and provide for the management thereof."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Riekey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—45.

NAYS—None.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 20th, 1873. }

To the honorable the Assembly:

I am instructed to ask of your honorable body the return of Assembly Bill No. 44 to the Senate, for further consideration.

Respectfully,

CHAS. F. BICKNELL,
Secretary of Senate.

On motion of Mr. Crawford, Assembly Bill No. 44, as per message, was returned to the Senate.

Assembly Bill No. 29—entitled An Act for the government and maintenance of the State Orphans' Home—reported back from the Senate with the following amendments: In section one, strike out all between the words "Superintendent and Legislature," both inclusive, and insert "Controller of State, State Treasurer, and Attorney General." In section four, strike out the words "two thousand dollars per annum," and insert "one hundred and fifty dollars per month." In section nine, third line from the top, strike out all after the word "years."

The question being, "Shall the House concur in Senate amendments?" roll called, and the House refused by the following vote:

YEAS—Messrs. Cole, Grey, Lyman, Prague, Savage, Shoaff, and Vinnedge—7.

NAYS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Craigue, Crawford, Dangberg, Elzy, Fox, Gallagher, Horton, Keyser, Lemmon, Mack, McCall, Morrison, Owen, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Stern, Stoddard, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—35.

Assembly Bill No. 75, entitled An Act to amend section twelve of an Act entitled "An Act to further amend an Act entitled an Act to provide revenue for the support of the government of the State of Nevada," approved March first, eighteen hundred and sixty-six.

Read third time.

On motion of Mr. Morrison, a committee of one was appointed to strike out, in section one, the words "seventy-six," and in lieu thereof insert the word "twelve."

Mr. Morrison was appointed as such committee, and reported that he had made the amendment pursuant to instructions.

Roll called, and bill passed by the following vote:

YEAS—Messrs. Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—None.

On motion of Mr. Owen, at one o'clock p. m., the House took a recess until two o'clock.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE.

Assembly Bill No. 58, entitled An Act defining the rights of husband and wife.

Placed at the bottom of the File.

Assembly Bill No. 28, entitled An Act for the construction of fences and the planting of trees at the State Orphans' Home.

Amendments reported by committee adopted, and bill ordered engrossed.

Assembly Bill No. 61, entitled An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five.

Mr. Grey moved that further consideration of the bill be indefinitely postponed.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Arnold, Bruner, Carpenter, Cole, Craigue, Crawford, Dangberg, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lyman, Mack, Matthews, Morrison, Prague, Randall, Rickey, Robinson, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Twiss, Wilson, and Mr. Speaker—31.

NAYS—Messrs. Allen, Andrews, Burgess, Owen, Price, Sanford, Shoaff, Street, and Tobriner—9.

Senate Memorial and Joint Resolution No. 57—Relative to coal lands in the State of Nevada.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hoppin, Horton, Keyser, Lyman, Mack, Matthews, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—40.

NAY—Mr. Hart—1.

Mr. Gallagher asked leave to withdraw from the House papers connected with the claim of Corbett Brothers.

Leave granted.

Mr. Morrison asked leave, for the remainder of the day, for special committee on bill for the relief of the bondsmen of the late Eben Rhoades.

Leave granted.

REPORT OF COMMITTEE.

MR. SPEAKER: Your Committee on Education, to which was referred an Act entitled An Act to compel children to attend school, report that they have had the same under consideration, and have directed their Chairman to report the same to the House, recommending the passage of the bill.

O. H. GREY, Chairman.

Senate Bill No. 13, entitled "An Act to compel children to attend school."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Carpenter, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, Prague, Price, Randall, Rickey, Robinson,

Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—35.

NAYS—Messrs. Arnold, Burgess, Cole, Owen, and Savage—5.

Mr. Derby, by leave, introduced Assembly Joint Resolution No. 21—Relative to military reservations.

Read first time; rules suspended; read second time, and referred to the Committee on Public Lands.

Mr. Stern moved to adjourn.

Motion lost.

Mr. Hart introduced the following resolution:

Resolved, That when this House adjourns on the twenty-first instant, it adjourns until Monday, the 24th instant, in honor of the anniversary of the birth of Washington.

Mr. Rickey rose to a point of order, that there was no question before the House.

The Speaker decided the point of order not well taken.

Resolution adopted.

INTRODUCTION OF BILLS.

Mr. Crawford, pursuant to notice, introduced Assembly Bill No. 89, entitled An Act to prohibit lotteries.

Read first time; rules suspended; read second time, and referred to the Judiciary Committee, and ordered printed.

MAJORITY REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER: Your special committee to whom was referred Senate Bill No. 23—"An Act in relation to the release of the bondsmen of the late Eben Rhoades, former State Treasurer of the State of Nevada"—most respectfully report that they have had the same under consideration, and in accordance with the tenor and scope of the resolution under which they were appointed, your committee examined several witnesses, both on the part of the State and on the part of the bondsmen, under their oaths, as well as a considerable amount of documentary testimony, and after a careful and thorough investigation of all the facts and circumstances, have arrived at a favorable conclusion upon the passage of the bill.

Your committee are satisfied from the examination had, that a large proportion of the defalcation took place prior to the execution of the bond of January thirtieth, eighteen hundred and sixty-seven, and that no part of said defalcation was ever at any time replaced. That from the evidence before your committee, the amount of defalcation at that time exceeded the sum of seventy thousand dollars. That as so much of the defalcation took place before the execution of the bond, and as no part thereof has been returned to the Treasury of the State, we are satisfied that the present sureties of the late State Treasurer are not and should not be held liable for that portion of the defalcation.

Your committee find that the residue of the one hundred and six thousand dollars defalcation was after the execution of the bond, and from the School Land Funds, which moneys were a mere special deposit,

and in which the State could have no property until the execution of the land conveyances on the part of the State to the purchasers.

Your committee further find on this point, at the time of the defalcation, there was no law then existing whereby the securities of the State Treasurer were made responsible for the particular moneys, and not until after the death of the late State Treasurer Rhoades—in fact until the session of the Legislature of eighteen hundred and seventy-one—was there any law upon the statute books of this State requiring the sureties upon the official bond of the State Treasurer to become responsible for such special deposits.

Your committee further find, that during the period from the commencement of the State Government until the thirty-first day of December, A. D. eighteen hundred and sixty-nine, there had been but twelve official counts of the money in the hands of the State Treasurer by the Board of Examiners, whose duty it was, by law, to count the same at least once a month, and that at such times said Board did proceed to the execution of their duties their conclusions were arrived at, not by an actual count of the money which should be in the State Treasury, but after making a count of all the money in the Treasury, the residue was accounted for upon information of the State Treasurer or his clerk, and that under the then existing law of the State, it was almost a matter of impossibility for the Board of Examiners, at any time, to have ascertained, to a mathematical certainty, the amount actually in the Treasury, and for this reason; that the law permitted your State Treasurer to make deposit of the public moneys in the Bank of California and with Wells, Fargo & Co., not even so much as confining his deposits to the limits of the State, and, as a matter of course, when the Board of Examiners would ask for the residue of the money which should be in the Treasury of the State, their inquiry was met by the declaration of the Treasurer, or his clerk, that the same was with either one or both of the institutions above named.

Your committee also find that, upon divers occasions when your Board of Examiners would attempt to perform the duty enjoined upon them, that the Treasurer, or his clerk, would borrow money to be counted as State money by the Board, and directly after the count would take the amount so borrowed back to the source from whence it had been obtained, thereby in another method deceiving the Board of Examiners and bondsmen, as well as the public generally, as to the true condition of the finances of this State.

Your committee find that the laxity of the law in relation to the Treasurer and his duties, respecting the finances of the State, was of so loose and impolitic a nature as to afford not the slightest degree of protection either to the sureties of the Treasurer or the public.

Your committee, from examination, find that at least two thirds of the sureties on the official bond of the late Treasurer are either deceased and their estates finally settled, or have taken the benefit of the bankrupt law; that of the remaining bondsmen, a large majority would be financially ruined, were they forced to payment of the amount for which they are responsible on the bond.

Your committee are fully satisfied that but a small part of the bond could be collected—say the sum of thirty-five thousand or forty thousand dollars, and that it would cost a large expenditure of money on the part of the state State to secure such collection; for the reason, that the suit now pending in the District Court has been in litigation for more than three years; that two trials of the same have been had in the

District Courts, and the judgments rendered therein have been reversed in the Supreme Court; and that the cause at this day is no nearer conclusion than the day upon which it was commenced; that the suit now pending is a source of trouble and expense to the State, as well as of annoyance and outlay to the defendants therein.

Wherefore, for the foregoing reasons, your committee beg leave to report the bill back to the House, with the recommendation that it do pass.

GEO. H. MORRISON, Chairman.
O. H. GREY,
J. W. WILSON,
E. J. ELZY.

MINORITY REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER: The undersigned, member of the special committee on Rhoades' bondsmen case, respectfully submits the following separate report:

First—That from the evidence adduced before the committee it would appear that there is at least nothing to show that the defalcation of the State Treasurer, Rhoades, occurred subsequent to the approval of the official bond for Rhoades' second term, but, on the contrary, there is good reason to believe that said defalcation actually took place before the reëxecution of the bond from which the petitioners now ask to be relieved.

Second—That in the opinion of the undersigned, in view of the fact that two trials have already been had in this case, and in view of the fact that much uncertainty must continue to exist as to the date of the defalcation referred to, it is improbable that any suit for the recovery of the amount of the defalcation would ever be successful, but, on the contrary, would probably only involve the accumulation of additional cost to the State. For this reason, while not dissenting from the report of the majority of the committee as to most of its deductions and statements, the undersigned arrives at the same conclusion, that it would be advisable and expedient to relieve the remaining bondsmen from liability of the said bond.

H. C. STREET.

Mr. Shoaff moved to adjourn.

Lost.

Mr. Wallace moved that Senate Bill No. 23 be made the special order for the twenty-fourth instant, at two o'clock.

Mr. Savage moved, as an amendment, that further consideration of the bill be postponed until Friday, twenty-first instant, at one o'clock p. m., and that the special committee to whom the bill was referred be requested to submit the evidence, in the main, which was brought before them, to the consideration of the House.

Amendment adopted.

On motion of Mr. Savage, at four o'clock p. m., the House adjourned.

Approved: JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FORTY-SEVENTH DAY.

FRIDAY, February 21st, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Mr. Randall asked leave of absence for Mr. Morrison for one day.

Leave granted.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Public Morals, to whom was referred Assembly Bill No. 2—entitled An Act to amend an Act entitled “An Act concerning crimes and punishments”—would respectfully report that they have had the same under consideration, and have instructed their Chairman to report the same with the recommendation that it do not pass.

Also, Assembly Bill No. 53—entitled “An Act to prohibit the sale of intoxicating drinks in theaters and other places of amusement, and to prevent the furnishing of liquors to minors”—and would report the same with recommendation that it pass, with amendments as proposed.

Also, Assembly Bill No. 64—entitled “An Act for the more effectual prevention of cruelty to animals”—and would recommend that it pass.

P. M. BRUNER, Chairman.

MR. SPEAKER: Your Committee on Ways and Means, to whom was referred Senate Bill No. 119—An Act to amend an Act entitled “An Act to authorize a State loan, for the purpose of paying the State proportion of the bonds issued under the Act approved February sixth, eighteen hundred and sixty-seven, and to fund the floating debt, and place the State upon a permanent cash basis,” approved February twenty-seventh, eighteen hundred and seventy-one.

Also, Senate Bill No. 118—An Act to amend an Act entitled “An Act authorizing a State loan, and levying a tax to provide means for the payment thereof,” approved February twenty-seventh, eighteen hundred and seventy-one.

Also, Senate Bill No. 135—“An Act to define the time for levying and assessing taxes for State and county purposes.”

Have had the same under consideration, and report them back with the recommendation that each of said bills do pass.

Respectfully,

J. A. SAVAGE, Chairman.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 8—entitled “An Act to protect the wages of labor”—has been carefully compared with the engrossed bill, found

correctly enrolled, and has this day been presented to the Governor for his approval.

JAMES CRAWFORD, Chairman.

Mr. Grey, from the Committee on Contingent Expenses, to which was referred the bill of Chas. Friend, James Sackett, Chas. Harris, Chas. Bray, Shyre & Morris, C. H. Maisk, Mrs. Johnson, and Richard Paddock, report that they have had the same under consideration, have come to a favorable conclusion thereon, and have directed their Chairman to report the same to the Assembly, and recommend their payment.

MOTIONS AND RESOLUTIONS.

Resolved, That the Sergeant-at-Arms is hereby authorised to draw his warrant on the Contingent Fund in favor of the following named citizens, for the following amounts, to wit:

Chas. W. Friend.....	\$2 50
James Sackett.....	75 62
Chas. Harris, (gas).....	70 00
Chas. Bray.....	60 75
Shyre & Morris.....	34 75
C. H. Maisk.....	18 00
Mrs. Johnson.....	130 00
Richard Paddock.....	942 70

Mr. Grey moved the adoption of the resolution.

Motion carried.

REPORT OF JUDICIARY COMMITTEE.

MR. SPEAKER: Your Committee on Judiciary, to whom was referred Senate Bill No. 94, entitled An Act providing for the appointment and payment of an agent or agents at Washington, D. C., for attending to the certification of lands granted by Congress to the State of Nevada.

Also, Senate Bill No. 154, entitled "An Act to create and fix the compensation of the office of the President of the Board of Directors of the State Library."

Also, Senate Bill No. 89, entitled An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto," approved March eighth, eighteen hundred and sixty-nine.

Also, Assembly Bill No. 79, entitled An Act to amend section six of an Act entitled "An Act defining the duties of State Treasurer," approved February second, eighteen hundred and sixty-six.

Have had the same under careful examination, and report them back to the House, and recommend their passage.

Also, Assembly Bill No. 81—entitled An Act to amend an Act entitled "An Act relating to marriage and divorce," approved November twenty-eighth, eighteen hundred and sixty-one—have examined the same, and recommend it do not pass.

Also, Senate Bill No. 54—entitled "An Act to define the duties and

liabilities of pawnbrokers and pledgees"—have examined the same, and refer it back without recommendation.

Also, Assembly Bill No. 78—entitled An Act to further amend an "Act entitled An Act to provide revenue for the support of the government of the State of Nevada"—have examined the same, and recommend the title be so amended as to read as follows: "An Act to amend an Act entitled An Act to further amend an Act entitled An Act to provide revenue for the support of the government of the State of Nevada." Also, in section one, first line, strike out the words "twenty-four," and insert the word "eight," and recommend its passage as amended.

Also, Assembly Bill No. 10—entitled An Act to amend an Act entitled "An Act providing for the better enforcement of the revenue laws of the State of Nevada"—have examined the same, and would most respectfully submit a substitute for the same and recommend that it pass.

F. W. COLE, Chairman pro tem.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 20th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit to your honorable body Senate Bill No. 85—"An Act to apportion the salary of the District Judge of the Fifth Judicial District between Churchill and Nye Counties"—which passed the Senate by the following vote: Yeas, 21; nays, none.

Also, return Assembly Concurrent Resolution—Relative to granting leave of absence to Noah Blossom, Treasurer of Douglas County—which passed the Senate by the following vote: Yeas, 19; nays, none.

Also, return Assembly Bill No. 15—"An Act to regulate marks and brands of stock"—which passed the Senate with amendments, viz: by striking out section one and inserting the following:

"SECTION 1. Owners of horses, mules, cattle, sheep, goats, or hogs running at large must have a mark or brand and counterbrand different from any one in use by any other person, so far as may be known."

Also:

"SEC. 10. If any person, with the intent to defraud or mismark or misbrand any stock not his own, or kills any stock running at large, whether branded, marked, or not, shall, on conviction thereof, be deemed guilty of a felony, and shall be punished by imprisonment in the State Prison for a term not less than six months nor more than five years."

Also, make section ten section eleven.

Also, I have the honor to inform your honorable body that Assembly amendments to Senate Bill No. 14—An Act to create the County of Eureka, and provide for its organization—were concurred in by the following vote: Yeas, 23; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

SECOND READING OF BILLS.

Assembly Bill No. 85, entitled "An Act for the relief of T. W. Triplett, late Assessor of Lander County."

Read second time and referred to Lander County delegation.

Assembly Bill No. 88, entitled An Act to amend section three of an Act entitled An Act to amend an Act entitled "An Act supplementary to an Act entitled 'An Act defining the duties of State Treasurer,' approved February second, eighteen hundred and sixty-six," approved March first, eighteen hundred and sixty-nine.

Read second time and referred to the Judiciary Committee.

Assembly Bill No. 87, entitled "An Act to repeal an Act entitled An Act to prevent the trespassing of stock on private property."

Read second time and referred to the Judiciary Committee.

Senate Bill No. 38, entitled "An Act for the relief of John B. Helm, Sheriff of Esmeralda County."

Read second time, and referred to the Committee of the Whole.

Senate Bill No. 141, entitled An Act for the relief of Francis S. Armistead.

Read second time, and referred to the Committee of the Whole.

INTRODUCTION OF BILLS.

Mr. Adams, by leave, introduced Assembly Bill No. 90, entitled "An Act imposing a tax on beer and lager beer, brewed or manufactured without the State, and sold within the State, and for other purposes."

Read first time; rules suspended; read second time by title, and referred to the Committee on Ways and Means.

Senate Bill No. 85, entitled "An Act to apportion the salary of the District Judge of the Fifth Judicial District between Churchill and Nye Counties."

Read first time; rules suspended; read second time by title, and referred to Nye and Churchill County delegations.

GENERAL FILE.

Assembly Bill No. 64, entitled "An Act for the more effectual prevention of cruelty to animals."

Ordered engrossed.

Assembly Bill No. 53, entitled "An Act to prohibit the sale of intoxicating drinks in theaters and other places of amusement, and to prevent the furnishing of liquor to minors."

Report of the committee adopted, and bill ordered engrossed.

Assembly Bill No. 2, entitled An Act to amend an Act entitled "An Act concerning crimes and punishments."

On motion of Mr. Grey, bill made special order for Wednesday, the twenty-sixth instant, at two o'clock P. M.

Assembly Bill No. 78, entitled An Act to further amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March first, eighteen hundred and sixty-six.

Report of committee adopted and bill ordered engrossed.

Substitute for Assembly Bill No. 10, entitled An Act to amend an Act entitled "An Act providing for the better enforcement of the revenue laws of the State of Nevada."

Amendments adopted and bill ordered engrossed.

Assembly Bill No. 81, entitled "An Act to amend an Act entitled An Act relating to marriage and divorce," approved November twenty-eighth, eighteen hundred and sixty-one.

Mr. Bowman moved that the bill be ordered engrossed.

Mr. Mack moved the indefinite postponement of the bill.

Roll called, and motion to indefinitely postpone lost by the following vote:

YEAS—Messrs. Adams, Arnold, Cole, Craigue, Fox, Gallagher, Horton, Keyser, Lyman, Mack, McCall, Owen, Rickey, Savage, Sessions, Shepperd, Tobriner, Twiss, and Wilson—19.

NAYS—Messrs. Allen, Andrews, Bruner, Carpenter, Dangberg, Derby, Elzy, Grey, Lemmon, Matthews, Prague, Price, Randall, Robinson, Sanford, Stern, Stoddard, Vinnedge, Wallace, and Mr. Speaker—20.

The question recurring on the motion to order bill engrossed, Messrs. Grey, Cole, and Robinson called for the yeas and nays.

Roll called, and motion to engross lost by the following vote:

YEAS—Messrs. Allen, Andrews, Bruner, Carpenter, Craigue, Dangberg, Derby, Elzy, Grey, Horton, Matthews, Prague, Price, Randall, Sanford, Stern, Stoddard, Vinnedge, Wallace, and Mr. Speaker—20.

NAYS—Messrs. Adams, Arnold, Cole, Crawford, Fox, Gallagher, Hopkin, Keyser, Lemmon, Lyman, Mack, McCall, Owen, Rickey, Robinson, Savage, Sessions, Shepperd, Tobriner, Twiss, and Wilson—21.

Assembly Bill No. 79, entitled An Act to amend section six of an Act entitled "An Act defining the duties of State Treasurer," approved February second, eighteen hundred and sixty-six.

Ordered engrossed.

On motion of Mr. Grey, at twelve o'clock m., the House took a recess until one o'clock p. m.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

REPORT OF COMMITTEE ON ENROLLMENT.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 41—entitled "An Act to incorporate the Town of Gold Hill"—has been carefully compared with the engrossed bill, found carefully enrolled, and has this day been presented to the Governor for his approval.

E. L. STERN, for the Committee.

REPORT OF SPECIAL COMMITTEE.

Mr. SPEAKER: Your special committee, consisting of the Elko County delegation, to whom was referred Senate Bill No. 101—An Act for the relief of T. A. Waterman, for time occupied and expenses incurred in the organization of Elko County—have had the same under consideration, and report it back, with the recommendation that its further consideration be indefinitely postponed.

Respectfully,

H. C. STREET,
J. A. SAVAGE.

SPECIAL ORDER.

Senate Bill No. 23, entitled "An Act relative to the sureties on the official bond of the late Eben Rhoades, State Treasurer of Nevada."

Mr. Grey moved a call of the House.

Motion carried.

Roll called.

Absent—Messrs. Bruner and Smith.

Mr. Owen asked leave of absence for Mr. Smith for the remainder of the day.

Leave granted.

Mr. Praggs moved to take a recess for ten minutes.

Mr. Grey raised the point of order that no such motion could be entertained under a call of the House.

The Speaker decided the point of order well taken.

Mr. Shoaff rose to a question of privilege, and stated that in the "*Daily Enterprise*," of the twenty-first instant, he noticed the following in reference to himself:

"Shoaff said that as this was a very important matter, he would move to adjourn."

Mr. Shoaff said that "the language he used on the occasion was, that as the matter under consideration, viz: the bill for the relief of the bondsmen of the late Eben Rhoades, State Treasurer of Nevada—was very important, and as there were several members absent, and other members present who have not had enough time to investigate the matter, he would suggest that the House adjourn, and take up the bill next day."

Mr. Bruner appeared at the bar of the House.

Mr. Wallace moved that the gentleman be allowed to take his seat.

Mr. Savage moved as an amendment, that the gentleman be fined one dollar.

Pending the amendment, Mr. Bruner was admitted within the bar of the House, gave his excuse for being absent, and was allowed to take his seat.

On motion of Mr. Grey, further proceedings under the call were dispensed with.

On motion of Mr. Crawford, the majority and minority reports of special committee on Senate Bill No. 23, together with the testimony relative to the same, and read before the House, was ordered printed.

Senate Bill No. 23 was then read, and passed by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Burgess, Carpenter, Craigue, Dangberg, Derby, Elzy, Fox, Grey, Hart, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Shepperd, Shoaff, Stern, Stoddard, Street, Twiss, Vinnedge, Wilson, and Mr. Speaker—33.

NAYS—Messrs. Allen, Cole, Crawford, Gallagher, Hoppin, Horton, Robinson, Sanford, Savage, Sessions, Tobriner, and Wallace—12.

THIRD READING OF BILLS.

Reënacted bill for Senate Bill No. 135, entitled "An Act to define the time for levying and assessing taxes for State purposes."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Dangberg, Derby, Elzy, Fox, Gallagher, Hunt, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—40.

NAYS—None.

Senate Bill No. 118, entitled An Act to amend an Act entitled "An Act authorizing a State loan, and levying a tax to provide means for the payment thereof," approved February twenty-seventh, eighteen hundred and seventy-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Hart, Hoppin, Keyser, Lemmon, Lyman, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—40.

NAY—Mr. Mack—1.

Senate Bill No. 119, entitled An Act to amend an Act entitled "An Act to authorize a State loan for the purpose of paying the State proportion of the bonds issued under the Act approved February sixth, eighteen hundred and sixty-seven, and to fund the floating debt and place the State upon a permanent cash basis," approved February twenty-seventh, eighteen hundred and seventy-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—41.

NAY—Mr. Mack—1.

Senate Bill No. 54, entitled "An Act to define the duties and liabilities of pawnbrokers and pledges."

Read third time, and lost by the following vote:

YEAS—Messrs. Andrews, Arnold, Bruner, Burgess, Cole, Craigue, Dangberg, Elzy, Fox, Gallagher, Grey, Hart, Keyser, Lyman, Mack, McCall, Prague, Price, Rickey, Robinson, Savage, and Sessions—22.

NAYS—Messrs. Adams, Allen, Carpenter, Crawford, Derby, Horton, Matthews, Owen, Randall, Sanford, Shepperd, Shoaff, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—21.

Mr. Bowman gave notice that, on the next legislative day, he would move for the reconsideration of the vote by which the bill was lost.

MAJORITY REPORT OF JOINT SPECIAL COMMITTEE.

Mr. SPEAKER: The Joint Committee on Compilation beg leave to report as follows:

They have had the work presented by Messrs. Bonnifield and Healy, and the work of Mr. Desty, under careful consideration. The committee were required to report on the comparative merits and values of these two compilations. In obedience, therefore, to this expressed wish of the Legislature, the committee feel compelled to declare in favor of Mr. Desty. In their opinion, the arrangement adopted by Mr. Desty, which is alphabetical, is better adapted to the wants of lawyers and business men generally. His work, in all places, gives a complete history of the legislation had upon the subject considered.

The attention of your committee was also drawn to the prices asked for the different works. Mr. Desty proposed to deliver to the Secretary of State, at his own expense, already bound, in excellent style, six hundred copies, for the sum of seven thousand two hundred dollars, or one thousand copies at ten thousand dollars. Messrs. Bonnifield and Healy ask for their manuscript copy the sum of eight thousand dollars, or for one thousand volumes (which is five hundred copies), already bound, ten thousand dollars. Your committee have made careful estimates of the cost of printing this copy, and find it as follows: The work of Messrs. Bonnifield and Healy, it is estimated, will comprise one thousand eight hundred pages of matter.

Type setting, at \$3 34 per page.....	\$6,012 00
Presswork, 282 tokens.....	423 00
Binding 1,200 volumes (600 copies, 2 volumes each).....	2,400 00
Paper, 70 reams.....	350 00
Total cost of printing and binding.....	\$9,185 00

This cost, added to the price which Messrs. Bonnifield and Healy ask for their manuscript copy (eight thousand dollars) amounts to the sum of seventeen thousand one hundred and eighty-five dollars, or twenty-eight dollars and sixty-four cents per copy, being nine thousand nine hundred and eighty-five dollars more than the same number of copies of the work of Mr. Desty. And the proposition of Messrs. Bonnifield and Healy, of one thousand volumes for ten thousand dollars, the State

to furnish printed copies of the Acts of this session, is a proposition very little better, since one thousand volumes means only five hundred copies of the compiled laws, or twenty dollars per copy, opposed to ten dollars per copy of Mr. Desty's work.

Thus, in point of economy, the purchase of the work of Mr. Desty would be a saving of, in the one instance, nine thousand nine hundred and eighty-five dollars; and in the other instance, in an edition of one thousand copies, a saving of ten thousand dollars to the State, while a book would be furnished which is in every respect adapted to the wants of the legal profession and the public.

Finally, it is, of course, for this Legislature to decide whether the State should purchase either of the compilations. Your committee can only heartily indorse the work of Mr. Desty, and recommend its purchase at his figures, believing that they are more moderate than the prices usually attached to law books of this kind.

Your committee, therefore, have reported a bill to the Senate providing for the purchase of Mr. Desty's compilation, and recommend that it do pass.

F. V. DRAKE,

F. W. COLE,

Assembly Committee.

J. G. McCLINTON,

Senate Committee.

MINORITY REPORT OF JOINT SPECIAL COMMITTEE.

To the honorable the Senate and Assembly:

The undersigned, members of the joint committee appointed to examine Bonfield and Healy's compilation of the laws of Nevada, respectfully submit the following minority report:

We have carefully examined the major portion of said work, and find it correct in matter, and most excellently and logically arranged in form. Not only does the arrangement and plan of the work especially meet our approbation; and not only ours, but that of ex-Chief Justice Lewis and ex-Justice Garber of the Supreme Court, and the entire present Bench, besides a number of gentlemen of the highest standing of the legal profession, who have examined it. The plan and arrangement of the work is such, that under a given chapter you will find all the laws on a given subject, and all laws upon kindred subjects are grouped together in separate chapters, with numerous notes and references, and a digest of the decisions of the Supreme Court upon statute and constitutional law. The syllabi are given, which obviates the necessity of examining the several volumes of Nevada Reports; and where a reference is made to a statute, the section of the compilation is given—thus enabling a person to turn at once to the matter referred to.

The compilation of Mr. Desty, of California, to which the majority of the committee refer, is alphabetically arranged, and hence you find laws upon the same subject scattered through the work. His references to the decisions of the Supreme Court are not only meager, but the number of the volume and page are only given; hence, if it is desired to see the point decided, you must hunt up the volume and page of the Report; and in most instances where he makes reference to any statute, he simply refers to the subject matter, without giving the page or section

where it may be found. Thus, for example, he says in his note, "See Courts of Justice," and if you want to see the matter referred to, you must turn to the index, or go through the volumes of compilation, to find "Courts of Justice," or any other matter referred to. Besides, in the first volume of this California compilation of Mr. Desty, sixty-five instances occur, where he has inserted laws which have been repealed, and left out laws that are not repealed or superseded. These many errors have been found in his first volume, simply by a cursory examination. What errors are in the second volume we do not know, because that has not been examined. Besides, Mr. Desty has been for the last two weeks correcting his compilation by that of Bonnifield and Healy, and has not yet got it correct.

This California compilation of Mr. Desty, with all of its inaccuracies and gross errors, is brought into competition with the Nevada compilation of Bonnifield and Healy, and the majority of the committee base their preference for it upon the fact mainly that Mr. Desty proposes to sell his work cheaper than the other, forgetting the fact that an erroneous compilation is dear at any price, while a correct one is invaluable.

The majority of the committee gives an estimate of the relative cost of the printing and binding of the two works, which estimate was made for the committee by its clerk, Mr. King. As to his qualifications as an expert in that line of business we are not advised, but one of the undersigned, from his practical experience, knows that the estimate of the cost of the printing and binding is as erroneous as the first volume of the California compilation. Besides, Bacon & Co., who publish the Nevada Reports, and who carefully examined Bonnifield and Healy's compilation, with the view of ascertaining the cost of publishing it, made their estimate at from thirty-seven hundred dollars to four thousand dollars.

In conclusion, we respectfully submit that a correct compilation of the laws has become a necessity. The experience of Bonnifield and Healy, in their ten years of practice as attorneys at law and their familiarity with the statutes, would be a sufficient guarantee of the superiority of their work over this California compilation, gotten up by a citizen of California without any practice under or former knowledge of the statutes of Nevada. Bonnifield and Healy have spent over fifteen months in perfecting their compilation, and have taken great care and pains therewith. Aside from his other qualifications as a compiler, Mr. Bonnifield has not only large experience in legislation, but a widespread and credible notoriety as a practical legislator.

The legal profession at the bar, Supreme and District Judges, State and county officers, and the public generally, who have occasion to consult the statutes, ask and expect of us to provide a compilation. We therefore most earnestly and respectfully recommend to the Legislature to procure Bonnifield and Healy's compilation of the laws.

H. C. STREET,
C. S. VARIAN.

On motion of Mr. Owen, both reports were ordered printed.

INTRODUCTION OF BILLS.

Mr. Street, by leave, introduced Assembly Bill No. 91, entitled "An

Act authorizing the State Treasurer to return certain vouchers to the Controller and receive credits for the same."

Read first time; and, on motion of Mr. Street, the rules were suspended; bill read a second time by title, and referred to a special committee of three.

COMMUNICATION FROM STATE CONTROLLER.

SEAT OF GOVERNMENT, OFFICE OF STATE CONTROLLER, }
CARSON CITY, February 21st, 1873. }

To the honorable the Assembly:

GENTLEMEN: I have the honor to inform you that the Fund set apart by your honorable body for contingent expenses is exhausted.

Your obedient servant,

W. W. HOBART,
State Controller.

Communication referred to Committee on Contingent Expenses.

COMMUNICATION FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
February 21st, 1873. }

To the honorable the Assembly of Nevada:

I have this day approved, and deposited in the office of the Secretary of State, Assembly Bill No. 41, "An Act entitled an Act to incorporate the Town of Gold Hill."

Also, Assembly Bill No. 12, "An Act to abolish the use of State revenue stamps, and to provide for the settlement of outstanding stamps."

Also, Substitute Assembly Bill No. 33, An Act to amend an Act entitled "An Act supplementary to an Act entitled 'An Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five,' and the Acts amendatory thereof," approved March sixth, eighteen hundred and sixty-nine.

Also, Assembly Bill No. 56, "An Act to regulate the collection of taxes in disputed territory between counties."

Also, Assembly Bill No. 8, "An Act to protect the wages of labor."

L. R. BRADLEY.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, February 21st, 1873. }

To the honorable the Assembly:

I have the honor herewith to inform your honorable body that the Senate has refused to recede from Senate amendments to Assembly Bill No. 29—"An Act for the government and maintenance of the State Or-

phans' Home"—and have appointed as committee of conference on the same, Senators Phelan, Eastman, and Fox.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

The Speaker appointed Messrs. Street, Shoaff, and Grey, as special committee of three, to whom was referred Assembly Bill No. 91.

Mr. Street asked to be excused from serving on such committee.

Mr. Grey moved that the gentleman be excused.

Motion carried; and the Speaker appointed Mr. Cole, *vice* Street, excused.

The Speaker appointed as conference committee, in accordance with Senate message, Messrs. Crawford, Elzy, and Sessions.

On motion of Mr. Owen, at three o'clock P. M., the House adjourned.

Approved: JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FIFTIETH DAY.

MONDAY, February 24th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Stoddard asked leave of absence for Mr. Elzy for two days.

Leave granted.

Mr. Prague asked leave of absence for Mr. Craigie for one day.

Leave granted.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Committee on Public Morals, to whom was referred Senate Bill No. 71—entitled "An Act for the better observance of the Christian Sabbath"—would respectfully report, that they have had the same under careful consideration, and recommend its passage.

Also, Assembly Bill No. 77—entitled "An Act to provide for founding free public libraries in this State"—and recommend its passage.

Mr. SPEAKER: Your Committee on Ways and Means, to whom was referred Senate Bill No. 68—entitled “An Act making appropriations for the support of the civil government of the State of Nevada for the ninth and tenth fiscal years”—have had the same under consideration, and recommend its passage with the following amendment, to wit: Strike out lines forty-five, forty-six, forty-seven, forty-eight, forty-nine, fifty, fifty-one, fifty-two, fifty-three, fifty-four, fifty-five, and fifty-six, and insert in lieu thereof the words, “for draining the basement of the State Capitol, to be expended under the direction and supervision of the Board of State Prison Commissioners, twelve hundred dollars.”

Respectfully,

J. A. SAVAGE, Chairman.

Mr. SPEAKER: Your Committee on State Institutions, to whom was referred Assembly Bill No. 65—entitled “An Act to provide for fostering and supporting the Nevada Orphan Asylum, a duly incorporated benevolent association, located at Virginia City, Storey County, State of Nevada”—report that they have had the same under consideration, and have directed their Chairman to report it back without recommendation.

E. C. SESSIONS, Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. SPEAKER: Your special committee, consisting of the Lander County delegation, to whom was referred Assembly Bill No. 85—“An Act for the relief of T. W. Triplett”—have had the same under consideration, beg leave to report it back, and recommend its passage.

R. L. HORTON,
E. J. ELZY,
JAMES H. BURGESS.

Mr. SPEAKER: Your special committee to whom was referred Senate Bill No. 85, beg leave to make the following report: Your committee report the bill back to the House with recommendation that it do pass.

JOHN BOWMAN,
J. G. PRAGUE,
CRANSTON ALLEN,
J. M. SANFORD.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 21st, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit to your honorable body Senate Bill No. 151—“An Act for the relief of the California Institute for the Education of the Deaf, Dumb, and Blind”—which passed the Senate by the following vote: Yeas, 17; nays, 8.

Also, substitute for Senate Concurrent Resolution No. 47—Relative to Central Pacific Railroad Company obtaining patents to lands, which passed the Senate, this day, by the following vote: Yeas, 21; nays, none.

Also, return Assembly Bill No. 71—"An Act to authorize the temporary use of moneys levied and collected for the Building Fund of Washoe County for certain purposes"—which passed the Senate by the following vote: Yeas, 21; nays, none.

Also, substitute for Assembly Bill No. 21—"An Act to provide for obtaining a correct statement of the financial condition of the several counties of this State, and other matters of statistical information"—which passed the Senate by the following vote; Yeas, 21; nays, none, with the following amendments: In section three, strike out all after the word "report" and insert the words, "the last month's salary or wages of said Assessors shall be retained." Also, in section six, strike out all after the word "delivering" and insert the words, "said circulars, shall deliver to said Assessors the necessary blanks as provided for in this Act."

Also, return Assembly Bill No. 45—"An Act to secure photographs of State Prison convicts"—which was lost in the Senate by the following vote: Yeas, 12; nays, 8.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

COMMUNICATION FROM THE SECRETARY OF STATE.

To the honorable the Assembly:

I have the honor to transmit herewith a "Memorial of the National Board of Trade," to your honorable body.

Very respectfully,

J. D. MINOR,
Secretary of State.

Memorial referred to Committee on Trade and Manufactures.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred for examination engrossed Assembly Bills Nos. 28 and 76, also, substitute for Assembly Bill No. 52—entitled, respectively, "An Act for the construction of fences and the planting of trees at the State Orphans' Home;" "An Act to amend an Act entitled 'An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto,'" approved March eighth, eighteen hundred and sixty-nine; Substitute for an Act entitled "An Act defining the duties of railroad companies and their liabilities for injury to domestic animals"—having compared the original bills with the engrossed copies, beg leave to report the same as being correctly engrossed.

GEO. H. MORRISON, Chairman.

REPORT OF COMMITTEE ON ENROLLMENT.

Mr. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Concurrent Resolution No. 20—Relative to granting leave of absence to Noah Blossom, Treasurer of Douglas County.

Also, Assembly Bill No. 71, entitled "An Act relative to the Building Fund of Washoe County."

Have been carefully compared with the engrossed copies, found correctly enrolled, and the resolution has this day been deposited with the Secretary of State, and the bill has been presented to the Governor for his approval.

JAMES CRAWFORD, Chairman.

Mr. SPEAKER: Your Committee on Public Lands, to whom was referred Joint Resolution No. 21, report that they have had the same under consideration, and have directed their Chairman to report the same to the House, and recommend its passage.

J. H. HOPPIN, Chairman.

Mr. Street gave notice that, at an early day, he would introduce a bill for the purity of elections, and for the repeal of all laws requiring the execution and filing of official bonds by State and county officers.

INTRODUCTION OF BILLS.

Mr. Stern, by leave, introduced Assembly Bill No. 92, entitled "An Act concerning vagrants and vagrancy."

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Public Morals.

Mr. Street, by leave, introduced Assembly Bill No. 93, entitled "An Act to provide for the payment of counsel in certain criminal cases."

Read first time; rules suspended; bill read second time by title, and referred to the Judiciary Committee.

Also, Assembly Bill No. 94, entitled "An Act to amend an Act entitled 'An Act to consolidate and fund the indebtedness of Elko County,' approved February twenty-third, eighteen hundred and seventy-one, (Chap. 25, page 70.)"

Read first time; rules suspended; bill read second time by title, and referred to the Elko delegation.

Also, Assembly Bill No. 95, entitled "An Act to supply the Town of Elko, in Elko County, with water for manufacturing, domestic, and other purposes, and to define the boundaries of said town."

Read first time; rules suspended; bill read second time by title, and referred to the Judiciary Committee.

Mr. Rickey, by leave, introduced Assembly Bill No. 96, entitled "An Act for the relief of R. W. Bollen, late Sheriff of Douglas County."

Read first time.

Mr. Morrison, by leave, introduced Assembly Bill No. 97, entitled "An Act to authorize the County Commissioners of Storey County to issue bonds for school purposes in the Virginia School District, and to provide for the payment of the same."

Read first time; rules suspended; bill read second time by title; ordered printed, and referred to the Committee on Education.

Substitute for Senate Concurrent Resolution No. 47, relative to Central Pacific Railroad Company obtaining patents to lands.

Read first time.

Senate Bill No. 151, entitled "An Act for the relief of the California Institute for the Education of the Deaf, Dumb, and Blind."

Read first time.

GENERAL FILE.

Substitute for Assembly Bill No. 52, entitled "An Act defining the duties of railroad companies, and their liabilities for injury to domestic animals."

Read third time, and lost by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Cole, Crawford, Dangberg, Fox, Horton, Keyser, Lyman, Owen, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Stern, Stoddard, Street, Tobriner, Twiss, and Vinnedge—24.

NAYS—Messrs. Bruner, Burgess, Carpenter, Derby, Gallagher, Grey, Hoppin, Lemmon, Mack, Matthews, McCall, Morrison, Prague, Robinson, Shoaff, Smith, Wilson, and Mr. Speaker—18.

Assembly Bill No. 76, entitled An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto," approved March eighth, eighteen hundred and sixty-nine.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Dangberg, Derby, Fox, Gallagher, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, and Wilson—36.

NAYS—Messrs. Arnold, Grey, Lyman, Street, and Mr. Speaker—5.

Assembly Bill No. 28, entitled "An Act for the building of fences and the planting of trees at the State Orphans' Home."

Referred to Committee of the Whole.

Senate Bill No. 89, entitled An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto," approved March eighth, eighteen hundred and sixty-nine.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Fox, Gallagher, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—37.

NAYS—Messrs. Derby and Grey—2.

Senate Bill No. 154, entitled "An Act to create and fix the compensation of the office of President of the Board of Directors of the State Library."

Read third time.

Mr. Shoaff moved that the bill be indefinitely postponed.

Mr. Savage moved that the bill be referred to the Committee of the Whole.

Motion to refer carried.

Assembly Bill No. 15, entitled "An Act to regulate the marks and brands of stock."

Mr. Rickey moved that the House concur in Senate amendments.

Motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Dangberg, Derby, Fox, Gallagher, Grey, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Prague, Price, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—37.

NAYS—Messrs. Arnold, Crawford, Morrison, Owen, Randall, and Stern—6.

Senate Bill No. 94, entitled "An Act providing for the appointment and payment of an agent or agents at Washington City, D. C., for attending to the certification of lands granted by Congress to the State of Nevada."

Referred to the Committee of the Whole.

Mr. Cole moved the reconsideration of the vote by which Senate Bill No. 54—entitled "An Act to define the duties of pawnbrokers and pledgees"—was lost.

Roll called, and motion lost by the following vote:

YEAS—Messrs. Andrews, Arnold, Lemmon, Mack, Price, Sessions, Shoaff, Street, and Mr. Speaker—9.

NAYS—Messrs. Adams, Allen, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hoppin, Horton, Keyser, Lyman, Matthews, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, and Wilson—34.

Senate Bill No. 101, entitled "An Act for the relief of T. A. Waterman, for time occupied and expense incurred in the organization of Elko County."

Mr. Savage moved the indefinite postponement of the bill.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Cole, Dangberg, Fox, Gallagher, Grey, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—37.

NAYS—Messrs. Bruner, Burgess, Carpenter, and Derby—4.

Assembly Joint Resolution No. 21—Relative to military reservations in the State of Nevada.

Ordered engrossed.

Senate Bill No. 71, entitled "An Act for the better observance of the Christian Sabbath."

Read third time.

Mr. Mack moved to strike out the enacting clause.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Crawford, Dangberg, Grey, Horton, Keyser, Mack, Matthews, Morrison, Owen, Price, Robinson, Sanford, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, and Mr. Speaker—26.

NAYS—Messrs. Bruner, Cole, Derby, Fox, Gallagher, Hoppin, Lemmon, Lyman, McCall, Prague, Randall, Rickey, Savage, Sessions, Shepherd, Vinnedge, and Wilson—17.

On motion of Mr. Owen, at one o'clock P. M., the House took a recess until two o'clock.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Adams moved a call of the House.

Motion carried.

Roll called: Absent—Messrs. Carpenter, Crawford, Hart, Keyser, Morrison, Price, Savage, Sessions, Street, and Wallace.

Mr. Owen moved that further proceedings under the call be dispensed with.

Motion lost.

Mr. Mack asked leave of absence for Mr. Hart for the remainder of the day.

Leave granted.

Messrs. Carpenter, Crawford, Keyser, Street, and Sessions, appeared at the bar of the House, were admitted to their seats, and excused.

Mr. Tobriner moved that further proceedings under the call be dispensed with.

Motion carried.

SPECIAL ORDER.

Assembly Concurrent Resolution No. 1—Relative to fares and freights on Central Pacific Railroad.

Mr. Owen moved that further consideration of the resolution be indefinitely postponed.

Mr. Savage moved that the third subdivision of the preamble be stricken out.

Motion carried.

Mr. Cole moved that after the words "of the laws" the words "United States" be stricken out, and in lieu thereof, the word "California" inserted.

Motion carried.

Mr. Savage offered the following amendment: In line five, second subdivision of preamble, after the word "mines," strike out the words "forcing out of employment the various stage lines and transportation companies, without affording an adequate compensation."

On motion of Mr. Savage, the amendment was adopted.

Messrs. Grey, Cole, and Matthews, called for the yeas and nays on the motion to indefinitely postpone.

Mr. Cole moved a call of the House.

Motion carried.

Roll called: Absent—Messrs. Morrison and Wallace.

Mr. Stern asked leave of absence for Mr. Morrison for the remainder of the day.

Mr. Shoaff asked leave of absence for Mr. Wallace for the remainder of the day.

Mr. Grey moved that Mr. Morrison be excused for non-attendance during the remainder of the day.

Motion carried.

Mr. Hart moved that Mr. Wallace be excused.

Mr. Savage arose to a point of order, that the motion was not in order.

The Speaker decided the point well taken.

On motion of Mr. Randall, further proceedings under the call were dispensed with.

Mr. Street moved to amend as follows: After the words "Central Pacific Railroad Company," in line five of the resolution, insert the words "and Union Pacific Company."

Mr. Street moved the adoption of the amendment.

Motion lost.

Mr. Crawford moved the previous question.

Motion carried.

The previous question being on the motion to indefinitely postpone, roll called, and motion lost by the following vote:

YEAS—Messrs. Andrews, Arnold, Burgess, Shoaff, and Stoddard—5.

NAYS—Messrs. Adams, Allen, Bruner, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCole, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—39.

Mr. Cole moved the engrossment of the resolution.

Motion carried.

Mr. Mack gave notice that, on to-morrow, he would move for the reconsideration of the vote by which Substitute for Assembly Bill No. 52, entitled "An Act defining the duties of railroad companies and their liabilities for injury to domestic animals," was lost.

Senate Bill No. 85, entitled "An Act to apportion the payment of the salary of the District Judge of Fifth Judicial District between Churchill and Nye Counties."

Roll called, and bill passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, McCall, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—38.

NAYS—None.

Mr. Stern gave notice that he would, on to-morrow, move for the reconsideration of the vote by which the enacting clause to Senate Bill

No. 71—entitled “An Act for the better observance of the Christian Sabbath”—was stricken out.

Senate Bill No. 68, entitled “An Act making appropriations for the support of the civil government of the State of Nevada for the ninth and tenth fiscal years.”

Referred to the Committee of the Whole.

Assembly Bill No. 85, entitled “An Act for the relief of T. W. Triplett, late Assessor of Lander County.”

Referred to Committee of the Whole.

Assembly Bill No. 77, entitled “An Act to provide for founding free public libraries in this State.”

Ordered engrossed.

Assembly Bill No. 65, entitled “An Act to provide for fostering and supporting the Nevada Orphan Asylum, a duly incorporated benevolent association located at Virginia City, Storey County, State of Nevada.”

On motion of Mr. Grey, the bill was placed at the bottom of the File.

Substitute to Assembly Bill No. 21, entitled “An Act for obtaining correct statements of the financial condition of the several counties of this State, and other matters of statistical information.”

Senate amendments, as per message, concurred in by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—39.

NAYS—None.

Mr. Bowman, at four o'clock and thirty minutes P. M., moved to adjourn.

Carried.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FIFTY-FIRST DAY.

TUESDAY, February 25th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: The majority of your Standing Committee on Federal Relations, to whom was referred Assembly Bill No. 4—In relation to railroad corporations; providing for the reduction of fares and freights—have had the same under consideration, and would respectfully report the bill back, with the recommendation that it do pass.

P. M. BRUNER,
J. FOX,
W. D. KEYSER,
Majority of Committee.

Mr. SPEAKER: Your Committee on Public Morals, to whom was referred Assembly Bill No. 92—entitled “An Act concerning vagrants and vagrancy”—would respectfully report that they have had the same under consideration, and have directed their Chairman to report the same to the House, recommending its passage.

P. M. BRUNER, Chairman.

Mr. SPEAKER: Your Committee on Judiciary, to whom was referred Assembly Bill No. 80—An Act entitled “An Act to prevent gaming”—have examined the same, and recommend it pass.

Also, Assembly Bill No. 82—entitled “An Act for the apportionment of Senators and Assemblymen in the different counties of this State”—refer the same back to the House, without recommendation.

Also, Senate Substitute Bill No. 39—entitled “An Act concerning juries”—and refer it back with the following amendment: Section eleven, after the word “paid,” in the sixth line, insert the words “at the rate of two dollars per day”—have examined, and recommend it pass as amended.

Also, Assembly Bill No. 94—“An Act to amend an Act to consolidate the indebtedness of Elko County”—refer it back and recommend it be referred to the Elko delegation.

Also, Assembly Bill No. 88—An Act to amend section three of an Act entitled “An Act to amend an Act entitled an Act supplementary to an Act entitled an Act defining the duties of State Treasurer, approved February second, eighteen hundred and sixty-six, approved March first, eighteen hundred and sixty-nine,” approved March fifth, eighteen hundred and sixty-nine—and recommend it pass.

Also, Assembly Bill No. 95—“An Act to supply the Town of Elko, in Elko County, with water for manufacturing, domestic, and other purposes, and to define the boundaries of said town”—have examined the same, and recommend the following amendment: In section two, line two, after the word “Elko,” insert the words “for the purposes of this Act”—recommend it pass as amended.

Also, Assembly Bill No. 93—“An Act to provide for the payment of counsel in certain criminal cases”—have examined and recommend its passage.

Also, Assembly Bill No. 89—"An Act to prohibit lotteries"—and refer it back to the House without recommendation.

F. W. COLE, Chairman pro tem.

Mr. SPEAKER: Your Committee on Ways and Means, to whom was referred Assembly Bill No. 84—entitled "An Act concerning licenses"—have had the same under consideration, and report it back, with the recommendation that it do pass.

J. A. SAVAGE, Chairman.

Mr. SPEAKER: Your Committee on Internal Improvements, to whom was referred Senate Bill No. 93—"An Act in relation to public highways"—have had the same under consideration, and report the same back with the following amendments, and recommend that it do pass as amended. In section seven, line five of printed bill, after the word "all" strike out the word "sums," and insert the word "moneys;" in line six, same section, after the word "collection," insert "or notifying men to work on the road."

T. B. RICKEY, Chairman.

Mr. SPEAKER: Your Committee on Elections, to whom was referred Assembly Bill No. 66—An Act relating to elections—have had the same under consideration, and have instructed their Chairman to report the same back with the following amendments, and recommend that it do pass:

Section two, printed copy, is amended as follows: After the word "Commissioner," insert the words "upon a petition of ten or more qualified electors of the county. *Provided*, they be located eight miles or more from any polling place or precinct, and at least twenty days before any general election, and at least fifteen days before any special election, to set off and establish election precincts or districts when it may be deemed necessary."

Section three, line three, after the word "County," insert "at the time of serving the notice on said Inspectors."

Section fourteen, at the end of section, insert "*Provided*, that in all cases said ballots shall be printed on a good quality of white book paper."

Section eighteen, at the end of section, insert the words, "*Provided*, that in case any elector voting an open ticket, the Inspector, or Judge acting as Inspector, may fold the same before placing it in the ballot box."

Section nineteen, third line, printed copy, after the word "section," insert "26."

Section twenty-six, last line, after the word section, strike out "22" and insert "29."

Section fifty-two, after the word "days" insert "from the filing of such papers."

Section ninety-three, add the words "payable out of any moneys in the State Treasury not otherwise appropriated, and all moneys collected under the provisions of this Act shall revert to the General State Fund."

Section fourteen, after the word "election," line four, insert the words "said ballot shall be of sufficient width to allow names to be written thereon."

JAMES CRAWFORD, Chairman.

Mr. SPEAKER: Your Committee on Engrossment, to whom was referred for examination Assembly Bills Nos. 10, 53, 54, 76, and 78, entitled, respectively—Substitute for “An Act to repeal an Act entitled an Act providing for the enforcement of the revenue laws of the State of Nevada;” “An Act to prohibit the sale of intoxicating drinks to minors;” “An Act to appropriate money for the payment of certain claims against the State of Nevada;” “An Act to amend section six of an Act defining the duties of State Treasurer,” approved February second, eighteen hundred and sixty-six; An Act to further amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada,” approved March first, eighteen hundred and sixty-six—having carefully examined and compared the original bills with the engrossed copies, beg leave to report the same as being correctly engrossed.

GEO. H. MORRISON, Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. SPEAKER: The undersigned, your special committee of White Pine delegation, to whom was referred Assembly Bill No. 72—entitled “An Act to consolidate and fund the indebtedness of White Pine County”—would most respectfully report that we have carefully examined the same, and recommend the same back to the House and ask its passage.

F. W. COLE, Chairman.

Mr. SPEAKER: Your special committee to whom was referred Assembly Bill No. 68—entitled An Act to amend an Act entitled “An Act to incorporate the City of Virginia, provide for the government thereof, and repeal all other laws in relation thereunto,” approved March fourth, eighteen hundred and sixty-five—have had the same under consideration, and recommend its passage.

W. B. SHEPPERD,
C. DERBY,
J. P. SMITH,
T. M. ADAMS,
RICHARD ARNOLD,
SAMUEL OWEN.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 27th, 1873. }

To the honorable the Assembly of Nevada:

I have this day approved, and deposited in the office of the Secretary of State, Assembly Bill No. 71—“An Act to authorize the temporary use of moneys levied and collected for the Building Fund of Washoe County for certain purposes.”

L. R. BRADLEY.

MESSAGES FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 24th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 153—"An Act concerning equitable claims and accounts against counties"—which passed the Senate this day, by the following vote: Yeas, 20; nays, none.

Also, Senate Bill No. 124—An Act to amend an Act of the Governor and Legislative Assembly of the Territory of Nevada, entitled "An Act relating to Sheriffs," approved November twenty-eighth, eighteen hundred and sixty-one—which passed the Senate by the following vote: Yeas, 22; nays, none.

Also, Senate Bill No. 159—An Act amendatory of an Act entitled An Act to provide for the maintenance and supervision of public schools, approved March twentieth, eighteen hundred and sixty-five, and Act amendatory thereof—which passed the Senate by the following vote: Yeas, 20; nays, none.

Also, return Assembly Bill No. 69—An Act to amend an Act entitled An Act to provide for the incorporation of religious, charitable, literary, scientific, and other associations, approved March second, eighteen hundred and sixty-seven—which passed the Senate by the following vote: Yeas, 18; nays, none.

Also, Assembly Bill No. 47—An Act to amend an Act entitled An Act concerning wills—which passed the Senate by the following vote: Yeas, 20; nays, none.

Also, Assembly Bill No. 9—An Act to amend An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto, approved March eighth, eighteen hundred and sixty-nine—which was indefinitely postponed.

Also, Assembly Bill No. 18—An Act in relation to public highways—which was lost by the following vote: Yeas, 2; nays, 18.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 25th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit to your honorable body Senate Bill No. 102—"An Act to amend an Act entitled an Act to regulate fees and compensation for official and other services in the State of Nevada," approved March ninth, eighteen hundred and sixty-five—which passed the Senate by the following vote: Yeas, 21; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

Mr. Grey introduced, by leave, the following resolution:

Resolved, That the Controller of State is hereby authorized and required to pay the Sergeant-at-Arms scrip for claims authorized by this House to be paid on the twenty-first instant out of the Contingent Fund of the Assembly.

Roll called, and resolution passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Crawford, Dangberg, Fox, Gallagher, Grey, Hoppin, Keyser, Lemmon, Lyman, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—39.

NAYS—None.

SECOND READING OF BILLS.

Assembly Bill No. 26, entitled "An Act for the relief of R. W. Bolton, late Sheriff of Douglas County."

Read second time, and referred to Committee on Claims.

Substitute for Senate Concurrent Resolution No. 47—Relative to Central Pacific Railroad Company obtaining patents for lands.

Read second time, and referred to Committee on Public Lands, and ordered printed.

Senate Bill No. 151, entitled An Act for the relief of the California Institute for the Education of the Deaf, Dumb, and Blind.

Read second time, and referred to the Committee of the Whole.

INTRODUCTION OF BILLS.

Mr. Horton, by leave, introduced Assembly Bill No. 98, entitled An Act to define and establish the boundary line of Lander County.

Read first time; rules suspended; read second time by title, and referred to Humboldt and Lander County delegations.

MINORITY REPORT OF THE COMMITTEE ON FEDERAL RELATIONS.

To the honorable the Assembly:

The undersigned, members of the Committee on Federal Relations, to whom was referred Assembly Bill No. 4—entitled "An Act to amend an Act to provide for the incorporation of railroad companies and the management of the affairs thereof, and other matters relating thereto"—dissent from the majority report of your committee, for the following reasons:

First—That assuming it an imperative necessity that the State of Nevada needs railroads, it is unwise legislation to predicate now a favorable report for the reduction of freights and fares. From the experience gained in the operation of our single railroad alone in the State of Nevada, that—the Virginia and Truckee Railroad—being the only incorporation now in successful operation in the State whose rates would be affected, without any question in the mind of the undersigned, by the passage of this Act, is running and transacting business to the great advantage of the western portion of the State of Nevada, and its various

interests, both mercantile and mining, to wit: That it supplies merchandise rapidly, both in Winter and Summer, to its people; timber and supplies to its mines, both Winter and Summer; and ores to its mills, thereby keeping in constant operation all its various and great industries the whole year round, to the benefit of its laboring population, and to the advantage of the State in its increased bullion production.

Second—That railroads wholly in the State are experiments, and from the incipient condition of such enterprises, there is a lack of any good information in the minds of the undersigned why such a bill should pass when the eastern portions of the State are clamoring for railroads as a relief for the isolation of their many rich mining communities, and the investment of capital in their several railroad enterprises has been predicated entirely upon the existing rates of fares and freights.

Third—That the passage of this Act will paralyze the many proposed railroad enterprises, particularly in the eastern portion of the State, or at least retard the building of such roads, and no experience of the operation of any railroad in localities so dearth of population, so entirely unproductive in agricultural products, or any products except alone minerals, has been adduced before your committee to sustain the belief that railroads could be operated even at cost under the proposed amendment, in that section of our State.

Fourth—That it is not wise legislation to prematurely pass laws of binding character as regards freights and fares, without positively knowing that railroads can be built and operated under the existing law successfully, in at least more than one small section of this State.

Fifth—That leaving out of consideration the Central Pacific Railroad, a corporation of California, and operating now under a franchise of the United States, it being disputed if such an amendment could reach them in their tariff, the undersigned believe it would be better to encourage any and all railroads to be built by private enterprise in the State of Nevada by the presence of the existing laws. That it would be reasonable to have, under the incorporation laws of Nevada, at least two operating railroads, so that, in forming judgment upon the maximum rates of fare and freights, direct proof may be had of their profits, their cost, operating expenses, and the many contingencies of their business, based upon the condition of the mines and mining communities they connect with.

Sixth—The only inducement to build railroads in the State of Nevada is a rich mining district, or where several mining districts would be connected; and it is conceded that the value of mines is very precarious, changeable with every foot of development, and that alone upon the favorable looks of mines depend the number of people of any district, its prosperity, its absolute rise or fall. Railroads, though assisting in the development of our many mining localities, by easy and cheap transportation of its supplies and ores, must absolutely decline in value when ore is scarce, and fail to be a profitable investment when no ore is in sight.

Seventh—In the opinion of the undersigned, then, railroads base alone their success upon the condition of mines, and it must be good rich developments, justifying an idea of some years permanency, that will induce any railroad building in this State. Private enterprise alone has never yet assumed such an outlay of capital upon the precarious and uncertain value of our mining industry. Extraneous aid has always been sought at the hands of mines and counties. The operation of this amendment would only entail a much larger gift by the people of the

different counties to railroad corporations, through fear that railroads, so vital to them in their isolation, would not be built, or if built, could not be operated successfully.

In conclusion, the undersigned, for the various reasons above mentioned, and for the reason that upon no railroad wholly in the State of Nevada is the legal maximum now charged, but that rather below the maximum now contemplated by the amendment is charged on passengers and freight, are of the opinion that the bill should not pass. We want experience with railroads before repressing them. We want railroads imperatively in the eastern portion of this State. Foster them, it may be munificently in infancy, but let Nevada be discreet enough to invite, by her laws, the investment of railroad capital at this time.

G. M. HART,
J. G. PRAGUE.

On motion of Mr. Street, the majority and minority reports of the Committee on Federal Relations were ordered printed.

Mr. Wilson, by leave, introduced Assembly Bill No. 99, entitled An Act to regulate the social evil in the State of Nevada.

Read first time; rules suspended; read second time by title, and referred to the Committee on Public Morals.

Senate Bill No. 102, entitled "An Act to amend an Act entitled An Act to regulate fees and compensation for official and other services in the State of Nevada," approved March ninth, eighteen hundred and sixty-five.

Read first time; rules suspended; read second time by title, and referred to the Committee on Counties and County Boundaries.

Senate Bill No. 159, entitled An Act amendatory of an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five, and of Acts amendatory thereof.

Read first time; rules suspended; read second time by title, and referred to Committee on Education.

Senate Bill No. 153, entitled "An Act concerning equitable claims and accounts against counties."

Read first time; rules suspended; read second time by title, and referred to Committee on Judiciary.

Senate Bill No. 124, entitled "An Act to amend an Act of the Governor and Legislative Assembly of the Territory of Nevada, entitled An Act relating to Sheriffs," approved November twenty-eighth, eighteen hundred and sixty-one.

Read first time; rules suspended; read second time by title, and referred to Committee on Counties and County Boundaries.

GENERAL FILE.

Assembly Bill No. 54, entitled "An Act to appropriate money for the payment of certain claims against the State of Nevada."

Read third time, and lost by the following vote:

YEAS—Messrs. Adams, Andrews, Bruner, Derby, Hart, Horton, Lyman, Morrison, Owen, Prague, Randall, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—21.

NAYS—Messrs. Allen, Burgess, Carpenter, Cole, Crague, Crawford,

Dangberg, Fox, Gallagher, Grey, Keyser, Lemmon, Matthews, McCall, Price, Rickey, Robinson, Sanford, Savage, Sessions, and Vinnedge—21.

Assembly Bill No. 78, entitled An Act to further amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March first, eighteen hundred and sixty-six.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Cole, Carpenter, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—None.

Substitute for Assembly Bill No. 10, entitled An Act to repeal an Act entitled "An Act providing for the enforcement of the revenue laws of the State of Nevada."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—None.

Assembly Bill No. 53, entitled "An Act to prohibit the sale of intoxicating drink to minors."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—None.

Assembly Bill No. 76, entitled An Act to amend section six of an Act defining the duties of State Treasurer, approved February second, eighteen hundred and sixty-six.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Matthews, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—41.

NAY—Mr. Speaker—1.

Mr. Bruner moved, at twelve o'clock and twenty-five minutes P. M., to take a recess until two o'clock P. M.

Motion carried.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Savage introduced the following resolution:

Resolved, That the Sergeant-at-Arms of the Assembly be and is hereby notified that E. B. Pixley has resigned his position as clerk of the Ways and Means Committee—said resignation to take effect from and after February sixteenth, eighteen hundred and seventy-three—and that the salary of said clerk is discontinued from said date.

Resolution adopted.

Mr. Hart asked leave of absence for one day for Mr. Mack.

Leave granted.

On motion of Mr. Savage, the House resolved itself into Committee of the Whole for the consideration of General File.

Mr. Crawford in the chair.

In time, the committee rose, and reported back Senate Bill No. 68, entitled An Act making appropriations for the support of the government of the State of Nevada for the ninth and tenth fiscal years.

Amendments reported from Committee on Ways and Means adopted.

The following were made in Committee of the Whole: After the word "State," in fourth line, section one, insert the words "of Nevada;" in section one, strike out the words "for contingent expenses of Board of Examiners, twelve hundred dollars;" strike out, after the word "prison," in fourth line from top, the words "three thousand" and insert in lieu thereof, the words "thirty-six hundred;" in tenth line from top, strike out the letter "s" from the word "papers;" also, in last line of section one, insert after the word "library," the words "and Board of Examiners," and recommend the bill do pass as amended.

Also, Assembly Bill No. 151—entitled "An Act for the relief of the California Institute for the Education of the Deaf, Dumb, and Blind"—with the recommendation that it do pass.

Also, Assembly Bill No. 28—entitled An Act for the construction of fences and the planting of trees at the State Orphans' Home—and recommend that it do pass.

Also, Senate Bill No. 94—An Act entitled "An Act providing for the appointment and payment of an agent or agents at Washington City, D. C., for attending to the certification of lands granted by Congress to the State of Nevada"—with the recommendation that it do pass.

Also, Senate Bill No. 154—entitled "An Act to create and fix the compensation of the office of President of the Board of Directors of the State Library"—with the recommendation that it do pass.

The Speaker in the chair.

Mr. Grey gave notice that, on to-morrow, he would move for the reconsideration of the vote by which Assembly Bill No. 54—entitled

"An Act to appropriate money for the payment of certain claims against the State of Nevada"—was lost.

Mr. Owen moved to reconsider the vote by which substitute to Assembly Bill No. 52—entitled An Act to protect domestic animals against injury on railroad tracks—[was lost.]

Mr. Grey moved to lay the motion on the table for one day.

Carried.

Mr. Stern moved to reconsider the vote by which the enacting clause of Senate Bill No. 71—entitled "An Act for the better observance of the Christian Sabbath"—was stricken out.

Mr. Bruner moved to lay the motion on the table for one day.

Motion carried.

On motion of Mr. Owen, at four o'clock and forty-five minutes P. M., the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FIFTY-SECOND DAY.

WEDNESDAY, February 26th, 1873.

The House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Ways and Means, to whom was referred the claim of E. D. Sweeney, "for use of water for Capitol building and grounds," have had the same under consideration, and report it back with the recommendation that its further consideration be indefinitely postponed.

J. A. SAVAGE, Chairman.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 15—entitled "An Act to regulate marks and brands of stock"—has been carefully compared with the engrossed bill, found correctly enrolled, and has this day been presented to the Governor for his approval.

JAMES CRAWFORD, Chairman.

Mr. SPEAKER: Your Committee on Enrollment beg leave to report that Substitute for Assembly Bill No. 21—entitled “An Act to provide for obtaining correct statements of the financial condition of the several counties of this State, and other matters of statistical information”—has been carefully compared with the engrossed bill, found correctly enrolled, and has this day been presented to the Governor for his approval.

E. L. STERN, Chairman pro tem.

REPORT OF SPECIAL COMMITTEE.

Mr. SPEAKER: Your committee on conference to whom was referred the matter of difference between the two Houses on Assembly Bill No. 29—An Act for the government of the State Orphans' Home—beg leave to report that they have had the same under consideration, and agreed to report to their respective Houses and ask that a committee of free conference be appointed, with instructions, as follows:

Amend section one, so as to read, “Superintendent of Public Instruction, Surveyor General, and State Treasurer.”

Section four—to read as original bill.

Section nine—adopt first amendment to section nine, and Senate to recede from second amendment to same section.

JAMES CRAWFORD,
Chairman House Committee.

Report adopted, and the Speaker appointed, as committee of free conference, Messrs. Crawford, Sessions, and Morrison.

MOTIONS AND RESOLUTIONS.

By Mr. Prague:

Resolved, That on and after the twenty-sixth instant, this House shall meet regularly at the hour of ten o'clock A. M., and in the evening, at the hour of seven o'clock, of each legal day, until the end of the present session of the Assembly.

Resolution went over for one day, under the rules.

By Mr. Wallace:

Resolved, That a special committee of two be appointed to wait upon the Warden of the State Prison, and request him to send in his report immediately.

Resolution withdrawn.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 25th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 170—“An Act to regulate compensa-

tion of County Commissioners"—which passed the Senate this day, by the following vote: Yeas, 15; nays, 7.

Also, Senate Bill No. 152—"An Act to provide for the payment of the claim of Calvin Swift"—which passed the Senate this day, by the following vote: Yeas, 21; nay, 1.

Also, Senate Bill No. 137—An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act relative to attorneys and counselors at law, approved October thirty-first, eighteen hundred and sixty-one,'" approved March fourth, eighteen hundred and seventy-one—which passed the Senate by the following vote: Yeas, 20; nays, none.

Also, Senate Bill No. 108—An Act entitled "An Act for the payment of the salaries of District Attorneys of the several counties of this State"—which passed the Senate this day, by the following vote: Yeas, 21; nays, none.

Also, Senate Bill No. 92—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one—which passed the Senate by the following vote: Yeas, 22; nays, none.

Also, return Assembly Bill No. 57—"An Act for the relief of R. Webber and D. B. Collins"—which passed the Senate by the following vote: Yeas, 16; nays, none; with the following amendments: By inserting after "The," in the enacting clause, the words "People of the." Also, in last line of section one, strike out the figure "2," and insert the figure "1."

T. A. WATERMAN,
Assistant Secretary.

Mr. Owen moved to reconsider the vote by which Substitute for Assembly Bill No. 52—entitled "An Act defining the duties of railroad companies and their liabilities for injury to domestic animals"—[was lost.]

Roll called, and motion lost by the following vote:

YEAS—Messrs. Adams, Arnold, Cole, Dangberg, Derby, Fox, Hart, Lemmon, Matthews, Owen, Price, Randall, Rickey, Savage, Stern, Tobriner, and Vinnedge—17.

NAYS—Messrs. Allen, Andrews, Bruner, Burgess, Carpenter, Craigie, Crawford, Drake, Gallagher, Grey, Hoppin, Horton, Keyser, Lyman, Mack, McCall, Morrison, Prague, Robinson, Sanford, Shepperd, Shoaff, Smith, Stoddard, Twiss, Wallace, and Wilson—27.

Mr. Bruner moved to reconsider the vote by which the enacting clause to Senate Bill No. 71—entitled "An Act for the better observance of the Christian Sabbath"—was stricken out.

Messrs. Hart, Drake, and Grey, called for the yeas and nays.

Roll called, and motion lost by the following vote:

YEAS—Messrs. Bruner, Cole, Craigie, Crawford, Dangberg, Derby, Fox, Gallagher, Hoppin, Horton, McCall, Price, Randall, Rickey, Sessions, and Shepperd—16.

NAYS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Drake, Grey, Hart, Keyser, Lemmon, Lyman, Mack, Matthews, Morrison, Owen, Prague, Robinson, Sanford, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Spcaker—29.

Mr. Crawford moved to concur in Senate amendments to Assembly Bill No. 57, entitled "An Act for the relief of R. Webber and D. B. Collins."

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, To-briner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—44.

NAYS—None.

INTRODUCTION OF BILLS.

Mr. Savage, by leave, introduced Assembly Bill No. 100, entitled An Act to provide for the permanent investment, in interest-bearing bonds of the State of Nevada, of all moneys, accrued and accruing, to the Irreducible School Fund and Educational Fund of said State.

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Ways and Means.

Mr. Hart, by leave, introduced Assembly Bill No. 101, entitled "An Act for securing statistical information of railroad companies operating in this State."

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Judiciary.

Mr. Gallagher, by leave, introduced Assembly Bill No. 102, entitled "An Act providing for the removal of county seats and the permanent location thereof."

Read first time; rules suspended; bill read second time, and referred to Judiciary Committee.

Mr. Grey, from the Committee on Contingent Expenses, introduced, by leave, Assembly Bill No. 103, entitled An Act to create Contingent Funds for the Senate and Assembly.

Read first time; rules suspended; bill read second time by title; considered engrossed, and placed on File.

Mr. Crawford, pursuant to notice, introduced Assembly Bill No. 104, entitled An Act to amend "An Act to provide for the safe keeping of the securities of the State School Fund," approved February twenty-first, eighteen hundred and seventy-one.

Read first time; rules suspended; bill read second time by title, and referred to Committee on Education.

Mr. Horton, by leave, introduced Assembly Bill No. 105, entitled "An Act to grant the right of way to J. E. Rooker, A. A. Curtis, M. A. Sawtelle, their associates and assigns, to build and maintain a railroad from the Central Pacific Railroad to the City of Austin."

Read first time; rules suspended; bill read second time by title, and referred to the Lander County delegation.

Mr. Fox, by leave, introduced Assembly Bill No. 106, entitled "An Act to encourage the growth of forest trees."

Read first time.

Senate Bill No. 170, entitled An Act to regulate compensation of County Commissioners.

Read first time; rules suspended; bill read second time, and referred to the Committee on Counties and County Boundaries.

Senate Bill No. 92, entitled An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Public Morals.

Senate Bill No. 108, entitled "An Act for the payment of the salaries of District Attorneys of the several counties of this State."

Read first time; rules suspended; bill read second time by title, and referred to Judiciary Committee.

Senate Bill No. 137, entitled An Act to amend an Act entitled "An Act to amend 'An Act relative to attorneys and counselors at law,' approved October thirty-first, eighteen hundred and sixty-one," approved March fourth, eighteen hundred and seventy-one.

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Judiciary.

Senate Bill No. 152, entitled An Act for the payment of the claim of Calvin Swift.

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Claims.

On motion of Mr. Owen, at one p. m. the House took a recess until two o'clock.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Crawford moved to take up Assembly Bill No. 66, entitled An Act relating to elections.

Motion carried.

Amendments reported by committee adopted, and bill ordered engrossed as amended.

REPORT OF COMMITTEE ON CORPORATIONS.

MR. SPEAKER: Your Committee on Corporations, to whom was referred Assembly Bill No. 83, have had the same under consideration, and have directed their Chairman to report the same back, and that section two of said Act be amended by inserting the following words at the end of said section: "And the parties hereinbefore mentioned, and their associates, or their successors or their assigns, shall at the time of the delivery of said bonds, deliver to the Treasurer of Washoe County, for the use and benefit of said county, certificates of stock of such company as may be hereafter organized or incorporated for the construction and maintenance of said railroad, in an amount equal to the amount of bonds of said county received under the provisions of this Act by such company," and recommend that it do pass.

SAMUEL OWEN, Chairman.

Mr. Sessions moved that Assembly Bill No. 83—entitled "An Act to

encourage the construction of a railroad from Reno to Susanville"—be taken up.

Motion carried.

Amendments reported by committee adopted, and on motion of Mr. Sessions, the bill was ordered engrossed as amended.

On motion of Mr. Grey, special order, viz: Assembly Bill No. 2—entitled "An Act to amend an Act entitled 'An Act concerning crimes and punishments'"—was made the special order for Monday, March third, at two o'clock p. m.

GENERAL FILE.

Assembly Bill No. 55, entitled "An Act to authorize Nelson Hammond and others to build and maintain cordwood and timber booms across the Truckee River."

Mr. Price moved to adopt the minority report of the committee.

Motion lost, and the House refused to order the bill engrossed.

Assembly Bill No. 58, entitled "An Act defining the rights of husband and wife."

Ordered engrossed.

On motion of Mr. Morrison, Senate message was taken up.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 26th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 23—"An Act relating to the sureties on the official bond of Eben Rhoades, late State Treasurer of Nevada"—together with the objections of the Governor, and have the honor to inform you that said bill passed the Senate this day by the following vote, notwithstanding his objections: Yeas, 17; nays, 7.

CHAS. F. BICKNELL,
Secretary of Senate.

The question being "Shall Senate Bill No. 23—Relative to the sureties on the official bond of the late Eben Rhoades, State Treasurer of Nevada—become a law, notwithstanding the Governor's objections?" Mr. Owen moved the previous question.

Motion carried.

Roll called, and bill passed, notwithstanding the Governor's objections, by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Carpenter, Craigie, Dangberg, Derby, Fox, Grey, Hart, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Riekey, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Twiss, Vinnedge, Wilson, and Mr. Speaker—35.

NAYS—Messrs. Allen, Burgess, Cole, Crawford, Gallagher, Horton, Robinson, Sanford, Savage, Tobriner, and Wallace—11.

GENERAL FILE.

Assembly Bill No. 65, entitled "An Act to provide for fostering and supporting the Nevada Orphan Asylum, a duly incorporated benevolent association, located at Virginia City, Storey County, Nevada."

Mr. Grey arose to a question of privilege, and stated that it was his wish that the present Legislature would make an appropriation to the Nevada Orphan Asylum, but as the sisters in charge of the asylum had requested him to withdraw the bill from the further consideration of the House, he would respectfully ask leave of the House to withdraw the same.

Leave granted.

On motion of Mr. Gallagher, the House resolved itself into the Committee of the Whole for the consideration of General File.

Mr. Mack in the chair.

In time, the committee rose, and reported back Senate Bill No. 141—entitled "An Act for the relief of Francis S. Armistead"—with the following amendment: Strike out "seven hundred and fifty" wherever it occurs in the bill, and in lieu thereof insert "five hundred," and recommend the passage of the bill as amended.

Also, Senate Bill No. 38—entitled "An Act for the relief of John B. Helm, Sheriff of Esmeralda County"—with the following amendment: Deduct five hundred dollars from the amount of claim, viz: two thousand two hundred and fifty-one dollars.

Also, Assembly Bill No. 85—entitled "An Act for the relief of T. W. Triplett, late Assessor of Lander County"—with the recommendation that it do pass.

The Speaker in the chair.

Mr. Grey asked leave to make his motion, to-morrow, for the reconsideration of the vote by which Assembly Bill No. 54—entitled "An Act to appropriate money for the payment of certain claims against the State of Nevada"—was lost.

On motion of Mr. Grey, Assembly Bill No. 80—entitled "An Act to prevent gaming"—was made the special order for the twenty-seventh instant, at two o'clock.

Mr. Crawford moved to take up the bills which were to-day considered in the Committee of the Whole.

Motion carried.

On motion of Mr. Hart, at four o'clock and thirty minutes p. m. the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FIFTY-THIRD DAY.

THURSDAY, February 27th, 1873.

The House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

All present, except Mr. McCall, absent on leave.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. SPEAKER: Your Committee on Claims, to which was referred Senate Bill No. 152—entitled “An Act to provide for the payment of the claim of Calvin Swift”—have had the same under consideration, and report it back and recommend its passage.

Also, Assembly Bill No. 96—“An Act for the relief of R. W. Bollen, late Sheriff of Douglas County”—and recommend its passage.

Respectfully,

N. G. ANDREWS, Chairman.

Mr. SPEAKER: Your Committee on Counties and County Boundaries, to whom was referred Senate Bill No. 124—An Act to amend an Act entitled An Act relating to Sheriffs, approved November twenty-eighth, eighteen hundred and sixty-one—report that they have had the same under consideration, and have directed their Chairman to report the same to the House and recommend its passage.

C. H. STODDARD, Chairman.

Mr. SPEAKER: Your Committee on Judiciary, to whom was referred Senate Bill No. 32—entitled An Act to amend an Act entitled “An Act to redistrict the State of Nevada,” approved February twenty-seventh, eighteen hundred and sixty-nine—would most respectfully recommend it be amended in eighteenth line of engrossed bill, after the word “district” strike out the word “seven,” and insert the word “five;” also, after the word “year,” in the same line, insert the words “from and after the first day of January, A. D. eighteen hundred and seventy-five”—and recommend its passage as amended.

Also, Senate Bill No. 108—entitled “An Act for the payment of the services of District Attorneys of the several counties of this State”—have examined and recommend its passage.

Also, Senate Bill No. 137—An Act to amend an Act entitled “An Act to amend an Act entitled ‘An Act relative to attorneys and counselors at law,’ approved October thirty-first, eighteen hundred and sixty-one,” approved March fourth, eighteen hundred and seventy-one—and recommend its passage.

Also, Assembly Bill No. 101—An Act for the securing statistical information of railroad companies operating in this State—and recommend it be amended as follows: In section one, second line, after the

word "State" insert "and all railroads doing business, running in or through this State"—and recommend it pass as amended.

Also, Assembly Bill No. 87—An Act to repeal an Act entitled "An Act to prevent the trespassing of stock on private property"—have carefully examined the same, and recommend it be referred to the Committee on Agriculture.

Also, Assembly Bill No. 19—entitled "An Act concerning election proclamations, election tickets and ballots, and for the better preservation of the purity of elections"—have examined the same, and refer it back to the House without recommendation.

D. B. LYMAN, Chairman pro tem.

Mr. SPEAKER: Your Committee on Engrossment, to whom was referred for examination engrossed Joint Resolution No. 21—Relative to military reservations in the State of Nevada.

Also, Concurrent Resolution No. 1—Concerning fares and freights on the Central Pacific Railroad.

Having carefully examined and compared the engrossed copies with the originals, beg leave to report the same to the House as being correctly engrossed.

GEO. H. MORRISON, Chairman.

Mr. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 47, entitled "An Act to amend an Act concerning wills."

Also, Assembly Bill No. 69, "An Act to amend an Act to incorporate religious and charitable and other associations."

Also, An Act for the relief of Webber and Collins.

Have been carefully compared with the engrossed bills, found correctly enrolled, and have this day been presented to the Governor for his approval.

JAMES CRAWFORD, Chairman.

Mr. SPEAKER: Your Committee on Public Morals, to whom was referred Senate Bill No. 92—entitled "An Act to amend an Act concerning crimes and punishments"—would respectfully report that they have had the same under consideration, and have directed their Chairman to report the same to the House with the recommendation that it do pass.

P. M. BRUNER, Chairman.

Mr. Grey, from the Committee on Education, to which was referred Assembly Bill No. 97—An Act to authorize the County Commissioners of Storey County to issue bonds for school purposes in the Virginia School District, and to provide for the payment of the same—report that they have had the same under consideration, have come to a favorable conclusion thereon, and have directed their Chairman to report the same to the Assembly with the following amendments, and recommend its passage: In the title of the bill, after the word "Virginia" insert the words "and Gold Hill;" also, change the word "district" to "districts;" in line six, section one, strike out the word "twenty" and insert "thirty;" in line five, section four, after the word "Virginia" insert the words "and Gold Hill," and change the word "district" to "districts;" after the word "county" in line five, section four, insert the

following: "as follows: the amount derived from the sale of twenty thousand dollars of bonds, as provided in section one of this Act, to be for the benefit of the Virginia School District, and the amount derived from the sale of ten thousand dollars of bonds, as provided in said section, to be for the benefit of the Gold Hill District."

O. H. GREY, Chairman.

Mr. SPEAKER: Your Committee on Education has had under consideration Senate Bill No. 159—An Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five; and of Acts amendatory thereof—come to a favorable conclusion, and recommend its passage.

O. H. GREY.

REPORTS OF SPECIAL COMMITTEES.

Mr. SPEAKER: Your committee of free conference to whom was referred Assembly Bill No. 29—"An Act for the government of the State Orphans' Home"—beg leave to report the following amendments, and recommend their adoption:

Section one, so as to read, "Superintendent of Public Instruction, Surveyor General, and State Treasurer."

Section three, to read as original bill.

Section nine: Adopt first Senate amendment—Senate to recede from second amendment.

JAMES CRAWFORD,
Chairman Assembly Committee.

Mr. SPEAKER: Your special committee appointed to examine Assembly Bill No. 91—entitled "An Act authorizing the State Treasurer to return certain vouchers to the Controller, and receive credit for the same"—beg leave to report, that we have carefully examined the same, and refer it back to the House, and ask that the bill pass.

F. W. COLE,
P. L. SHOAFF,
O. H. GREY,
Select Committee.

MESSAGES FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 26th, 1873. }

To the honorable the Assembly of Nevada:

I have this day approved, and deposited in the office of the Secretary of State, Substitute for Assembly Bill No. 21—"An Act to provide for obtaining correct statements of the financial condition of the several counties of the State, and other matters of statistical information."

L. R. BRADLEY.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 CARSON CITY, February 27th, 1873. }

To the honorable the Assembly of Nevada:

I have this day approved, and deposited in the office of the Secretary of State, Assembly Bill No. 15—"An Act to regulate marks and brands of stock."

L. R. BRADLEY.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Savage, Assembly Bill No. 100—entitled "An Act to provide for the permanent investment in interest-bearing bonds of the State of Nevada of all moneys accrued and accruing to the Irreducible School Fund and Educational Fund of said State"—was ordered printed.

Mr. Bruner moved that Assembly Bill No. 99—entitled "An Act to regulate the social evil"—be ordered printed.

Motion carried.

Mr. Prague moved the adoption of the following resolution, introduced by him yesterday:

Resolved, That on and after the twenty-sixth instant, this House shall meet regularly at the hour of ten o'clock, and in the evening, at the hour of seven o'clock P. M., of each legal day, until the end of the present session of the Assembly.

Mr. Grey moved to amend by striking out all that portion of the resolution relative to evening sessions.

Mr. Street moved as an amendment to the amendment, so that the resolution will read: "This House shall meet regularly at the hour of eleven o'clock A. M. and seven o'clock P. M. of each legal day."

Motion lost.

Mr. Grey's amendment was adopted, and resolution passed as amended.

Mr. Grey moved to reconsider the vote by which Assembly Bill No. 54—entitled An Act to appropriate money for the payment of certain claims against the State of Nevada—[was lost.]

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Dangberg, Derby, Grey, Hart, Horton, Keyser, Lyman, Mack, Matthews, Morrison, Owen, Prague, Randall, Sanford, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Wallace, Wilson, and Mr. Speaker—31.

NAYS—Messrs. Cole, Crague, Crawford, Drake, Elzy, Fox, Gallagher, Hoppin, Lemmon, Rickey, Robinson, Savage, Shoaff, Twiss, and Vin-nedje—15.

Assembly Bill No. 54 was then placed upon its final passage, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Dangberg, Derby, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, Morrison, Owen, Randall, Robinson,

Sanford, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—35.

NAYS—Messrs. Cole, Craigie, Crawford, Elzy, Fox, Prague, Price, Rickey, Savage, and Shoaff—10.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
February 27th, 1873. }

To the honorable the Assembly of Nevada:

I have this day approved, and deposited in the office of the Secretary of State, the following bills:

Assembly Bill No. 47, An Act to amend an Act entitled "An Act concerning wills," approved December nineteenth, eighteen hundred and sixty-two.

Assembly Bill No. 57, "An Act for the relief of R. Webber and D. B. Collins."

Assembly Bill No. 69, An Act to amend an Act entitled "An Act to provide for the incorporation of religious, charitable, literary, scientific, and other associations."

L. R. BRADLEY.

SECOND READING OF BILLS.

Assembly Bill No. 106, entitled "An Act to encourage the growth of forest trees."

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

INTRODUCTION OF BILLS.

Mr. Wilson, by leave, introduced Assembly Bill No. 107, entitled "An Act to authorize the Mayor and Board of Aldermen of Virginia City to levy a tax for fire purposes."

Read first time; rules suspended; read second time by title, and referred to the Virginia portion of the Storey County delegation.

Mr. Street moved to take up Assembly Bill No. 95, entitled "An Act to supply the Town of Elko, in Elko County, with water for manufacturing, domestic, and other purposes, and to define the boundaries of said town."

Motion carried.

Amendments reported by the committee adopted.

Mr. Crawford moved the following substitute for section five: "Nothing in this Act shall be so construed as to interfere with any appropriations of water made prior to the passage of this Act."

Substitute adopted, and bill ordered engrossed as amended.

Mr. Cole moved to take up Assembly Bill No. 72, entitled "An Act to consolidate and fund the indebtedness of White Pine County."

Motion carried, and bill ordered engrossed.

Mr. Stern moved to take up Assembly Bill No. 92, entitled "An Act concerning vagrants and vagrancy."

Motion carried, and bill ordered engrossed.

Mr. Owen moved to take up Assembly Bill No. 85, entitled "An Act for the relief of T. W. Triplett, late Assessor of Lander County."

Motion lost.

Mr. Savage moved to take up Assembly Bill No. 103, entitled "An Act to create certain Contingent Funds for Senate and Assembly."

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Carpenter, Cole, Craigie, Crawford, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, Morrison, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—Messrs. Allen, Burgess, Derby, and Owen—4.

Assembly Bill No. 103, An Act entitled "An Act to create certain Contingent Funds for Senate and Assembly."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Craigie, Crawford, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—None.

Mr. Mack, by leave, introduced Assembly Bill No. 108, entitled An Act to amend an Act entitled "An Act for the purpose of placing the finances of Lyon County upon a permanent cash basis, and to provide for the payment of the outstanding indebtedness of said county."

Read first time; rules suspended; read second time by title, and ordered engrossed.

Mr. Hart moved that the Chairman of the Committee on Engrossment be allowed to employ an additional clerk or clerks.

Motion carried.

GENERAL FILE.

Assembly Concurrent Resolution No. 1—Relative to fares and freights on the Central Pacific Railroad.

Read third time.

Mr. Crawford moved the previous question.

Motion carried.

Roll called, and resolution passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lyman, Mack, Matthews, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—40.

NAYS—Messrs. Burgess, Craigie, Hoppin, Lemmon, Shoaff, and Stoddard—6.

On motion of Mr. Wallace, at one o'clock p. m., the House took a recess.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

SPECIAL ORDER.

Assembly Bill No. 80, entitled "An Act to prevent gaming."

Mr. Crawford in the chair.

Mr. Bowman moved that the further consideration of the bill be indefinitely postponed.

Mr. Randall presented a petition from a portion of the citizens of Storey County to the Legislature, praying for the passage of the bill.

Mr. Mack moved the previous question.

Motion carried.

The previous question being on the motion to indefinitely postpone, roll called, and motion lost by the following vote:

YEAS—Messrs. Allen, Burgess, Craigue, Lyman, Matthews, Owen, Sanford, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—17.

NAYS—Messrs. Adams, Andrews, Arnold, Bruner, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Morrison, Prague, Price, Randall, Rickey, Robinson, Savage, Sessions, Shepperd, and Stern—30.

Mr. Shoaff offered the following amendment: In section one, fourth line, of printed bill, after the word "value," insert the following: "shall pay a quarterly license of four hundred dollars, in advance, in towns and cities containing five thousand or more inhabitants; and of three hundred dollars, in advance, in towns or cities containing less than five thousand inhabitants; said license to be collected and disposed of as other county licenses; and any of the persons aforesaid who shall neglect or refuse to pay such license."

Also, the following substitute to section three: "When the license authorized by section one of this Act to be collected is so collected in an incorporated city within this State, one eighth thereof shall be set apart by the County Treasurer of the county wherein said license is collected, and shall be paid by said Treasurer to the city government of said incorporate city, to be used for general city purposes."

Amend section four, in first line, as follows: after the words "this Act" insert the words "fines and penalties."

The Chair ruled the amendments not in order.

Mr. Street offered the following amendment: Amend section one, line four, by inserting the following: "shall pay a quarterly license of four hundred dollars, in advance, in all towns exceeding five thousand population, and three hundred dollars per quarter, in advance, in towns of less population," and strike out the balance of the section.

Amendment lost.

Mr. Mack offered the following amendments to the bill: In sections one and two, after the words "one year," insert the words "or both such fine and imprisonment." In section one, after the words "rouge et noir," and before the words "or any other banking game," insert the words "keno, rondo, tan-fan, or the game known as the Chinese game."

In section three, after the word "days," insert the words "or both such fine and imprisonment."

Amendments adopted.

Section seven was amended as follows: after the words "March fourth, eighteen hundred and sixty-nine," the words "March fourth, eighteen hundred and seventy-one," were inserted.

Mr. Stern moved the adoption of the following additional section:

"SEC. 8. This Act to take effect and be in force on and after June first, eighteen hundred and seventy-three."

Motion lost, and bill ordered engrossed as amended.

REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER: Your special committee, consisting of the Lander County delegation, to whom was referred Assembly Bill No. 105—"An Act to grant the right of way to J. E. Rooker, A. A. Curtis, M. A. Sawtelle, their associates and assigns, to build and maintain a railroad from the Central Pacific Railroad to the City of Austin"—have had the same under consideration, and recommend that section one be amended by adding a proviso after the last word, as follows: "*Provided*, that the capital stock of the company or corporation organized under this Act shall not exceed the amount of two million dollars"—and recommend that the bill pass as amended.

F. V. DRAKE,
R. L. HORTON,
E. J. ELZY,
JAMES H. BURGESS.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred for examination engrossed Bills Nos. 64, 77, 92, 93, 95, and 108, entitled respectively "An Act for the more effectual prevention of cruelty to animals," "An Act to provide for founding free public libraries in this State," "An Act concerning vagrants and vagrancy," "An Act to supply the Town of Elko, in Elko County, with water for extinguishment of fire and other purposes, and to define the boundaries of said town," "An Act to amend an Act entitled "An Act for the purpose of placing the finances of Lyon County upon a permanent cash basis, and to provide for the payment of the outstanding indebtedness of the said county"—having examined the same, beg leave to report the same correctly engrossed.

GEO. H. MORRISON, Chairman.

GENERAL FILE.

Assembly Joint Resolution and Memorial No. 21—Relative to military reservations in the State of Nevada.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Dangberg, Derby,

Gallagher, Grey, Hart, Hoppin, Horton, Lemmon, Mack, Matthews, Morrison, Owen, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Twiss, Wallace, Wilson, and Mr. Speaker—30.

NAYS—Messrs. Carpenter, Craigie, Crawford, Fox, Keyser, Lyman, Prague, Robinson, Tobriner, and Twiss—10.

On motion of Mr. Savage, the House adjourned at four o'clock and thirty minutes P. M.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FIFTY-FOURTH DAY.

FRIDAY, February 28th, 1873.

The House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORT OF JUDICIARY COMMITTEE.

MR. SPEAKER: Your Committee on Judiciary, to whom was referred Assembly Bill No. 26—"An Act to protect the shippers of ore and quartz to custom mills for reduction"—have examined the same, and refer it back without recommendation.

Also, Assembly Bill No. 102—"An Act providing for the removal of county seats and the permanent location thereof"—have examined the same, and recommend that it pass.

F. W. COLE, Chairman pro tem.

REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER: Your special committee to whom was referred Assembly Bill No. 107—entitled "An Act to authorize the Mayor and Board of Aldermen of the City of Virginia to levy a tax for fire purposes"—

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

C. DERBY,
W. B. SHEPPERD,
T. M. ADAMS,
J. P. SMITH,
SAMUEL OWEN,
J. W. WILSON,
RICHARD ARNOLD.

MOTIONS AND RESOLUTIONS.

By Mr. Hart:

Resolved, by the Assembly, That the honorable Senate be requested, to-day, to deliver to the Clerk of this House, for the purpose of having copied, the Report of the Warden of the State Prison, and that the Chairman of the Committee on Printing have printed to-day the usual number of copies from such copy made by the Clerk, the original report to be returned to the Senate after being copied.

Resolution adopted.

MESSAGES FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, February 26th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 136—An Act to amend an Act entitled “An Act to encourage the construction of a railroad in the eastern portion of the State of Nevada,” approved February twenty-first, eighteen hundred and seventy-one—which passed the Senate by the following vote: Yeas, 14; nays, 8.

Also, Senate Bill No. 193—“An Act to encourage the construction of a railroad from the Central Pacific Railroad to the Town of Eureka, State of Nevada”—which passed the Senate by the following vote: Yeas, 18; nays, 3.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, February 27th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return, for the consideration of your honorable body, Assembly Bill No. 29—“An Act for the government and maintenance of the State Orphans’ Home”—which passed the Sen-

ate, with the amendments reported by the committee of free conference, by the following vote: Yeas, 16; nays, 6.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, February 27th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit to your honorable body Senate Bill No. 158—"An Act to provide for the selection and sale of lands that have been or may hereafter be granted by the United States to the State of Nevada"—which passed the Senate by the following vote: Yeas, 18; nay, 1.

Also, Senate Bill No. 183—"An Act authorizing the Board of County Commissioners of Elko County, Nevada, to issue bonds, payable from the Building Fund, and to levy a tax to provide for the payment thereof"—which passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Substitute for Senate Bill No. 91—"An Act to regulate the salaries of County Auditors"—which passed the Senate this day by the following vote: Yeas, 16; nays, none.

Also, Senate Bill No. 107—"An Act to provide for the destruction of noxious animals within this State"—which passed the Senate by the following vote: Yeas, 16; nays, 2.

Also, Senate Bill No. 99—"An Act to appropriate funds for the preparation and publication of the eighth and ninth volumes of the Nevada Reports"—which passed the Senate by the following vote: Yeas, 16; nays, none.

Also, Senate Bill No. 143—"An Act to provide for the location and taxation of borax and soda mines and claims"—which passed the Senate by the following vote: Yeas, 18; nays, none.

Also, Senate Bill No. 95—"An Act to amend an Act entitled "An Act to create the office of State Mineralogist, and define the duties of such officer," approved March first, eighteen hundred and sixty-nine—which passed the Senate by the following vote: Yeas, 15; nays, none.

Also, Senate Concurrent Resolution No. 139—Relative to payment of Emanuel Penrod—which passed the Senate by the following vote: Yeas, 15; nays, 5.

Also, return Assembly Bill No. 45—"An Act to authorize the payment of the claim of Alexander Leport, for wood furnished the State of Nevada for the use of the sixth session of the Legislature"—which passed the Senate by the following vote: Yeas, 19; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

INTRODUCTION OF BILLS.

Mr. Savage, by leave, introduced Assembly Bill No. 109, entitled An

Act to amend an Act entitled "An Act to encourage the construction of a railroad in the eastern portion of the State of Nevada."

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Corporations.

Mr. Savage, by leave, introduced Assembly Bill No. 111, entitled "An Act to grant the right of way, and authorize certain persons herein named to construct a railroad from the line of the C. P. R. R. to the Colorado River."

Read first time; rules suspended; bill read second time by title, and referred to Committee on Corporations, and ordered printed.

Mr. Wallace, by leave, introduced Assembly Bill No. 110, entitled "An Act to prevent the practice of medicine by unqualified persons."

Read first time; rules suspended; bill read second time by title, and referred to the Judiciary Committee, and ordered printed.

GENERAL FILE.

Assembly Bill No. 92, entitled "An Act concerning vagrants and vagrancy."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—43.

NAYS—None.

Assembly Bill No. 95, entitled "An Act to supply the Town of Elko, in Elko County, with water for the extinguishment of fires and other purposes."

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Craigue, Derby, Elzy, Gallagher, Grey, Hart, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Vinnedge, and Mr. Speaker—35.

NAYS—Messrs. Adams, Crawford, Dangberg, Drake, Fox, Hoppin, Twiss, and Wilson—8.

Mr. Mack gave notice that, on to-morrow, he would move for the reconsideration of the vote by which Assembly Bill No. 95 passed.

Assembly Bill No. 108, entitled An Act to amend an Act entitled "An Act for the purpose of placing the finances of Lyon County upon a permanent cash basis, and to provide for the payment of the outstanding indebtedness of said county."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd,

Smith, Stern, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—39.

NAYS—None.

Assembly Bill No. 64, entitled "An Act for the more effectual prevention of cruelty to animals."

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Andrews, Arnold, Bruner, Carpenter, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—39.

NAYS—Messrs. Crague, Savage, Shoaff, Street, and Mr. Speaker—5.

Assembly Bill No. 77, entitled "An Act for founding free public libraries in this State."

Read third time, and lost by the following vote:

YEAS—Messrs. Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Mack, Owen, Prague, Price, Randall, Rickey, Savage, Sessions, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, and Twiss—24.

NAYS—Messrs. Adams, Allen, Andrews, Arno'd, Burgess, Carpenter, Cole, Drake, Keyser, Lyman, Matthews, McCall, Morrison, Robinson, Sanford, Shepperd, and Mr. Speaker—17.

Mr. Crawford moved to take up Assembly Bill No. 29, entitled "An Act for the government and maintenance of the State Orphans' Home."

Motion carried, and amendments reported by committee of free conference adopted, by the following vote:

AYES—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—45.

NAYS—None.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred for examination engrossed Assembly Bills Nos. 58 and 72—entitled respectively "A bill for an Act defining the rights of husband and wife;" "An Act to consolidate and fund the indebtedness of White Pine County"—having carefully examined the same, and compared the original bills with the engrossed copies, beg leave to report the same back to the House as being correctly engrossed.

Also, Assembly Bill No. 80, entitled "An Act to prevent gaming."

Also, An Act in relation to elections.

GEO. H. MORRISON, Chairman.

Senate Bill No. 141, entitled "An Act for the relief of Francis S. Armistead."

Amendment reported by committee adopted, and bill read third time.

Mr. Hart moved that a special committee of one be appointed to strike out "500," and in lieu thereof insert "750."

Motion carried.

The Speaker appointed Mr. Hart as such committee, who reported that he amended the bill pursuant to instructions.

Mr. Owen moved that a special committee of one be appointed to strike out "seven hundred and fifty," and in lieu thereof insert "five hundred."

Roll called, and motion lost by the following vote:

YEAS—Messrs. Andrews, Bruner, Cole, Crawford, Drake, Elzy, Fox, Grey, Lemmon, Lyman, Mack, Morrison, Owen, Prague, Price, Robinson, Shoaff, Stern, Street, and Vinnedge—20.

NAYS—Messrs. Adams, Allen, Burgess, Carpenter, Dangberg, Derby, Gallagher, Hart, Hoppin, Horton, Keyser, Matthews, McCall, Randall, Rickey, Sanford, Shepperd, Smith, Stoddard, Tobriner, Twiss, Wilson, and Mr. Speaker—23.

The bill was then placed upon its final passage, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Carpenter, Dangberg, Derby, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Randall, Rickey, Robinson, Sanford, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Wilson, and Mr. Speaker—30.

NAYS—Messrs. Burgess, Cole, Crawford, Drake, Elzy, Fox, Grey, Morrison, Owen, Prague, Price, Stern, and Vinnedge—13.

Mr. Mack withdrew his notice for a reconsideration of the vote by which Assembly Bill No. 95 passed.

Senate Bill No. 38, entitled "An Act for the relief John B. Helm, Sheriff of Esmeralda County."

Amendments reported by committee adopted by the following vote:

YEAS—Messrs. Andrews, Cole, Crawford, Derby, Drake, Fox, Grey, Hoppin, Horton, Keyser, Lyman, Mack, Morrison, Owen, Prague, Price, Randall, Robinson, Sessions, Stern, Stoddard, Street, Tobriner, Twiss, and Vinnedge—24.

NAYS—Messrs. Adams, Allen, Bruner, Burgess, Carpenter, Craigie, Elzy, Gallagher, Hart, Lemmon, Matthews, McCall, Rickey, Sanford, Shepperd, Shoaff, Smith, Wallace, Wilson, and Mr. Speaker—20.

The bill was then read a third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Craigie, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—44.

NAYS—Messrs. Cole and Price—2.

Mr. Lyman moved, at twelve o'clock and twenty minutes P. M., to take a recess until two o'clock P. M.

Motion carried.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

REPORT OF SPECIAL COMMITTEE.

Mr. SPEAKER: Your special committee, consisting of the Humboldt and Lander delegations, to whom was referred Assembly Bill No. 98—entitled "An Act to define the boundary line of Lander County"—having had the same under consideration, report the same back with a substitute, and recommend the passage of the substitute.

R. L. HORTON,
 JAMES H. BURGESS,
 F. V. DRAKE,
 E. J. ELZY,
 CHAS. H. STODDARD,
 J. O. TWISS,
 J. H. HOPPIN.

Mr. Horton moved the adoption of the substitute.

Motion carried, and substitute ordered engrossed.

Mr. Drake moved to take up Assembly Bill No. 105, entitled "An Act to grant the right of way to J. E. Rooker, A. A. Curtis, M. A. Sawtelle, their associates and assigns, to build and maintain a railroad from the Central Pacific Railroad to the City of Austin."

Roll called, and motion lost by the following vote:

YEAS—Messrs. Burgess, Crawford, Derby, Drake, Grey, Hart, Hop-
 pin, Horton, Lyman, Mack, Prague, Price, Sanford, Shepperd, Stoddard,
 Vinnedge, Wilson, and Mr. Speaker—18.

NAYS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter,
 Cole, Craigue, Dangberg, Elzy, Fox, Gallagher, Keyser, Lemmon, Mat-
 thews, McCall, Owen, Randall, Rickey, Savage, Sessions, Shoaff, Smith,
 Stern, Street, and Twiss—26.

INTRODUCTION OF BILLS.

Senate Bill No. 193, entitled "An Act to encourage the construction of a railroad from the Central Pacific Railroad to the Town of Eureka, State of Nevada."

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Corporations.

Senate Bill No. 136, entitled An Act to amend an Act entitled "An Act to encourage the construction of a railroad in the eastern portion of the

State of Nevada," approved February twenty-first, eighteen hundred and seventy-one.

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Corporations.

Senate Concurrent Resolution No. 139, relative to the payment of Emanuel Penrod.

Read first time; rules suspended; bill read second time by title, and placed at the bottom of the File.

Senate Bill No. 95, entitled An Act to amend an Act entitled "An Act to create the office of State Mineralogist and define the duties of such officer," approve March first, eighteen hundred and sixty-nine.

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Ways and Means.

Senate Bill No. 158, entitled "An Act to provide for the selection and sale of lands that have or may hereafter be granted by the United States to the State of Nevada."

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Public Lands.

Senate Bill No. 143, entitled "An Act providing for the location of borax and soda mines and claims."

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Ways and Means.

Senate Bill No. 183, entitled "An Act to authorize the Board of County Commissioners of Elko County, Nevada, to issue bonds, payable from the Building Fund, and to levy a tax to provide for the payment thereof."

Read first time; rules suspended; bill read second time by title, and referred to the Elko delegation.

Mr. Bowman, by leave, introduced Assembly Bill No. 112, entitled An Act for the relief of Henry Baker.

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Counties and County Boundaries.

REPORT OF JUDICIARY COMMITTEE.

Mr. SPEAKER: The Judiciary Committee, to whom was referred Assembly Bill No. 110—entitled "An Act to prevent the practice of medicine by unqualified persons"—hereby report the bill back and recommend its passage.

F. V. DRAKE, Chairman.

GENERAL FILE.

Assembly Bill No. 4, entitled An Act to amend an Act entitled "An Act to provide for the incorporation of railroad companies and the management of the affairs thereof, and other matters relating thereto," approved March twenty-second, eighteen hundred and sixty-five.

On motion of Mr. Grey, the bill was placed at the bottom of the File.

Assembly Bill No. 84, entitled "An Act concerning licenses."

Mr. Crawford raised the point of order that Assembly Bill No. 84 was not taken up in its regular order, and that Assembly Bill No. 80—entitled "An Act to prevent gaming"—should be the first taken up under the head of General File.

The Speaker decided the point of order not well taken.

Mr. Crawford appealed from the decision of the Chair.

Appeal withdrawn.

Substitute for Senate Bill No. 91, entitled "An Act to regulate the salaries of County Auditors."

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Counties and County Boundaries.

Senate Bill No. 102, entitled "An Act to provide for the destruction of noxious animals within this State."

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Agriculture.

Senate Bill No. 99, entitled, "An Act to appropriate funds for the preparation and publication of the eighth and ninth volumes of the Nevada Reports."

Read first time; rules suspended; bill read second time by title, and referred to the Committee of the Whole.

Mr. Crawford moved to take up Assembly Bill No. 80, entitled "An Act to prevent gaming."

Roll called, and motion lost by the following vote:

YEAS—Messrs. Andrews, Bruner, Cole, Craigue, Crawford, Derby, Fox, Gallagher, Grey, Hoppin, Horton, Lemmon, Mack, Morrison, Price, Randall, Rickey, Robinson, Savage, Sessions, Shepperd, and Stern—22.

NAYS—Messrs. Adams, Allen, Arnold, Burgess, Carpenter, Drake, Elzy, Hart, Keyser, Lyman, Matthews, McCall, Owen, Prague, Sanford, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—24.

Assembly Bill No. 82, entitled "An Act for the apportionment of Senators and Assemblymen in the different counties of this State."

Mr. Derby moved to place the bill at the bottom of the File.

On motion of Mr. Cole, the bill was indefinitely postponed, by the following vote:

YEAS—Messrs. Allen, Andrews, Bruner, Carpenter, Cole, Craigue, Crawford, Dangberg, Drake, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Prague, Price, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Stoddard, Tobriner, Twiss, Vinnedge, and Wallace—33.

NAYS—Messrs. Burgess, Derby, Elzy, Morrison, Owen, Randall, Shoaff, Smith, Stern, Street, Wilson, and Mr. Speaker—12.

Assembly Bill No. 84, entitled "An Act concerning licenses."

Mr. Adams moved to amend section one, as follows: Strike out "seventy-five," and in lieu thereof insert "fifty."

Motion carried, and bill ordered engrossed as amended.

Assembly Bill No. 68, entitled An Act to amend an Act entitled "An Act to incorporate the City of Virginia and to provide for the government thereof, and to repeal all other Acts in relation thereto," approved March fourth, eighteen hundred and sixty-five.

Ordered engrossed.

Senate Bill No. 68, entitled "An Act making appropriations for the support of the civil government of the State of Nevada for the ninth and tenth fiscal years."

Amendments reported by the committee adopted.

Mr. Hart moved that a special committee of one be appointed to strike out lines twenty-four and twenty-five in printed bill.

Motion lost.

Mr. Owen moved that a special committee of one be appointed to strike out the five hundred dollar appropriation for the State Prison Chaplain.

Motion lost.

Mr. Hart moved that a special committee of one be appointed to amend as follows: After the word "Chaplain," insert the words "and preachers of all denominations."

Mr. Sessions moved the previous question.

Motion carried, and motion of Mr. Hart lost.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—46.

NAYS—None.

Senate Bill No. 151, entitled "An Act for the relief of the California Institute for the Education of the Deaf, Dumb, and Blind."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—44.

NAYS—None.

Mr. Owen moved to adjourn.

Motion lost.

Mr. Dangberg asked leave of absence for the remainder of the day.

Leave granted.

Assembly Bill No. 94, entitled "An Act providing for the appointment and payment of an agent or agents at Washington City, D. C., for attending to the certification of lands granted by Congress to the State of Nevada."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—40.

NAY—Mr. Speaker—1.

Senate Bill No. 154, entitled "An Act to create and fix the compensa-

tion of the office of President of the Board of Directors of State Library."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Burgess, Carpenter, Cole, Crawford, Derby, Drake, Elzy, Fox, Grey, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, Morrison, Prague, Randall, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—35.

NAYS—Messrs. Arnold, Bruner, Gallagher, Hart, Lyman, McCall, Owen, Rickey, and Mr. Speaker—9.

Assembly Bill No. 28, entitled "An Act for the construction of fences and the planting of trees at the State Orphans' Home."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Craigie, Crawford, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—None.

Substitute for Senate Bill No. 39, entitled "An Act concerning juries." Amendments of committee adopted.

Pending the consideration of the bill, Mr. Wallace moved to adjourn.

Mr. Randall moved, as an amendment, that the House take a recess until seven o'clock.

Ruled not in order.

Motion to adjourn lost.

Mr. Hart moved to take a recess until seven o'clock.

Mr. Bowman moved to adjourn.

Mr. Crawford raised the point of order, that the motion to adjourn was not in order.

Speaker in the chair.

Mr. Craigie moved that the House take a recess until seven o'clock.

Messrs. Grey, Elzy, and Craigie called for the yeas and nays.

Roll called, and motion lost by the following vote:

YEAS—Messrs. Andrews, Bruner, Carpenter, Cole, Craigie, Crawford, Derby, Fox, Gallagher, Grey, Hart, Horton, Mack, McCall, Morrison, Randall, Rickey, Robinson, Sessions, Shepperd, Shoaff, and Stern—22.

NAYS—Messrs. Adams, Allen, Arnold, Burgess, Drake, Elzy, Hoppin, Keyser, Lemmon, Lyman, Matthews, Owen, Prague, Price, Sanford, Smith, Stoddard, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—22.

Mr. Elzy moved to adjourn.

Messrs. Morrison, Cole, and Stern called for the yeas and nays on adjournment.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Elzy, Keyser, Lemmon, Lyman, Matthews, Owen, Prague, Price, Sanford, Savage,

Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—24.

NAYS—Messrs. Bruner, Carpenter, Cole, Craigue, Crawford, Derby, Drake, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Mack, McCall, Morrison, Randall, Rickey, Robinson, Sessions, Shepperd, and Stern—22.

And, at five o'clock, the House adjourned.

Approved: JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FIFTY-FIFTH DAY.

SATURDAY, March 1st, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Public Lands, to whom was referred substitute for Senate Concurrent Resolution No. 47—"Relative to Central Pacific Railroad Company obtaining patents to lands"—have had the same under consideration, and have directed their Chairman to report the same back and recommend that it do pass.

J. H. HOPPIN, Chairman.

MR. SPEAKER: Your Committee on Public Lands, to whom was referred Senate Bill No. 158—"An Act to provide for the selection and sale of lands that have or may hereafter be granted by the United States to the State of Nevada"—have had the same under consideration, and have directed their Chairman to report the same back, and recommend that it do pass.

J. H. HOPPIN, Chairman.

MR. SPEAKER: Your Committee on State Institutions, to whom was referred Assembly Bill No. 36—"An Act to amend an Act entitled "An Act to provide for the election of the Board of Regents, to fix their term of office, and prescribe their duties," approved March fifth, eighteen hundred and sixty-nine—report that they have had the same under

consideration, and have directed their Chairman to report the same back to the House, and recommend its favorable consideration.

E. C. SESSIONS, Chairman.

Mr. SPEAKER: Your Committee on Agriculture, to whom was referred Senate Bill No. 102—"An Act to provide for the destruction of noxious animals within this State"—have had the same under consideration, and have directed their Chairman to report the same back, with the recommendation that it do pass.

T. B. RICKEY, Chairman.

Mr. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 45—entitled "An Act to pay the claim of Alexander Leport"—has been carefully compared with the engrossed bill, found correctly enrolled, and has this day been presented to the Governor for his approval.

JAMES CRAWFORD, Chairman.

Mr. SPEAKER: Your Committee on Public Morals, to whom was referred Assembly Bill No. 99—entitled "An Act to regulate the social evil in the State of Nevada"—report that they have had the same under consideration, and have directed their Chairman to report it back, with the recommendation that it be considered in Committee of the Whole.

P. M. BRUNER, Chairman.

Mr. SPEAKER: Your Committee on Ways and Means, to whom was referred Assembly Bill No. 86—"An Act to create a State Board of Equalization"—have had the same under consideration, and report it back, with the recommendation that it do pass.

Also, Assembly Bill No. 90—"An Act imposing a tax on beer and lager beer, brewed or manufactured without this State, and sold within this State, and for other purposes"—recommend the passage of the substitute herewith presented.

Also, Assembly Bill No. 100—"An Act to provide for the permanent investment, in interest-bearing bonds of the State of Nevada, of all moneys accrued and accruing to the Irreducible School Fund and Educational Fund of said State"—and recommend its passage.

J. A. SAVAGE, Chairman.

Substitute for Assembly Bill No. 90, above reported by Committee on Ways and Means, was adopted.

Mr. SPEAKER: Your Committee on Counties and County Boundaries, to whom was referred Senate Bill No. 170—"An Act to regulate compensation of County Commissioners"—report that they have had the same under consideration, and have directed their Chairman to report the same to the House, and recommend its passage.

C. H. STODDARD, Chairman.

Mr. SPEAKER: We, the undersigned, the majority of your Committee on Counties and County Boundaries, have had Assembly Bill No. 67—An

Act amendatory of and supplemental to an Act entitled "An Act to create the County of Lincoln and provide for its organization;" also, the substitute offered the committee by Mr. Wallace—report that they have had the same under consideration, and have come to an unfavorable conclusion thereon, and recommend that it do not pass.

CHAS. H. STODDARD,
J. G. PRAGUE,
R. L. HORTON,
Majority of Committee.

MR. SPEAKER: We, the undersigned, a minority of the Committee on Counties and County Boundaries, to whom was referred Assembly Bill No. 67—entitled An Act amendatory of and supplemental to an Act entitled "An Act to create the County of Lincoln and provide for its organization"—would respectfully report that we have had the same under careful consideration, and report back a substitute bill, with recommendation that it pass, for the following reasons:

First—We find that the territory asked to be annexed to Lincoln is but sparsely settled, and that it is distant from the present county seat, Belmont, a distance of two hundred miles and over, and consequently causing great inconvenience to those having any business to transact pertaining to the county; whereas, if they were annexed to Lincoln County, they would not be distant from Pioche, the county seat, over thirty-five miles.

Second—That a large number of the citizens and taxpayers of the territory proposed to be annexed do earnestly desire and have petitioned, praying to be annexed to Lincoln County.

E. J. ELZY,
P. M. BRUNER.

Mr. Bowman moved that Assembly Bill No. 67—entitled An Act amendatory of and supplemental to an Act entitled "An Act to create the County of Lincoln and provide for its organization"—together with the majority and minority reports of committee, be ordered printed.

Motion carried.

MOTIONS AND RESOLUTIONS.

By Mr. Price:

Resolved, That a committee of three be appointed to visit the Bowers Mansion, and report as to the propriety of the State purchasing the same for an insane asylum.

Resolution lost.

INTRODUCTION OF BILLS.

Mr. Sessions, by leave, introduced Assembly Bill No. 113, entitled An Act authorizing the School Trustees of School District —, in the Town of Reno, Washoe County, to issue bonds for the purpose of building a school house in said district.

Read first time; rules suspended; bill read second time by title, and referred to the Washoe delegation.

GENERAL FILE.

Substitute for Senate Bill No. 139, entitled "An Act concerning juries."
Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Bruner, Burgess, Carpenter, Cole, Crawford, Derby, Drake, Elzy, Gallagher, Grey, Hart, Hoppin, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Savage, Sessions, Stern, Street, Tobriner, Twiss, Vinnedge, and Mr. Speaker—32.

NAYS—Messrs. Adams, Andrews, Arnold, Fox, Horton, Keyser, Owen, Savage, Shepperd, Shoaff, Smith, Stoddard, Wallace, and Wilson—14.

Mr. Stern gave notice that, on the next legislative day, he would move for the reconsideration of the vote by which the bill passed.

Mr. Crawford moved that the rules be suspended, and the House proceed to take up Assembly Bill No. 80, entitled "An Act to prevent gaming."

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Crawford, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Twiss, and Mr. Speaker—36.

NAYS—Messrs. Burgess, Drake, Matthews, Prague, Shoaff, Street, Tobriner, Vinnedge, Wallace, and Wilson—10.

Mr. Savage in the chair.

Assembly Bill No. 80, entitled An Act to prevent gaming.

Read third time.

Mr. Bowman moved that a special committee of one be appointed to amend section one, as follows: After the eighth line insert the following: "Any person who shall play any of the games commonly known as poker, seven-up, eucher, whist, pitch seven-up, commercial, or any other game played with cards, for any sum of money, or any other thing of value, shall be guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not less than two hundred dollars nor more than five hundred dollars, and in default of payment of such fine, shall be imprisoned in the county jail until such fine be paid at the rate of two dollars per day."

Motion lost.

Mr. Drake moved that a special committee of one be appointed to amend section two by inserting the following: "Shall pay a quarterly license of four hundred and fifty dollars, in advance, in cities or towns containing over five thousand inhabitants; said license to be collected as other licenses; and any person neglecting or refusing to pay such license."

Amendment ruled not in order.

Mr. Drake appealed from the decision of the Chair.

The question being on the appeal from the decision of the Chair, the Chair was sustained.

Mr. Crawford moved the previous question.

Motion carried.

The previous question being on the final passage of the bill, roll called, and the House refused to pass the bill by the following vote:

YEAS—Messrs. Andrews, Bruner, Carpenter, Cole, Crawford, Derby, Drake, Fox, Gallagher, Grey, Hart, Hoppin, Lemmon, Mack, McCall, Morrison, Price, Randall, Rickey, Robinson, Savage, Sessions, Shepperd, and Stern—24.

NAYS—Messrs. Adams, Allen, Arnold, Burgess, Craigie, Elzy, Horton, Keyser, Lyman, Matthews, Owen, Prague, Sanford, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—23.

Assembly Bill No 88, entitled An Act to amend section three of an Act entitled "An Act to amend an Act entitled 'An Act supplementary to an Act entitled An Act defining the duties of State Treasurer,' approved February second, eighteen hundred and sixty-six," approved March first, eighteen hundred and sixty-nine.

Ordered engrossed.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred for examination engrossed Assembly Bills Nos. 83, 84, and 98—entitled respectively "An Act to encourage the construction of a railroad from Reno to Susanville;" "An Act concerning licenses;" "An Act to define and establish the boundary line between Humboldt and Lander Counties"—having carefully examined the same, and compared the original bills with the engrossed copies, beg leave to report the same back to the House as being correctly engrossed.

GEO. H. MORRISON, Chairman.

Assembly Bill No. 93, entitled "An Act to provide for the payment of counsel in certain criminal cases."

Ordered engrossed.

Assembly Bill No. 89, entitled "An Act to prohibit lotteries."

Ordered engrossed.

Senate Bill No. 93, entitled "An Act in relation to public highways."

Amendment reported by committee adopted.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigie, Crawford, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—45.

NAYS—None.

MR. SPEAKER: Your select committee, consisting of the Elko County delegation, to whom was referred Senate Bill No. 183—entitled "An Act to authorize the Board of County Commissioners of Elko County, Nevada, to issue bonds payable from the Building Fund, and to levy a

tax to provide for the payment thereof"—have had the same under consideration, report it back and recommend its passage.

H. C. STREET,
J. A. SAVAGE.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, March 1st, 1873. }

To the honorable the Assembly:

I have this day approved, and deposited in the office of the Secretary of State, Assembly Bill No. 45, "An Act to authorize the payment of the claim of Alexander Leport for wood furnished the State for the use of the sixth session of the Legislature of Nevada."

L. R. BRADLEY.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, February 28th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit to your honorable body Senate Bill No. 210—"An Act to provide for printing the annual reports of the State Treasurer and State Controller"—which passed the Senate by the following vote: Yeas, 18; nays, none.

Also, Senate Bill 213—An Act to amend an Act entitled "An Act to authorize the Commissioners of Ormsby County to issue to the Virginia and Truckee Railroad Company bonds to the amount of two hundred thousand dollars, and to provide for the payment of the same," approved January twenty-seventh, eighteen hundred and sixty-nine—which passed the Senate by the following vote: Yeas, 21; nays, 9.

Also, Senate Bill No. 198—"An Act to provide for the erection of county buildings in Humboldt County, and for the issuance of bonds therefor."

T. A. WATERMAN,
Assistant Secretary.

INTRODUCTION OF BILLS.

Senate Bill No. 210, entitled "An Act to provide for printing the annual reports of the State Treasurer and State Controller."

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Ways and Means.

Senate Bill No. 198, entitled "An Act to provide for the erection of county buildings in Humboldt County, and for the issuance of bonds therefor."

Read first time; rules suspended; bill read second time by title, and referred to the Humboldt delegation.

Senate Bill No. 213, entitled An Act to amend an Act entitled "An Act to authorize the Commissioners of Ormsby County to issue to the Virginia and Truckee Railroad Company bonds to the amount of two hundred thousand dollars, and to provide for the payment of the same," approved January twenty-seventh, eighteen hundred and sixty-nine.

Read first time; rules suspended; bill read second time by title, and referred to the Ormsby County delegation.

Mr. Wallace, by leave, introduced Assembly Bill No. 114, entitled "An Act to regulate the practice of pharmacy in the State of Nevada."

Read first time; rules suspended; bill read second time by title, and referred to the Judiciary Committee.

Mr. Wilson, by leave, introduced Assembly Bill No. 115, entitled "An Act for the protection of stockholders in mines."

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Corporations.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 1st, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 176—"An Act to encourage the artificial cultivation and propagation of fish in the State of Nevada."

Also, Senate Bill No. 227—"An Act to provide for the support and maintenance of the public schools in the County of Eureka."

Also, Senate Bill No. 207—"An Act to legalize certain acts of the Board of County Commissioners of Lincoln County."

All the above bills having this day passed the Senate.

CHAS. F. BICKNELL,
Secretary of Senate.

INTRODUCTION OF BILLS.

Senate Bill No. 176, entitled "An Act to encourage the artificial cultivation and propagation of fish in the State of Nevada."

Read first time; rules suspended; bill read second time by title, and referred to Committee on Public Morals.

Senate Bill No. 227, entitled "An Act to provide for the support and maintenance of the public schools of Eureka County."

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Education.

Senate Bill No. 207, entitled "An Act to legalize certain acts of the Board of County Commissioners of Lincoln County."

Read first time; rules suspended; bill read second time by title, and referred to the Judiciary Committee.

GENERAL FILE.

Assembly Bill No. 85, entitled "An Act for the relief of T. W. Triplett, late Assessor of Lander County."

On motion of Mr. Horton, the bill was considered engrossed, and placed upon its third reading and final passage.

Roll called, and bill passed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Derby, Drake, Elzy, Fox, Gallagher, Hart, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Morrison, Prague, Price, Ran-

dall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—38.

NAYS—None.

Senate Bill No. 152, entitled "An Act to provide for the payment of the claim of Calvin Swift."

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Carpenter, Crague, Derby, Drake, Elzy, Gallagher, Hart, Hoppin, Keyser, Lyman, McCall, Prague, Price, Randall, Sanford, Savage, Sessions, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—29.

NAYS—Messrs. Adams, Burgess, Cole, Fox, Horton, Mack, Matthews, Morrison, Owen, Rickey, Robinson, and Shepperd—12.

Assembly Bill No. 96, entitled "An Act for the relief of R. W. Bollen, late Sheriff of Douglas County."

Referred to the Committee of the Whole.

On motion of Mr. Elzy, at twelve o'clock and thirty-five minutes p. m., the House took a recess until two o'clock.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Drake moved a suspension of the rules, and that Assembly Bill No. 66—entitled "An Act relating to elections"—be taken up.

Motion carried.

Mr. Crawford moved that a special committee of one be appointed to amend section thirty as follows: In thirteenth line, after the word "township," strike out the words "and precinct."

Motion carried, and Mr. Crawford was appointed as such committee.

Mr. Crawford reported that he amended the bill as per instructions.

Mr. Savage moved that a special committee of one be appointed to amend section thirty-seven as follows: After the words, "Any election of," strike out the word "precinct," and insert "township;" also after the words "and for such," strike out the word "precinct" and insert the word "township."

Motion carried.

The Speaker appointed Mr. Savage as such committee.

Mr. Savage reported that he amended section thirty-seven pursuant to instructions.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Hart, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford,

Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—43.

NAYS—None.

On motion of Mr. Crawford, leave of absence for the remainder of the day was granted to all members desiring to leave on the four o'clock train for Virginia City.

REPORT OF JUDICIARY COMMITTEE.

Mr. SPEAKER: Your Committee on Judiciary, to whom was referred Assembly Bill No. 119—"An Act to regulate the practice of pharmacy in the State of Nevada"—have examined the same, and recommend its passage.

F. V. DRAKE, Chairman.

Mr. SPEAKER: The Judiciary Committee have read Senate Bill No. 207—entitled "An Act to legalize certain acts of the Board of County Commissioners of Lincoln County"—and find that such errors have been made in the engrossment of the bill that it has thereby been made so defective as to be inoperative if passed. We therefore recommend that the bill be returned to the place from whence it came, viz: the honorable the Senate, for correction.

F. V. DRAKE, Chairman.

Report adopted.

REPORTS OF SPECIAL COMMITTEES.

Your special committee to whom was referred Senate Bill No. 213—An Act to amend an Act entitled "An Act to authorize the Commissioners of Ormsby County to issue to the Virginia and Truckee Railroad Company, bonds to the amount of two hundred thousand dollars, and to provide for the payment of the same," approved January twenty-seventh, eighteen hundred and sixty-nine—report the same back, and recommend its passage.

D. B. LYMAN,
J. TOBRINER,
W. D. KEYSER.

Mr. SPEAKER: Your select committee to whom was referred Assembly Bill No. 113—entitled "An Act authorizing the School Trustees of School District No. —, in the Town of Reno, Washoe County, to issue bonds for the purpose of building a school house in said district"—report that they have had the same under consideration, and have directed their Chairman to report the same back, with the recommendation that it do pass.

E. C. SESSIONS,
Chairman Washoe County Delegation.

By Mr. Savage:

Resolved, That no bills will be received or considered by this House which are not introduced previous to Wednesday, March fourth, eighteen hundred and seventy-three.

Adopted.

Mr. Owen, by leave, introduced Assembly Bill No. 116, entitled "An Act to restrict gaming."

Read first time.

Mr. Owen moved that the rules be suspended; bill read second time by title; considered engrossed, and placed on File.

Mr. Cole moved to reject the bill.

Roll called, and motion to reject lost by the following vote:

YEAS—Messrs. Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Grey, Keyser, Lemmon, Lyman, Mack, Matthews, Savage, To briner, Vinnedge, Wallace, and Mr. Speaker—16.

NAYS—Messrs. Allen, Arnold, Craigue, Drake, Elzy, Gallagher, Hart, Horton, McCall, Owen, Prague, Price, Rickey, Sanford, Sessions, Stoddard, Street, and Twiss—18.

Mr. Drake raised the point of order, that the House having refused to reject, the bill be considered engrossed.

Point of order decided not well taken.

Mr. Elzy moved to adjourn.

Motion lost.

Mr. Owen moved that the rules be suspended; bill read second time by title, and referred to the Committee on Ways and Means.

Mr. Grey moved, as an amendment, that the bill be referred to the Committee of the Whole.

Motion lost.

Mr. Grey moved to adjourn.

Motion lost.

The motion of Mr. Owen to suspend the rules; read the bill a second time by title, and refer it to the Committee on Ways and Means.

Carried.

Mr. Crawford, by leave, introduced Assembly Bill No. 117, entitled An Act to amend an Act entitled "An Act for the government and maintenance of the State Orphans' Home."

Read first time, rules suspended, bill read second time by title, and ordered engrossed.

SENATE MESSAGES.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, March 1st, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 103—"An Act to create a Contingent Fund for the Senate and Assembly"—which passed the Senate by the following vote: Yeas, 19; nays, none.

Also, Senate Bill No. 181—"An Act to authorize the Counties of Lincoln and Nye, in the State of Nevada, to subscribe to the capital stock of the Humboldt and Colorado Railroad Company"—the same having passed the Senate this day by the following vote: Yeas, 18; nays, 3.

Also, Senate Bill No. 194—"An Act to purchase the compilation of the laws of Nevada"—the same having passed the Senate, February twenty-eighth: Yeas, 15; nays, 9.

CHAS. F. BICKNELL,
Secretary of Senate.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 1st, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 190—An Act amendatory of and supplementary to an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and define their duties and powers," approved March eighth, eighteen hundred and sixty five—which passed the Senate by the following vote: Yeas, 20; nays, 2.

T. A. WATERMAN,
Assistant Secretary.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
March 1st, 1873. }

To the honorable the Assembly of Nevada:

I have this day approved, and deposited in the office of the Secretary of State, Assembly Bill No. 29—"An Act for the government and maintenance of the State Orphans' Home."

L. R. BRADLEY.

REPORT OF COMMITTEE ON ENROLLMENT.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 29—entitled "An Act for the government of the State Orphans' Home."

Also, Assembly Bill No. 103—"An Act to create a Contingent Fund for the Senate and Assembly."

Have been carefully compared with the engrossed bills, found correctly enrolled, and have this day been presented to the Governor for his approval.

JAMES CRAWFORD, Chairman.

By Mr. Hart:

Resolved, by the Assembly, That when this House adjourn, it adjourn until seven o'clock this evening.

Resolution lost.

Senate Bill No. 181, entitled "An Act to authorize the Counties of Lincoln and Nye, in the State of Nevada, to subscribe to the capital stock of the Humboldt and Colorado Railroad Company, and to aid in the construction of a railroad from a point at or near Palisade to the Colorado River."

Read first time; rules suspended; bill read second time by title, and referred to the Committee on Corporations.

Senate Bill No. 194, entitled "An Act to purchase the compilation of the laws of Nevada."

Read first time; rules suspended; bill read second time by title, and referred to the Judiciary Committee.

Senate Bill No. 190, entitled An Act amendatory of and supple-

mentary to an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and define their duties and powers," approved March eighth, eighteen hundred and sixty-five.

Read first time; rules suspended; bill read second time by title, and referred to the Judiciary Committee.

Mr. Drake, at four o'clock and thirty minutes p. m., moved to take a recess until seven o'clock.

Mr. Wallace moved to adjourn.

Motion to adjourn lost, and House took a recess until seven o'clock.

EVENING SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Matthews asked leave of absence, for the evening, for Mr. Wallace.

Leave granted.

GENERAL FILE.

Assembly Bill No. 19, entitled "An Act concerning election proclamations, election tickets and ballots, and for the better preservation of the purity of elections."

On motion of Mr. Owen, the bill was indefinitely postponed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Craigie, Crawford, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Owen, Prague, Price, Sanford, Savage, Stoddard, Street, Twiss, Vinnedge, and Mr. Speaker—28.

NAYS—Messrs. Elzy and Rickey—2.

Senate Bill No. 137, entitled An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act relative to attorneys and counselors at law,' approved October thirty-first, eighteen hundred and sixty-one," approved March fourth, eighteen hundred and seventy-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Craigie, Crawford, Dangberg, Drake, Elzy, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Owen, Prague, Price, Rickey, Sanford, Savage, Stoddard, Street, Twiss, Vinnedge, and Mr. Speaker—31.

NAYS—None.

Assembly Bill No. 91, entitled "An Act to authorize the State Treasurer to return certain vouchers to the Controller, and receive credits for the same."

Considered engrossed, read third time, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Drake, Elzy, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Prague, Price, Rickey, Sanford, Savage, Sessions, Stoddard, Street, Twiss, Vinnedge, and Mr. Speaker—31.

NAYS—None.

Assembly Bill No. 105, entitled "An Act to grant the right of way to J. E. Rooker, A. A. Curtis, M. A. Sawtelle, their associates and assigns, to build and maintain a railroad from the C. P. Railroad to the City of Austin."

Amendment reported by committee adopted, bill considered engrossed, and read a third time.

On motion of Mr. Elzy, a committee of one was appointed to strike out the letters "C. P.," and insert "Central Pacific."

Mr. Drake moved that a special committee of one be appointed to amend section one as follows: Before the words "the right of way," insert "upon the filing of a petition with the Board of County Commissioners of Lander County, signed by a three-fifths majority of the taxpayers of said county, as appears by the last assessment roll."

Motion carried, and Mr. Drake was appointed as such committee.

Mr. Drake reported that he amended the bill pursuant to instructions.

The bill was then placed upon its final passage, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Drake, Elzy, Gallagher, Hart, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Owen, Prague, Price, Rickey, Sanford, Sessions, Stoddard, Street, Twiss, Vinnedge, and Mr. Speaker—29.

NAYS—None.

Assembly Bill No. 72, entitled "An Act to consolidate and fund the indebtedness of White Pine County."

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Drake, Elzy, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Owen, Prague, Price, Rickey, Sanford, Savage, Sessions, Stoddard, Street, Twiss, Vinnedge, and Mr. Speaker—32.

NAYS—None.

Senate Concurrent Resolution No. 139—Relative to the payment of the claim of Emanuel Penrod.

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Drake, Elzy, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Owen, Prague, Price, Rickey, Sanford, Savage, Sessions, Stoddard, Street, Twiss, Vinnedge, and Mr. Speaker—32.

NAY—Mr. Craigue—1.

REPORT OF COMMITTEE ON EDUCATION.

Mr. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 227—"An Act to provide for the support and maintenance of the public schools of Eureka County"—report that they have had the same under consideration, and have directed their Chairman to report the same to the House, and recommend that it pass.

O. H. GREY, Chairman.

Assembly Bill No 227, entitled "An Act to provide for the support and maintenance of the public schools of Eureka County."

Rules suspended; bill read third time, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Drake, Elzy, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, Owen, Prague, Price, Rickey, Sanford, Savage, Sessions, Stoddard, Twiss, Vinnedge, and Mr. Speaker—32.

NAYS—None.

REPORT OF SPECIAL COMMITTEE.

Mr. SPEAKER: Your special committee, to whom was referred Senate Bill No. 198—entitled "An Act to provide for the erection of county buildings in Humboldt County, and for the issuance of bonds therefor"—report that we have had the same under consideration, and report it back with the recommendation that it do pass.

CHAS. H. STODDARD,
J. O. TWISS,
J. H. HOPPIN.

Senate Bill No. 198, entitled "An Act to provide for the erection of county buildings in Humboldt County, and for the issuance of bonds therefor."

Rules suspended, bill read third time, and passed by the following vote:

YEAS—Messrs. Allen, Bruner, Burgess, Carpenter, Craigue, Crawford, Dangberg, Drake, Elzy, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Mack, Matthews, McCall, Owen, Prague, Price, Rickey, Sanford, Savage, Sessions, Stoddard, Street, Twiss, Vinnedge, and Mr. Speaker—30.

NAYS—None.

Mr. Horton moved to take up Substitute for Assembly Bill No. 98—entitled "An Act to define and establish the boundary line between Humboldt and Lander Counties"—and place it upon its third reading and final passage.

Motion carried; bill read third time, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Drake, Elzy, Gallagher, Grey, Hart,

Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Owen, Prague, Price, Rickey, Sanford, Savage, Sessions, Stoddard, Street, Twiss, Vinnedge, and Mr. Speaker—33.

NAYS—None.

Assembly Bill No. 102, entitled An Act providing for the removal of county seats and the permanent location thereof.

Ordered engrossed.

Mr. Craigue moved to adjourn.

Motion lost.

Assembly Bill No. 83, entitled "An Act to encourage the construction of a railroad from Reno to Susanville."

Mr. Sessions moved that a committee of one be appointed to amend section two, by adding the following proviso:

"*Provided*, said Washoe County, in all meetings of stockholders or Directors of said railroad company, shall be entitled to representation and vote in proportion to the amount of stock so subscribed by said county, and shall be represented by such person or persons to cast such vote and have such voice as the Board of County Commissioners may from time to time designate and direct, said Commissioners having full power to remove any or all such representative person or persons at any and all times. This Act shall be effectual only upon the condition that the paid-up capital stock of said company, as set forth in the original articles of incorporation thereof, shall be represented by stock at par, and shall not, by any act of said corporation, be reduced in number of shares of par value; nor shall said capital stock be increased by division of shares or subdivision thereof in new or other shares; nor shall the representation or proportionate vote and voice of said Washoe County, in the meetings of stockholders or Directors of said company, be decreased, increased, or affected by any change in the capital stock, number of shares, or par value thereof, or in any manner whatsoever.

Motion carried, and Mr. Sessions was appointed as such committee.

Mr. Sessions reported that he amended section two pursuant to instructions.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Dangberg, Drake, Elzy, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Owen, Prague, Price, Rickey, Sanford, Sessions, Stoddard, Street, Twiss, Vinnedge, and Mr. Speaker—30.

NAY—Mr. Crawford—1.

On motion of Mr. Crawford, the vote by which the resolution relative to the appointment of a committee to visit the Bowers Mansion was lost, was reconsidered.

The resolution was then adopted, and the Speaker appointed Messrs. Crawford, Street, and Price as a committee to visit the mansion, and report, as per resolution.

On motion of Mr. Keyser, at nine o'clock and thirty-five minutes P. M., the House adjourned.

Approved:

E. L. STERN, Speaker pro tem.

Attest: A. WHITFORD, Clerk.

FIFTY-SEVENTH DAY.

MONDAY, March 3d, 1873.

House met pursuant to adjournment.

The Speaker pro tem. in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

INTRODUCTION OF BILLS.

Mr. Street, by leave, introduced Assembly Bill No. 118, entitled "An Act to prohibit females from appearing in public dressed in boys' or men's clothing."

Read first time; rules suspended; bill read second time by title, and ordered engrossed.

Mr. Cole, by leave, introduced Assembly Bill No. 119, entitled An Act amendatory of and supplemental to an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one, and all Acts amendatory of and supplemental thereto.

Read first time; rules suspended; read second time by title, and ordered engrossed by the following vote:

YEAS—Messrs. Andrews, Bruner, Burgess, Carpenter, Cole, Derby, Elzy, Fox, Gallagher, Grey, Hoppin, Keyser, Lemmon, Matthews, McCall, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—34.

NAYS—Messrs. Allen, Lyman, and Owen—3.

REPORT OF COMMITTEE ON EDUCATION.

Mr. SPEAKER: Your Committee on Education, to whom was referred the Report of the Board of Regents of the State University, report that they have had the same under consideration, and have directed their Chairman to report the same to the House without recommendation.

O. H. GREY, Chairman.

On motion of Mr. Savage, the House resolved itself into the Committee of the Whole for the consideration of General File.

Mr. Savage in the chair.

In time, the committee rose, and reported back Senate Bill No. 99—entitled "An Act to appropriate funds for the preparation and publication of the eighth and ninth volumes of the Nevada Reports"—and recommended its passage.

Also, Assembly Bill No. 96—entitled "An Act for the relief of R. W. Bollen, Sheriff of Douglas County"—with the recommendation that it do pass.

The Speaker in the chair.

GENERAL FILE.

Assembly Bill No. 87, entitled An Act to repeal an Act entitled "An Act to prevent the trespassing of stock on private property."

Referred to the Committee on Agriculture.

Assembly Bill No. 101, entitled "An Act for securing statistical information of railroad companies operating in this State."

Amendments reported by committee adopted, and bill ordered engrossed as amended.

Senate Bill No. 108, entitled "An Act for the payment of salaries of District Attorneys of the several counties of this State."

Read third time, and lost by the following vote:

YEAS—Messrs. Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Crawford, Dangberg, Drake, Elzy, Fox, Mack, Matthews, McCall, Randall, Rickey, Sanford, Savage, Shepperd, Shoaff, Smith, Stern, and Vin-nedge—23.

NAYS—Messrs. Burgess, Craigue, Derby, Hoppin, Keyser, Lemmon, Lyman, Owen, Prague, Price, Robinson, Sessions, Tobriner, Twiss, Wil-son, and Mr. Speaker—16.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 3d, 1873. }

To the honorable the Assembly:

I have the honor herewith to return, for the consideration of your honorable body, Senate Bill No. 207—"An Act to legalize certain acts of the Board of County Commissioners of Lincoln County"—which was returned from your honorable body for clerical correction, which correction has been made.

T. A. WATERMAN,
Assistant Secretary.

Senate Bill No. 32, entitled An Act to amend an Act entitled "An Act to redistrict the State of Nevada," approved February twenty-seventh, eighteen hundred and sixty-nine.

Read third time.

Mr. Tobriner moved that a special committee of one be appointed to amend section one, as follows: After the words "County of Ormsby" strike out the words "twenty-one hundred," and in lieu thereof insert "eighteen hundred."

Motion lost.

Mr. Tobriner moved that the bill be referred to a special committee of one to amend section one by striking out "twenty-one hundred," and in lieu thereof insert "sixteen hundred."

Motion lost.

Mr. Savage in the chair.

Mr. Bowman moved that the bill be referred to a special committee of one to strike out the words "Counties of Nye and Churchill shall pay each one half," and in lieu thereof insert "County of Nye shall pay twenty-two hundred dollars, and the County of Churchill fourteen hundred dollars."

Motion carried, and Mr. Bowman was appointed as such committee. Mr. Bowman reported that he amended the bill as per instructions.

Mr. Tobriner moved that the bill be referred to a committee of one to strike out after the words "County of Ormsby" the words "twenty-one hundred dollars," and in lieu thereof insert the words "nineteen hundred dollars."

Motion lost.

Mr. Allen moved that a special committee of one be appointed to amend the bill so that it will read "that the County of Nye shall pay twenty-four hundred dollars, and the County of Churchill shall pay twelve hundred dollars."

Motion lost.

Mr. Crawford moved that the rules be suspended, and the bill be referred to the Ormsby and Washoe delegations.

Motion lost.

Mr. Owen moved the previous question.

Motion carried.

The previous question being on the final passage of the bill, roll called, and bill passed by the following vote:

YEAS—Messrs. Andrews, Arnold, Bruner, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Lemmon, Lyman, Matthews, McCall, Owen, Prague, Randall, Rickey, Robinson, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—35.

NAYS—Messrs. Allen, Craigue, Keyser, Sanford, and Street—5.

Mr. Sessions gave notice that, on to-morrow, he would move for the reconsideration of the vote by which Senate Bill No. 108 was lost.

Mr. Cole moved a call of the House.

Motion carried.

Roll called: Absent—Messrs. Adams, Burgess, Grey, Horton, Morrison, Price, Stoddard, and Wallace.

On motion of Mr. Cole, further proceedings under the call were dispensed with.

Senate Bill No. 92, entitled An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—None.

Senate Bill No. 124, entitled An Act to amend an Act of the Governor and Legislative Assembly of the Territory of Nevada, entitled "An Act relating to Sheriffs," approved November twenty-eighth, eighteen hundred and sixty-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Andrews, Arnold, Bruner, Burgess, Carpenter,

Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—43.

NAYS—None.

Assembly Bill No. 97, entitled "An Act to authorize the County Commissioners of Storey County to issue bonds for school purposes in the Virginia District, and to provide for the same."

Amendments reported by the committee adopted.

Mr. Grey moved that a special committee of one be appointed to amend section five, as follows: In third line, after the word "Virginia," insert the words "and Gold Hill;" also, add to the word "district" the letter "s."

Motion carried, and Mr. Grey was appointed as such committee.

Mr. Grey reported that he amended the bill pursuant to instructions.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Allen, Bruner, Carpenter, Cole, Craigue, Derby, Elzy, Gallagher, Grey, Hart, Keyser, Lyman, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Stern, Stoddard, Twiss, Vinnedge, Wilson, and Mr. Speaker—30.

NAYS—Messrs. Adams, Andrews, Arnold, Burgess, Drake, Fox, Smith, and Tobriner—8.

Mr. Stern gave notice that, on to-morrow, he would move for the reconsideration of the vote by which Assembly Bill No. 97 passed.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred for examination engrossed Assembly Bills Nos. 68, 88, 93, 102, and 117—entitled respectively An Act to amend an Act entitled "An Act to incorporate the City of Virginia, provide for the government thereof, and repeal all other Acts in relation thereto," approved March, eighteen hundred and sixty-five; An Act to amend section three of an Act to amend an Act entitled "An Act supplementary to an Act entitled 'An Act defining the duties of State Treasurer, approved February second, eighteen hundred and sixty-six,' approved March first, eighteen hundred and sixty-nine," approved March fifth, eighteen hundred and sixty-nine; "An Act to provide for the payment of counsel in certain criminal cases;" "An Act providing for the removal of county seats, and the permanent location thereof;" "An Act to amend an Act entitled An Act for the government and maintenance of the State Orphans' Home," approved March first, eighteen hundred and seventy-three—and having carefully examined and compared the original bills with the engrossed copies, beg leave to report the same back to the House as being correctly engrossed.

GEO. H. MORRISON, Chairman.

On motion of Mr. Elzy, at twelve o'clock and forty-five minutes P. M. the House took a recess until two o'clock.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Grey moved that the consideration of special order, viz: Assembly Bill No. 2—entitled "An Act concerning crimes and punishments"—be postponed for one hour.

Motion carried.

By Mr. Crawford:

Resolved, That the Sergeant-at-Arms be and he is hereby authorized to pay to James Sackett, out of the Contingent Fund, the sum of sixteen (\$16 00) dollars.

Adopted.

By Mr. Stoddard:

Resolved, That the Sergeant-at-Arms be and he is hereby directed to draw his warrant in favor of O. H. Grey for the sum of two dollars per day extra pay, during the session, as Speaker pro tem. of the Assembly; the same to be paid out of the Contingent Fund.

Adopted.

By Mr. Grey:

Resolved, That the Controller of State be and he is hereby authorized and required to draw his warrant in favor of Richard Paddock, Sergeant-at-Arms of the Assembly, for one thousand five hundred dollars, out of the Contingent Fund of the Assembly.

Adopted.

Resolved, That the Sergeant-at-Arms is hereby directed to deposit the amount of said warrant in the banking house of Wells, Fargo & Co., in this city, to be drawn out upon the scrip issued by resolutions of the Assembly on said Contingent Fund, and any moneys remaining after all of said scrip shall have been paid, shall, upon order of the Controller, be returned to the Treasury to the credit of the General Fund.

Adopted.

Mr. Prague moved that Assembly Bill No. 90—entitled "An Act imposing a tax on beer and lager beer brewed and manufactured without this State and sold within this State, and for other purposes"—be taken up.

Motion lost by the following vote:

YEAS—Messrs. Adams, Andrews, Bruner, Burgess, Carpenter, Craigue, Dangberg, Gallagher, Keyser, Matthews, McCall, Prague, Sanford, Savage, Sessions, Shoaff, Tobriner, Wallace, and Mr. Speaker—19.

NAYS—Messrs. Allen, Arnold, Cole, Crawford, Fox, Grey, Hart, Lemon, Morrison, Owen, Randall, Rickey, Robinson, Shepperd, Stern, Stoddard, Twiss, Vinnedge, and Wilson—19.

REPORT OF COMMITTEE ON ENGROSSMENT.

Mr. SPEAKER: Your Committee on Engrossment, to whom was referred for examination Assembly Engrossed Bill No. 89—entitled “An Act to prohibit lotteries”—have carefully examined and compared the original bill with the engrossed copy, and find the same correctly engrossed.

GEO. H. MORRISON, Chairman.

GENERAL FILE.

Senate Bill No. 159, entitled An Act amendatory of an Act entitled “An Act to provide for the maintenance and supervision of public schools,” approved March twentieth, eighteen hundred and sixty-five, and of Acts amendatory thereto.

On motion of Mr. Grey, the Clerk was authorized to strike out, in line eight, fourth subdivision of section eighteen, the word “are.”

Mr. Sessions moved that a committee of one be appointed to amend section one as follows: Strike out all after the words “Superintendent of Public Instruction.”

Motion carried.

Mr. Sessions was appointed as such committee, who reported that he amended the bill pursuant to instructions.

Pending the consideration of the motion, Mr. Grey moved that the consideration of special order, viz: Assembly Bill No. 2, be postponed one half hour longer.

Motion carried.

Senate Bill No. 159.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Smith, Stern, Stoddard, Twiss, Wallace, Wilson, and Mr. Speaker—39.

NAYS—Messrs. Arnold, Keyser, Lyman, Savage, Shoaff, Street, Tobriner, and Vinnedge—8.

Assembly Bill No. 58, entitled “An Act defining the rights of husband and wife.”

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Twiss, Vinnedge, Wallace, and Mr. Speaker—40.

NAYS—Messrs. Arnold, Craigue, McCall, and Tobriner—4.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred engrossed Assembly Bills Nos. 101 and 118—entitled respectively “An Act for securing statistical information of railroad companies operating in this State;” “An Act to prohibit females from appearing in public dressed in boys’ or men’s clothing”—having carefully compared the original bills with the engrossed copies, beg leave to report the same back to the House as being correctly engrossed.

G. H. MORRISON, Chairman.

Mr. Stern withdrew his notice of a reconsideration of the vote by which Assembly Bill No. 97 passed.

Mr. Savage gave notice that, on to-morrow, he would move for the reconsideration of the vote by which Assembly Bill No. 58—entitled “An Act defining the rights of husband and wife”—was passed.

SPECIAL ORDER.

Assembly Bill No. 2, entitled An Act to amend an Act entitled “An Act concerning crimes and punishments.”

Mr. Owen moved the indefinite postponement of the bill.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Drake, Hart, Hoppin, Keyser, Lemmon, Lyman, McCall, Owen, Prague, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Tobriuer, Twiss, Vin-nedge, Wallace, and Wilson—33.

NAYS—Messrs. Derby, Elzy, Fox, Gallagher, Grey, Horton, Matthews, Morrison, Price, Randall, Rickey, Stoddard, and Mr. Speaker—13.

Mr. Hart, by leave, introduced Assembly Bill No. 120, entitled An Act relative to the boundaries of Washoe, Storey, and Lyon Counties.

Read first time; rules suspended; bill read second time by title, and ordered engrossed.

REPORT OF COMMITTEE ON CORPORATIONS.

MR. SPEAKER: Your Committee on Corporations, to whom was referred Senate Bill No. 136—An Act entitled An Act to amend an Act entitled “An Act to encourage the construction of a railroad in the eastern portion of the State of Nevada,” approved February twenty-first, eighteen hundred and seventy-one—have had the same under consideration, and have directed their Chairman to report the same back to the Assembly, and recommend its passage.

Also, Senate Bill No. 193—“An Act to encourage the construction of a railroad from the Central Pacific Railroad to the Town of Eureka, State of Nevada”—and recommend its passage.

SAMUEL OWEN, Chairman.

On motion of Mr. Street, Senate Bills Nos. 136 and 193, as per report

of committee, were made the special order for the third instant, at seven o'clock P. M.

Mr. Street, by leave, introduced Assembly Bill No. 121, entitled An Act supplementary to an Act entitled "An Act to abolish the use of revenue stamps, and to provide for the settlement of outstanding stamps."

Read first time; and, on motion of Mr. Cole, the rules were suspended; bill read second time by title; rules further suspended; bill read third time by title, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, McCall, Morrison, Prague, Price, Randall, Rickey, Sanford, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—39.

NAYS—None.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, March 3d, 1873. }

To the honorable the Assembly:

I have the honor to return, for the consideration of your honorable body, Senate Bill No. 68—"An Act making appropriations for the support of the civil government of the State of Nevada for the ninth and tenth fiscal years"—which was returned from the Assembly on the first of March with amendments, of which the following were concurred in, viz: Section one, insert the words "of Nevada;" also, in section one, page four, strike out the letter "s" from the word "papers," in tenth line from top of page; the other amendements were not concurred in; which amendements you are respectfully requested to recede from.

T. A. WATERMAN,
Assistant Secretary.

The House refused to recede from Assembly amendments to Senate Bill No. 68, as per Senate message, by the following vote:

YEAS—Messrs. Keyser, Lyman, Rickey, and Tobriner—4.

NAYS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Lemmon, McCall, Morrison, Owen, Prague, Price, Randall, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Twiss, Vinnedge, Wallace, and Mr. Speaker—37.

The Speaker appointed Messrs. Cole, Morrison, and Hoppin as committee of conference on Senate Bill No. 68, as per Senate message.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, March 3d, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 245—"An Act to provide funds for the

payment of the current expenses of Eureka County"—which passed the Senate by the following vote: Yeas, 20; nays, none.

Also, Senate Bill No. 237—"An Act relative to the salary of the Judge of the Seventh Judicial District"—which passed the Senate by the following vote: Yeas, 15; nays, none.

Also, return Assembly Bill No. 37—"An Act making appropriations for deficiencies in the seventh and eighth fiscal years"—which passed the Senate this day, with amendments, by the following vote: Yeas, 17; nays, none.

T. A. WATERMAN,
Assistant Secretary.

Mr. Hoppin, by leave, introduced the following resolution:

Resolved, That no member of this House be allowed to speak more than five minutes on any one subject without the unanimous consent of this body.

Adopted.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT,
CARSON CITY, March 3d, 1873. }

To the honorable the Assembly of Nevada:

I have this day approved, and deposited in the office of the Secretary of State, Assembly Bill No. 103, "An Act to create Contingent Funds for the Senate and Assembly."

L. R. BRADLEY.

COMMUNICATION FROM THE SECRETARY OF STATE.

CARSON CITY, March 3d, 1873.

To the Speaker of Assembly:

SIR: In compliance with the provisions of Rule Three, as established by the Board of Directors of the Nevada State Library, for the government of the same, I herewith transmit a list of the books issued to and not returned by members of your honorable body, as follows:

Mr. Andrews—Assembly Journal, fifth session; Senate Journal, fifth session; Statutes, 1871.

Mr. Arnold—Assembly Journal, fourth session; Statutes 1864-5, 1867.

Mr. Bruner—Statutes 1861; Bracebridge Hall; Lossing's Rebellion, volume one.

Mr. Cole—Statutes 1861, 1864-5, 1866, 1867, 1869, 1871; Nevada Reports, volumes six and seven; California Penal Code; volume fifteen, Cooper's Novels.

Mr. Crawford—Assembly Journal, fifth session; Senate Journal, fifth session; Statutes 1864-5, 1866, 1867, 1869 (two copies), 1871.

Mr. Derby—Statutes 1866, 1871.

Mr. Grey—Assembly Journal, fifth session.

Mr. Hart—Statutes 1861, 1864-5, 1866, 1867, 1869, 1871; Assembly Journal, fifth session; Senate Journal, fifth session.

Mr. Horton—Minister's Wooing; Pink and White Tyranny; Cooper's Novels, volume fourteen.

Mr. Lyman—Assembly Journal, fifth session; Statutes 1871.

Mr. Matthews—Assembly Journal, fifth session; Statutes 1866, 1871.

Mr. McCall—Assembly Journal, fifth session; Bulwer's Rise and Fall of Athens.

Mr. Morrison—Assembly Journal, fourth and fifth sessions; Senate Journal, fifth session.

Mr. Prague—Assembly Journal, fifth session; Statutes 1869, 1871.

Mr. Price—Half Hours With Best Authors, volumes one and two.

Mr. Randall—Assembly Journal, fifth session; Statutes 1864-5; California Assembly Journal, eighteenth session; California Senate Journal, eighteenth session; California Appendix, eighteenth session; California Penal Code; An Arctic Boat Journey.

Mr. Rickey—Assembly Journal, fifth session (two copies); Senate Journal, fifth session; Statutes 1864-5, 1871, 1867.

Mr. Robinson—Assembly Journal, fifth session.

Mr. Savage—Assembly Journal, fifth session.

Mr. Sessions—Nevada Statutes 1864-5, 1866, 1867, 1871; California Statutes 1862, 1863; Constitutional Debates.

Mr. Shoaff—Statutes 1864-5, 1866, 1867, 1869.

Mr. Stoddard—Statutes 1861, 1864-5, 1866, 1867, 1869, 1871; Assembly Journal, fourth session; Senate Journal, third session; Senate Journal, fifth session; Nevada Reports, volume seven.

Mr. Street—Statutes 1864-5; Familiar Quotations.

Mr. Tobriner—Assembly Journal, fifth session; Statutes 1871.

Mr. Wallace—Assembly Journal, fifth session; Statutes 1864-5, 1867.

Mr. Wilson—Assembly Journal, fifth session; Statutes 1871.

Mr. Speaker—Assembly Journal, fifth session; Senate Journal, fifth session; Statutes 1864-5, 1866, 1867, 1869, 1871.

Mr. A. Whitford—Assembly Journal, fourth session; Senate Journal, fourth session.

I have the honor to be, etc.,

J. D. MINOR,

Secretary of State.

By T. COFFIN, Clerk in Library.

Assembly Bill No. 37, as per Senate message, was taken up, and the House concurred in the following amendments: Strike out, in lines six, seven, eight, and nine, the words, "For the California Institution for the care of the Deaf, Dumb, and Blind, six hundred and eighty-five dollars." Strike out, in lines eight and nine, after the word "Helm," "thirty-two dollars and ten cents," and insert "one hundred and sixteen dollars and sixty cents." Strike out, in lines sixteen and seventeen, the words "five hundred and forty-two," and insert the words "seven hundred and seventeen." Strike out, in lines nineteen, twenty, and twenty-one, the words "fifteen hundred and sixty-seven dollars and twenty-five cents," and insert "sixteen hundred and ten dollars and ninety-eight cents"—by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd,

Shoaff, Smith, Stern, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—40.

NAYS—Messrs. Savage and Street—2.

Senate Bill No. 245, entitled "An Act to provide funds for the payment of the current expenses of Eureka County."

Read first time; rules suspended; bill read second time by title; rules further suspended; read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—41.

NAYS—None.

Senate Bill No. 237, entitled "An Act relative to the salary of the Judge of the Seventh Judicial District."

Read first time; rules suspended; read second time by title; rules further suspended; read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Craigie, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred for examination engrossed Assembly Bill No. 119—entitled "An Act amendatory of and supplemental to an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one, and all Acts amendatory of and supplemental thereto—having carefully examined and compared the original bill with the engrossed copy, beg leave to report the same back to the House as being correctly engrossed.

GEO. H. MORRISON, Chairman.

On motion, at five o'clock and fifteen minutes P. M., the House took a recess until seven o'clock.

EVENING SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Notice of reconsideration of the vote by which Assembly Bill No.

58—entitled “An Act defining the rights of husband and wife”—passed the House, was withdrawn.

GENERAL FILE.

Senate Bill No. 136, entitled An Act to amend an Act entitled “An Act to encourage the construction of a railroad in the eastern portion of Nevada,” approved February twenty-first, eighteen hundred and seventy-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Dangberg, Derby, Elzy, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Robinson, Sanford, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—40.

NAYS—Messrs. Crawford, Fox, Hoppin, Rickey, Savage, and Stern—6.

Senate Bill No. 193, entitled “An Act to encourage the construction of a railroad from the Central Pacific Railroad to the Town of Eureka, State of Nevada.”

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Dangberg, Derby, Drake, Elzy, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Robinson, Sanford, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—41.

NAYS—Messrs. Crawford, Fox, Hoppin, Mack, Rickey, Savage, and Stern—7.

Mr. Prague gave notice that, on to-morrow, he would move for the reconsideration of the vote by which Senate Bill No. 193 passed.

REPORT OF COMMITTEE ON CORPORATIONS.

MR. SPEAKER: Your Committee on Corporations, to whom was referred Assembly Bill No. 109—An Act entitled “An Act to grant the right of way, and authorizing certain persons herein named to construct a railroad from the line of the Central Pacific Railroad to the Colorado River”—have had the same under consideration, and have directed their Chairman to report the same back, and recommend that it do pass.

SAMUEL OWEN, Chairman.

Assembly Bill No. 109, entitled “An Act to grant the right of way and authorizing certain persons herein named to construct a railroad from the line of the C. P. R. R. to the Colorado River.”

Rules suspended; bill considered engrossed; read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Galla-

gher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stoddard, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—40.

NAYS—Messrs. Grey, Stern, and Vinnedge—3.

On motion of Mr. Tobriner, Senate Bill No. 213—entitled An Act to amend an Act entitled “An Act to authorize the Commissioners of Ormsby County to issue to the Virginia and Truckee Railroad Company, bonds to the amount of two hundred thousand dollars, and to provide for the payment of the same,” approved January twenty-seventh, eighteen hundred and sixty-nine—was taken up, read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Craigue, Crawford, Dangberg, Elzy, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—39.

NAYS—Messrs. Fox and Grey—2.

Mr. Shoaff gave notice that, on to-morrow, he would move for the reconsideration of the vote by which Senate Bill No. 136—entitled An Act to amend an Act entitled “An Act to encourage the construction of a railroad in the eastern portion of Nevada,” approved February twenty-first, eighteen hundred and seventy-one—passed the House.

REPORT OF COMMITTEE ON CORPORATIONS.

MR. SPEAKER: Your Committee on Corporations, to whom was referred Assembly Bill No. 115—“An Act for the protection of stockholders in mines”—report the same back, and recommend its passage.

SAMUEL OWEN, Chairman.

Assembly Bill No. 26, entitled “An Act to protect the shippers of ore and quartz to custom mills for reduction.”

Amendment reported by committee adopted.

Mr. Savage moved to strike out the enacting clause.

Roll called, and motion lost by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Crawford, Derby, Drake, Hart, Hoppin, Horton, Lemmon, Lyman, Morrison, Prague, Sanford, Savage, Smith, Stoddard, Street, Twiss, and Wallace—20.

NAYS—Messrs. Andrews, Bruner, Burgess, Carpenter, Dangberg, Elzy, Fox, Gallagher, Grey, Keyser, Mack, Matthews, McCall, Owen, Randall, Rickey, Robinson, Sessions, Shepperd, Shoaff, Stern, Vinnedge, Wilson, and Mr. Speaker—24.

The question being on the engrossment of the bill; roll called, and the bill ordered engrossed by the following vote:

YEAS—Messrs. Andrews, Bruner, Burgess, Carpenter, Cole, Craigue, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Lemmon, Matthews,

McCall, Prague, Randall, Rickey, Robinson, Sessions, Shoaff, Stern, Stoddard, Vinnedge, Wilson, and Mr. Speaker—26.

NAYS—Messrs. Adams, Allen, Arnold, Crawford, Drake, Hart, Hoppin, Horton, Keyser, Lyman, Mack, Morrison, Owen, Sanford, Savage, Shepperd, Smith, Street, and Twiss—19.

Mr. Sessions asked leave to withdraw Assembly Bill No. 77, entitled "An Act to provide for founding free public libraries in this State."

Leave granted.

Assembly Bill No. 107, entitled "An Act to authorize the Mayor and Board of Aldermen to levy a tax for fire purposes."

Placed at bottom of File.

Assembly Bill No. 100, entitled "An Act to prevent the practice of medicine by unqualified persons."

Ordered engrossed.

Assembly Bill No. 4, entitled An Act to amend an Act entitled "An Act to provide for the incorporation of railroad companies, and the management of the affairs thereof, and other matters relating thereto," approved March twenty-second, eighteen hundred and sixty-five.

Ordered engrossed.

Assembly Bill No. 99, entitled "An Act to regulate the social evil in the State of Nevada."

Mr. Cole moved the indefinite postponement of the bill.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Elzy, Fox, Gallagher, Grey, Hoppin, Horton, Keyser, Lemmon, Lyman, Morrison, Owen, Randall, Robinson, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Twiss, Vinnedge, and Mr. Speaker—32.

NAYS—Messrs. Andrews, Dangberg, Derby, Hart, Mack, Matthews, McCall, Prague, Rickey, Sanford, and Wilson—11.

Substitute for Senate Concurrent Resolution No. 47—Relative to the Central Pacific Railroad Company obtaining patents to lands.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Street, Twiss, Wilson, and Mr. Speaker—38.

NAYS—Messrs. Elzy and Stoddard—2.

Senate Bill No. 158, entitled "An Act to provide for the selection and sale of lands that have or may hereafter be granted by the United States to the State of Nevada."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Mat-

thews, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—44.

NAYS—None.

Senate Bill No. 107, entitled "An Act to provide for the destruction of noxious animals in this State."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, McCall, Morrison, Owen, Prague, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Twiss, Wilson, and Mr. Speaker—35.

NAYS—Messrs. Burgess, Matthews, Robinson, Shoaff, and Wallace—5.

Mr. Cole gave notice that, on to-morrow, he would move for the reconsideration of the vote by which Senate Bill No. 107 passed.

On motion of Mr. Morrison, at nine o'clock and forty-five minutes p. m. the House adjourned.

Approved: JOHN BOWMAN, Speaker.

Attest: J. M. WOODWORTH, Assistant Clerk.

FIFTY-EIGHTH DAY.

TUESDAY, March 4th, 1873.

House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Standing Committee on Engrossment, to whom was referred Assembly engrossed Bills Nos. 26 and 120—entitled respectively "An Act to protect the shippers of ore and quartz to custom mills for reduction;" "An Act relative to the boundaries of Washoe, Storey, and Lyon Counties"—having carefully examined and compared the original bills with the engrossed copies, beg leave to report the same back to the House as being correctly engrossed.

GEO. H. MORRISON, Chairman.

Mr. SPEAKER: Your Committee on Ways and Means, to whom was referred Senate Bill No. 95—"An Act to amend an Act entitled An Act to create the office of State Mineralogist, and to define the duties of such officer," approved March first, eighteen hundred and sixty-nine.

Also, Senate Bill No. 200—"An Act to provide for printing the annual reports of the State Treasurer and State Controller."

Also, Senate Bill No. 143—"An Act providing for the location of borax and soda mines and claims."

And recommend the passage of each of said bills.

Also, Assembly Bill No. 116—entitled An Act to restrict gaming—ask leave to report that they have had the same under consideration, and recommend the following amendments, to wit: In line fourteen, section one, after the word "than" strike out "two thousand," and insert in lieu thereof "five hundred;" and in line fifteen, section one, after the word "than" strike out "five," and insert "three." Also, in section seven, line seven, strike out "seventeen," and insert "twenty-one." Also, to strike out section eight, and amend so as to make section nine read section eight, section ten read section nine, section eleven to read section ten, and when so amended, recommend that the bill do pass.

J. A. SAVAGE, Chairman.

Mr. SPEAKER: Your Committee on Public Lands, to whom was referred Senate Bill No. 176—An Act to encourage the artificial cultivation and propagation of fish in the State of Nevada—report that they have had the same under consideration, and have directed their Chairman to report the same to the House, and recommend that it do pass.

J. H. HOPPIN, Chairman.

Mr. SPEAKER: Your Committee on Judiciary, to whom was referred Senate Bill No. 190—An Act amendatory of and supplementary to an Act entitled "An Act to amend an Act entitled 'An Act to create a Board of Commissioners in the several counties of this State, and define their duties and powers,' approved March eighth, eighteen hundred and sixty-five," approved January eleventh, eighteen hundred and seventy-one—have examined the same, and recommend the title be amended as follows: Add after eighteen hundred and sixty-five, the words "approved January eleventh, eighteen hundred and seventy-one;" also, in line one, of section one, after the word section, strike out the word "eight" and insert the word "one"—and recommend the bill pass as amended.

D. B. LYMAN, Chairman pro tem.

Mr. SPEAKER: The undersigned, a member of the Judiciary Committee, having examined Senate Bill No. 190—entitled "An Act amendatory of and supplementary to an Act to create a Board of County Commissioners in the several counties of this State"—and would recommend that the same do not pass.

F. W. COLE.

Mr. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 25, entitled An Act to authorize the County Commissioners of Douglas County to levy a special tax.

Also, Assembly Bill No. 27, An Act making appropriation for deficiencies for the seventh and eighth fiscal years.

Have been carefully compared with the engrossed bills, found correctly enrolled, and have this day been presented to the Governor for his approval.

JAMES CRAWFORD, Chairman.

Mr. SPEAKER: Your Committee on Contingent Expenses have had under consideration various bills, and return them to the House without recommendation.

O. H. GREY, Chairman.

Mr. SPEAKER: Your Committee on Counties and County Boundaries, to whom was referred substitute for Senate Bill No. 91—An Act to regulate the salaries of County Auditors—report that they have had the same under consideration, and have directed their Chairman to report the same to the House, and recommend its passage.

CHAS. H. STODDARD, Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. SPEAKER: Your committee appointed to visit the "Bowers Mansion" and report as to the propriety of the State purchasing the same for an insane-asylum, have visited the place with a like committee appointed from the Senate for the same purpose, beg leave to submit the following report and recommendations:

To the honorable the Legislature of the State of Nevada:

Your joint committee, to whom was assigned the duty of visiting and reporting upon the place and property known as the "Bowers Mansion," would respectfully report that they have performed the duty assigned them, and found the place admirably located about the center of Washoe Valley, under a spur of the Sierra Nevada Mountains; the farm or tract containing one hundred and sixty acres of land, one hundred and twenty of which is amongst the finest bottom lands of Washoe County or the State. The house is situated immediately under a bluff of the mountain, about one mile from Franktown, the same distance from the Virginia and Truckee Railroad—thus being advantageously situated for access in the conveyance of patients and visitors. The dwelling is of itself one of the finest, if not the finest, in the State, built of dressed granite, containing sixteen rooms, which can for the purposes of an asylum be divided into about twenty-five rooms of suitable dimensions for the purposes required, which can be increased by the addition of another story on both main building and adjoining wings, as was the original idea of the architect, thereby increasing the capacity at least one third, which, with the present outbuildings, can be made to contain all the present and prospective inmates for some time to come. The present dwelling is furnished in good style, and would, so far as it goes, all be required in the institution. The dwelling and bath-house are supplied with both hot and cold water from springs upon the premises. The garden and lawn are laid out and planted with numerous varieties of ornamental plants, shrubs, and fruit trees, many of which are in bearing; besides, there is a grove of native pines, adding much to the beauty and comfort

of the place, as do the miniature lakes, islands, etc. In connection with the garden and lawn, there is a fine green-house, well filled with tropical and exotic plants and shrubs. The library contains five hundred volumes of very choicely selected and costly books. The hall and other walls are covered with costly paintings and lithographs, besides many articles of necessity and luxury. There is a fine cellar under the dwelling of sufficient capacity for the wants of such an institution. The price at which the property above described can be procured is thirty thousand dollars; or, with a reserve of the furniture of three rooms, viz: back parlor, billiard-room, and one bed-room, twenty-eight thousand dollars; or the grounds and dwelling, without furniture, twenty thousand dollars.

Your committee do not feel authorized to make a recommendation, further than to say that they *think* the patients can be cared for there at a less expense than in California. Taking everything into consideration, transportation, etc., and that the price asked is less than adjacent property is and has been selling for, and if in the opinion of the Legislature the removal of the insane from California is desirable, the property offers advantages superior to any other known, the farm being capable of furnishing vegetables, forage, etc., for an asylum of from fifty to sixty patients.

JAMES CRAWFORD,
W. E. PRICE,
House Committee.

WILLIAM THOMPSON,
JAMES W. SMALL,
D. P. WALTER,
Senate Committee.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT,
CARSON CITY, March 4th, 1873. }

To the honorable the Assembly of Nevada:

I have this day approved, and deposited in the office of the Secretary of State, the following bills:

Assembly Bill No. 25, "An Act to authorize the Board of County Commissioners of Douglas County to levy a special tax for building purposes."

Assembly Bill No. 37, "An Act making appropriations for deficiencies in the seventh and eighth fiscal years."

L. R. BRADLEY.

MOTIONS AND RESOLUTIONS.

Resolved, That the Sergeant-at-Arms of the Assembly be and he is hereby ordered to pay out of the Assembly Contingent Fund the following amounts due for extra engrossing, viz: To H. F. Fowle, seventy-two dollars; to George G. Lyon, seventy-two dollars; the same being authorized by resolution of this body on the twenty-seventh February ultimo.

Adopted.

On motion of Mr. Crawford, the unengrossed bills were taken up.

Assembly Bill No. 36, entitled An Act to amend an Act entitled "An Act to provide for the election of the Board of Regents, and to fix their term of office."

Ordered engrossed.

Speaker pro tem. in the chair.

Substitute for Assembly Bill No. 90, entitled "An Act imposing a tax on beer and lager beer brewed or manufactured without this State and sold within this State, and for other purposes."

Ordered engrossed.

Assembly Bill No. 86, entitled An Act to create a State Board of Equalization.

On motion of Mr. Crawford, the bill was considered engrossed, and placed upon its third reading and final passage.

Mr. Savage moved that the bill be referred to a special committee of one, to amend section six as follows: After the words "not to exceed," insert the words "one hundred."

Motion carried, and Mr. Savage was appointed as such committee.

Mr. Savage reported that he amended section six as per instructions.

Mr. Mack moved that a special committee of one be appointed to amend section fifteen as follows: After the words "the sum of" insert "thirty-six hundred," and after the words "further sum" insert the words "one thousand."

Motion carried, and Mr. Mack was appointed as such committee.

Mr. Mack reported that he had amended section fifteen as per instructions.

Mr. Mack moved that a special committee of one be appointed to amend by inserting the following additional sections:

"SEC. 17. No claim or demand for traveling or contingent expenses arising under this Act, shall be paid until the same shall have been allowed by the State Board of Examiners, as in case of other claims against the State.

"SEC. 18. The salary of each of the State Board of Equalization shall be one thousand dollars per annum."

Motion carried, and Mr. Mack was appointed as such committee.

Mr. Mack reported that he had amended the bill as per instructions.

On motion of Mr. Crawford, the House resolved itself into Committee of the Whole, for the consideration of Assembly Bill No. 86, "An Act to create a State Board of Equalization."

Mr. Crawford in the chair.

In time, the committee rose, and reported back Assembly Bill No. 86—"An Act to create a State Board of Equalization"—with the recommendation that it be indefinitely postponed.

The Speaker in the chair.

Mr. Grey moved the indefinite postponement of the bill.

Mr. Crawford moved a call of the House.

Motion carried.

Roll called.

Absent—Messrs. Bruner, Cole, and Drake.

Mr. Hart moved that further proceedings under the call be dispensed with.

Motion lost.

Mr. Drake appeared at the bar of the House and was admitted to his seat.

Mr. Savage moved that Mr. Drake be fined one dollar.

Motion lost.

On motion of Mr. Hart, further proceedings under the call were dispensed with.

The question recurring on the motion to indefinitely postpone Assembly Bill No. 86—An Act to create a State Board of Equalization—roll called, and motion carried by the following vote:

YEAS—Messrs. Allen, Andrews, Arnold, Burgess, Carpenter, Craigue, Dangberg, Grey, Gallagher, Hart, Matthews, McCall, Morrison, Owen, Randall, Rickey, Robinson, Sanford, Shepperd, Shoaff, Smith, Stern, Wallace, Wilson, and Mr. Speaker—25.

NAYS—Messrs. Adams, Cole, Crawford, Drake, Elzy, Fox, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Prague, Price, Savage, Sessions, Stoddard, Street, Tobriner, Twiss, and Vinnedge—21.

SENATE MESSAGES.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 3d, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 20—An Act to provide for the government of the State Prison of the State of Nevada—which passed the Senate by the following vote: Yeas, 15; nays, 6.

Also, Senate Bill No. 230—An Act to define the duties of the Lieutenant Governor, and to fix his compensation therefor—which passed the Senate by the following vote: Yeas, 19; nays, none.

Also, Senate Bill No. 114—An Act to amend an Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada, approved November twenty-sixth, eighteen hundred and sixty-one—which passed the Senate by the following vote: Yeas, 21; nays, none.

Also, Senate Bill No. 255—An Act to provide for the allotment of Senators in the State of Nevada—which passed the Senate by the following vote: Yeas, 18; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 4th, 1873. }

To the honorable the Assembly:

I have the honor herewith to inform your honorable body, that Senators Hazlett, Eastman, and McBeth have been appointed a committee of conference upon Senate Bill No. 68, An Act making appropriation

for the support of the civil government of the State of Nevada for the ninth and tenth fiscal years.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

Assembly Bill No. 100, entitled "An Act to provide for the permanent investment in interest-bearing bonds of the State of Nevada of all moneys accrued and accruing to the Irreducible School Fund and Educational Fund of said State."

Ordered engrossed.

Assembly Bill No. 67, entitled An Act to define and establish the boundary line of Lincoln County, Nevada.

Mr. Crawford in the chair.

Mr. Wallace moved that the rules be suspended, the bill considered engrossed, and placed upon its third reading and final passage.

Motion carried.

Mr. Bowman presented petitions from the residents and householders of Little Springs Valley and vicinity, and from the eastern portion of Nye County, to the Legislature, requesting that the boundaries of Nye County as at present established be not changed.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Andrews, Arnold, Bruner, Carpenter, Cole, Craigue, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Keyser, Matthews, Morrison, Owen, Randall, Rickey, Robinson, Shepperd, Shoaff, Smith, Stern, Street, Vinnedge, Wallace, Wilson, and Mr. Speaker—29.

NAYS—Messrs. Adams, Allen, Burgess, Crawford, Dangberg, Drake, Horton, Lemmon, Lyman, Mack, McCall, Prague, Price, Sanford, Savage, Sessions, Stoddard, and Twiss—18.

Mr. Bowman gave notice that he would, on to-morrow, move for the reconsideration of the vote by which the bill passed.

On motion of Mr. Savage, at one o'clock and ten minutes P. M., the House took a recess until two o'clock.

AFTERNOON SESSION.

Speaker pro tem. in the chair.

Roll called.

Quorum present.

Mr. Crawford, by leave, introduced Assembly Bill No. 122, entitled An Act to provide for the payment of the expenses of enrolling for the sixth session of the Legislature of the State of Nevada.

Rules suspended; bill read first and second times by title, and referred to the Committee of the Whole.

Mr. Arnold moved a call of the House.

Motion carried.

Roll called. Absent: Messrs. Cole, Derby, Drake, Hart, Lyman, Mack, McCall, Morrison, Price, Street, Tobriner, and Mr. Speaker. Mr. Owen was granted leave of absence for one half hour.

Mr. Wallace moved that further proceedings under the call be dispensed with.

Motion lost.

Messrs. McCall, Price, Hart, Lyman, Morrison, Mack, Tobriner, Cole, Drake, Street, and Mr. Speaker appeared at the bar of the House. All of whom were fined one dollar each, with the exception of Messrs. Cole, Street, Mack, and Hoppin, who were excused.

On motion of Mr. Hart, further proceedings under the call were dispensed with.

By Mr. Shoaff:

Resolved, That the Committee on Corporations, to whom was referred Senate Bill No. 181, be and is hereby requested to report upon said bill by three o'clock p. m. to-day, or return said bill to the House on or before that hour.

Withdrawn.

On motion of Mr. Crawford, the House resolved itself into Committee of the Whole for the consideration of Assembly Bill No. 122, entitled "An Act to provide for the payment of the expenses of enrollment for the sixth session of the Legislature of the State of Nevada."

The Speaker in the chair.

In time, the committee rose, and reported back Assembly Bill No. 122—entitled "An Act to provide for the payment of the expenses of enrolling for the sixth session of the Legislature of the State of Nevada"—with the recommendation that it do pass.

REPORT OF STANDING COMMITTEE.

MR. SPEAKER: Your Committee on Corporations, to whom was referred Senate Bill No. 181—An Act to authorize the Counties of Lincoln and Nye, in the State of Nevada, to subscribe to the capital stock of the Humboldt and Colorado Railroad Company, and to aid in the construction of a railroad from a point at or near Palisade to the Colorado River—have had the same under consideration, and have directed their Chairman to report it back to the House, with the following amendment and substitute for section eleven, so as to read as follows, to wit:

"SEC. 11. In case the Eastern Nevada Railroad Company shall complete a railroad of the character specified in this Act, from a point on the Central Pacific Railroad at or near Elko to the present northern boundary of Nye County, of this State, prior to the completion of a railroad, as specified in this Act, from a point at or near Palisade, on the Central Pacific Railroad, to the present northern boundary of said Nye County, then all of the rights, privileges, and franchises herein granted to said Humboldt and Colorado Railroad Company shall inure to the benefit of, and shall be granted to said Eastern Nevada Railroad Company; and this Act shall be so construed that wherever the words 'Humboldt and Colorado' occur, the words 'Eastern Nevada' shall be substituted, and wherever the words 'organized in January, eighteen

hundred and seventy-three,' shall occur, the words 'heretofore organized' shall be substituted; and wherever the words 'County of Lander' shall occur, the words 'County of Eureka' shall be substituted."

And with the recommendation that it do pass.

CHAS. H. STODDARD,
Chairman pro tem.

MINORITY REPORT OF COMMITTEE ON CORPORATIONS.

To the honorable the Assembly of the State of Nevada:

The undersigned, of your committee to whom was referred Senate Bill No. 181, respectfully report as follows:

That they have carefully examined said bill, and recommend that the same do pass, without amendment.

That, upon inquiry, they have become satisfied that it is the desire of the people of the counties through which said proposed railroad will pass, that said bill, as the same has passed the Senate of the State of Nevada, shall become a law.

That if said privileges should be extended to any other company, and within the same time mentioned in said Act, that it would result in the defeat of the construction of any railroad in Eastern Nevada, by endangering the credit of each enterprise, and thus result disastrously to the material prosperity of that section of our State.

Knowing the great necessity for a railroad in that section of our State, and that the Humboldt and Colorado Railroad Company have the confidence, from the evidence before us, of the people who are most directly interested, and especially approving the terms and conditions upon which the people are called upon to aid said enterprise, it being a subscription to the capital stock of said company, and not a subsidy—against which the people of Nevada have pronounced—respectfully recommend that said bill do pass without amendment.

T. B. RICKEY.

Mr. SPEAKER: The minority of your Committee on Judiciary, to whom was referred Senate Bill No. 194—An Act to purchase the compilation of the laws of Nevada—would most respectfully represent that we have carefully examined the same, and beg leave to report that we recommend that the same do not pass this honorable body.

F. W. COLE,
F. V. DRAKE,
Minority of Committee.

Mr. SPEAKER: The Judiciary Committee have had under consideration Senate Bill No. 194—"An Act to purchase the compiled laws of Nevada"—and the undersigned, members of the committee, respectfully recommend its passage.

H. C. STREET,
J. H. HOPPIN,
C. DERBY,
THOS. P. MACK.

Mr. SPEAKER: Your Committee on Engrossment, to whom was referred engrossed Bills Nos. 36 and 90—entitled respectively An Act to amend an Act entitled "An Act to provide for the election of the Board of Regents, to fix their term of office, and prescribe their duties," approved March fifth, eighteen hundred and sixty-nine; "An Act to impose a license tax on persons selling malt liquor brewed without the State of Nevada and sold within the State of Nevada"—having carefully examined and compared the original bills with the engrossed copies, beg leave to report the same back to the House as being correctly engrossed.

GEO. H. MORRISON, Chairman.

On motion of Mr. Crawford, Senate Bill No. 194—entitled "An Act to purchase the compilation of the laws of Nevada"—was referred to the Committee of the Whole.

By Mr. Grey:

Resolved, That the Sergeant-at-Arms of the Assembly be and he is hereby required to draw his warrants on the Contingent Fund of the Assembly in favor of the following named persons, to wit:

No. 1...	Charles Harris (gas).....	\$70 00
No. 2...	Mrs. Johnson (Engrossing Clerk).....	65 00
No. 3...	E. D. Sweeny (water).....	10 00
No. 4...	C. H. Maish (repairs).....	5 00
No. 5...	M. Y. Stewart (Copying Clerk rooms).....	65 00
No. 6...	Starling & Bridges (Copying Clerk room).....	60 00
No. 7...	Richard Paddock (stationery).....	453 00
No. 8...	James Sackett (porterage).....	15 75

Adopted.

Assembly Bill No. 113, entitled An Act authorizing the School Trustees of School District No. 10, in the Town of Reno, Washoe County, to issue bonds for the purpose of building a school house in said district.

Rules suspended, bill considered engrossed, and read third time.

On motion of Mr. Sessions, a special committee was appointed, consisting of Mr. Sessions, to fill up the blanks, wherever occurring in the bill, with the number "ten."

Roll called, and bill passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Carpenter, Crawford, Dangberg, Elzy, Fox, Gallagher, Grey, Hart, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Tobriner, Twiss, Wilson, and Mr. Speaker—34.

NAYS—None.

Assembly Bill No. 114, entitled "An Act to regulate the practice of pharmacy in the State of Nevada."

Ordered engrossed.

Assembly Bill No. 96, entitled An Act for the relief of R. W. Bollen, late Sheriff of Douglas County.

Ordered engrossed.

Assembly Bill No. 115, entitled An Act for the protection of stockholders in mines.

Ordered engrossed.

Assembly Bill No. 107, entitled "An Act to authorize the Mayor and Board of Aldermen of the City of Virginia to levy a tax for fire purposes."

Re-referred to the Virginia delegation.

Assembly Bill No. 116, entitled "An Act to restrict gaming."

Amendments reported by committee adopted.

The question being on the engrossment of the bill, roll called, and bill ordered engrossed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Dangberg, Drake, Elzy, Fox, Gallagher, Hart, Lemmon, Lyman, Matthews, McCall, Owen, Prague, Price, Riekey, Sanford, Savage, Sessions, Smith, Stoddard, Street, Tobriner, Twiss, and Wilson—27.

NAYS—Messrs. Burgess, Carpenter, Cole, Crawford, Grey, Hoppin, Mack, Morrison, Randall, Robinson, Shepperd, Shoaff, Stern, Wallace, and Mr. Speaker—15.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 4th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 66—An Act relating to elections—which passed the Senate by the following vote: Yeas, 20; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

INTRODUCTION OF BILLS.

Senate Bill No. 20, entitled An Act to provide for the government of the State Prison of the State of Nevada.

Rules suspended; bill read first and second times by title, and referred to the Committee of the Whole.

Senate Bill No. 230, entitled "An Act to define the duties of the Lieutenant Governor, and fix his compensation therefor."

Rules suspended; bill read first time; read second time by title, and referred to the Committee on State Institutions.

Senate Bill No. 114, entitled An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one.

Read first time; rules suspended; bill read second time by title, and made special order for seven o'clock P. M., March fourth.

Senate Bill No. 255, entitled "An Act to provide for the allotment of Senators of the State of Nevada."

Read first time; rules suspended; bill read second time by title; rules

further suspended; bill read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Wilson, and Mr. Speaker—43.

NAYS—None.

GENERAL FILE.

Senate Bill No. 170, entitled "An Act to regulate compensation of County Commissioners."

Read third time, and lost by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Carpenter, Dangberg, Grey, McCall, Prague, Rickey, Sanford, Sessions, Shoaff, Stoddard, and Tobriner—14.

NAYS—Messrs. Andrews, Bruner, Burgess, Crawford, Derby, Drake, Elzy, Fox, Gallagher, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Morrison, Price, Randall, Robinson, Savage, Shepperd, Smith, Stern, and Twiss—24.

Mr. Price gave notice that, on to-morrow, he would move for the reconsideration of the vote by which the bill was lost.

Mr. Horton, by leave, introduced the following resolution:

Resolved, The Senate be and is hereby requested to transmit to the Assembly, as soon as possible, the official report of the State Prison Warden.

Adopted.

On motion of Mr. Hart, Assembly Bill No. 120—entitled "An Act relative to the boundaries of Washoe, Storey, and Lyon Counties"—was taken up and read third time.

Mr. Hart moved that a special committee of one be appointed to insert in section one, after the word "near," the words "and above."

Motion carried, and Mr. Hart was appointed as such committee.

Mr. Hart reported section one amended as per instructions.

Roll called, and bill passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Wilson, and Mr. Speaker—40.

NAY—Mr. Price—1.

By Mr. Robinson:

Resolved, That no new bills be received or considered by this House

which are not introduced prior to five o'clock p. m., March fourth, eighteen hundred and seventy-three.

Lost.

Senate Bill No. 102, entitled An Act to amend an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada," approved March ninth, eighteen hundred and sixty-five.

Read third time, and lost by the following vote:

YEAS—Messrs. Allen, Rickey, Sessions, and Shoaff—4.

NAYS—Messrs. Adams, Andrews, Arnold, Burgess, Carpenter, Cole, Crague, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Prague, Randall, Sanford, Savage, Shepperd, Smith, Stern, Street, Tobriner, Twiss, Wilson, and Mr. Speaker—37.

On motion of Mr. Bowman, at five o'clock p. m. the House took a recess until seven o'clock.

EVENING SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, March 4th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 84—An Act for the relief of White Pine County—which passed the Senate by the following vote: Yeas, 15; nays, 1.

Also, Senate Bill No. 109—An Act to provide for the erection of a State Prison—which passed the Senate by the following vote: Yeas, 16; nays, none.

Also, Senate Bill No. 167—An Act fixing the number of officers and employés of the Senate and Assembly, to define their duties, and to establish their pay—which passed the Senate by the following vote: Yeas, 18; nays, none.

Also, Senate Bill No. 162—An Act regulating the mortgage of personal property—which passed the Senate by the following vote: Yeas, 19; nays, none.

Also, Senate Bill No. 244—An Act to amend an Act entitled An Act to restrict gaming—which passed the Senate by the following vote: Yeas, 17; nays, 5.

Also, return Assembly Bill No. 85—An Act for the relief of T. W.

Triplett, late Assessor of Lander County—which passed the Senate by the following vote: Yeas, 18; nays, none.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

SPECIAL ORDER.

Senate Bill No. 114, entitled An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Carpenter, Cole, Craigie, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Street, Tobriner, and Twiss—33.

NAYS—Messrs. Arnold, Burgess, Drake, Elzy, Horton, Keyser, Rickey, Savage, Stern, Stoddard, Wilson, and Mr. Speaker—12.

Mr. Grey gave notice that, on to-morrow, he would move for the reconsideration of the vote by which the bill passed.

Mr. Gallagher moved to take up Assembly Bill No. 102, entitled "An Act providing for the removal of county seats and the permanent location thereof."

Motion carried.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Rickey, Randall, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Wilson, and Mr. Speaker—43.

NAYS—None.

On motion of Mr. Crawford, the House resolved itself into Committee of the Whole for the consideration of General File.

Mr. Crawford in the chair.

In time, the committee rose, and reported Senate Bill No. 20—entitled An Act to provide for the government of the State Prison of the State of Nevada—and recommended its passage.

Also, Senate Bill No. 194—entitled "An Act to purchase the compilation of the laws of Nevada"—with the recommendation that it do pass.

The Speaker in the chair.

Mr. Grey, by leave, introduced Assembly Bill No. 123, entitled An Act to create Contingent Funds for the Assembly.

Read first time; rules suspended; bill read second time by title, and placed on top of File.

Mr. Crawford moved that the vote by which Senate Bill No. 108—

entitled "An Act for the payment of salaries of District Attorneys of the several counties of this State"—was lost, be reconsidered.

Motion carried.

The bill was then placed on its final passage, and passed by the following vote:

YEAS—Messrs. Allen, Andrews, Arnold, Bruner, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Owen, Prague, Price, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Twiss, Wallace, and Wilson—39.

NAYS—Messrs. Adams, Burgess, Randall, Sessions, Tobriner, and Mr. Speaker—6.

Mr. Crawford, by leave, introduced Assembly Bill No. 124, entitled "An Act to amend an Act entitled 'An Act concerning Public Administrators and the estates of deceased persons,' approved April fourth, eighteen hundred and sixty-seven.

Read first time; rules suspended; read second time by title, and ordered engrossed.

Oh motion of Mr. Wallace, at ten o'clock and thirty minutes P. M. the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

FIFTY-NINTH DAY.

WEDNESDAY, March 5th, 1873.

The House met pursuant to adjournment.

Speaker pro tem. in the chair.

Roll called.

Quorum present.

On motion of Mr. Crawford, the reading of the minutes was dispensed with.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Agriculture, having had [under consideration] Assembly Bill No. 106—entitled "An Act to encourage the growth of forest trees"—report the same back, recommending its favorable consideration by this House.

T. B. RICKEY, Chairman.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill, No. 85—entitled "An Act for the relief of T. W. Triplett,

late Assessor of Lander County—has been carefully compared with the engrossed bill, found correctly enrolled, and has this day been presented to the Governor for his approval.

E. L. STERN, Chairman pro tem.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, March 4th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 208—An Act to locate the State University, and to provide for the control and maintenance of the same—which passed the Senate by the following vote: Yeas, 20; nays, 3.

Also, Senate Bill No. 160—An Act relating to the duties of Secretary of State—which passed the Senate by the following vote: Yeas, 18; nays, none.

Also, Senate Bill No. 123—An Act to amend an Act to regulate fees and compensation for official and other services in the State of Nevada, approved March ninth, eighteen hundred and sixty-five—which passed the Senate: Yeas, 19; nays, none.

Also, Substitute for Senate Bill No. 191—An Act to redistrict the State of Nevada—which passed the Senate: Yeas, 21; nays, none.

Also, return Assembly Bill No. 95—An Act to supply the Town of Elko, in Elko County, with water for extinguishment of fire and other purposes, and to define the boundaries of said town—which passed the Senate: Yeas, 19; nays, none.

Also, Assembly Bill No. 38—An Act for the relief E. Perasich—which passed the Senate: Yeas 18; nays, none.

Also, Substitute for Assembly Bill No. 98—An Act to define and establish the boundary line between Humboldt and Lander Counties—which passed the Senate: Yeas, 15; nays, none.

Also, inform your honorable body that the Senate has concurred in Assembly amendments to Substitute for Senate Bill No. 39—An Act concerning juries.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

INTRODUCTION OF BILLS.

Senate Bill No. 167, entitled "An Act fixing the number of officers and employes of the Senate and Assembly, to define their duties and establish their pay."

Read first time; rules suspended; bill read second time by title; rules further suspended; bill read third time.

Mr. Crawford moved to refer the bill to a committee of one, with instructions to insert the following additional section:

"SEC. 11. An Act entitled An Act in relation to enrolling laws, resolutions, and other documents, approved March thirteenth, eighteen hundred and sixty-seven, is hereby repealed."

Motion carried, and Mr. Crawford was appointed as such committee. Mr. Crawford reported the bill amended as per instructions. Roll called, and bill passed as amended by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Craigue, Crawford, Dangberg, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Prague, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Tobriner, Twiss, Vinedge, Wilson, and Mr. Speaker—34.

NAY—Mr. Owen—1.

Senate Bill No. 162, entitled "An Act regulating the mortgage of personal property."

Read first time; rules suspended; bill read second time by title, and placed on File.

Senate Bill No. 109, entitled "An Act to provide for the erection of a State Prison."

Read first time; rules suspended; bill read second time, and placed on File.

Senate Bill No. 84, entitled "An Act for the relief of White Pine County."

Read first time; rules suspended; read second time by title, and placed on File.

Senate Bill No. 244, entitled "An Act to amend an Act to restrict gaming."

Read first time; rules suspended; read second time by title, and placed on File.

Senate Bill No. 208, entitled "An Act to locate the State University, and provide for the control and maintenance of the same."

Read first time; rules suspended; bill read second time by title, and referred to Committee on State Institutions.

Senate Bill No. 160, entitled "An Act relating to the duties of Secretary of State."

Read first time; rules suspended; bill read second time, and placed on File.

Mr. Savage moved to reconsider the vote by which Senate Bill No. 208—entitled "An Act to locate the State University, and to provide for the control and maintenance of the same"—was referred to the Committee on State Institutions.

Motion carried, and bill placed on File.

Senate Bill No. 123, entitled An Act to amend "An Act to regulate fees and compensation of official and other services in the State of Nevada," approved March ninth, eighteen hundred and sixty-five.

Read first time; rules suspended; bill read second time, and placed on File.

Substitute for Assembly Bill No. 191, entitled "An Act to redistrict the State of Nevada."

Read first time; rules suspended; bill read second time by title, and placed on File.

REPORT OF COMMITTEE ON STATE INSTITUTIONS.

MR. SPEAKER: Your Committee on State Institutions, to whom was referred Senate Bill No. 230—An Act to define the duties of Lieutenant Governor, and to fix his compensation therefor—report that

they have had the same under consideration, and have directed their Chairman to report the same to the House, with the recommendation that it do pass.

E. C. SESSIONS, Chairman.

GENERAL FILE.

Assembly Bill No. 123, entitled "An Act to create Contingent Funds for the Assembly."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Burgess, Carpenter, Cole, Craigue, Crawford, Fox, Gallagher, Grey, Hart, Hoppin, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—37.

NAYS—None.

On motion of Mr. Crawford, all Senate bills on the File were passed until the Assembly bills were disposed of.

Assembly Bill No. 84, entitled An Act concerning licenses.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Burgess, Carpenter, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—42.

NAYS—None.

Assembly Bill No. 68, entitled "An Act to amend An Act to incorporate the City of Virginia, provide for the government thereof, and to repeal all other Acts in relation thereto," approved March fourth, eight hundred and sixty-five.

Mr. Adams moved to refer the bill to a committee of one, with instructions to amend section one, as follows: After the words "of such appointment" insert "*provided*, the Tax Collector shall qualify and enter upon the discharge of his duties on the last Tuesday of June."

Motion carried.

Mr. Adams was appointed as such committee, who reported section eight amended as per instructions.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Adams, Andrews, Bruner, Burgess, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—40.

NAYS—None.

REPORT OF CONFERENCE COMMITTEE.

MR. SPEAKER: The conference committee appointed by the two Houses on Senate Bill No. 68, would report that they have agreed that the

Assembly recede from all amendments to said bill in which the Senate refused to concur, except the one of striking out of lines from forty-five to fifty-six inclusive, and in which they recommend the concurrence of the Senate.

J. C. HAZLETT,
C. H. EASTMAN,
ROBT. McBETH,
Senate Committee.

F. W. COLE,
G. H. MORRISON,
J. H. HOPPIN,
Assembly Committee.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Committee on Engrossment, to whom was referred for examination Assembly engrossed Bills Nos. 4, 9, 100, 110, 115, and 116, entitled respectively, An Act to amend an Act entitled "An Act to provide for the incorporation of railroad companies and the management of the affairs thereof, and other matters relating thereto," approved March twenty-second, eighteen hundred and sixty-five; "An Act for the relief of R. W. Bollen, late Sheriff of Douglas County;" "An Act to provide for the permanent investment, in interest-bearing bonds of the State of Nevada, of all moneys, accrued and accruing, to the Irreducible School Fund and Educational Fund of said State;" "An Act for the protection of stockholders in mines;" "An Act to restrict gaming"—having carefully examined the same and compared the originals with the engrossed copies, beg leave to report the same correctly engrossed.

GEO. H. MORRISON, Chairman.

Assembly Bill No. 88, entitled An Act to amend section three of "An Act to amend an Act entitled an Act supplementary to an Act entitled 'An Act defining the duties of State Treasurer,'" approved March fifth, eighteen hundred and sixty-nine.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Burgess, Carpenter, Crawford, Dangberg, Derby, Elzy, Fox, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—34.

NAYS—None.

Assembly Bill No. 93, entitled "An Act to provide for the payment of counsel in certain cases."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Andrews, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Prague, Price, Rickey, Sanford, Savage, Sessions, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—35.

NAYS—Messrs. Grey, Randall, and Robinson—3.

Assembly Bill No. 117, entitled An Act to amend an Act entitled "An Act for the government and maintenance of the State Orphans' Home," approved March first, eighteen hundred and seventy-three.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—40.

NAYS—Mr. Sessions—1.

Assembly Bill No. 89, "An Act to prohibit lotteries."

Read third time.

Mr. Crawford moved that a committee of one be appointed to insert the following additional section:

"SEC. 10. This Act shall take effect and be in force from and after the first day of January, A. D. eighteen hundred and seventy-four."

Motion carried.

Mr. Crawford was appointed as such committee.

Mr. Crawford reported the section amended as per instructions.

Roll called, and bill passed, as amended, by the following vote:

YEAS—Messrs. Adams, Allen, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hopkin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Owen, Prague, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stoddard, Tobriner, Twiss, Vinnedge, Wallace, and Mr. Speaker—38.

NAYS—Messrs. Matthews and Wilson—2.

Assembly Bill No. 101, "An Act for securing statistical information of railroad companies' operating in this State."

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hart, Horton, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shoaff, Smith, Stoddard, Twiss, Vinnedge, Wallace, and Wilson—32.

NAYS—Messrs. Adams, Burgess, Elzy, Tobriner, and Mr. Speaker—5.

Assembly Bill No. 118, "An Act to prohibit females from appearing in public, dressed in boys' or men's clothing."

Read third time, and lost by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Carpenter, Craigue, Dangberg, Derby, Drake, Elzy, Gallagher, Keyser, Lemmon, McCall, Owen, Prague, Rickey, Sanford, Savage, Shepperd, Smith, Street, Tobriner, Twiss, and Vinnedge—24.

NAYS—Messrs. Allen, Burgess, Cole, Fox, Grey, Hart, Lyman, Matthews, Morrison, Price, Randall, Shoaff, Stoddard, Wallace, Wilson, and Mr. Speaker—16.

Mr. Craigue asked indefinite leave of absence for the Committee on Enrollment.

Leave granted.

Assembly Bill No. 119, entitled An Act amendatory of and supplemental to an Act entitled "An Act concerning crimes and punishments, approved November twenty-first, eighteen hundred and sixty-one," and all Acts amendatory of and supplemental thereto.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Smith, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—41.

NAYS—None.

Assembly Bill No. 36, entitled An Act to amend an Act entitled "An Act for the election of a Board of Regents; to fix their term of office, and prescribe their duties, approved March fifth, eighteen hundred and sixty-nine."

Read third time, and lost by the following vote:

YEAS—Messrs. Arnold, Bruner, Carpenter, Dangberg, Derby, Drake, Gallagher, Keyser, Lyman, McCall, Owen, Price, Randall, Rickey, Sessions, Shoaff, Tobriner, and Wallace—18.

NAYS—Messrs. Adams, Allen, Andrews, Burgess, Craigue, Crawford, Elzy, Fox, Grey, Hart, Hoppin, Horton, Lemmon, Mack, Matthews, Morrison, Prague, Robinson, Sanford, Savage, Shepperd, Smith, Stoddard, Street, Twiss, Wilson, and Mr. Speaker—27.

Assembly Bill No. 26, "An Act to protect the shippers of ore and quartz to custom mills for reduction."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Prague, Randall, Rickey, Robinson, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Wallace, and Mr. Speaker—35.

NAYS—Messrs. Hart, Horton, Price, and Sanford—5.

Substitute for Assembly Bill No. 90, entitled "An Act to impose a license tax on persons selling malt liquor brewed without the State of Nevada and sold in the State of Nevada."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Andrews, Bruner, Carpenter, Craigue, Dangberg, Derby, Drake, Gallagher, Keyser, Lemmon, Mack, McCall, Morrison, Prague, Randall, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—31.

NAYS—Messrs. Allen, Burgess, Cole, Crawford, Fox, Grey, Hart, Horton, Lyman, Price, Rickey, and Stoddard—12.

On motion of Mr. Bowman, at twelve o'clock and thirty minutes P. M., the House took a recess until two o'clock P. M.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Crawford, under a suspension of the rules, gave notice that, on to-morrow, he would move for the reconsideration of the vote by which substitute for Assembly Bill No. 90—"An Act to impose a license tax on persons selling malt liquors brewed without the State of Nevada, and sold within the State of Nevada"—passed the House.

REPORT OF COMMITTEE ON ENROLLMENT.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 38, entitled "An Act for the relief of E. Perasich."

Also, Assembly Bill No. 95, "An Act to supply the Town of Elko with water."

Have been carefully compared with the engrossed bills, found correctly enrolled, and have this day been presented to the Governor for his approval.

JAMES CRAWFORD, Chairman.

Senate Bill No. 68—entitled "An Act making appropriations for the support of the civil government of the State of Nevada for the ninth and tenth fiscal years"—having been returned to the House for its concurrence in the amendments recommended by the conference committee heretofore made, the House, by the following vote, concurred in the amendments:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Craigie, Crawford, Dangberg, Drake, Fox, Gallagher, Grey, Hart, Horton, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Randall, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Twiss, Wallace, Wilson, and Mr. Speaker—36.

NAYS—Messrs. Keyser and Tobriner—2.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, March 5th, 1873. }

To the honorable the Assembly of Nevada:

I have this day approved, and deposited in the office of the Secretary of State, the following bills:

Assembly Bill No. 38, "An Act for the relief of E. Perasich."

Assembly Bill No. 85, "An Act for the relief of T. W. Triplett, late Assessor of Lander County."

L. R. BRADLEY.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, March 5th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 68—"An Act making appropriation for the support of the civil government of the State of Nevada for the ninth and tenth fiscal years"—the amendments recommended by committee of conference adopted.

Also, Senate Bill No. 203—"An Act to provide for the removal of the county seat of Esmeralda County"—which passed: Yeas, 19; nays, none.

Also, Senate Bill No. 171—"An Act to provide for the normal instruction of persons intending the profession of teaching in Nevada"—which passed: Yeas, 16; nays, 3.

Also, Senate Concurrent Resolution No. 264—"Relative to franking books, records, etc."—which passed: Yeas, 18; nays, 3.

Also, Senate Concurrent Resolution No. 263—"Relative to mail service from Reno, Nevada, to Indian Valley, California"—which passed: Yeas, 19; nays, none.

T. A. WATERMAN,
Assistant Secretary.

GENERAL FILE.

Assembly Bill No. 122, entitled "An Act to provide for the payment of the expense of enrolling for the sixth session of the Legislature of the State of Nevada."

Considered engrossed; read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Crawford, Dangberg, Derby, Drake, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—39.

NAYS—None.

Assembly Bill No. 106, entitled "An Act to encourage the growth of fruit trees in the State of Nevada."

Considered engrossed; read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Wilson, and Mr. Speaker—39.

NAY—Mr. Crawford—1.

Assembly Bill No. 115, "An Act for the protection of stockholders in mines."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Crawford, Dangberg, Fox, Gallagher, Grey, Hart, Keyser, Lemmon, Lyman, Matthews, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Stern, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—34.

NAYS—Messrs. Elzy, Mack, and Smith—3.

REPORT OF COMMITTEE ON ENGROSSMENT.

Mr. SPEAKER: Your Committee on Engrossment, to whom was referred Assembly engrossed Bill No. 124—An Act to amend "An Act concerning the office of Public Administrator and the estates of deceased persons," approved March fourth, eighteen hundred and sixty-seven—having carefully examined and compared the original bill with the engrossed copy, report the same back to the House as being correctly engrossed.

GEO. H. MORRISON, Chairman.

Assembly Bill No. 110, entitled "An Act to prevent the practice of medicine by unqualified persons."

Read third time, and lost by the following vote:

YEAS—Messrs. Arnold, Burgess, Derby, Elzy, McCall, Robinson, Shoaff, Tobriner, and Wallace—9.

NAYS—Messrs. Adams, Allen, Carpenter, Cole, Crawford, Dangberg, Fox, Gallagher, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, Morrison, Owen, Prague, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Smith, Twiss, Vinnedge, Wilson, and Mr. Speaker—30.

Assembly Bill No. 100, entitled "An Act to provide for the permanent investment, in interest-bearing bonds of the State of Nevada, of all moneys accrued or accruing to the Irreducible School Fund and Educational Fund of said State."

On motion of Mr. Savage, the bill was indefinitely postponed by the following vote:

YEAS—Messrs. Adams, Allen, Arnold, Carpenter, Cole, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lyman, Mack, Matthews, McCall, Morrison, Owen, Price, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stern, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—38.

NAYS—Messrs. Burgess, Sessions, and Wallace—3.

Assembly Bill No. 4, entitled An Act to amend an Act entitled "An Act to provide for the incorporation of railroad companies, and the management thereof, and other matters relating thereto," approved March twenty-second, eighteen hundred and sixty-five.

Read third time, and lost by the following vote:

AYES—Messrs. Bruner, Carpenter, Cole, Crawford, Dangberg, Fox, Grey, Mack, Morrison, Randall, Rickey, Savage, Sessions, and Stern—14.

NAYS—Messrs. Adams, Allen, Andrews, Burgess, Derby, Drake, Elzy, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Owen, Prague, Price, Robinson, Sanford, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—30.

Mr. Grey moved to reconsider the vote by which Senate Bill No. 114—An Act to amend an Act entitled “An Act to regulate proceedings in criminal cases in the Courts of justice of the Territory of Nevada”—was passed.

The House refused to reconsider.

By Mr. Grey:

Concurrent Resolution No. 21.

Resolved, by the Assembly, the Senate concurring, That from the Contingent Funds of the Senate and Assembly, share and share alike, there be and is hereby set aside, the sum of one hundred and seventy-five dollars, and that the Sergeants-at-Arms draw their warrants therefor for and in favor of J. K. Sutterly, to be paid to him on delivery of the three framed pictures of the members of the Senate and Assembly and attachés, and that such pictures be hung in the State Library.

Resolution lost, by the following vote:

YEAS—Messrs. Allen, Grey, McCall, Price, Stoddard, and Wallace—6.

NAYS—Messrs. Adams, Andrews, Arnold, Bruner, Burgess, Carpenter, Craigie, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, Morrison, Owen, Prague, Randall, Rickey, Robinson, Savage, Sessions, Shepperd, Smith, Stern, Street, Tobriner, Twiss, and Mr. Speaker—36.

Mr. Bowman moved to reconsider the vote by which Assembly Bill No. 67—“An Act to define and establish the boundary line of Lincoln County, Nevada”—was passed.

Pending the consideration of the motion, Mr. Wallace moved a call of the House.

Motion carried.

Roll called.

Absent, Messrs. Craigie and Shoaff.

On motion of Mr. Cole, further proceedings under the call were dispensed with.

The question recurring on the motion to reconsider the vote by which Assembly Bill No. 67—“An Act to define and establish the boundary line of Lincoln County”—was passed, roll called, and motion lost by the following vote:

YEAS—Messrs. Burgess, Carpenter, Crawford, Dangberg, Fox, Gallagher, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Owen, Prague, Price, Savage, Sessions, Stoddard, Tobriner, Twiss, and Mr. Speaker—21.

NAYS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Cole, Craigie, Derby, Drake, Elzy, Grey, Hart, Hoppin, Matthews, Morrison, Randall, Rickey, Robinson, Sanford, Shepperd, Smith, Stern, Street, Vinnedge, Wallace, and Wilson—26.

COMMUNICATION FROM STATE PRISON WARDEN.

CARSON, (NEV.), February 24th, 1873.

To the honorable the Legislature of the State of Nevada:

I herewith submit my first biennial report as Warden of the Nevada State Prison, from January ninth, eighteen hundred and seventy-one, to December thirty-first, eighteen hundred and seventy-two.

Respectfully submitted.

FRANK DENVER, Warden.

On motion of Mr. Hart, the report of the Warden was placed on file. Assembly Bill No. 116, "An Act to restrict gaming."

Mr. Savage moved that the bill be referred to a committee of one to strike out section eight.

Motion carried, and Mr. Savage was appointed such committee, who reported section eight stricken out as per instructions.

Bill read third time, and lost by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Dangberg, Drake, Elzy, McCall, Owen, Prague, Price, Sanford, Smith, Stoddard, Tobriner, Twiss, and Wilson—17.

NAYS—Messrs. Bruner, Burgess, Carpenter, Cole, Craigie, Crawford, Derby, Fox, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, Morrison, Randall, Rickey, Robinson, Savage, Sessions, Shepperd, Shoaff, Stern, Vinnedge, and Mr. Speaker—28.

Assembly Bill No. 9, entitled "An Act for the relief of R. W. Bollen, late Sheriff of Douglas County."

Read third time, and lost by the following vote:

YEAS—Messrs. Allen, Andrews, Bruner, Burgess, Crawford, Dangberg, Gallagher, Hart, Matthews, Prague, Randall, Rickey, and Sanford—13.

NAYS—Messrs. Adams, Arnold, Carpenter, Cole, Derby, Drake, Fox, Grey, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Price, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, and Wilson—28.

Assembly Bill No. 134, "An Act to amend An Act concerning the office of Public Administrator, and the estates of deceased persons," approved April fourth, eighteen hundred and sixty-seven.

Read third time, and lost by the following vote:

YEAS—Messrs. Crawford, Derby, Drake, Elzy, Mack, and Sessions—6.

NAYS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Dangberg, Fox, Gallagher, Grey, Horton, Keyser, Lemmon, Lyman, Matthews, McCall, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stoddard, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—33.

On motion of Mr. Bruner, at four o'clock and fifty-five minutes P. M. the House took a recess until seven o'clock.

EVENING SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

By Mr. Fox:

Resolved, That the Journal and Minute Clerks of the Assembly be jointly allowed ten days additional compensation after the adjournment of the Legislature for writing up and completing the Journal, payable out of the Contingent Fund of the Assembly, and the Sergeant-at-Arms is hereby authorized to draw his warrants in favor of said clerks for said amount.

Adopted.

Resolved, That the Senate is respectfully requested to return to this House Assembly Bill No. 90, "An Act in relation to malt liquors."

Adopted.

REPORT OF COMMITTEE ON ENGROSSMENT.

MR. SPEAKER: Your Standing Committee on Engrossment, to whom was referred for examination engrossed Assembly Bill No. 114—entitled "An Act to regulate the practice of pharmacy in the State of Nevada"—having carefully compared the original bill with engrossed copy, beg leave to report the same to the House as being correctly engrossed.

GEO. H. MORRISON, Chairman.

GENERAL FILE.

Assembly Bill No. 114, entitled "An Act to regulate the practice of pharmacy in the State of Nevada."

Read third time, and lost by the following vote:

YEAS—Messrs. Craigue, Crawford, Dangberg, Drake, Fox, Grey, Hart, Hoppin, Lyman, Mack, Matthews, McCall, Robinson, Sanford, Savage, Shepperd, Shoaff, Stoddard, Street, Twiss, Wallace, and Wilson—22.

NAYS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Gallagher, Keyser, Lemmon, Morrison, Prague, Randall, Sessions, Smith, Stern, and Mr. Speaker—16.

Senate Bill No. 183, "An Act to authorize the Board of County Commissioners of Elko County, Nevada, to issue bonds, payable from the Building Fund, and to levy a tax for the payment thereof."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Crawford, Dangberg, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—41.

NAYS—None.

By Mr. Drake:

Resolved, That the Sergeant-at-Arms of the Assembly be and he is hereby authorized and directed to draw his warrant in favor of William M. Gillespie and John I. Ginn, for eight dollars per day each, for services as reporters of this Assembly prior to the twentieth day of the present session.

Roll called, and resolution lost by the following vote:

YEAS—Messrs. Elzy, Grey, Horton, Prague, Stoddard, and Wallace—6.

NAYS—Messrs. Adams, Allen, Andrews, Burgess, Carpenter, Cole, Crawford, Dangberg, Drake, Fox, Gallagher, Hart, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Price, Robinston, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Tobriner, Twiss, Wilson, and Mr. Speaker—35.

Senate Bill No. 207, entitled "An Act to legalize certain acts of the Board of County Commissioners of Lincoln County."

Read third time, and lost by the following vote:

YEAS—Messrs. Grey and Street—2.

NAYS—Messrs. Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Drake, Elzy, Fox, Gallagher, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Robinston, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stoddard, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—38.

Senate Bill No. 99, "An Act to appropriate funds for the preparation and publication of the eighth and ninth volumes of the Nevada Reports."

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Dangberg, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lyman, Mack, Matthews, McCall, Owen, Prague, Price, Randall, Robinston, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Wilson, and Mr. Speaker—36.

NAY—Mr. Adams—1.

Senate Bill No. 181, entitled "An Act to authorize the Counties of Lincoln and Nye, in the State of Nevada, to subscribe to the capital stock of the Humboldt and Colorado Railroad Company, and to aid in the construction of a railroad from a point at or near Palisade to the Colorado River."

Messrs. Crawford, Wallace, and Owen moved the previous question.

The main question being the adoption of the amendment recommended by Committee on Corporations, the House refused to adopt the amendment by the following vote:

YEAS—Messrs. Adams, Arnold, Burgess, Carpenter, Cole, Craigue, Fox, Gallagher, Grey, Matthews, Owen, Street, and Wilson—13.

NAYS—Messrs. Allen, Andrews, Bruner, Crawford, Dangberg, Derby, Drake, Elzy, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Prague, Randall, Rickey, Robinston, Sanford, Savage,

Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Wallace, and Mr. Speaker—33.

Mr. Cole moved to adjourn.

Motion lost.

The bill having had three several readings, was passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Crague, Dangberg, Derby, Drake, Elzy, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Price, Rickey, Robinson, Sanford, Sessions, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—38.

NAYS—Messrs. Cole, Crawford, Fox, Gallagher, Hoppin, Owen, Randall, and Stern—8.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 5th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body, Assembly Bill No. 54, "An Act to appropriate money to pay certain claims against the State of Nevada."

Also, Assembly Bill No. 53, "An Act to prohibit the sale of intoxicating drinks to minors."

Also, Assembly Bill No. 91, "An Act authorizing the State Treasurer to return certain vouchers to the Controller and receive credit for the same."

Also, Assembly Bill No. 75, "An Act to amend (section twelve of) an Act entitled An Act to further amend an Act to provide revenue for the support of the government of the State of Nevada, approved March first, eighteen hundred and sixty-six."

Also, Assembly Bill No. 42, "An Act for the relief of the Imperial Silver Mining Company."

Also, Assembly Bill No. 44, An Act entitled "An Act to provide for the registration of the names of electors, and to prevent fraud at elections."

Also, Assembly Bill No. 70, "An Act to incorporate a State Agricultural Society, and to provide for the management thereof."

Also, Assembly Bill No. 76, An Act to amend section six of "An Act defining the duties of the State Treasurer," approved February second, eighteen hundred and sixty-six.

Also, Assembly Bill No. 64, "An Act for the more effectual prevention of cruelty to animals."

Also, Assembly Concurrent Resolution No. 21, Relative to military reservations in the State of Nevada.

Also, Assembly Bill No. 92—"An Act concerning vagrants and vagrancy."

Which passed the Senate with amendments.

Also, Assembly Bill No. 6—"An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto"—which was indefinitely postponed.

Also, Substitute for Assembly Bill No. 10—An Act to repeal an Act entitled "An Act providing for the better enforcement of the revenue laws of the State of Nevada"—which was indefinitely postponed.

Also, Assembly Bill No. 108, which passed by the following vote: Yeas, 16; nays, none—with amendments.

Also, Assembly Bill No. 58, which passed by the following vote: Yeas, 19; nays, none—with amendments.

Also, Assembly Bill No. 72, which passed by the following vote: Yeas, 16; nay, 1.

Also, Assembly Bill No. 105—"An Act to grant the right of way to J. E. Rooker, A. A. Curtis, M. A. Sawtelle, their associates and assigns, to build and maintain a railroad from the Central Pacific Railroad to the City of Austin"—which passed, with amendments, by the following vote: Yeas, 16; nays, 4.

Also, Assembly Bill No. 83—"An Act to encourage the construction of a railroad from Reno to Susanville"—which passed the Senate, with amendments, by the following vote: Yeas, 17; nays, 4.

Also, transmit Senate Bill No. 262—"An Act for the relief of Mrs. Amanda M. Parker, widow of Ozro H. Parker, deceased"—which passed the Senate by the following vote: Yeas, 14; nays, 7.

Also, notify you that the Senate has concurred in Assembly amendments to Senate Bill No. 167.

Respectfully,

T. A. WATERMAN,
Assistant Secretary.

Assembly Bill No. 105, as per message, was taken up, and the following Senate amendment, viz: "Upon the completion and necessary equipment of ten miles of said road, the Board of Commissioners of the County of Lander are hereby authorized and directed, in the name of said county, to take and subscribe, for the use, benefit, and advantage of said county, to the capital stock of the company organized under the provisions of this Act, stock to the amount of fifty thousand dollars, and to issue bonds of said county in the form hereinafter specified, and to deliver the same to the said company for its benefit, in exchange for certificates of full paid stock of the capital stock of said company so subscribed for, to the amount of fifty thousand dollars par value of said stock; and upon the completion and equipment of each succeeding ten miles of said railroad, until sixty miles shall have been completed and equipped, the Board of Commissioners of said county are authorized and directed, in the name of said county, to take and subscribe, for the use, benefit, and advantage of said county, to the capital stock of said company, stock to the amount of fifty thousand dollars, and to prepare and issue bonds of said county, in the form hereinafter specified, and to deliver the same to said company, for its benefit, in exchange for certificates of full paid stock of said company, so subscribed for, to the amount of fifty thousand dollars par value of said stock, until bonds to the amount of three hundred thousand dollars shall have been so issued and stock of said company received in exchange, as above stated"—was concurred in by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey,

Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Pragne, Price, Randall, Rickey, Sanford, Sessions, Shepperd, Shoaff, Smith, Street, Tobriner, Twiss, Wilson, and Mr. Speaker—41.

NAY—Mr. Hoppin—1.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 5th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Bill No. 235—"An Act to discourage quackery"—which passed: Yeas, 19; nay, 1.

Also, Senate Bill No. 174—"An Act prescribing an additional penalty for the non-payment of taxes in certain cases"—which passed: Yeas, 18; nay, 1.

Also, Senate Bill No. 209—"An Act relative to the treatment of the indigent sick in this State"—which passed: Yeas, 19; nays, none.

Also, Senate Bill No. 214—"An Act authorizing the canceling of old unpaid warrants"—which passed: Yeas, 18; nays, none.

Also, Senate Bill No. 246—"An Act to grant the right of way to T. N. Browne, and his associates, to build and maintain a narrow gauge railroad through the Counties of Elko, White Pine, Nye, and Lincoln."

Also, notify your honorable body that the Senate concurred in Assembly amendments to Senate Bill No. 32, "An Act to amend an Act entitled An Act to redistrict the State of Nevada," approved February twenty-seventh, eighteen hundred and sixty-nine.

Also, concurred in Assembly amendments to Senate Bill No. 159, "An Act amendatory of an Act entitled An Act to provide for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five, and Acts amendatory thereof.

T. A. WATERMAN,
Assistant Secretary.

Assembly Bill No. 108, as per Senate message, was taken up. The following Senate amendments, viz: Strike out in section one all after the word "county," in line six, to the word "The," in thirteenth line, and insert the following: "By the additional levy to the amount of tax already allowed by law to be levied for general county purposes, of twenty cents on each one hundred dollars valuation of the taxable property of said county; and the setting aside from the amount of tax now by law authorized, twenty cents on each one hundred dollars valuation of the taxable property of said county"—adopted by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Twiss, Wilson, and Mr. Speaker—37.

NAYS—None.

Assembly Bill No. 83, as per message, was taken up, and Senate amendments, viz: In line four, section one, strike out the name of "H. H. Beck." Amend the amendment to section two: After the word "to," in the third line, and before the word "county," in the sixth line, so as to read as follows: "*Provided*, said Washoe County, in all meetings of stockholders or directors of said railroad company, shall be entitled to stock and representation, and vote in proportion to the actual amount of stock so subscribed and paid in by said company"—concurring in by the following vote:

YEAS—Messrs. Allen, Adams, Andrews, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Twiss, Wilson, and Mr. Speaker—38.

NAYS—None.

Assembly Bill No. 92, as per Senate message, taken up, and the Senate amendments, viz: Amend section one by inserting after the word "days," in the fourth line, the following words: "Make proper inquiry for and use due diligence to." Amend section one, line seventeen, by inserting after the word "thereof," the words, "every person who frequents gambling rooms, not being employed therein as an attaché, check guerilla, *i. e.*, one who frequents gambling saloons and solicits money or checks used therein to represent money, from the proprietors, bystanders, or bettors, and who has no other means of living other than the money obtained thereby." Amend section two, after the word "county," on the first line of the second page, insert the words "when a conviction is had under the provisions of this Act, the District Attorney shall be entitled to a fee of ten dollars"—concurring in by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Twiss, Wilson, and Mr. Speaker—41.

NAY—Mr. Matthews—1.

On motion of Mr. Rickey, at ten o'clock P. M., the House adjourned.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

SIXTIETH DAY.

THURSDAY, March 6th, 1873.

House met pursuant to adjournment.

Mr. Cole in the chair.

Roll called.

Quorum present.

On motion of Mr. Tobriner, the reading of the Journal of yesterday was dispensed with.

Mr. Crawford moved a call of the House.

Motion carried.

Roll called.

Absent—Messrs. Burgess, Craigue, Derby, Drake, Elzy, Grey, Savage, Shepperd, Shoaff, Stern, and Wallace.

On motion of Mr. Bruner, further proceedings under the call were dispensed with.

On motion of Mr. Hart, the Speaker and Chief Clerk were authorized to read and approve the Journal of the fourth and fifth instant.

On motion of Mr. Hart, Mr. Cole was declared Speaker during the absence of the Speaker and Speaker pro tem. of the House.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, March 5th, 1873. }*To the honorable the Assembly of Nevada:*

I have this day approved, and deposited in the office of the Secretary of State, Assembly Bill No. 95, "An Act to supply the Town of Elko, in Elko County, with water for the extinguishment of fire and other purposes, and to define the boundaries of said town."

L. R. BRADLEY.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, March 5th, 1873. }*To the honorable the Assembly:*

I have the honor herewith to transmit to your honorable body, Senate Bill No. 265—An Act supplementary to an Act entitled "An Act to create certain Legislative Funds," approved January fifteenth, eighteen hundred and seventy-three—which passed the Senate by the following vote: Yeas, 21; nays, none.

Also, Senate Bill No. 231—"An Act for the relief of S. H. Marlette"—which passed by the following vote: Yeas, 18; nays, 2.

Also, Senate Bill No. 172—An Act to repeal an Act entitled "An Act to aid the Nevada Benevolent Association in providing means to erect an insane asylum," approved March third, eighteen hundred and seventy-one.

T. A. WATERMAN,
Assistant Secretary.

MOTIONS AND RESOLUTIONS.

Mr. Crawford introduced Assembly Concurrent Resolution No. 22—Relative to the suspension of Joint Rule No. 15.

Adopted.

By Mr. Owen:

Resolved, That the Chief Clerk and Assistant Clerk be allowed ten days to arrange books and papers, after the close of the session, to be paid out of the Contingent Fund of the Assembly.

Lost.

Senate Concurrent Resolution No. 263—Relative to mail service between Reno, Nevada, and Indian Valley, California.

Read, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Craigue, Crawford, Dangberg, Drake, Elzy, Fox, Gallagher, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Tobriner, Twiss, Vinnedge, and Wilson—39.

NAYS—None.

Senate Concurrent Resolution No. 264—Relative to franking books, reports, etc.

Read, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Carpenter, Craigue, Crawford, Dangberg, Elzy, Fox, Gallagher, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Randall, Rickey, Sanford, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, and Mr. Speaker—38.

NAYS—None.

The Speaker in the chair.

INTRODUCTION OF BILLS.

Senate Bill No. 265, entitled "An Act supplementary to an Act entitled 'An Act to create certain Legislative Funds,'" approved January fifteenth, eighteen hundred and seventy-three.

Rules suspended; bill read first and second times by title, and referred to Committee of the Whole.

Senate Bill No. 172, entitled "An Act to repeal an Act entitled 'An Act to aid the Nevada Benevolent Association in providing means to erect an insane asylum.'"

Rules suspended; bill read first and second times by title, and placed on File.

Senate Bill No. 231, entitled "An Act for the relief of S. H. Marlette."

Rules suspended; bill read first and second times by title, and referred to the Committee of the Whole.

Senate Bill No. 171, entitled "An Act to provide for the normal instruction of persons intending the profession of teaching in Nevada."

Rules suspended; bill read first and second times by title, and referred to Committee of the Whole.

Senate Bill No. 262, entitled "An Act for the relief of Mrs. Amanda M. Parker, widow of Ozro H. Parker, deceased."

Rules suspended; read first and second times by title, and referred to Committee of the Whole.

Senate Bill No. 203, entitled "An Act to provide for the removal of the county seat of Esmeralda County."

Rules suspended; read first and second times by title; rules further suspended; bill read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Crague, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Horton, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Shepperd, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—40.

NAYS—None.

Senate Bill No. 214, entitled "An Act authorizing the canceling of old unpaid warrants."

Read first time; rules suspended; read second time by title, and placed on File.

Senate Bill No. 209, entitled "An Act relative to the treatment of the indigent sick in this State."

Read first time; rules suspended; read second time by title, and placed on File.

Senate Bill No. 174, entitled "An Act prescribing an additional penalty for the non-payment of taxes in certain cases after suit."

Rules suspended; read first and second times by title, and placed on File.

Senate Bill No. 235, entitled "An Act to discourage quackery."

Rules suspended; read first and second times by title, and placed on File.

Senate Bill No. 246, entitled "An Act to grant the right of way to T. N. Browne and his associates to build and maintain a narrow gauge railroad through the Counties of Elko, White Pine, Nye, and Lincoln."

Rules suspended; read first and second times by title, and placed on File.

GENERAL FILE.

Substitute for Senate Bill No. 91, entitled "An Act to regulate the salaries of County Auditors."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Drake, Elzy, Fox, Grey, Hart, Keyser, Lemmon, Matthews, McCall, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Wallace, Wilson, and Mr. Speaker—34.

NAYS—None.

Senate Bill No. 95, entitled An Act to amend an Act entitled "An Act to create the office of State Mineralogist, and define the duties of such office," approved March first, eighteen hundred and sixty-nine.

Read third time, and lost by the following vote:

YEAS—Messrs. Carpenter, Horton, Mack, Owen, Price, Robinson, Savage, Sessions, Street, Tobriner, Twiss, and Mr. Speaker—12.

NAYS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Fox, Gallagher, Grey, Hart, Keyser, Lemmon, Matthews, McCall, Prague, Randall, Rickey, Sanford, Shepperd, Smith, Stern, Vinnedge, and Wilson—23.

Senate Bill No. 210, entitled "An Act to provide for printing the annual reports of the State Treasurer and State Controller."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Derby, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Street, Twiss, Vinnedge, Wilson, and Mr. Speaker—38.

NAY—Mr. Dangberg—1.

Senate Bill No. 143, entitled "An Act providing for the taxation of borax and soda mines and claims."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Bruner, Burgess, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Fox, Grey, Hart, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Twiss, Vinnedge, Wilson, and Mr. Speaker—38.

NAYS—Messrs. Carpenter and Gallagher—2.

REPORT OF COMMITTEE ON ENROLLMENT.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 55, entitled "An Act to prohibit the sale of intoxicating drinks to minors."

Also, Assembly Bill No. 92, entitled "An Act concerning vagrants."

Also, Assembly Bill No. 76, "An Act relating to State Treasurer."

Also, Assembly Bill No. 108, "An Act relative to the finances of Lyon County."

Also, Assembly Bill No. 66, "An Act relating to elections."

Also, "An Act to define and establish the boundary lines of Lander and Humboldt Counties."

Also, Assembly Bill No. 44, entitled "An Act to provide for the registration of voters."

Also, Assembly Bill No. 64, "An Act to prevent cruelty to animals."

Also, Assembly Bill No. 42, "An Act for the relief of the Imperial Silver Mining Company."

Also, Assembly Bill No. 91, "An Act relative to certain vouchers in the hands of the State Treasurer."

Also, Assembly Bill No. 54, "An Act to pay certain claims against the State of Nevada."

Also, Assembly Joint Resolution No. 21, "Relative to military reservations."

Have been carefully compared with the engrossed bills and copies, found correctly enrolled, and the bills have this day been presented to the Governor for his approval, and the resolution has this day been deposited in the office of the Secretary of State.

JAMES CRAWFORD, Chairman.

Senate Bill No. 172, "An Act to encourage the artificial cultivation and propagation of fish in the State of Nevada."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Dangberg, Elzy, Fox, Grey, Hart, Hoppin, Keyser, Lyman, Matthews, McCall, Prague, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Street, Twiss, Vinnedge, and Wilson—29.

NAYS—Messrs. Crawford, Derby, Gallagher, Horton, Mack, and Stern—6.

Mr. Rickey moved a call of the House.

Motion carried.

Roll called: Absent—Messrs. Carpenter, Drake, Wallace, and Mr. Speaker.

The Speaker appeared at the bar of the House, and, on motion, was allowed to take his seat, and excused.

Mr. Wallace appeared at the bar of the House, and was, on motion, fined one dollar.

On motion of Mr. Elzy, further proceedings under the call were dispensed with.

Senate Bill No. 20, entitled "An Act to provide for the government of the State Prison of the State of Nevada."

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Burgess, Carpenter, Crawford, Dangberg, Elzy, Gallagher, Hart, Hoppin, Keyser, Lyman, Mack, McCall, Owen, Rickey, Robinson, Sanford, Sessions, Shoaff, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—28.

NAYS—Messrs. Adams, Andrews, Bruner, Cole, Craigie, Derby, Drake, Fox, Grey, Horton, Lemmon, Matthews, Morrison, Prague, Price, Randall, Savage, Shepperd, and Smith—18.

Senate Bill No. 190, An Act amendatory of and supplementary to an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and define their duties and powers," approved March eighth, eighteen hundred and sixty-five.

Mr. Price presented petitions from taxpayers of Washoe County against the passage of any bill legalizing the act of the Board of County Commissioners of said county in the matter of the settlement of the tax suits of Washoe County against the Central Pacific Railroad Company, for the years eighteen hundred and sixty-nine, eighteen hundred and seventy, and eighteen hundred and seventy-one.

Pending the consideration of amendments reported by a majority of the Judiciary Committee, the House, on motion of Mr. Cole, at one o'clock and ten minutes P. M., took a recess until two o'clock.

AFTERNOON SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

Senate Bill No. 190, entitled An Act amendatory of and supplementary to an Act entitled "An Act to create a Board of County Commissioners in the several counties of the State, and define their duties and powers," approved March eighth, eighteen hundred and sixty-five.

Amendments reported by committee adopted.

Mr. Price moved that the bill be referred to a committee of one, to amend section one, by adding to section one, as amended, after the word "officers" in the twelfth subdivision, the following, to wit: "*Provided*, that nothing in this Act shall be so construed as to apply to any suits, except those now pending in the County of Washoe."

Motion lost.

Mr. Sessions moved the reference of the bill to a committee of one to amend section one as follows: After the words "of the same," insert the words, "*provided*, that nothing in this Act shall be construed as to apply to taxes that do become delinquent after January first, eighteen hundred and seventy three."

Motion carried, and Mr. Sessions was appointed as such committee, who reported that he had amended the bill as per instructions.

Mr. Price moved to lay the bill on the table.

Motion lost.

The bill having had three several readings, was placed upon its final passage, and passed as amended by the following vote:

YEAS—Messrs. Allen, Andrews, Arnold, Burgess, Craigue, Drake, Elzy, Hart, Hoppin, Keyser, Lemmon, Lyman, Mack, Matthews, Morrison, Owen, Prague, Sanford, Sessions, Shepperd, Stoddard, Street, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—27.

NAYS—Messrs. Adams, Bruner, Carpenter, Cole, Crawford, Dangberg, Derby, Fox, Gallagher, Grey, Horton, McCall, Price, Randall, Rickey, Robinson, Savage, Shioaff, Smith, Stern, and Tobriner—21.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER, }
CARSON CITY, March 6th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 22—Relative to Joint Rule No. 15—which passed by the following vote: Yeas, 17; nay, 1.

Also, Assembly Bill No. 123—"An Act to create Contingent Funds for the Assembly and Senate"—which passed the Senate by the following vote: Yeas, 16; nays, none—with amendments.

Also, Assembly Bill No. 106; Assembly Bill No. 119; Assembly Bill No. 113; Assembly Bill No. 88, and Assembly Bill No. 84, which were indefinitely postponed.

Also, Assembly Bills Nos. 117 and 121, which passed the Senate.

T. A. WATERMAN,
Assistant Secretary.

Assembly Bill No. 123, as per Senate message, was taken up, and the following Senate amendments, viz: Amend title by inserting after "Assembly" the words "and Senate." In section one, insert the word "General" in lieu of "Legislative." Also, in lieu of "six" insert "twenty-one," and after the words "hundred dollars" insert "six hundred." In section two, after the words "of the" insert "Senate and"—were concurred in by the House by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Burgess, Carpenter, Derby, Drake, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stoddard, Street, Twiss, Vinnedge, and Mr. Speaker—36.

NAYS—Messrs. Allen and Dangberg—2.

Senate Bill No. 208, entitled "An Act to locate the State University, and provide for the control and maintenance of the same."

Read third time, and referred to the Committee of the Whole.

Senate Bill No. 194, entitled "An Act to purchase the compilation of the laws of Nevada."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Craigue, Crawford, Derby, Elzy, Hart, Hoppin, Horton, Keyser, Lemmon, Mack, Matthews, Morrison, Owen, Prague, Price, Randall, Sanford, Savage, Shepperd, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, and Wilson—30.

NAYS—Messrs. Arnold, Bowman, Burgess, Carpenter, Cole, Dangberg, Drake, Fox, Gallagher, Grey, Lyman, McCall, Rickey, Robinson, Sessions, Shoaff, Stern, and Mr. Speaker—18.

Senate Bill No. 244, entitled "An Act to amend an Act entitled 'An Act to restrict gaming.'"

Laid on the table.

Senate Bill No. 230, entitled "An act to define the duties of the Lieutenant Governor, and to fix his compensation therefor."

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Prague, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Smith, Stern, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—39.

NAYS—Messrs. Adams, Andrews, and Owen—3.

Senate Bill No. 109, entitled "An Act to provide for the erection of a State Prison."

Referred to the Committee of the Whole.

Senate Bill No. 162, entitled "An Act regulating the mortgage of personal property."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Cole, Crawford, Dangberg, Derby, Drake, Elzy, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison,

Prague, Price, Rickey, Robinson, Sanford, Sessions, Shoaff, Smith, Street, Twiss, Vinnedge, and Wilson—35.

NAYS—Messrs. Carpenter, Gallagher, Randall, and Shepperd—4.

Senate Bill No. 123, entitled "An Act to amend 'An Act to regulate fees and compensation for official and other services in the State of Nevada,'" approved March ninth, eighteen hundred and sixty-five.

Read third time, and lost by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Carpenter, Crawford, Dangberg, Derby, Drake, Grey, Hart, Keyser, Lyman, Owen, Prague, Sanford, Shepperd, Shoaff, Street, Twiss, Vinnedge, and Wilson—22.

NAYS—Messrs. Burgess, Gallagher, McCall, Morrison, Price, Randall, Rickey, Robinson, Sessions, and Smith—10.

Senate Bill No. 84, entitled "An Act for the relief of White Pine County."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Keyser, Lemmon, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—44.

NAY—Mr. Allen—1.

Senate Bill No. 160, entitled "An Act relative to the duties of the Secretary of State."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Dangberg, Derby, Drake, Elzy, Fox, Gallagher, Hart, Hoppin, Keyser, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—41.

NAYS—None.

REPORT OF COMMITTEE ON ENROLLMENT.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 113, entitled "An Act authorizing the School Trustees of School District Number Ten, in the Town of Reno, Washoe County, to issue bonds for the purpose of building a school house in said school district.

Also, Assembly Bill No. 88, entitled "An Act to amend section three of 'An Act to amend an Act supplementary to an Act entitled 'An Act defining the duties of State Treasurer,' approved March first, eighteen hundred and sixty-nine,'" approved March fifth, eighteen hundred and sixty-nine.

Have been carefully compared with the engrossed bills, found correctly enrolled, and have this day been presented to the Governor for his approval.

E. L. STERN, Chairman pro tem.

Mr. Owen asked leave to change his vote from yea to nay, on Senate Bill No. 190, entitled "An Act amendatory of and supplementary to an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and define their duties and powers," approved March eighth, eighteen hundred and sixty-five.

Leave not granted.

Substitute for Senate Bill No. 191, entitled "An Act to redistrict the State of Nevada."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Drake, Elzy, Fox, Gallagher, Grey, Hart, Hoppin, Horton, Lemmon, Matthews, McCall, Morrison, Prague, Price, Randall, Rickey, Robinson, Sanford, Sessions, Stern, Twiss, Wilson, and Mr. Speaker—31.

NAYS—Messrs. Andrews, Dangberg, Derby, Keyser, Lyman, Mack, Owen, Shepperd, Smith, Street, and Tobriner—11.

REPORTS OF COMMITTEE ON ENROLLMENT.

Mr. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 35, entitled "An Act to provide revenue for the support of the government of the State of Nevada."

Also, Assembly Bill No. 70, "An Act to incorporate a State Agricultural Society."

Also, "An Act to define the relations of husband and wife."

Also, Assembly Bill No. 106, entitled "An Act relative to the growth of forest trees."

Also, "An Act for the construction of fences and planting of trees at the Orphans' Home."

Have been carefully compared with the engrossed bills, found correctly enrolled, and have this day been presented to the Governor for his approval.

JAMES CRAWFORD, Chairman.

Mr. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 117, entitled "An Act to amend an Act for the government of the State Orphans' Home."

Also, "An Act to create Contingent Fund."

Also, "An Act supplemental to An Act to abolish State revenue stamps."

Also, "An Act relative to the construction of a railroad from Reno to Susanville."

Also, Assembly Bill No. 119, entitled "An Act amendatory of and supplemental to an Act entitled An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one, and all Acts amendatory of and supplemental thereto.

Have been carefully compared with the engrossed bills, found correctly enrolled, and have this day been presented to the Governor for his approval.

E. L. STERN, Chairman pro tem.

On motion of Mr. Cole, the House resolved itself into the Committee of the Whole for consideration of the General File.

Mr. Cole in the chair.

In time, the committee rose, and reported back the following bills, with the recommendation that they do pass:

Senate Bill No. 109, entitled "An Act to provide for the erection of a State Prison."

Also, Senate Bill No. 108, "An Act to locate the State University, and to provide for the control and maintenance of the same."

Also, Senate Bill No. 171, "An Act to provide for the normal instruction of persons intending the profession of teaching in Nevada."

Also, Senate Bill No. 262, "An Act for the relief of Mrs. Amanda M. Parker, widow of Ozro H. Parker, deceased."

Also, Senate Bill No. 231, "An Act for the relief of S. H. Marlette."

The Speaker in the chair.

On motion of Mr. Elzy, at five o'clock and forty-five minutes P. M. the House took a recess until seven o'clock.

EVENING SESSION.

The Speaker in the chair.

Roll called.

Quorum present.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 6th, 1873. }

To the honorable the Assembly:

I have the honor to herewith transmit to your honorable body, Senate Bill No. 261—"An Act to define and establish the boundary line of Eureka County"—which passed the Senate by the following vote: Yeas, 14; nays, 5.

Also, return Assembly Bill No. 97, which passed the Senate by the following vote: Yeas, 16; nays, 5.

Also, Assembly Bills Nos. 26 and 122, which passed the Senate.

Also, Assembly Bill No. 101, which was lost.

Also, Assembly Bill No. 68, which was indefinitely postponed.

Also, Senate Bill No. 273, "An Act to pay Edward Lubin six hundred and eighty dollars."

Also, return Assembly Bills Nos. 89 and 28, which passed the Senate.

Also, Assembly Bill No. 115, which was lost in the Senate.

T. A. WATERMAN,
Assistant Secretary.

Senate Bill No. 109, "An Act to provide for the erection of a State Prison."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Cole, Derby, Drake, Hart, Hoppin, Horton, Lemmon, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Robinson, Sanford, Sessions, Smith, Stern, Stoddard, Street, Twiss, and Vinnedge—32.

NAYS—Messrs. Dangberg, Fox, Gallagher, Grey, Keyser, Lyman, Rickey, Savage, Shepperd, Tobriner, and Mr. Speaker—8.

REPORT OF COMMITTEE ON PRINTING.

MR. SPEAKER: The Committee on Public Printing beg leave to report the following amount of work done by the State Printer from the sixth of February to the sixth of March inclusive:

- 550 copies Treasurer's Report.
- 240 copies Assembly Bill No. 54.
- 300 copies roll-calls.
- 240 copies Assembly Bill No. 63.
- 100 copies blanks—certificates for attachés.
- 400 copies Report Superintendent Public Instruction.
- 240 copies Assembly Bill No. 62.
- 240 copies Assembly Bill No. 64.
- 1,500 copies J. P. Jones' speech.
- 240 copies Assembly Bill No. 68.
- 240 copies Assembly Bill No. 70.
- 240 copies Assembly Bill No. 66.
- 660 copies Report of Committee on Centennial Affairs.
- 240 copies Report of Committee on Orphans' Home.
- 550 copies Report Surveyor General.
- 240 copies Assembly Bill No. 82.
- 240 copies Assembly Bill No. 80.
- 240 copies Assembly Bill No. 65.
- 480 copies Report of Committee on Relief of Bondsmen.
- 480 copies Report of Committee on Compilation of Laws.
- 240 copies Assembly Bill No. 83.
- 750 copies Mineralogist's Report.
- 240 copies Assembly Bill No. 55.
- 240 copies Assembly Bill No. 86.
- 240 copies Assembly Bill No. 77.
- 240 copies Assembly Bill No. 89.
- 480 copies Report of Committee on Federal Relations.
- 240 copies Assembly Bill No. 58.
- 100 copies roll-calls.
- 240 copies Assembly Bill No. 111.
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- 240 copies Assembly Bill No. 97.
- 240 copies Assembly Bill No. 67.
- 240 copies Assembly Bill No. 106.
- 240 copies Assembly Bill No. 99.
- 480 copies Report of Committee on County Boundaries.
- 1,000 copies roll-calls.

P. L. SHOAFF, Chairman.

REPORT OF COMMITTEE ON AGRICULTURE.

MR. SPEAKER: Your Committee on Agriculture, to whom was referred Assembly Bill No. 87—An Act to repeal an Act entitled "An Act to prevent the trespassing of stock on private property"—report that they have had the same under consideration, and have directed their Chair-

man to report the same to the House, with a recommendation that it do not pass.

T. B. RICKEY, Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT,
CARSON CITY, March 6th, 1873. }

To the honorable the Assembly of Nevada:

I have this day approved, and deposited in the office of the Secretary of State, Assembly Bill No. 123, "An Act to create Contingent Funds for the Assembly and Senate."

L. R. BRADLEY.

Senate Bill No. 208, entitled An Act to locate the State University, and to provide for the control and the maintenance of the same.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Craigue, Crawford, Drake, Elzy, Fox, Grey, Hoppin, Horton, Keyser, Lyman, Matthews, McCall, Morrison, Prague, Randall, Robinson, Sanford, Savage, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—37.

NAYS—Messrs. Dangberg, Derby, Gallagher, Hart, Lemmon, Mack, Price, Rickey, and Stern—9.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 6th, 1873. }

To the honorable the Assembly of the State of Nevada:

I have the honor to herewith transmit to your honorable body Senate Bill No. 238—"An Act for the relief of A. D. Treadway"—which passed: Yeas, 15; nays, 4.

T. A. WATERMAN,
Assistant Secretary.

By Mr. Bowman:

Resolved, That the Chief Clerk of this House and his assistant be allowed ten days additional pay for writing up and correcting the Register of Bills, to be paid out of the Contingent Fund of the Assembly.

Adopted.

By Mr. Grey:

Resolved, That the Controller of State be and he is hereby authorized and required to draw his warrant in favor of Richard Paddock, Sergeant-at-Arms of the Assembly, for six hundred dollars, out of the Contingent Fund of the Assembly.

Adopted.

Resolved, That the Sergeant-at-Arms is hereby directed to deposit the amount of said warrant in the banking house of Wells, Fargo & Co., in this city, to be drawn out upon the scrip issued by resolution of the Assembly on said Contingent Fund, and any moneys remaining after all of said scrip shall have been paid, shall, upon order of the Controller, be returned to the Treasurer, to the credit of the General Fund.

Adopted.

Senate Bill No. 265, entitled An Act supplementary to an Act entitled "An Act to create certain Legislative Funds," approved January fifteenth, eighteen hundred and seventy-three.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Burgess, Carpenter, Cole, Crawford, Dangberg, Derby, Elzy, Fox, Gallagher, Hart, Keyser, Lemmon, Lyman, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wilson, and Mr. Speaker—39.

NAY—Mr. Allen—1.

REPORT OF COMMITTEE ON ENROLLMENT.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 122, entitled "An Act to provide for the payment of the expenses of enrolling for the sixth session of the Legislature of the State of Nevada."

Also, Assembly Bill No. 89, "An Act entitled An Act to prohibit lotteries."

Have been carefully compared with the engrossed bills, found correctly enrolled, and have this day been presented to the Governor for his approval.

E. L. STERN, Chairman pro tem.

Senate Bill No. 171, "An Act to provide for the normal instruction of persons intending the profession of teaching in Nevada."

Read third time, and lost by the following vote:

YEAS—Messrs. Allen, Burgess, Carpenter, Dangberg, Elzy, Gallagher, Grey, Hoppin, Horton, Keyser, Lyman, Morrison, Prague, Randall, Sanford, Savage, Shoaff, Stern, Street, Tobriner, Twiss, and Vinnedge—22.

NAYS—Messrs. Adams, Andrews, Arnold, Crawford, Derby, Fox, Hart, Lemmon, Mack, McCall, Owen, Price, Rickey, Robinson, Sessions, Shepperd, Smith, Wallace, Wilson, and Mr. Speaker—20.

Senate Bill No. 231, "An Act for the relief of S. H. Marlette."

Read third time, and lost by the following vote:

YEAS—Messrs. Allen, Derby, Hart, Hoppin, Lyman, Price, Sanford, and Tobriner—8.

NAYS—Messrs. Adams, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Fox, Gallagher, Grey, Horton, Lemmon, Mack, McCall, Prague, Randall, Rickey, Robinson, Sessions, Shepperd, Shoaff, Smith, Stern, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—30.

Senate Bill No. 246, "An Act to grant the right of way to T. N. Browne, and his associates, to build and maintain a narrow gauge railroad through the counties of Elko, White Pine, Nye, and Lincoln."

Laid on the table.

Senate Bill No. 209, "An Act relative to the treatment of the indigent sick in this State."

Laid on the table.

Senate Bill No. 235, "An Act to discourage quackery."

Laid on the table.

Senate Bill No. 262, "An Act for the relief of Mrs. Amanda M. Parker, widow of Ozro H. Parker, deceased."

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Andrews, Burgess, Carpenter, Dangberg, Derby, Drake, Elzy, Grey, Hart, Horton, Keyser, Lemmon, Lyman, McCall, Morrison, Prague, Price, Robinson, Sanford, Savage, Shepperd, Smith, Street, Tobriner, Vinnedge, Wallace, Wilson, and Mr. Speaker—29.

NAYS—Messrs. Adams, Fox, Gallagher, Mack, Owen, Randall, and Rickey—7.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 6th, 1873. }

To the honorable the Assembly of the State of Nevada:

I have the honor herewith to transmit Senate Substitute for Assembly Resolution No. 1—Concerning fares and freights on the Central Pacific Railroad—which passed the Senate.

Also, Assembly Bill No. 109, which passed the Senate.

T. A. WATERMAN,
Assistant Secretary.

Assembly Bill No. 87, An Act to repeal an Act entitled "An Act to prevent the trespassing of stock on private property."

Laid on the table.

Senate Bill No. 273, An Act to pay Edward Lubin six hundred and eighty dollars.

Read first time.

Laid on the table.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 6th, 1873. }

To the honorable the Assembly:

I have the honor herewith to return to your honorable body, Assembly Bill No. 90, which was indefinitely postponed.

Also, Assembly Bill No. 120, which was lost: Yeas, 11; nays, 10.

T. A. WATERMAN,
Assistant Secretary.

Assembly Bill No. 174, "An Act prescribing an additional penalty for the non-payment of taxes in certain cases after suit."

Read third time, and passed by the following vote:

YEAS—Messrs. Allen, Arnold, Bruner, Burgess, Carpenter, Cole, Crawford, Dangberg, Drake, Fox, Gallagher, Grey, Keyser, Lyman, Mack, Matthews, Morrison, Prague, Price, Sanford, Sessions, Shepperd, Shoaff, Street, and Vinnedge—25.

NAYS—Messrs. Adams, Andrews, Derby, Elzy, Hart, Hoppin, Horton, Lemmon, McCall, Owen, Randall, Rickey, Robinson, Smith, Twiss, Wallace, Wilson, and Mr. Speaker—18.

Senate Bill No. 214, entitled "An Act authorizing the canceling of old unpaid warrants."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Carpenter, Crawford, Dangberg, Drake, Fox, Grey, Hoppin, Horton, Keyser, Lyman, Matthews, McCall, Morrison, Owen, Price, Randall, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stern, Street, Twiss, Vinnedge, Wallace, and Mr. Speaker—34.

NAYS—Messrs. Derby, Gallagher, Hart, Rickey, and Wilson—5.

Senate Bill No. 238, "An Act for the relief of A. D. Treadway."

Laid on the table.

Assembly Bill No. 62, "An Act to create the office of Keeper of the State Arsenal, prescribe his duties, and fix his compensation."

Laid on the table.

Senate substitute for Assembly Concurrent Resolution No. 1, Concerning fares and freights on the Central Pacific Railroad.

Indefinitely postponed, by the following vote:

YEAS—Messrs. Adams, Andrews, Arnold, Bruner, Burgess, Carpenter, Cole, Dangberg, Drake, Gallagher, Grey, Matthews, McCall, Prague, Price, Rickey, Robinson, Sanford, Savage, Sessions, Shepperd, Shoaff, Smith, Stoddard, Street, Tobriner, Twiss, Vinnedge, and Mr. Speaker—30.

NAYS—Messrs. Allen, Derby, Elzy, Hart, Mack, Morrison, Owen, Randall, and Wilson—9.

Senate Bill No. 261, "An Act to define and establish the boundary lines of Eureka County."

Rules suspended; read first and second times by title; rules further suspended; read third time, and passed by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Bruner, Burgess, Carpenter, Dangberg, Drake, Elzy, Gallagher, Grey, Hart, Horton, Keyser, Lyman, Mack, Matthews, McCall, Morrison, Owen, Prague, Price, Randall, Rickey, Robinson, Sanford, Savage, Shepperd, Smith, Stern, Stoddard, Street, Tobriner, Twiss, Vinnedge, Wallace, Wilson, and Mr. Speaker—39.

NAYS—None.

By Mr. Stoddard:

Resolved, That the thanks of this House are hereby tendered to the Hon. John Bowman, Speaker of the Assembly of the State of Nevada, for his gentlemanly and courteous deportment towards members of this House, and for his efficient and impartial conduct as presiding officer of the same.

Resolved, That the thanks of this House be and are hereby tendered to Hon. O. H. Grey, the Speaker pro tem., for the able and courteous manner in which he has discharged his duties in such capacity.

Resolved, That the thanks of this House are hereby tendered to the Chief Clerk, Assistant, and other clerks, for the efficient and able manner in which they have discharged their duties. Also, to the attachés of this House, for their courteous deportment and manifest attention to all the duties pertaining to their several positions.

Adopted.

MR. SPEAKER: The undersigned, a member of the Legislature of the State of Nevada, deeming that under a republican form of government, power should be equally distributed between the coördinate branches of the government, hereby protests against the passage by the Assembly of Senate Bill No. 190, legalizing the acts of County Commissioners, as an encroachment upon the power of the judicial by the legislative branch of the government; as dangerous in precedent, unwarranted by the Constitution, and subversive of the principles of republican liberty.

By Mr. Grey:

SAMUEL OWEN.

Resolved, That the Sergeant-at-Arms be authorized to draw his warrants in favor of the following-named persons for the following amounts, to wit:

No. 1...	John G. Fox, stationery.....	\$172 58
No. 2...	Richard Paddock.....	24 50
No. 3...	Capt. Lyon, room rent.....	15 00
No. 4...	James Sackett, raising flag.....	60 00

Adopted.

Resolved, That the Sergeant-at-Arms of the Assembly be instructed to draw his warrant on the Contingent Fund of the Assembly for the sum of one hundred dollars, in favor of C. H. King, for services as clerk of the Committee on Compilation of Laws.

Adopted.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 6th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit to your honorable body Senate

Bill No. 219—"An Act for the payment of the equitable claim of Daniel G. and W. H. Corbett"—which passed: Yeas, 13; nays, 3.

T. A. WATERMAN,
Assistant Secretary.

Senate Bill No. 219, as per Senate message, was taken up.

Mr. Cole moved that the bill be indefinitely postponed.

Roll called, and the Speaker ruled the motion lost by the following vote:

YEAS—Messrs. Adams, Allen, Andrews, Arnold, Burgess, Cole, Craigue, Crawford, Fox, Grey, Lemmon, Morrison, Owen, Randall, Robinson, Savage, Shepperd, Smith, Stern, Stoddard, Vinnedge, Wallace, and Wilson—23.

NAYS—Messrs. Bruner, Carpenter, Dangberg, Drake, Elzy, Gallagher, Keyser, Lyman, McCall, Prague, Price, Rickey, Sanford, Tobriner, Twiss, and Mr. Speaker—16.

Mr. Cole appealed from the decision of the Speaker.

The question being, "Shall the decision of the Speaker stand as the decision of the House?" the Speaker was sustained.

On motion of Mr. Morrison, the bill was tabled.

By Mr. Grey:

Resolved, That the Sergeant-at-Arms of the Assembly be and he is hereby allowed three days pay, for additional services after the session, in passing over State property now in his possession, etc., to the Secretary of State, payable out of the Contingent Fund of the Assembly.

Lost.

REPORT OF COMMITTEE ON ENROLLMENT.

MR. SPEAKER: Your Committee on Enrollment beg leave to report that Assembly Bill No. 105, "An Act to grant the right of way to certain parties to build a railroad in Lander County."

Also, "An Act to fund the debt of White Pine County."

Also, "An Act to authorize the County Commissioners of Storey County to issue certain bonds."

Also, Assembly Bill No. 109, "An Act to provide for the erection of a State Prison."

Also, "An Act to authorize certain parties to construct a railroad to the Colorado River."

Have been carefully compared with the engrossed bills, found correctly enrolled, and have this day been presented to the Governor for his approval.

JAMES CRAWFORD, Chairman.

On motion of Mr. Morrison, at ten o'clock and fifteen minutes P. M. the House took a recess for one hour.

REASSEMBLED.

At eleven o'clock and fifteen minutes P. M., House met pursuant to adjournment.

The Speaker in the chair.

Roll called.

Quorum present.

Mr. Grey moved that a committee of three be appointed to wait on his Excellency the Governor and inform him that the Assembly will adjourn *sine die* at twelve o'clock, and ask his Excellency if he has any further communication to make to the House.

Motion carried.

The Speaker appointed Messrs. Grey, Mack, and Street as such committee.

In due time the committee returned, and reported that it had performed the duty to which it was assigned, and that the Governor had no further communication to make to the House.

Mr. Rickey moved to take up Senate Bill No. 219, "An Act for the relief of D. and W. Corbett."

Motion lost.

By Mr. Owen:

Resolved, That the members of the House, appreciating the many courtesies extended by the citizens of Carson to them, hereby extend a vote of thanks therefor.

Adopted by the following vote:

YEAS—Messrs. Andrews, Bruner, Burgess, Craigue, Elzy, Gallagher, Grey, Hart, Hoppin, Street, and Mr. Speaker—11.

NAYS—Messrs. Adams, Allen, Arnold, Carpenter, Dangberg, Keyser, Lyman, McCall, Tobriner, and Vinnedge—10.

By Mr. Elzy:

Resolved, That the Chaplain, Rev. Mr. Woods, has the thanks of this House for his promptness, kindness, and brevity as Chaplain of the Assembly.

Adopted.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER,
CARSON CITY, March 6th, 1873. }

To the honorable the Assembly:

I have the honor herewith to transmit, for the consideration of your honorable body, Senate Concurrent Resolution No. 286—Relative to printing the compilation of laws—which passed the Senate by a vote of: yeas, 11; nays, 6.

T. A. WATERMAN,
Assistant Secretary.

Senate Concurrent Resolution No. 286—Relative to printing the compilation of laws.

Pending the consideration of the resolution, at twelve, midnight, the Speaker announced the House adjourned *sine die*.

Approved:

JOHN BOWMAN, Speaker.

Attest: A. WHITFORD, Clerk.

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STANDING RULES

OF THE

ASSEMBLY OF NEVADA,

AND

JOINT RULES OF THE SENATE AND ASSEMBLY.

SIXTH SESSION—1873.

*Ordered printed by Concurrent Resolution, by unanimous vote, in
both Houses.*

Officers and Members of the Assembly.

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STANDING RULES OF THE ASSEMBLY.

I.

MEETING.

The House shall meet each day at eleven o'clock A. M., unless the House shall adjourn to some other hour.

II.

ORDER OF BUSINESS.

After the reading and approval of the Journal, the order of business shall be as follows:

1. Presentation of petitions.
2. Reports of standing committees.
3. Reports of select committees.
4. Messages from the Governor.
5. Motions and resolutions.
6. Messages from the Senate.
7. Notices of bills.
8. Second reading and reference of bills.
9. Introduction and first reading of bills.
10. Business on General File and third reading of bills.
11. Unfinished business of the preceding day.
12. Special orders of the day.

III.

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

IV.

Messages and communications from the Governor, and other State officers, may be considered at any time by a vote of the House.

V.

Petitions, memorials, and other papers, addressed to the House, shall be presented by the Speaker, or by a member in his place. A brief statement of the contents thereof shall be made verbally by the introducer. They shall not be debated on the day of their being presented, but shall be on the table, or be referred, as this House shall determine.

VI.

Every bill shall be introduced by giving at least one day's notice, or by leave of two thirds of the House, except such bill be introduced by a committee in accordance with a rule of the House.

VII.

Every bill shall be read by sections, on three several days, unless, in cases of emergency, two thirds of the House where such bill may be pending, shall deem it expedient to dispense with this rule. The Speaker shall give notice at each reading of a bill, whether it be the first, second, or third reading. No bill shall be amended or committed until twice read. The first reading of a bill shall be for information, and if opposition be made to it, the question shall be, "Shall the bill be rejected?" If no opposition be made, or if the question to reject be negatived, the bill shall then take the proper course.

VIII.

General appropriation bills shall be in order in preference to any other bills, unless otherwise ordered by a majority of the House.

IX.

All proceedings touching appropriations of money shall first be considered in a Committee of the Whole House; and no addition to any appropriation shall be made out of Committee of the Whole.

X.

A bill or resolution may be committed, with special instructions, at any time after the second reading and before the final vote is taken.

XI.

DUTIES OF SPEAKER.

He shall take the chair at precisely the hour appointed for meeting; shall immediately call the House to order, and on the appearance of a quorum, shall cause the Journal of the preceding day to be read.

XII.

He shall preserve order and decorum, may speak to points of order in preference to other members, rising from his seat for that purpose, and shall decide questions of order, subject to an appeal to the House by any two members, on which appeal no member shall speak more than once, unless by leave of the House.

XIII.

He shall have general direction of the hall. He shall have a right to name any member to perform the duties of the Chair, but such substitution shall not extend beyond an adjournment.

XIV.

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

XV.

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

XVI.

SERGEANT-AT-ARMS AND DOORKEEPER.

The Sergeant-at-Arms shall attend the House during the sittings, to execute the commands of the House, and all process issued by authority thereof, directed to him by the Speaker. He shall be sworn to keep the secrets of the House.

XVII.

The Sergeant-at-Arms shall receive for every arrest the sum of one dollar; for each day's custody and releasement, one dollar; and for traveling expenses for himself, or a special messenger, going and coming, twenty-five cents per mile. But no compensation shall be allowed for the arrest, custody, or releasement of members, under a call of the House, within the limits of the Capitol building. All fees accruing to the Sergeant-at-Arms for arrests, custody, and release of members, shall be paid by the members so arrested, held in custody, and released, unless excused by a vote of the House, and when a member shall be excused by the House, the Sergeant-at-Arms shall not be allowed any fees for the arrest.

XVIII.

The Doorkeeper shall be sworn to keep the secrets of the House.

XIX.

The Standing Committees of the House shall be as follows:

1. A Committee on Elections, to consist of five members.
2. A Committee on Corporations and Railroads, to consist of five members.
3. A Committee on Public Printing, to consist of three members.
4. A Committee on Ways and Means, to consist of seven members.
5. A Committee on Claims, to consist of five members.
6. A Committee on Judiciary, to consist of seven members.
7. A Committee on Military and Indian Affairs, to consist of five members.
8. A Committee on Counties and County Boundaries, to consist of five members.
9. A Committee on Trade and Manufactures, to consist of five members.
10. A Committee on Education, to consist of five members.
11. A Committee on Agriculture, to consist of five members.
12. A Committee on Internal Improvements, to consist of five members.
13. A Committee on State Institutions, to consist of five members.
14. A Committee on Contingent Expenses and Accounts, to consist of five members.
15. A Committee on Mines and Mining Interests, to consist of five members.
16. A Committee on Federal Relations, to consist of five members.
17. A Committee on Engrossment, to consist of three members.
18. A Committee on Enrollment, to consist of three members.
19. A Committee on Mileage, to consist of three members.
20. A Committee on Public Morals, to consist of three members.
21. A Committee on State Library, to consist of three members.
22. A Committee on Public Lands, to consist of five members.
23. A Committee on State Prison, to consist of three members.

XX.

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

XXI.

It shall be the duty of the Committee on Elections to examine and report upon the certificate of election, or other credentials, of the members returned to serve in this House, and to take into their consideration all such petitions, and other matters touching elections and returns, as shall or may be presented, or come into question, and be referred to them by the House.

XXII.

It shall be the duty of the Committee on Ways and Means to take into consideration all such reports of the Treasury Department, and all

such propositions relative to the revenue as may be referred to them by the House; to inquire into the state of the public debt, or the revenue, and of the expenditure, and report from time to time their opinion thereon.

XXIII.

It shall be the duty of the Committee on Claims to take into consideration all such petitions and matters or things touching claims and demands on the State, as shall be presented, or shall or may come in question and be referred to them by the House, and to report their opinion thereupon.

XXIV.

It shall be the duty of the Committee on Trade and Manufactures to take into consideration all such petitions, and matters or things touching the trade and manufactures of the State, as shall be presented, or shall or may come into question and be referred to them by the House, and to report from time to time their opinion thereupon.

XXV.

It shall be the duty of the Committee on Contingent Expenses and Accounts to examine the books and accounts of the several public departments, and of the several officers of this House, and to examine particularly into laws making appropriations of money, and to report whether the moneys have been disbursed conformably with such laws; and, also, to report from time to time such provisions and arrangements as may be necessary to add to the economy of the departments and the accountability of their officers; and to report from time to time the character and amount of the various appropriations made by the Legislature.

XXVI.

It shall be the duty of the Committee on Military and Indian Affairs to take into consideration all subjects relating to the military establishments and public defense, which may be referred to them by the House, and to report their opinion thereupon; and also, to report, from time to time, such measures as may contribute to economy and accountability in said establishments.

XXVII.

It shall be the duty of the Committee on Internal Improvements to take into consideration all such petitions and matters relating to roads and canals, and the improvement of the navigation of rivers, as shall be presented or may come into question and be referred to them by the House, and to report thereupon.

XXVIII.

It shall be the duty of the Committee on Public Institutions to con-

sider all subjects relating to the public edifices belonging to the State, which may be referred to them, and report their opinion thereon.

XXIX.

It shall be the duty of the Committee on Mileage to ascertain and report the distance for which each member shall receive pay.

XXX.

No committee shall be permitted to employ a clerk at the expense of the State, without first obtaining leave of two thirds of the House for that purpose.

XXXI.

When a motion is made to refer any subject, and different committees shall be proposed, the question shall be taken in the following order:

1. The Committee of the Whole House.
2. A Standing Committee.
3. A Select Committee.

XXXII.

In forming a Committee of the Whole House, a Chairman, to be named by the Speaker, shall preside. Bills committed to a Committee of the Whole House, shall, in Committee of the Whole, be read by sections. All amendments shall be noted and reported to the House by the Chairman. After report, the bill shall again be subject to amendment before the question is taken.

XXXIII.

The Rules of the House shall be observed in Committee of the Whole, so far as may be applicable, except limiting the time of speaking, and except that the ayes and noes shall not be taken.

XXXIV.

A motion that the committee rise, shall always be in order, and shall be decided without debate.

XXXV.

DECORUM AND DEBATE.

If any member, in speaking or otherwise, transgress the Rules of the House, the Speaker shall, or any member may, call to order—in which case the member so called to order shall immediately sit down, unless permitted to explain; and if called to order by a member, such member shall immediately state the point of order. If the point of order be sustained by the Chair, the member shall not be allowed to proceed; but

if it be not sustained, then he shall be permitted to go on. Every such decision from the Chair shall be subject to an appeal to the House; but no discussion of the question of order shall be allowed unless an appeal be taken from the decision of the Chair.

XXXVI.

When two or more members shall rise at once, the Speaker shall name the member who is first to speak.

XXXVII.

Every member, when he speaks, shall, standing in his place, address Mr. Speaker; and when he has finished he shall sit down. No member shall speak more than twice during the consideration of any one question, on the same day, and at the same stage of proceedings, without leave; and members who have once spoken shall not again be entitled to the floor, (except for explanation,) to the exclusion of others who have not spoken.

XXXVIII.

If any member be called to order for offensive words spoken in debate, the person calling him to order shall report the words excepted to, and they shall be taken down in writing at the Clerk's table; and no member shall be held to answer, or be subject to censure of the House, for language used in debate, if any member has spoken, or other business has intervened, after the words spoken, and before exception to them shall have been taken.

XXXIX.

Any member may rise to explain a matter personal to himself, with leave of the Chair, but shall not discuss a question in such explanation.

XL.

If a question pending be lost by adjournment of the House, and revived on the succeeding day, no member who shall have spoken on the preceding day shall be permitted again to speak without leave of the House.

XLI.

MOTIONS, ETC.

No motion shall be debated until the same be seconded and distinctly announced by the Speaker; and it shall be reduced to writing, if desired by the Speaker or any member, and be read by the Clerk before the same shall be debated. A motion may be withdrawn at any time before amendment or decision.

XLII.

A motion to adjourn, or fix the time to which the House will adjourn, shall always be in order. The Clerk shall enter on the Journal the name of any member moving an adjournment, and also the hour at which the motion was made.

XLIII.

When a question is under debate, or before the House, no motion shall be received but to adjourn; to lay on the table; for the previous question; to postpone to a day certain; to commit or amend; to postpone indefinitely; which several motions shall have precedence in the order in which they are named, but the first three shall be decided without debate. And no motion to postpone to a day certain, to commit, or to postpone indefinitely, being decided, shall again be allowed on the same day and at the same stage of the proceedings. A motion to strike out the enacting clause of a bill or resolution shall have precedence of a motion to amend, and if carried, shall be considered equivalent to its rejection.

XLIV.

The previous question shall be in this form: "Shall the main question be now put?" and its effect, when sustained by a majority of the members present, shall be to put an end to all debate, and bring the House to a vote on the question or questions before it.

XLV.

All incidental questions of order, arising after a motion is made for the previous question, and pending such motion or previous question shall be decided (whether on appeal or otherwise) without debate.

XLVI.

The previous question shall only be put when demanded by three members.

XLVII.

When a question is postponed indefinitely, the same shall not again be introduced during the session.

XLVIII.

Any member may call for a division of the question, which shall be divided, if it comprehend propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the House. A motion to strike out being lost, shall preclude neither amendment nor a motion to strike out and insert.

XLIX.

No motion or proposition on a subject different from that under consideration shall be admitted as an amendment. No bill or resolution shall at any time be amended by annexing thereto, or incorporating therein, any other bill or resolution pending before the House.

L.

A proposition to print an extra number of any document or other matter, shall lie on the table one day for consideration, unless otherwise ordered by unanimous consent of the House.

LI.

No bill or other matter shall be printed without first being specially ordered by the House, and the Sergeant-at-Arms shall be required to certify to the reception by the House of all such printed matter, and the quantity, before payment shall be made or bill audited.

LII.

Maps accompanying documents shall not be printed under the general orders to print, without the special direction of the House.

LIII.

In filling up blanks, the least sum and shortest time shall be first put.

LIV.

All questions relating to the priority of business shall be decided without debate.

LV.

When the reading of a paper is called for, except petitions, and the same is objected to by any member, it shall be determined by a vote of the House without debate.

LVI.

On the day succeeding that on which a final vote on any bill or resolution has been taken, said vote may be reconsidered on the motion of any member; provided, notice of intention to move such reconsideration shall have been given on the day on which such final vote was taken, by a member voting with the majority; and it shall not be in order for any member to move a reconsideration on the day on which such final vote was taken. Said motion of reconsideration shall have precedence

over every other motion, except a motion to adjourn. No notice of reconsideration shall be in order on the day preceding the last day of the session. But there shall be no reconsideration of a vote on a motion to indefinitely postpone.

LVII.

In all cases of election by the House, the vote shall be taken viva voce.

LVIII.

The ayes and noes shall be taken when called for by three members present, and every member within the bar of the House, when his name is called, shall (unless for special reasons he be excused) declare openly and without debate, his vote. In taking the ayes and noes, and upon call of the House, the names of the members shall be taken alphabetically, and the Clerk shall enter on the Journal the names of those demanding the ayes and noes.

LIX.

No member or other person shall remain by the Clerk's table while the ayes and noes are being called, or while the votes are being counted.

LX.

No member shall vote on any question in the result of which he is personally interested or involved.

LXI.

Upon a division and count of the House on any question, no person without the bar shall be counted.

LXII.

No member shall be allowed to explain or change his vote, or discuss the question, while the ayes and noes are being called, and no member shall be allowed to change his vote after the vote is announced from the Chair. But any member has the right to explain his vote before or after announcement; but no such explanation shall be made during the roll-call or announcement of any vote.

LXIII.

CALL OF THE HOUSE.

Upon a call of the House, the names of the members shall be called over by the Clerk, and the absentees noted; after which, the names of the absentees shall again be called over. The doors shall then be shut,

and those for whom no excuse, or insufficient excuses, are made, may, by order of those present, be taken into custody as they appear, or may be sent for and taken into custody by the Sergeant-at-Arms wherever to be found, or by special messenger, to be appointed for that purpose.

LXIV.

MISCELLANEOUS.

No Standing Rule or order of the House shall be rescinded or changed without a vote of two thirds, and one day's notice being given of the motion therefor; but a Rule of Order may be suspended temporarily by a vote of two thirds of the members present, except portion of Rule VII, relating to third reading of bills.

LXV.

No member shall absent himself from the service of the House without leave of the House, except in case of sickness; and if any member or officer of the House absent himself without leave, his per diem shall not be allowed him; but no member shall obtain leave of absence, or be excused, without a vote of two thirds of the House.

LXVI.

No person, except Senators, State officers, and ladies, shall be admitted within the bar of the House, except by special invitation on the part of some member; but a majority may authorize the Speaker to have the House cleared of all such persons.

LXVII.

No smoking shall be allowed within the Assembly Chamber during the session of the House.

LXVIII.

The rules of parliamentary practice contained in Jefferson's Manual shall govern the House, in all cases to which they are applicable, and in which they are not inconsistent with the Standing Rules and Orders of the House, and the Joint Rules of the Senate and House of Assembly.

LXIX.

The Assembly Chamber shall not be used for any public or private business, other than legislative, except by permission of the House.

LXX.

Witnesses summoned to appear before the House, or any of its committees, shall be paid as follows: For each day a witness shall attend, the sum of two dollars; for each mile he shall travel, in coming to, or going from, the place of examination, the sum of twenty-five cents; but nothing shall be paid for traveling home when the witness has been summoned at the place of trial. No mileage shall be paid except where the witness has actually traveled for the purpose of giving testimony.

LXXI.

It shall be in order for any member, or members, to protest against action of the House, and have such protest entered upon the minutes.

LXXII.

All bills reported to the House, by either standing or special committees, after receiving their second readings, shall be placed upon a general file, to be kept by the Clerk, and no bill shall be considered by the House until the regular order of business shall have been gone through, and then bills shall be taken from the general file and acted upon in the order in which they were reported, unless otherwise specially ordered by the House. But engrossed bills shall be placed at the head of the file, in the order in which they are received. The Clerk shall post, in a conspicuous place in the chamber, a daily statement of the bills on the general file, setting forth the order in which they are filed, and specifying the alterations arising from the disposal of business each day.

LXXIII.

A substitute shall be deemed and held to be an amendment, and be treated in all respects as such.

LXXIV.

No increase of the pay of any officer or attaché of the Assembly shall be made by resolution, except by unanimous consent.

LXXV.

The announcement of the result of any vote shall not be postponed.

JOINT RULES

OF THE

SENATE AND ASSEMBLY.

JOINT RULES.

I.

In every case of an amendment of a bill agreed to in one House, and dissented from in the other, if either House shall request a conference and appoint a committee to confer, the other House shall appoint a like committee; and such committee shall meet at a convenient hour, to be agreed upon by their respective Chairmen, and shall confer upon the differences between the two Houses, as indicated by the amendments made in one House and rejected in the other, and shall report, as early as convenient, the result of their conference to their respective Houses for action. If, after such report, the two Houses shall disagree upon the recommendations of the reporting committee as to the amendments of either House, a committee of FREE CONFERENCE may be appointed, to whom the whole subject matter embraced in the bill submitted shall be referred, and the said committee on FREE CONFERENCE may report by new bill, or otherwise.

II.

When a message shall be sent from either House, it shall be announced at the door by the Doorkeeper, and shall be respectfully communicated to the Chair by the person by whom it may be sent.

III.

Messages shall be sent by the Secretary, Clerk, or by such person as a sense of propriety of each House may determine to be proper.

IV.

Notice of the action of either House to the other shall be on paper, and under the signature of the Secretary or Clerk of the House from which such notice is to be conveyed.

V.

After a bill shall have passed both Houses, it shall be duly enrolled by the Enrolling Clerk of the Assembly, or of the Senate, as the bill may have originated in the one or the other House, before it shall be presented to the Governor of the State.

VI.

When bills are enrolled they shall be examined by the Enrolling Committee of the House in which they originate, who shall carefully compare the enrollment with the engrossed bill, as passed in the two Houses, and correcting any errors that may be discovered in the enrolled bill, make their report forthwith to the House in which the bill originated, stating by whom such bill was examined.

VII.

After examination and reports, each bill shall be signed in the respective Houses, first by the Speaker and Clerk of the Assembly, then by the President and Secretary of the Senate.

VIII.

After a bill shall have thus been signed in each House, it shall be presented by the Enrolling Committee of the House in which it originated to the Governor of the State for his approval (it being first indorsed on the back of the roll by the Secretary or Clerk, as the case may be, certifying in which House the bill originated); the said committee shall report the day of presentation to the Governor, which time shall be carefully entered on the Journals of the House in which the bill originated.

IX.

All orders, resolutions, and votes, which are to be presented to the Governor of the State for his approbation, shall also, in the same manner, be previously enrolled, examined, and signed, and shall be presented in the manner, and by the same committee, as provided in the case of bills.

X.

When the Senate and Assembly shall judge it proper to make a joint address to the Governor, it shall be presented to him in his audience chamber by the President of the Senate in the presence of the Speaker and both Houses.

XI.

When a bill or resolution which has passed in one House, is rejected by the other, notice thereof shall be given to the House in which the same shall have passed.

XII.

When a bill or resolution, which has been passed in one House, shall be rejected in the other, it shall not be brought in during the same session without a notice of five days and leave of two thirds of that House in which it shall be renewed.

XIII.

Each House shall transmit to the other, papers on which any bill or resolution shall be founded.

XIV.

After each House shall have once adhered to their disagreement, a bill or resolution shall be lost.

XV.

No bill or resolution, that shall have passed the Assembly and Senate, shall be presented to the Governor for his approval on the last day of the session.

XVI.

No appropriation of money, for any purpose whatever, shall be made, except by bill.

XVII.

Each House may order the printing of bills introduced, and reports of its own committees, but no other printing shall be ordered, except by a concurrent resolution passed by both Houses.

XVIII.

There shall be a joint standing committee of three from each House, who shall examine all matter proposed to be printed by concurrent order, and shall report what part of such matter it is needful to print.

XIX.

No increase of the pay of any officer or attaché of the Senate or Assembly shall be made by resolution, except by unanimous consent.

XX.

All concurrent or joint resolutions which relate to or contain communications to the Federal Government, shall be treated in all respects as bills.

LIST

OF

GENERAL DEFICIENCY CLAIMS

REPORTED TO THE

SIXTH NEVADA LEGISLATURE,

BY THE

CONTROLLER OF STATE.

1874

PROCEEDINGS OF THE GENERAL ASSEMBLY

OF THE STATE OF ALABAMA

IN SENATE, JANUARY 13, 1874.

Printed in compliance with a Resolution
of the Honorable, the Assembly.

COMMUNICATION

Received from Controller of State, January twentieth, eighteen hundred and seventy-three.

SEAT OF GOVERNMENT,
Carson, Nevada, January 20th, 1873. }

To the Honorable, the Assembly:

GENTLEMEN: I have the honor to transmit herewith a list of claims, approved by the State Board of Examiners during the seventh and eighth fiscal years, for the payment of which there is no appropriation made by law. Hereby reported as General Deficiency Claims.

Your obedient servant,

W. W. HOBART, State Controller.

By THEO. A. HALE, Deputy.

Read, ordered printed, and referred to the Committee on Ways and Means.

COMMITTEE

Report of the Committee on the Administration of the Government of the District of Columbia, 1901-1902.

Printed by the Government Printing Office, Washington, D. C., 1902.

For sale by the Superintendent of Documents, Washington, D. C.

The Committee on the Administration of the Government of the District of Columbia, organized by the House of Representatives on July 1, 1901, and continued until its report on July 1, 1902, has the honor to submit to the House its report on the administration of the Government of the District of Columbia during the period of its existence.

Very respectfully,
Chairman.

W. H. BURTON, Chairman.

W. H. BURTON, Chairman.

Printed and bound by the Government Printing Office, Washington, D. C., 1902.

LIST OF CLAIMS.

STATE OF NEVADA,

To CALIFORNIA INSTITUTE FOR THE DEAF, DUMB, AND BLIND.

<i>Dr.</i>	
To board and tuition of Edwin Colby, of Carson City, for year ending December 31st, 1872.	\$300 00
To clothing the same.....	50 00
To board and tuition of William C. McClure, of Unionville, Humboldt County, for year ending December 31st, 1872..	300 00
Total.....	\$650 00
<i>Cr.</i>	
By rebatement on payment for Harriet L. Brown, of Virginia City, Storey County, removed from the Institution October 4th, 1871.....	\$75 00
Balance.....	\$575 00

Indorsed: Approved for the sum of \$575, December 14th, 1872.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

No appropriation.

STATE OF NEVADA,

To INSTITUTION FOR THE DEAF AND DUMB AND THE BLIND, *Dr.*

<p>To expenses incurred as per agreement with the Superintendent of Public Instruction in accordance with the provisions of an Act of the Legislature of Nevada, entitled an Act to provide for the protection of the deaf and dumb and the blind of the State of Nevada, approved March 2d, 1869, in conveying three pupils of the State of Nevada, to wit: Harriet L. Brown, Edwin Colby, and Wm. C. McClure to and from their homes for the Summer vacation, beginning June 13th, and closing August 31st, 1871.....</p>	<p>\$110 00</p>
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Indorsed: Approved for the sum of \$110, December 14th, 1871.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

No appropriation.

STATE OF NEVADA,

To ALFRED HELM,

To Clerk's fees in the case of The County of Ormsby, respondent,
against the State of Nevada, appellant—In Supreme Court,*Dr.*

1871.		
January 6th....	To filing transcript.....	\$4 00
January 6th....	To entering cause on calendar.....	1 00
January 9th....	To entering motion and order for briefs.....	4 00
January 16th..	To filing brief of appellant.....	50
January 17th..	To making two copies for Court (twelve folios)..	3 60
	To filing brief of respondent	50
January 21st..	To making two copies (sixteen folios).....	4 80
January —....	To copying opinion (twelve folios).....	3 60
March 3d.....	To filing opinion.....	50
March 3d.....	To recording opinion (twelve folios).....	3 60
March 3d.....	To entering judgment.....	3 00
March 3d.....	To issuing remittitur.....	3 00
April 5th.....		
	Total.....	\$32 10

The above suit was for rent of the county buildings by the State, and the judgment was affirmed by the Supreme Court. The above charges are correct, and no part of the same have been allowed or paid.

ALFRED HELM,
Clerk of Supreme Court.

Indorsed: Approved for the sum of \$32 10, December 2d, 1872.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

No appropriation.

SEAT OF GOVERNMENT, OFFICE OF STATE CONTROLLER, }
 CARSON, Nevada, December 5th, 1872. }

[Claim No. 969.]

This claim calls for \$200, being for salary Deputy Register for November, 1872. There being but \$186 14 remaining in the appropriation, a warrant was drawn for said amount, leaving a balance due on this claim of \$13 86, which is hereby reported as a deficiency.

See warrant No. 969, and original voucher on file No. 969, State School Fund.

W. W. HOBART, Controller.

By THEO. A. HALE, Deputy.

Indorsed: Claim of S. H. Day, \$13 86, balance due on November, 1872, salary as Deputy Register.

STATE OF NEVADA,
OFFICE OF SURVEYOR GENERAL AND LAND REGISTER, }
CARSON CITY, December 31st, 1872.

THE STATE OF NEVADA

To S. H. DAY,

Dr.

To services as Deputy Register of State Land Office during the month of December, 1872.....	\$200 00
--	----------

I certify that the above bill is correct.

JOHN DAY, Register.

Indorsed: Approved for the sum of \$200 and appropriated out of any money in the State Treasury arising from the sale of school lands.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

Respectfully referred to the Honorable Legislature. Cause: no appropriation.

W. W. HOBART,
Controller.

By THEO. A. HALE.

CARSON CITY, CAPITOL BUILDING, }
February 1st, 1872. }

STATE OF NEVADA,

To E. B. RAIL,

Dr.

Dec. 12th.....	To tinning around flagstaff.....	\$20 00
Dec. 23d	To fixing oil cans.....	1 50
Jan. 23d	To 8 pipes, 200 feet; 3 conductors.....	75 00
Jan. 23d	To 24 elbows	12 00
Jan. 23d	To 24 hooks.....	6 00
Jan. 23d	To labor putting up—one half day.....	12 00
Jan. 27th.....	To 7 days labor, repairing roof.....	56 00
Jan. 27th.....	To 8 pounds solder	4 00
	Total	\$186 50

STATE OF NEVADA, }
County of Ormsby. } ss.

I, George A. Tyrrell, agent, do solemnly swear that the annexed bill is just and correct; that the labor and materials charged therein have been actually furnished, and that the prices charged are at usual rates, and that no part of the same has been paid.

GEORGE A. TYRRELL.

{ SEAL } Subscribed and sworn to before me this third day of February,
A. D. eighteen hundred and seventy-two.

CHARLES MARTIN,
Notary Public.

Indorsed: Approved for the sum of \$186 50, December 30th, 1872.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

Referred to Honorable Legislature.

No appropriation.

STATE OF NEVADA,

To S. C. WRIGHT,

Dr.

For expenses of funeral of Matt. Pixley, who was killed in the recent break of convicts at the Nevada State Prison, viz:

1871.		
September ...	Coffin and box.....	\$63 50
	Hearse for funeral.....	15 00
	Lot in cemetery.....	15 00
	Digging grave.....	5 00
	Box for ice, and putting man in.....	10 00
	Ice, 300 lbs., @ 3 cents $\frac{3}{4}$ lb.....	9 00
	Draying.....	2 50
	Interest for waiting for allowance by the Legislature.....	25 50
	Total.....	\$145 50

STATE OF NEVADA,
County of Ormsby. } ss.

I, S. C. WRIGHT, do solemnly swear that the annexed bill is just and correct; that the matters charged therein have been actually furnished, and that the charges are correct, and that no part of the same has been paid.

S. C. WRIGHT.

{ SEAL } Subscribed and sworn to before me this third day of October,
A. D. eighteen hundred and seventy-one.

CHARLES MARTIN,
Notary Public.

Indorsed: Approved for the sum of \$145 50, October 3d, 1871.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

CONTROLLER'S OFFICE,
October 4th, 1871. }

There is no appropriation for the payment of this claim.

W. W. HOBART,
Controller.

CARSON CITY, CAPITOL BUILDINGS, }
December 30, 1872. }

STATE OF NEVADA,

To E. B. RAIL,

Dr.

Nov. 11.....	4 kegs nails, 4-penny.....	\$40 00
Nov. 16....	20 pounds nails	2 00
Nov. 19.....	1 keg nails, 4-penny.....	10 00
Nov. 27.....	1 keg nails, 4-penny.....	10 00
Dec. 18.....	375 pounds galvanized iron, @ 20 cents $\frac{1}{2}$ lb.....	75 00
Dec. 18.....	Iron rods and braces.....	14 00
Dec. 18.....	Labor putting up.....	12 00
Dec. 18.....	Making four chimney tops—seven days labor...	65 00
Dec. 18.....	48 pounds zinc (pcs).....	9 75
	Total.....	\$237 75

STATE OF NEVADA, }
County of Ormsby, } ss.

I, George A. Tyrrell, agent, do solemnly swear that the annexed bill is just and correct; that the merchandise charged therein has been actually furnished and that the prices are at the usual rates, and that no part of the same has been paid.

GEO. A. TYRRELL.

{ SEAL } Subscribed and sworn to before me this 30th day of December, A. D. 1872.

CHARLES MARTIN,
Notary Public.

Indorsed: Approved for the sum of \$237 75, December 30, 1872.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

Referred to Honorable Legislature. No appropriation.

CARSON (Nev.), December 1st, 1872.

STATE OF NEVADA,

To T. W. HEALEY,

Dr.

To services as Clerk in State Land Office, from September 1, 1872, to September 26, 1872, twenty-five days, at \$100 per month, \$83 33.

STATE LAND OFFICE,
Carson, Nevada. }

I certify that the above bill is correct.

JOHN DAY,
Register.

By S. H. DAY, Deputy. _____

STATE OF NEVADA, }
County of Ormsby, } ss.

I, T. W. Healey, do solemnly swear that the annexed bill is just and correct; that the services charged therein has been actually performed and that the price is according to contract, and that no part of the same has been paid.

T. W. HEALEY.

{ SEAL } Subscribed and sworn to before me this 7th day of December,
A. D. 1872.

CHARLES MARTIN,
Notary Public.

Indorsed: Apportioned out of any money in the State Treasury arising from sales of school lands; and approved for the sum of \$83 33, December 7, 1872.

J. D. MINOR,
L. A. BUCKNER,
Board of Examiners.

No appropriation.

CARSON CITY (Nev.), December 30th, 1872.

THE STATE OF NEVADA (by Legislative Department),

To ALEXANDER LEPORT,

Dr.

To 121 cords of pine wood at \$12 per cord.....	\$1,452 00
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Indorsed: Correct, and no part of the same has been paid.

J. D. MINOR,
Secretary of State.

Approved for the sum of \$1,452, December 30th, 1872.

I. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

Referred to Honorable Legislature. No appropriation.

CARSON CITY (Nev.), December 28th, 1872.

THE STATE OF NEVADA,

To MASON, CHENEY & Co.,

Dr.

Nov. 16th.....	20 galls. raw oil, @ \$1 50.....	\$30 00
Nov. 16th.....	420 lbs. car paint, @ 13½c.....	56 70
Nov. 16th.....	2 brushes, @ \$2 50.....	5 00
Nov. 25th.....	20 galls. raw oil, @ \$1 50.....	30 00
Nov. 29th.....	40 galls. raw oil, @ \$1 50.....	60 00
Nov. 29th.....	420 lbs. car paint, @ 13½c.....	56 70
Dec. 2d.....	5 galls. raw oil, @ \$1 50.....	7 40
Dec. 23d.....	20 galls. boiled oil, @ \$1 50.....	30 00
Dec. 23d.....	125 lbs. Atlantic lead, @ 17c.....	21 25
Dec. 23d.....	1 flat brush.....	2 00
		\$299 15

STATE OF NEVADA, }
 County of Ormsby. } ss.

I, H. S. Mason, do solemnly swear that the annexed bill is just and correct; that the merchandise charged therein has been actually furnished, and the prices charged are at the usual rates, and that no part of the same has been paid.

H. S. MASON.



Subscribed and sworn to before me, this 28th day of December, A. D. 1872.

CHARLES MARTIN,
 Notary Public.

Indorsed: The above bill was purchased for painting the roof of the Capitol building, and is correct.

J. D. MINOR,
 Secretary of State.

Approved for the sum of \$299 15, December 30th, 1872.

L. R. BRADLEY,
 J. D. MINOR,
 Board of Examiners.

Referred to the Honorable Legislature. Cause: no appropriation.

[Original.]

CARSON CITY (Nev.), December 30th, 1872.

STATE OF NEVADA,

(Per order of J. D. Minor,)

Bought of BRAGG & FOLSOM.

1872.		
Oct. 19th...	130 thousand shingles, @ \$4 75.....	\$617 50

Correct, and no part of the same has been paid.

J. D. MINOR,
Secretary of State.

Indorsed: Approved for the sum of \$617 50, December 30th, 1872.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

Referred to Honorable Legislature. Cause: no appropriation.

CARSON CITY (Nev.), December 30th, 1872.

STATE OF NEVADA,

To HENRY MEYER, carpenter, for work on Capitol Building.

Shingling and painting roof.....	\$675 00	
One walk.....	46 00	
Fixing around door.....	20 00	
Hauling shingles.....	10 00	
		\$751 00
Received in part payment 7 M shingles @ \$4 75.....		33 25
Balance due.....		\$717 75

Correct, and no part of the same has been paid.

J. D. MINOR,
Secretary of State.

Indorsed: Approved for the sum of \$717 75, December 30th, 1872.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

Referred to Honorable Legislature. Cause: no appropriation.

CARSON CITY (Nev.), December 30th, 1872.

MINERALOGIST'S OFFICE,

To E. B. RAIL,

Dr.

1872.		
Jan. 29th.....	Fixing stove.....	\$1 50

I certify that the above bill is just and correct, and that no part of it has been paid.

H. R. WHITEHILL.

Indorsed : Approved for the sum of \$1 50, December 31, 1872.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

No appropriation.

CARSON CITY, December 30th, 1872.

STATE LAND OFFICE,

Bought of JOHN G. FOX.

1872.		
Oct. 12th.....	To 2 boxes Babbitonian pens	\$3 00
Dec. 11th.....	To 4 gross rubber rings.....	1 00
		\$4 00

I certify that the above bill is correct.

JOHN DAY,
Register.

By S. H. DAY, Deputy.

Indorsed : Approved for the sum of \$4, December 31, 1872.L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

No appropriation.

SAN FRANCISCO, October, 1872.

STATE CAPITOL, NEVADA,

Bought of McNALLY & HAWKINS.

July.....	1 4-light chandelier, and shades.....	\$23 22
	1 3-light chandelier, and shades.....	18 55
	1 portable.....	10 60
	1 bracket, Argand burner, and chimney, etc.....	5 30
	1 4-light chandelier, and shades.....	23 32
	1 2-light chandelier, and shades.....	13 25
	1 bracket, Argand burner, chimney, and shades...	5 30
	1 portable	10 60
	1 standard for desk, Argands, etc.....	18 55
	1 4-light chandelier, and shades.....	23 32
	1 3-light chandelier, and shades.....	18 02
	1 4-light chandelier, and shades.....	23 32
	1 2-light chandelier, and shades.....	13 25
	1 bracket, Argand, etc.....	5 30
	1 3-light chandelier, and shades.....	18 55
	1 3-light chandelier, and shades.....	18 55
	1 3-light chandelier, and shades.....	18 02
	1 2-light chandelier, and shades.....	13 25
	1 portable (Egyptian), and shade.....	13 25
	1 4-light chandelier, and shades.....	31 80
	4 2-light chandeliers, and shades.....	84 80
	1 6-light chandelier, and shades.....	90 10
	3 brackets, Argands, etc.....	15 90
	1 bracket, Argand, etc.....	5 30
	1 6-light chandelier, and shades.....	42 40
	1 3-light chandelier, and shades.....	18 02
	1 3-light chandelier, and shades.....	18 02
	2 portables, Argands, etc.....	21 20
	2 3-light chandeliers, and shades.....	47 70
	1 bracket, Argand, etc.....	5 30
	3 brackets, Argands, etc.....	13 51
	6 brackets and shades.....	44 52
	6 brackets and shades.....	34 98
	4 2-light standards, Argands, shades, etc.....	74 20
	2 1-light pillars, and globes.....	26 50
	4 portables, Argands, etc.....	42 40
	48 feet extra tubing, for 8 portables.....	25 44
	134 feet 2-inch iron pipe, \$62 49; 6 2-inch fittings, \$6 36.....	68 85
	2 2 inch plugs, \$1 59; 7 sockets, \$5 56.....	7 15
	129 $\frac{3}{4}$ feet gas pipe, at 21 1-5, \$27 48; 8 nipples, \$2 12	29 60
	Amount carried forward.....	\$1,041 21

ACCOUNT OF McNALLY & HAWKINS—(Continued.)

July.....	Amount brought forward.....	\$1,041 24
	22 fittings.....	4 66
	1 plug, straps, and screws.....	1 00
	5 nipples, 2 plugs.....	1 75
	4 fittings, 1 bushing.....	1 06
	11½ feet gas pipe.....	2 38
	3 nipples, 4 fittings.....	1 64
	1 stop cock.....	1 85
	127½ feet gas pipe, 21 1-5; 21 fittings, 21 1-5.....	31 48
	6 straps, hooks, and screws.....	80
	8 nipples, \$2 12; 1 plug, 21½.....	2 33
	12½ feet gas pipe, \$2 61; 6 nipples, \$1 59.....	4 20
	4 fittings, 1 socket, 1 service cock.....	2 92
	194½ feet gas pipe.....	30 60
	27 reducing sockets, 26½.....	7 15
	48 feet gas pipe, 21 1-5.....	10 18
	10 fittings, at 21 1-5, \$2 12; hooks, 27.....	2 39
	24 globes, at \$1 06.....	25 44
	24 burners, at 26½.....	6 36
	24 globe holders, at 26½,	6 36
	2 burners, at 26½, 53; 2 globe holders, at 26½, 53...	1 06
	2 globes, \$2 12; 1 stiff joint, 26.....	2 38
	1 extra globe, Sergeant-at-Arms' room.....	1 06
	amount paid Friend for altering fixtures (Surveyor General).....	3 18
	amount paid carpenter, prospecting for rise pipe...	4 24
	alcohol, gasfitters' cement, and bronze paint.....	21 20
	Labor—25 days Welsh, at \$7 42, \$185 50; 14 days helper, at \$3 18, \$44 52.....	230 02
	5½ days Harris, at \$7 42.....	40 81
	9½ days Dolan, at \$4 77.....	45 31
	Freights to Carson.....	62 35
	Drayage in San Francisco.....	4 50
	3 hogsheads and 3 cases, at 79½.....	4 77
	10 feet hose, \$3 18; copper wire, \$1 06.....	4 24
	Total.....	\$1,610 98
	Less fixtures not received.....	43 73
	Leaving balance of.....	\$1,567 25

Indorsed: Approved for the sum of \$1,567 25, November 18, 1872.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

No appropriation.

CARSON CITY (Nev.), December 23, 1872.

LAND REGISTER OFFICE,

To WELLS, FARGO & Co.'s EXPRESS,

Dr.

July 7.....	Roll to Austin	\$ 75
July 9.....	Roll to Elko	75
July 26.....	Parcel to Austin.....	75
August 23...	Roll from Virginia	50
August 7....	Commission on \$10 from Elko	1 65
August 24...	Roll to Elko	60
August 28...	Roll to Unionville	75
Sept. 10.....	Package to Battle Mountain.....	75
Oct. 11.....	Letter from Reno.....	50
	Total.....	\$7 00

STATE LAND OFFICE, }
 Carson, Nevada, December 28th, 1872. }

I certify that the above bill is correct.

JOHN DAY,
 Register.

By S. H. DAY, Deputy.

Indorsed: Approved for the sum of \$7 December 30th, 1872.

L. R. BRADLEY,
 J. D. MINOR,
 Board of Examiners.

Referred to Honorable Legislature. Cause: no appropriation.

CARSON CITY (Nev.), November 1st, 1872.

STATE OF NEVADA,

To JERRY SCHOOLING,

Dr.

Cash paid for expenses two trips to San Francisco on State business; one trip made in July, 1872, to collect sixty thousand dollars on draft from General Government; the other made in September, 1872, to make arrangements for the payment of interest on State bonds.....	\$150 00
---	----------

I hereby certify that the above bill is correct.

JERRY SCHOOLING,
Treasurer.

Indorsed: Approved for the sum of \$150, November 4th, 1872.

L. R. BRADLEY,
J. D. MINOR,
L. A. BUCKNER,
Board of Examiners.

No appropriation.

SAN FRANCISCO, November, 1872.

STATE OF NEVADA.

To McNALLY & HAWKINS,

Dr.

October 17..	30 shades, @ \$1 06.....	\$31 80
	20 holders, @ 26½ cents.....	5 30
	9 burners, @ 26½ cents.....	2 39
	10 feet hose.....	3 18
	Copper wire.....	1 06
		\$43 73

Indorsed: Approved for the sum of \$43 73, December 28th, 1872.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

Referred to Honorable Legislature. Cause: no appropriation.

CARSON, October 30th, 1871.

STATE OF NEVADA,

To WM. E. ARMSTRONG, employé of Mineralogist, *Dr.*

To services from April 11th to July 17th, 1871, at \$100 per month—three and one fifth months.....	\$320 00
--	----------

I certify that the above is a just and correct bill, and that no part of it has been paid.

H. R. WHITEHILL,
State Mineralogist.

Indorsed: Approved for the sum of \$320, November 6th, 1871.

L. A. BUCKNER,
J. D. MINOR,
Board of Examiners.

No appropriation.

THE STATE OF NEVADA,

To ALEXANDER MITCHELL,

Dr.

To services as Clerk in office of State Land Register, from July 1st, 1872, to December 31st, 1872—six months, at \$133 33 per month	\$800
--	-------

I certify that the above bill is correct, and that the service was absolutely necessary in carrying on the business of this office, the increased business of which is shown by the following statement, taken from its records:

Number of applications to purchase land filed in 1869.....	187
Number of applications to purchase land filed in 1870.....	152
Number of applications to purchase land filed in 1871.....	381
Number of applications to purchase land filed in 1872.....	984

JOHN DAY,
Surveyor General and Land Register.

Indorsed: Approved for the sum of \$800, December 28, 1872.

L. A. BUCKNER,
J. D. MINOR,
Board of Examiners.

Respectfully referred to the honorable Legislature. Cause: no appropriation.

W. W. HOBART,
Controller.

By THEO. A. HALE,
Deputy.

OFFICE OF JOHN G. FOX, Secretary.

STATE OF NEVADA (for Capitol Building.)

To MAXIM GAS COMPANY, of Carson,

Dr.

For gas consumed from October 14th to December 30th, 1872..	
State of meter to date, 6,500 feet.....	
Consumption 6,500 feet, @ \$6 $\frac{3}{4}$ M.....	\$39 00

Received payment,

JOHN G. FOX, Secretary.

STATE OF NEVADA,
County of Ormsby. } ss.

I, John G. Fox, do solemnly swear that the annexed bill is just and correct; that the gas charged therein has been actually furnished the Capitol building, and that no part of the same has been paid.

JOHN G. FOX,
Secretary.

{
SEAL
}

Subscribed and sworn to before me this thirty-first day of
December, A. D. eighteen hundred and seventy-two.

CHAS. MARTIN,
Notary Public.

Indorsed: Approved for the sum of \$39, December 31st, 1872.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

No appropriation.

CARSON CITY, (Nev.), December 28th, 1872.

SURVEYOR GENERAL,

To CARSON POST OFFICE,

Dr.

1872.		
October 16....	To one hundred three-cent stamps.....	\$3 00
October 31....	To postage on packages and registered letters...	5 59
November 12	To postage on packages and registered letters...	5 31
December 11..	To postage on packages and registered letters...	14 60
December 27..	To postage on packages and registered letters...	7 65
	Total	\$36 15

I certify that the above bill is correct.

JOHN DAY,
Surveyor General.

By S. H. DAY, Deputy.

Indorsed: Approved for the sum of \$36 15, December 30th, 1872.L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

No appropriation.

CARSON CITY, (Nev.), December 31st, 1872.

STATE OF NEVADA (Surveyor General's office),

Bought of RICHARD MILLS.

Nov. 7.....	3 5-in. Russia iron gooseneck elbows, @ \$2 50...	\$7 50
	Repairing coal stove and pipe.....	2 50
	Damper, 75—collar, 50.....	1 25
	Putting up.....	2 50
	1 sheet zinc, 15 lbs., @ 25	3 75
	Nailing around stove.....	1 50
		\$18 50

I certify the above bill to be correct, and that no part of the same has been paid.

JOHN DAY,
Surveyor General.

Indorsed: Surveyor General's office, \$18 50. Approved for the sum of \$18 50, December 31st, 1872.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

Respectfully referred. No appropriation.

SAN FRANCISCO, October 14, 1872.

STATE OF NEVADA,

To BRITTAN, HOLBROOK & Co.,

Dr.

6 No. 10 lighthouse stoves, @ \$22	\$132 00	
5 No. 14 lighthouse stoves, @ 35	175 00	
Cartage	1 25	
		\$308 25
Deduct cash for three stoves.....		66 00
		\$242 25
Interest for two months on balance.....		7 25
		\$249 50
Balance due		

Indorsed: Approved for the sum of \$249 50, November 18, 1872.

L. R. BRADLEY,
J. D. MINOR,
Board of Examiners.

No appropriation.

CARSON CITY, (Nev.) December 30, 1872.

STATE OF NEVADA,

To A. CURRY,

Dr.

To building water closet.....	\$1,100 00
To putting floor in basement of Capitol.....	15 00
To removing dirt from around privy.....	12 00
To putting grate bars in furnace in basement.....	10 00
Total	\$1,137 00

STATE OF NEVADA, }
 County of Ormsby, } ss.

I, A. Curry, do solemnly swear that the annexed bill is just and correct; that the work and services charged therein have been actually performed, and that charges are according to contract, and that no part of the same has been paid.

A. CURRY.

{ SEAL } Subscribed and sworn to before me this 30th day of December,
 A. D. 1872.

CHARLES MARTIN,
 Notary Public.

Indorsed: Approved for the sum of \$1,137, December 31st, 1872.

L. R. BRADLEY,
 J. D. MINOR,
 Board of Examiners.

No appropriation.

RECAPITULATION.

List of Claims allowed by the State Board of Examiners for the payment of which there is no appropriation, being deficiencies in General Appropriation for seventh and eighth fiscal years.

No. of Voucher.	CLAIMANT.	Character of Claim.	Amount.
1	Institute for the Deaf, Dumb, and Blind, of California.....	Board, tuition, and clothing, for year ending Dec. 31, 1872..	\$575 00
2	Institute for the Deaf, Dumb, and Blind, of California.....	Expense for transportation of pupils.....	110 00
3	Alfred Helm.....	Clerk's fees, cause Ormsby County vs. State.....	32 10
4	S. H. Day.....	Balance due on salary for November, 1872.....	13 86
5	S. H. Day.....	Salary as Deputy Register for December, 1872.....	200 00
6	E. B. Rail.....	Hardware, for new roof of State Capitol.....	186 50
7	Samuel C. Wright.....	Expenses of funeral of Pixley.....	145 50
8	E. B. Rail.....	Hardware, for new roof of State Capitol.....	237 75
9	T. W. Healy.....	Services as Clerk in State Land Office.....	83 33
10	Alexander Lepert.....	121 cords wood, for State Legislature.....	1,452 00
11	H. S. Mason.....	Sundries, for new roof of State Capitol.....	299 15
12	Bragg & Folsom.....	130 thousand shingles.....	617 50
13	Henry Meyers.....	Shingling and painting roof of Capitol.....	717 75
14	E. B. Rail.....	Repairing stove for State Mineralogist.....	1 50
	Amount carried forward.....		\$4,671 94

RECAPITULATION—(Continued.)

No. of Voucher.	CLAIMANT.	Character of Claim.	Amount.
	Amount brought forward.....		\$4,671 94
15	John G. Fox.....	Stationery for State Land Office.....	4 00
16	McNally & Hawkins.....	Gas fixtures for State Capitol.....	1,567 25
17	Wells, Fargo & Co.....	Express charges, State Land Office.....	7 00
18	Jerry Schooling.....	Expense of two trips to San Francisco, on State business...	150 00
19	McNally & Hawkins.....	Shades and burners for State Capitol.....	43 73
20	William E. Armstrong.....	Services in the field with State Mineralogist.....	320 00
21	Alexander Mitchell.....	Six months clerk and draughtsman in State Land Office.....	800 00
22	Maxim Gas Company.....	Consumption of gas at Capitol for December.....	39 00
23	Carson Post Office.....	Postage and box rent, Surveyor General's Office.....	36 15
24	Richard Mills.....	Putting up stoves and repairing stove pipe in Land Office...	18 50
25	Brittan & Co.....	Invoice of stoves for State Capitol.....	249 50
26	Abram Curry.....	Building water closet for State Capitol.....	1,137 00
	Total.....		\$9,044 07