

THE
JOURNAL OF THE ASSEMBLY

OF THE

FOURTEENTH SESSION

OF THE

LEGISLATURE OF THE STATE OF NEVADA,

1889.

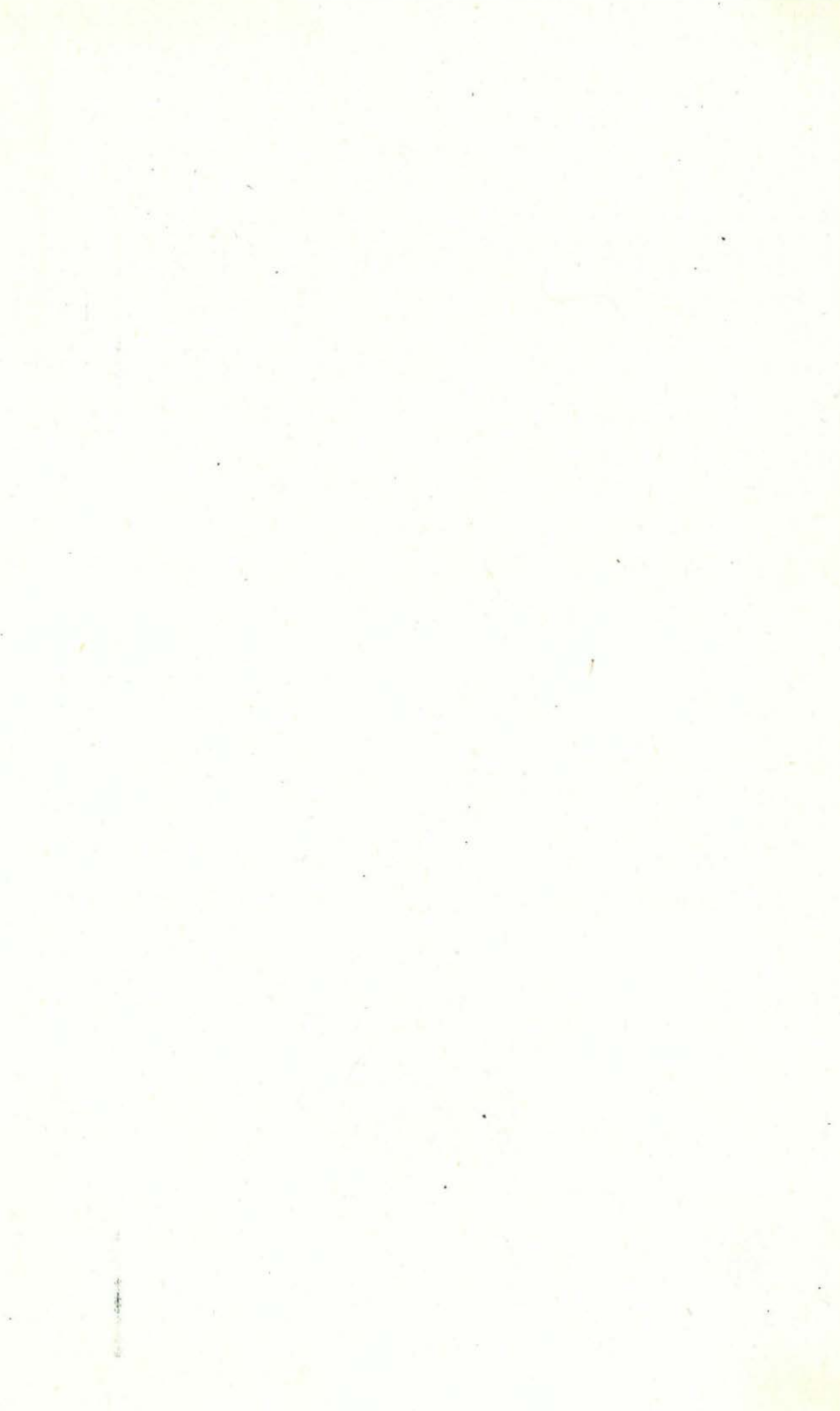
BEGUN ON MONDAY, THE SEVENTH DAY OF JANUARY, AND ENDED ON
THURSDAY, THE SEVENTH DAY OF MARCH.



CARSON CITY, NEV.:

STATE PRINTING OFFICE, - - J. C. HARLOW, SUPERINTENDENT

1889.



ARRANGEMENT AND CONTENTS OF VOLUME.

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JOURNAL

OF THE

PROCEEDINGS OF THE ASSEMBLY.

FOURTEENTH SESSION, 1889.

JOURNAL
OF THE
ASSEMBLY OF THE STATE OF NEVADA.

FOURTEENTH SESSION.

FIRST DAY.

CARSON CITY (Monday), January 7, 1889.

Pursuant to the provisions of the Constitution and the Statute, the Assembly was called to order at 12 M. by the Hon. J. M. Dormer, Secretary of State.

C. M. Fassett was appointed temporary Clerk, and Con. A. Ahern was appointed temporary Sergeant-at-Arms.

The roll was called and the following members-elect answered to their names :

Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Coffin, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Wyckoff—40.

Mr. Poujade moved that a committee of three be appointed to wait on one of the Justices of the Supreme Court for the purpose of swearing in the members-elect of the Assembly.

Carried.

The following members were appointed as such committee : Messrs. Poujade, Cheney and Garrard.

The committee retired and immediately returned with Judge C. H. Belknap, who administered the oath of office to the members-elect of the Assembly.

Nominations for Speaker were declared in order.

Mr. Poujade placed in nomination Mr. Trenmor Coffin, of Ormsby county.

Mr. Thaxter seconded the nomination.

No further nominations being made, the roll was called with the following result :

For Mr. Coffin—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Wyckoff—39.

Mr. Fairbanks moved that a committee of three be appointed to escort the Speaker-elect to the chair.

Carried.

Messrs. Fairbanks, Wyckoff and Cutting were appointed as such committee, and at once performed the duty assigned them.

Mr. Coffin, on assuming the chair, addressed the Assembly in appropriate remarks.

Nominations for Speaker *pro tem.* were declared in order.

Mr. Thompson nominated Mr. H. H. Beck, of Washoe county.

Mr. Cheney seconded the nomination.

No further nominations being made, the roll was called with the following result :

For Mr. Beck—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

For Mr. Thompson—Mr. Beck.

Upon inquiry from the chair as to what action should be taken relative to the election of attaches of the House, Mr. Hanna moved that Mr. Langan be appointed to read a list of attaches as prepared at the caucus.

Carried.

Mr. Langan was appointed and read the following list :

C. M. Fassett of Washoe, Chief Clerk ; Edward D. Vanderlieth of Eureka, Assistant Clerk ; Con. A. Ahern of Storey, Sergeant-at-Arms ; Charles Burlingame of Eureka, Assistant Sergeant-at-Arms ; H. C. Cutting of Nye, Journal Clerk ; N. W. Roff of Washoe, Minute Clerk ; H. B. Maxson of Humboldt, Enrolling Clerk ; B. I. Turman of Lyon, Engrossing Clerk ; Miss Kate Henry of Storey, Copying Clerk ; Miss Lena Brophy of Storey, Copying Clerk ; George H. Bell of Ormsby, Committee Clerk ; Benjamin Edson of Douglas, Committee Clerk ; Joseph Thomas of Storey, Committee Clerk ; F. Wyckoff of Storey, Messenger ; Joseph Fanning of Storey, Page ; Nelson Bruette of Ormsby, Page ; Morrison Fellows of Ormsby, Porter.

Mr. Fairbanks moved that the parties named be placed in nomination for the attaches.

Carried.

Mr. Cheney moved that the attaches, as read, be elected by acclamation.

Carried.

Mr. Hanna moved that a committee of two be appointed to wait upon one of the Justices of the Supreme Court and request him to administer the oath to the attaches.

Carried.

Messrs. Hanna and Allen (of Churchill) were appointed as such committee, who retired and shortly presented Justice Hawley, who administered the oath of office to the officers and attaches elect.

Mr. Springmeyer moved the adoption of the rules of the last session of the Assembly as the rules of this Assembly.

Carried.

A protest in regard to a contested seat in the Assembly was introduced by the Speaker.

Mr. Poujade moved that certain documents relating to the right of a member to his seat in this House be referred to the Committee on Elections, when appointed.

Carried.

Mr. Cheney introduced Joint Resolution No. 1, relating to the appointment of a joint committee of two members from the Senate and three from the Assembly to draft a proper memorial to Congress concerning the wood and charcoal interests of Nevada.

Mr. Thompson moved that the rules be suspended, the resolution be read a second time by title and placed on its final passage.

Carried.

Mr. Cheney moved that the title of the resolution be amended by striking out the word joint.

Carried.

Leave was granted to withdraw the resolution for correction.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 7, 1889. }

To the Honorable the Assembly:

I am instructed to inform your honorable body that the Senate is fully organized and ready to proceed to business, having elected the following officers: Evan Williams, President *pro tem.*; O. H. Grey, Secretary; Geo. I. Lammon, Assistant Secretary; Sam P. Davis, Sergeant-at-Arms; E. L. Buckingham, Assistant Sergeant-at-Arms; S. Summerfield, Minute Clerk; John P. Fay, Journal Clerk; E. H. Hunt, Enrolling Clerk; Fred Gould, Engrossing Clerk; Miss Lou Wright and Mrs. Bertie Hatch, Copying Clerks; J. W. Ferguson and Florence Prince, Committee Clerks; Charles Nash, Messenger; Charles Hanning and Harry Young, Pages; H. W. Lockerman, Porter.

O. H. GREY,
Secretary of the Senate.

GEO. I. LAMMON,
Assistant Secretary of the Senate.

Mr. Beck moved that the Clerk be instructed to prepare a message to the Honorable the Senate, informing them of the permanent organization and the election of officers of the Assembly.

Carried.

Mr. Poujade moved that a committee of three be appointed to wait upon the Governor and inform him of the readiness of the Assembly to receive communications.

Carried.

Messrs. Poujade, Allen (of Storey) and Coryell were appointed as such committee.

The committee retired and after a short time reported that they had performed the duty assigned them.

Mr. Cheney offered the following resolution :

WHEREAS, Numerous actions at law have been commenced in the name of the United States, in the United States Circuit and District Courts for Nevada, against many persons, upon a claim of having in their possession or using wood or charcoal of the value of several millions of dollars, made from timber taken from the public lands of the United States in several of the counties in the eastern portion of this State.

WHEREAS, It is a matter of common knowledge that there never has been in said section of the State anything entitled to be even called timber, and what is falsely called timber consists of a scattered, scraggy, stunted growth of what is commonly called nut-pine, cedar or mountain mahogany, and that said growth is chiefly valuable for fuel.

WHEREAS, The chief industry of the State and of said section for years has been, now is the mining and reduction of ores, and that it is impracticable to carry on said industry in said sections without the right to cut said growth from the public lands without charge, and that said actions are brought for wood and charcoal chiefly used in the prosecution of said industry.

WHEREAS, The pendency of said actions has suspended and seriously crippled said industry in said section, and if the claim of the Government in said actions is enforced it will practically destroy said industry in said section and the defense of said actions will put any persons who took or purchased said wood and charcoal in good faith and without any knowledge that the Government would make any claim for the same, to great trouble and expense to defend said action at a long distance from their homes; and

WHEREAS, It is believed that said actions are unjust, iniquitous, without authority of law and contrary to the settled policy of the General Government, and that the Government of the United States was induced to order said actions to be brought upon misrepresentations and without proper investigation. Therefore, be it

Resolved, That a joint committee of the Legislature of the State of Nevada, to consist of two members of the Senate and three members of the Assembly, be appointed to prepare a suitable Memorial and Petition to Congress and the Government of the United States in relation to said matter, to the end that said actions be dismissed or that all proceedings therein be stayed until the matter can be properly investigated.

Mr. Cheney moved the adoption of the resolution.

Roll called with the following result:

YEAS— MESSRS. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson,

Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—40.

NAYS—None.

The following committee was appointed: Messrs. Cheney, Poujade and Thompson.

A message from the Governor was here announced.

MOTIONS, RESOLUTIONS AND NOTICES.

By Mr. Beck:

Resolved, First—That it is the sense of the Assembly that the costs of maintaining the State government are largely out of proportion to the ability of the taxpayers to meet. Second—That a material if not a radical reduction should be made in the salaries of all State officers as one of the means to bring our current expenses within our ability to pay. Third—That the Ways and Means Committee, when appointed, be directed to investigate this subject and report by bill or otherwise.

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

Carried.

By Mr. Tyrrell:

Resolved, That the clergy are hereby invited to officiate alternately as Chaplain of the Assembly during the present session.

Mr. Hanna moved the resolution be adopted.

Carried.

On motion of Mr. Poujade the message from the Governor was laid on the table.

The following committees were appointed:

Committee on Elections—Messrs. Poujade, Allen (of Eureka), Allen (of Churchill), Tyrrell and Langan.

Committee on Mileage—Messrs. McQuitty, Moore and Lee.

Mr. Hanna moved to adjourn.

Carried.

At 1:05 o'clock p. m. the Assembly adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,

Chief Clerk of the Assembly.

SECOND DAY.

CARSON CITY (Tuesday), January 8, 1889.

The Assembly met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Mr. Cohoon.

Leave of absence was granted Mr. Cohoon for one day.

Prayer by the Chaplain, Rev. Mr. Sanford.

The Journal of yesterday was read and approved.

COMMITTEES.

The following Standing Committees were announced :

CORPORATIONS AND RAILROADS.

Messrs. Allen (of Eureka), Blakeslee, Gilbert, Allen (of Storey) and Garrard.

PRINTING.

Messrs. Fairbanks, McNaughton and Wyckoff.

WAYS AND MEANS.

Messrs. Poujade, Hanna, Thaxter, Blakeslee, Allen (of Storey), Allen (of Churchill) and Dunkle.

CLAIMS.

Messrs. Allen (of Storey), Cohoon, Snapp, Wyckoff and Murray.

JUDICIARY.

Messrs. Cheney, Langan, Wyckoff, Tyrrell, Beck, McQuitty and McNaughton.

MILITARY AND INDIAN AFFAIRS.

Messrs. Merrick, Nelson, Fairbanks, Murray and Thaxter.

COUNTIES AND COUNTY BOUNDARIES.

Messrs. Blakeslee, Dunkle, Cutting, Coryell and McNaughton.

TRADES AND MANUFACTURES.

Messrs. Tyrrell, Beck, Cohoon, Snapp and Nelson.

EDUCATION.

Messrs. Pyne, Thompson, Herman, Allen (of Eureka) and Smith.

AGRICULTURE.

Messrs. Springmeyer, Johnson, Herman, Hougham and McQuitty.

INTERNAL IMPROVEMENTS.

Messrs. Springmeyer, Thompson, Merrick, Hougham and Johnson.

STATE INSTITUTIONS.

Messrs. Langan, Poujade, Thaxter, Cheney and Riepe.

CONTINGENT EXPENSES.

Messrs. Cutting, Moore, Pyne, Hougham and Murray.

MINES AND MINING.

Messrs. Hanna, Dunkle, Allen (of Storey), Garrard and Murray.

FEDERAL RELATIONS.

Messrs. Thompson, Coryell, Fairbanks, Beck and Bennetts.

ENGROSSMENT.

Messrs. Gilbert, O'Connor and Smith.

ENROLLMENT.

Messrs. Tyrrell, Pyne and Merrick.

PUBLIC MORALS.

Messrs. Williams, Hougham and Riepe.

STATE LIBRARY.

Messrs. Wyckoff, Gilbert and Dickson.

PUBLIC LANDS.

Messrs. Cheney, Herman, Moore, McQuitty and Nelson.

STATE PRISON.

Messrs. Thaxter, Garrard and Springmeyer.

Mr. Hanna moved that a committee of three be appointed to confer with a committee of two from the Senate.

Messrs. Hanna, Cheney and Poujade were appointed as such committee.

By Mr. Tyrrell :

Resolved, That the thanks of the Assembly are hereby tendered to Hon. John M. Dormer for the dignity and impartiality manifested while presiding over the organization of the Assembly, and to the Supreme Judges for their courtesies in attending upon the Assembly and administering the oath of office to the members and attaches.

Carried.

Mr. Beck moved that the resolution offered by him yesterday and laid upon the table be now taken up.

Lost.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 7, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Joint Memorial and Resolution No. 1, which was adopted by the Senate this day.

Also, Joint Resolution No. 2, which was this day adopted by this body.

The following resolution was also read and adopted by this body, viz :

Resolved, That a joint committee of two from the Senate and two from the Assembly be appointed for the purpose of selecting and maintaining rooms in the State Printing Office building and Capitol building, for the several and respective committees.

Messrs. Sharon and Williams were appointed such Committee.

GEO. I. LAMMON,
Assistant Secretary of the Senate.

NOTICES OF BILLS.

Mr. Beck gave notice that he would, at some future time, introduce a bill for an Act entitled "An Act in relation to official services in cases of pensioners."

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Allen (of Eureka), by leave—Assembly Bill No. 1, an Act to create a Legislative Fund.

Read first time, rules suspended, read second time by title, considered engrossed and referred to Committee of the Whole.

Mr. Cheney, by leave—Assembly Bill No. 2, an Act to repeal an Act entitled "An Act providing for the manner of submitting Constitutional amendments to the voters of the State of Nevada," approved March 5, 1887.

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

Mr. Beck—Assembly Bill No. 3, an Act in relation to official services in cases of pensioners.

Read first time.

Senate Joint Memorial and Resolution No. 1, relative to the appointment of a Pacific Coast man to a Cabinet position.

Mr. Poujade moved the adoption of the resolution.

Carried.

Senate Joint Resolution No. 2, relative to the actions brought by the Government of the United States against parties trespassing upon timber land.

Mr. Cheney moved that the resolution be adopted.

Carried.

The same committee was appointed upon the above resolution as was appointed yesterday, viz.: Messrs. Cheney and Thompson.

By Mr. Garrard :

The Assembly, having received the sad news of the death of Mrs. Geo. Tuffy, the wife of the Honorable State Treasurer of Nevada, therefore be it

Resolved by the Assembly, That it extends to that worthy and efficient public officer and to his bereaved family its heartfelt sympathy in their irreparable loss of a noble and affectionate wife and mother; and

Resolved, As a further mark of respect to the memory of the deceased, that when the Assembly does adjourn, it adjourns until Thursday, the 10th day of January, 1889.

Mr. Tyrrell moved the adoption of the resolution.

Carried.

Messrs. Hanna and Poujade were appointed a Special Committee to confer with the Committee from the Senate relative to Committee rooms.

Mr. Allen (of Eureka) moved that the House now go into Committee of the Whole, with the Speaker *pro tem.* in the chair, for the consideration of Assembly Bill No. 1.

Carried.

The House resolved itself into Committee of the Whole, with the Speaker *pro tem.* in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

The Committee of the Whole reported Assembly Bill No. 1 back to the House and recommended its passage.

The report was adopted.

Mr. Allen (of Eureka) moved that the bill now be placed on its third reading and final passage.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Thompson, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Cohoon.

Mr. Poujade asked leave to make a motion out of order.

Granted.

Mr. Poujade moved that the Committee on Elections be authorized to employ a stenographer, if necessary, to take testimony in the contested election case.

Carried.

Mr. Springmeyer moved to adjourn.

Lost.

Mr. Poujade moved to take a recess until 1 :30 o'clock p. m.

Carried.

At 12 o'clock m. the Assembly took a recess.

HOUSE IN SESSION.

House convened at 1:30 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The report of the Committee on Mileage was offered and read.

Mr. Cheney moved that the report be re-referred to the committee for revision and correction.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES.

By Mr. Blakeslee:

Resolved, That on Wednesday, January 9th, at 1:30 o'clock p. m., the members of the Assembly meet in this chamber and from here repair to the St. Charles Hotel to attend the funeral services of the deceased wife of our Treasurer, Mr. George Tuffy.

Mr. Garrard moved the adoption of the resolution.

Carried.

Mr. Beck moved that the Governor's message be taken from the table.

Carried.

The Governor's message was proceeded with.

Mr. Tyrrell moved that the Governor's message be referred to the Committee on Printing.

Mr. Thompson moved to amend by dispensing with the further reading of the message, and referring the different portions of the message to the proper committees.

Mr. Tyrrell withdrew his motion.

The amendment was then put as the original motion and was adopted.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 8, 1889. }

To the Honorable the Assembly:

I have the honor to inform your honorable body that the following named gentlemen, Senators Comins and Williams, have been appointed a committee to carry out the directions, under Senate Joint Resolution, heretofore transmitted to the Honorable House.

O. H. GREY,
Secretary of the Senate.

SENATE CHAMBER,
CARSON CITY, January 8, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Joint Resolution No. 3, which passed the Senate this day, and further to notify you that Senators Foley, Williams and Osburn were appointed a committee on the part of the Senate under said resolution.

O. H. GREY,
Secretary of the Senate.

Senate Joint Resolution No. 3, relative to the deposits of sawdust in the Truckee river by citizens and residents of the State of California.

Mr. Poujade moved that the reading be considered the first reading and the resolution be referred to the Committee on Federal Relations.

Lost.

Mr. Poujade moved to amend the resolution by adding the following words: "Without expense to the State."

Mr. Garrard rose to a point of order, that the amendment was out of order, and that the resolution should take the course of a bill.

The Chair ruled that the point of order was not well taken, as the resolution was not one of the character of resolutions that take the course of a bill, and therefore was in order.

The amendment was then adopted.

Mr. Poujade moved the adoption of the resolution as amended.

Carried.

Mr. Beck, by leave:

Resolved, That the Committee on Ways and Means be instructed to consider the advisability of reducing by law the salaries of State officers.

Mr. Beck moved the adoption of the resolution.

Carried.

Mr. Tyrrell moved to adjourn.

Carried.

At 3 o'clock p. m. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,

Chief Clerk of the Assembly.

FOURTH DAY.

CARSON CITY (Thursday), January 10, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Mr. Thompson.

Prayer by the Chaplain, Rev. Mr. Sanford.

Journal of the second day read and approved.

Leave of absence granted Mr. Thompson for the day.

PRESENTATION OF PETITIONS.

Mr. Beck presented a petition from the Women's Christian Temperance Union of Nevada, which was read by the Clerk.

Mr. Beck moved to refer the petition to the Committee on Judiciary.

Mr. Tyrrell moved to amend by referring it to the Committee on Public Morals.

Lost

Mr. Hanna moved that the petition be referred to the Committee on Elections.

Lost.

Mr. Beck moved that the petition be referred to the Committee on Judiciary.

Carried.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker:

The Senate and Assembly Joint Committee on Assignment of Committee Rooms submit the following report:

In the Capitol building the room at the foot of the stairs on the Senate side is assigned to the Senate Committee on Ways and Means, the adjoining room on the south to the Senate Judiciary Committee, the room at the foot of the stairs on the Assembly side to the Assembly Committee on Ways and Means, the room opposite, by courtesy of the Governor, to the Assembly Committee on Judiciary.

In the State Printing Office building :

SENATE COMMITTEES.

Room 1—Copying Clerks.

Room 3—Military, Elections, Rules, Mileage and Printing.

Room 5—Agriculture, Counties, Mines, Federal Relations and Internal Improvements.

Room 6—Engrossment and Enrollment.

Room 8—Lands and State Prison.

Room 9—Education and Claims.

ASSEMBLY COMMITTEES.

Room 2—Copying Clerks.

Room 3—Agriculture, Counties, Mines, Public Morals and Federal Relations.

Room 5—Printing, Military, Mileage and Rules.

Room 6—Engrossment and Enrollment.

Room 8—Education, Claims, Trade, Internal Improvements and State Institutions.

Room 9—Lands, State Prison and State Library.

Room 10—Corporations.

His Excellency, Governor Stevenson, was kind enough to give the committee the use of his private office for the accommodation of the Assembly Committee on Judiciary, and we suggest that a vote of thanks be tendered him for his very courteous action. Respectfully,

J. L. HANNA,

Chairman of Assembly Committee.

W. E. SHARON,

Chairman of Senate Committee.

Mr. Poujade moved the adoption of the report.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Mileage beg leave to report that they have found that the members of the Assembly are entitled to mileage in amounts set forth :

Names of Members.	Miles.	Amount.
<i>Storey County.</i>		
Allen, A.....	44	\$11 00
Bennetts.....	44	11 00
Hanna.....	44	11 00
Langan.....	44	11 00
Merrick.....	44	11 00
O'Connor.....	44	11 00
Pyne.....	44	11 00
Smith.....	44	11 00
Williams.....	44	11 00
Wyckoff.....	44	11 00
<i>Eureka.</i>		
Allen.....	822	205 50
Cheney.....	816	204 00
Dunkle.....	816	204 00
<i>Churchill.</i>		
Allen.....	200	50 00
<i>Washoe.</i>		
Beck.....	62	15 50
Herman.....	132	33 00
Thompson.....	16	4 00
<i>Humboldt.</i>		
Blakeslee.....	404	101 00
Nelson.....	258	64 50
Snapp.....	514	128 50
<i>Ormsby.</i>		
Coffin.....		
Thaxter.....		
Tyrrell.....		

Names of Members.	Miles.	Amount.
<i>Lander.</i>		
Cohon.....	511	\$127 75
Cutting.....	794	198 50
Dickson.....	714	178 50
<i>Elko.</i>		
Coryell.....	814	203 50
Johnston.....	814	203 50
Murray.....	814	203 50
<i>Lyon.</i>		
Fairbanks.....	24	6 00
Hougham.....	60	15 00
<i>Esmeralda.</i>		
Garrard.....	344	86 00
McNaughton.....	344	86 00
<i>Nye.</i>		
Gilbert.....	874	218 50
Moore.....	1,052	263 00
<i>Lincoln.</i>		
Lee.....	2,010	502 00
Poujade.....	2,010	502 00
<i>White Pine.</i>		
McQuitty.....	1,002	250 50
Riepe.....	1,002	250 50
<i>Douglas.</i>		
Springmeyer.....	36	9 00

Respectfully submitted,

D. C. McQUITTY, Chairman.

Mr. Garrard moved the adoption of the report.

Carried.

Mr. Cheney moved that the Sergeant-at-Arms and State Controller temporarily withhold their certificate in the case of Mr. Dickson until the Committee on Elections submits its report on the contested case.

Lost.

MOTIONS AND RESOLUTIONS.

By Mr. Garrard :

Resolved, That the Committee on Printing be authorized and instructed to have one hundred copies of the standing committees printed on cardboard for the use of the Assembly, Senate and State officers, and two hundred copies printed on good paper for distribution.

Mr. Garrard moved the adoption.

Carried.

By Mr. Hanna :

Resolved, That the Sergeant-at-Arms be and is hereby instructed to certify as to the amount due each member of the Assembly for mileage, notifying the State Controller accordingly.

Mr. Hanna moved the adoption.

Carried.

Mr. Garrard moved that the pamphlet entitled "Thieves in the Temple; Turn the Rascals Out," by E. W. VanDeventer, be referred to the Committee on Public Morals.

Mr. Cheney rose to the point of order that there was nothing before the House to be referred.

The point of order was declared well taken.

By Mr. Langan :

Resolved, That it is the sense of this House that the Committee on State Institutions be the Committee on State Insane Asylum.

Mr. Langan moved the adoption.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 10, 1889. }

To the Honorable the Assembly :

I have the honor to inform your honorable body that the following committees have been appointed by the President of the Senate, viz.:

MILEAGE.

Messrs. Torre, Sproule and Harris.

RULES AND JOINT RULES.

Messrs. Boyle, Gallagher and Hardesty.

PRINTING.

Messrs. Sproule, Noteware and Osburn.

ENGROSSED BILLS.

Messrs. Nicholls, Dunlop and Torre.

CORPORATIONS AND RAILROADS.

Messrs. Sharon, Forbes, Foley, Comins and LaGrave.

CLAIMS, STATE AFFAIRS, SUPPLIES AND EXPENDITURES.

Messrs. Emmitt, Gallagher and Torre.

AGRICULTURE, COUNTIES, COUNTY BOUNDARIES, ROADS AND BRIDGES.

Messrs. Gallagher, Millett and Hardesty.

INTERNAL IMPROVEMENTS AND MANUFACTURES.

Messrs. Noteware, Boyle and Hardesty.

EDUCATION, STATE LIBRARY AND PUBLIC MORALS.

Messrs. Forbes, Williams and Osburn.

WAYS AND MEANS.

Messrs. Williams, Emmitt, Comins, Gallagher and Harris.

ENROLLED BILLS.

Messrs. Dunlop, Sproule and Nicholls.

STATE PRISON AND INSANE ASYLUM.

Messrs. Millett, Kaiser and Foley.

MINES AND MINING.

Messrs. Boyle, Williams and Forbes.

MILITARY AND INDIAN AFFAIRS.

Messrs. Dunlop, Millett and LaGrave.

PUBLIC LANDS.

Messrs. Kaiser, Noteware and Sharon.

ELECTIONS.

Messrs. Sproule, Sharon and Hardesty.

JUDICIARY.

Messrs. Foley, Nicholls, Noteware, Boyle and Hardesty.

FEDERAL RELATIONS.

Messrs. Comins, Nicholls and Osburn.

O. H. GREY,
Secretary of the Senate.

NOTICE OF BILLS.

Mr. Garrard gave notice that he would introduce a bill for an Act to provide a home for the miners and mechanics, citizens of the State of Nevada, who by reason of age, infirmity or misfortune may have claim upon the sympathy and aid of the people of the State.

Mr. Pyne gave notice that he would introduce a resolution to amend the State Constitution to form a State Board of Education, who are to adopt a standard series of text books, have them printed at the State Printing Office and furnish them to the people at cost.

SECOND READING OF BILLS.

Assembly Bill No. 3—An Act in relation to official services in cases of pensioners.

Read second time.

Mr. Beck moved that the bill be referred to the Judiciary Committee.
Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Riepe, by leave, Assembly Bill No. 4—An Act to amend an Act entitled "An Act to make provision for the payment of certain indebtedness now existing, or which may hereafter accrue, against White Pine county, approved March 5, 1887.

Mr. Riepe moved that the bill be read first time, rules suspended, read second time by title and be referred to a committee composed of the White Pine delegation.

Lost.

The bill was then read by the Clerk.

Mr. Hanna moved that the rules be suspended, the bill be read a second time by title and referred to the White Pine delegation.

Carried.

Mr. Dunkle, by leave, Assembly Bill No. 5—An Act to repeal an Act entitled "An Act requiring partners transacting business in this State to file a certificate of partnership with name of each individual comprising the same," approved February 9, 1887.

Mr. Allen (of Eureka) moved that the rules be suspended, the bill be read a second time by title, ordered printed and referred to the Committee on Judiciary.

Carried.

Mr. Poujade moved to adjourn.

At 12:10 o'clock the House adjourned.

Approved :

TRENMOR COFFIN,
Speaker of the Assembly.

Attest : C. M. FASSETT,
Chief Clerk of the Assembly.

FIFTH DAY.

CARSON CITY (Friday), January 11, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain, the Rev. Mr. Sanford.

Journal read and approved.

PRESENTATION OF PETITIONS.

Mr. Beck presented petitions from citizens of Nevada relative to the protection of women and girls.

Mr. Beck moved that the petitions be referred to the Committee on Public Morals.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 3, an Act in relation to official services in cases of pensioners, have had the same under consideration, and recommend that after the word "to" and before the word "official," in the title, the words "compensation for" be inserted, and that as thus amended the bill do pass.

A. E. CHENEY, Chairman.

Mr. Allen (of Eureka) moved the report be adopted.

Carried.

REPORT OF SELECT COMMITTEE.

Mr. Speaker:

Your Committee of the White Pine delegation have had Assembly Bill No. 4 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

RICHARD A. RIEPE, Chairman.

Mr. Garrard moved the adoption of the report.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Poujade moved that the Committee on Elections be empowered to send for witnesses in the matter of the contest of the seat of Mr. Dickson, of Lander.

Carried.

By Mr. Garrard :

Resolved, That the State Controller be and he is hereby authorized to draw his warrant for \$30 in favor of each member of the Assembly for stationery and newspapers.

Mr. McNaughton moved the adoption of the resolution.

Mr. Allen (of Churchill) offered a substitute for Mr. Garrard's resolution.

Resolved, That the State Controller be and he is hereby authorized to draw his warrant for \$20 in favor of each member of the Assembly for stationery and newspapers.

Mr. Cheney moved the adoption of the resolution.

Lost.

The original resolution was then adopted.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, JANUARY 11, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the further consideration of your honorable body Assembly Bill No. 1, which passed the Senate on the fourth legislative day by the following vote : Yeas, 19 ; nays, none.

I also have the honor to inform your honorable body that the Assembly amendment to Senate Joint Resolution No. 3, relative to depositing sawdust in the Truckee river by citizens of California, was unanimously concurred in by the Senate on the fourth legislative day.

O. H. GREY,
Secretary of the Senate.

The chair appointed Messrs. Poujade, Thompson, Blakeslee and Garrard as the House portion of the committee called for by Senate Joint Resolution No. 3.

NOTICE OF BILLS.

Mr. McQuitty gave notice that he would on some future day introduce a bill entitled "An Act to encourage the sinking of artesian wells in the State of Nevada."

MOTIONS AND RESOLUTIONS.

By Mr. Pyne :

Assembly Concurrent Resolution No. 3, relative to amending the Constitution of the State of Nevada.

Read first time.

Mr. Pyne moved that the rules be suspended, the resolution be read a

second time by title, ordered printed and referred to Committee on Education.

The title being omitted Mr. Poujade moved that the gentleman be allowed to withdraw the resolution for correction.

Carried.

Mr. Thompson, by leave, gave notice that he would on some future day introduce a bill for the storage of water.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Cheney, by leave, Assembly Bill No. 6—An Act consolidating certain county officers in the State of Nevada, defining the duties and fixing the compensation of the holders of said offices, and other matters relating thereto.

Mr. Allen (of Eureka) moved that the rules be suspended, the bill be read a second time by title, ordered printed and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 3—An Act in relation to official services in cases of pensioners.

The Judiciary Committee presented an amendment to the title of the bill.

Mr. Hanna moved the amendment be adopted.

Carried.

Mr. Thompson moved the bill be engrossed.

Carried.

Mr. Allen (of Churchill) moved that when this House adjourn it adjourn to Monday at 11 o'clock.

Carried.

Assembly Bill No. 4—An Act relating to White Pine county indebtedness.

Read third time.

Mr. Poujade moved the bill be considered engrossed.

Carried.

The roll was called on the final passage of the bill with the following result:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Not voting—Mr. Pyne.

Mr. Beck, by leave, Assembly Bill No. 7—An Act to define and punish abduction and seduction.

Read first time.

Mr. Beck moved the rules be suspended, the bill be read a second time by title and referred to Committee on Public Morals.

Carried.

Mr. Beck, by leave, Assembly Bill No. 8—An Act supplementary to an Act entitled "An Act concerning crimes and punishments," approved November 26, 1861.

Read first time.

Mr. Beck moved the rules be suspended, the bill be read second time by title and referred to Committee on Public Morals.

Carried.

Mr. Allen (of Churchill) moved that the Assembly do now adjourn.

Carried.

At 12:15 o'clock P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT.

Chief Clerk of the Assembly.

EIGHTH DAY.

CARSON CITY (Monday), January 14, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain, Rev. J. L. Woods.

Journal read and approved.

PRESENTATION OF PETITIONS.

Mr. Thaxter presented a petition and memorial from the Women's Christian Temperance Union of Nevada.

Petition and memorial read.

Mr. Thaxter moved to refer the petition and memorial to the Committee on Public Morals.

Carried.

COMMUNICATION FROM STATE OFFICER.

OFFICE OF THE NEVADA STATE INSANE ASYLUM,
RENO, NEVADA, January 12, 1889. }

*To the Honorable Members of the Assembly, Nevada State Legislature,
Carson City:*

GENTLEMEN—I would be pleased to have you visit the Asylum in a body

some time during the session at your convenience. Please inform me of your pleasure.

I am, gentlemen, very truly yours,

S. BISHOP, Superintendent.

Passed without action.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 3, entitled "An Act in relation to compensation for official services in cases of pensioners," with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Bill No. 1, an Act to create a Legislative Fund, with the engrossed copy thereof, and find the same correctly enrolled and have this day — of January, 1889, handed the same to the Governor for his approval.

GEO. A. TYRRELL, Chairman.

NOTICE OF BILLS.

Mr. Thompson gave notice that he would on some future day introduce a memorial to Congress relative to the free and unlimited coinage of silver.

Mr. Moore gave notice that he would on some future day introduce a bill relating to the compensations of county officers of the county of Nye.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Langan, by leave, Assembly Bill No. 9—An Act to amend an Act 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 26, 1861, approved March 14, 1865.

Read first time.

Mr. Langan moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Allen (of Eureka), by leave, Assembly Bill No. 10—An Act to amend Section 23 of an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers," approved March 8, 1865.

Read first time.

Mr. Allen (of Eureka) moved the rules be suspended, the bill be read a second time by title, ordered printed and referred to the Judiciary Committee.

Carried.

Mr. Poujade, by leave, Assembly Bill No. 11—An Act relating to statements on appeal and motions for new trial.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title, ordered printed and referred to the Committee on Judiciary.
Carried.

Mr. Blakeslee, by leave, Assembly Bill No. 12—An Act to authorize the Trustees of School District No. 7, in the town of Winnemucca, Humboldt county, Nevada, to issue bonds for school purposes.

Read first time.

Mr. Blakeslee moved that the rules be suspended and the bill be read a second time by title.

Carried.

Mr. Blakeslee moved that the rules be further suspended, the bill be considered engrossed and placed on its third reading and final passage.

Carried.

Read third time, roll called and passed by the following vote.

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thompson, Williams, Wyckoff and Mr. Speaker—38.

NAYS—None.

Not voting—Messrs. Thaxter and Tyrrell—2.

Mr. McQuitty, by leave, Assembly Bill No. 13—An Act to exempt certain persons from duty as jurors.

Read first time.

Mr. McQuitty moved the rules be suspended, the bill be read a second time by title, ordered printed and referred to the Committee on Judiciary.

Carried.

Mr. Cheney, by leave, Assembly Bill No. 14—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 8, 1869.

Read first time.

Mr. Cheney moved that the rules be suspended and the bill be read a second time by title.

Carried.

Mr. Cheney moved the rules be further suspended, the bill be considered engrossed and placed on its third reading and final passage.

Mr. Poujade moved to amend that the bill be ordered printed and referred to the Judiciary Committee.

Carried.

By Mr. Pyne :

Assembly Concurrent Resolution No. 3, relative to amending the Constitution of the State of Nevada.

Read first time.

Mr. Pyne moved the rules be suspended, the resolution read a second time by title, ordered printed and referred to the Committee on Education.

Carried.

By Mr. Tyrrell, by leave :

Resolved, That all bills, joint and concurrent resolutions be considered ordered printed unless otherwise ordered.

Mr. Tyrrell moved the adoption of the resolution.

Carried.

Mr. Riepe, by leave, Assembly Bill No. 15—An Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties in this State, and other matters relating thereto," approved March 11, 1885.

Read first time.

Mr. Riepe moved the rules be suspended, the bill be read a second time by title and be referred to the Committee on Judiciary.

Lost.

Mr. Gilbert moved the rules be suspended, the bill be read a second time by title and referred to the White Pine county delegation.

Carried.

Mr. Tyrrell, by leave, Assembly Bill No. 16—An Act to authorize the lighting of the Capitol building and grounds by electricity.

Read first time.

Mr. Tyrrell moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 3—An Act in relation to compensation for official services in cases of pensioners.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—40.

NAYS—None.

Mr. Hanna moved that the House now take up messages from the Senate, out of order.

Carried.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 14, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Joint and Concurrent Resolution No. 4, which was adopted by the Senate this day by a unanimous vote.

O. H. GREY,
Secretary of the Senate.

Mr. Poujade moved that Senate Joint Resolution No. 4 be taken up out of order.

Carried.

The Clerk read the resolution.

Mr. Beck moved that the resolution be made a special order for 1 o'clock to-day.

Mr. Thompson moved to amend by making it a special order for 2 o'clock.

Carried.

The motion as amended was then adopted.

Mr. Tyrrell moved that the House now take a recess until 1:30 o'clock.

Carried.

At 12:10 o'clock the House took a recess.

HOUSE IN SESSION.

House convened at 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, January 12, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 1, entitled "An Act to create a Legislative Fund." Very respectfully, etc.,

C. C. STEVENSON, Governor.

NOTICE OF BILL.

Mr. Herman gave notice that he would at some future day introduce a bill entitled an Act supplementary to an Act entitled "An Act to provide for the registration of the names of electors and to prevent fraud at elections," approved March 5, 1869.

Mr. Poujade moved that the special order set for 2 o'clock be now taken up.

Carried.

SPECIAL ORDER.

Senate Joint and Concurrent Resolution No. 4, relative to boundary line between the States of California and Nevada.

Read by the Clerk.

Mr. Beck moved the adoption of the resolution.

Carried.

Mr. Thompson, by leave, introduced Assembly Bill No. 17—An Act authorizing and requiring the State Land Register to select forty

thousand acres of the public lands within the State of Nevada, for Washoe county, fixing the price thereof, manner of payment and purposes for which said lands are obtained.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Washoe county delegation.

Mr. Thompson, by leave, introduced Assembly Bill No. 18—An Act authorizing the Board of County Commissioners of Washoe county, State of Nevada, to provide for the storage and distribution of water, and the issuance and redemption of bonds for the payment of the same.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title, 250 copies ordered printed, and the bill be referred to the Washoe county delegation.

Mr. Cheney moved that the motion be amended to refer the bill to the Committee on Internal Improvements.

Mr. Poujade moved as a substitute that the rules be suspended, Bill No. 17 be referred to Committee on Public Lands, and that Bill No. 18 be read a second time by title and be referred to Committee on Internal Improvements.

Carried.

Mr. Smith moved to adjourn.

Carried.

At 2:20 o'clock p. m. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

NINTH DAY.

CARSON CITY (Tuesday), January 15, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Rev. J. L. Woods.

Journal of yesterday read and approved.

The Chair appointed the following members as the House portion of the Joint Committee as provided in Senate Joint Resolution No. 4: Messrs. Poujade, Cheney, Blakeslee and Garrard.

REPORT OF SELECT COMMITTEE.

To the Honorable the Senate and Assembly :

Your Joint Committee to draft a memorial to the President and Congress, in relation to certain timber suits, respectfully submit the accompanying memorial and resolution.

A. E. CHENEY,
Chairman of Assembly Committee.
H. A. COMINS,
Chairman of Senate Committee.

By Mr. Cheney:

Assembly Concurrent Resolution No. 6, relative to certain vexatious suits for taking firewood from certain lands in this State.

The Chief Clerk read the title.

Mr. Cheney moved that the rules be suspended, the reading just had be considered the first reading, the rules be further suspended, the resolution be read a second time by title, 500 copies be ordered printed, and be laid on the table.

Carried.

MOTIONS AND RESOLUTIONS.

By Mr. O'Connor :

Assembly Joint Resolution No. 4, relative to the Scott Exclusion Act.

Mr. Pyne moved the resolution be adopted.

Carried.

By Mr. Allen (of Eureka):

Resolved, That the election of a Warden for the Nevada State Prison be and is hereby made the special order for Wednesday next at 2 o'clock.

Mr. Allen (of Eureka) moved the adoption of the resolution.

Carried.

By Mr. Langan :

Resolved, That the sum of three hundred dollars is hereby appropriated out of the Legislative Fund to be paid to C. M. Fassett, E. D. Vanderlieth, N. W. Roff and H. C. Cutting for copying the Journal of this House for the State Printer, and the State Controller is hereby authorized and directed to draw his warrant in favor of said Fassett, Vanderlieth, Roff and Cutting for said sum upon the receipt of a certificate from C. M. Fassett, Chief Clerk of the Assembly, that the work has been properly performed, and the State Treasurer is hereby directed to pay the same.

Mr. Langan moved the adoption of the resolution.

Mr. Poujade moved to refer the resolution to the Judiciary Committee.

Mr. Cheney moved to amend by referring to the Committee on Ways and Means.

Mr. Garrard moved that the resolution be made the special order for to-day at 2 o'clock.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 15, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 11, which passed the Senate January 14, 1889, by the following vote: Yeas, 18; nays, 1.

O. H. GREY,
Secretary of the Senate.

SENATE CHAMBER,
CARSON CITY, January 15, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 4, which passed the Senate January 14 by the following vote: Yeas, 20; nays, none.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Poujade, by leave, Assembly Bill No. 19—An Act to fix the rate of State taxation.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title and be referred to the Committee on Ways and Means.

Carried.

Mr. Herman, by leave, Assembly Bill No. 20—An Act supplementary to an Act entitled "An Act to provide for the registration of the names of electors and to prevent fraud at elections," approved March 5, 1869.

Read first time.

Mr. Herman moved the rules be suspended, the bill be read a second time by title and referred to Committee on Elections.

Carried.

Mr. Gilbert, by leave, Assembly Bill No. 21—An Act to amend an Act entitled "An Act relating to and consolidating certain county officers in the State of Nevada," approved February 23, 1887.

Read first time.

Mr. Gilbert moved the rules be suspended, the bill be read a second time by title and be referred to the Nye county delegation.

Carried.

Senate Bill No. 11—An Act to authorize the Senate Judiciary Committee to appoint a clerk.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title and be referred to the Judiciary Committee.

The chair divided the question, and the motion to suspend the rules and read the bill a second time by title was adopted.

The motion was then carried to refer the bill to the Judiciary Committee.

Senate Bill No. 4—An Act to amend an Act entitled “An Act fixing the salaries of the county officers of Lincoln county, and providing for the compensation of a Deputy Sheriff therein.”

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title and referred to the Lincoln county delegation.

Carried.

Mr. Beck, by leave, Assembly Bill No. 22—An Act fixing the salaries of certain State officers and attaches of the Government of the State of Nevada.

Read first time.

Mr. Beck moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Carried.

Mr. Beck, by leave, Assembly Concurrent Resolution No. 5—Relative to the right of suffrage.

Mr. Beck moved that the rules be suspended, the resolution be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Poujade, by leave, offered the following report out of order :

Mr. Speaker :

Your Standing Committee on Elections beg leave to report on the matter of the protest entered by Geo. W. McHardy against Geo. W. Dickson taking a seat in the Assembly.

The Committee have worked almost continuously during the hours of recess of the Assembly, and have made as thorough an investigation as could be made.

As may be seen by the evidence, documentary and oral, herewith submitted, the contest was made on the ground of the non-citizenship of Dickson, who, it was alleged, was a native of Scotland and had not been naturalized.

Mr. Dickson himself was put upon the stand by the attorneys for the contestant and swore positively that he was a native of America and had crossed the ocean to Scotland at an early age, returning thence in his youth.

No direct evidence was introduced sufficient to overcome his testimony, and even the evidence as to admissions by Dickson against himself was not corroborated.

Such being the case, your committee unanimously recommend that Geo. W. Dickson of Lander county retain his seat in this Assembly.

Respectfully,

J. POUJADE, Chairman.

Mr. Poujade moved the report be adopted and 1,000 copies of the report and accompanying documents be printed.

Mr. Poujade asked that the question be divided.

The report was then adopted.

The question relative to the printing of the report and accompanying documents was lost.

Mr. Gilbert moved that the House now take a recess until 2 o'clock.

Carried.

At 12:15 o'clock the House took recess.

HOUSE IN SESSION.

House convened at 2 o'clock p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Poujade asked leave of absence for the members of the Committee on State Prison and State Institutions.

Leave granted.

Special order relative to the resolution providing for the copying of the Journal for the printer was taken up.

Mr. Poujade moved that the resolution be referred to the Judiciary Committee.

Mr. Beck made the point of order that the resolution was out of order.

The Chair ruled that the House has control over its own records, and that owing to this fact the resolution was in order.

The motion to refer the resolution to the Committee on Judiciary was lost.

Mr. Cheney moved the resolution be adopted.

Carried.

Mr. Cheney, by leave, offered the following report out of order:

REPORT OF THE JUDICIARY COMMITTEE.

Mr. Speaker:

Your Standing Committee on Judiciary, to whom was referred the bills hereinafter named, have had the same under consideration, and beg leave to report as follows:

Senate Bill No. 11—An Act to authorize the Senate Judiciary Committee to appoint a clerk; recommend that it do pass.

Assembly Bill No. 5—An Act to repeal an Act entitled "An Act requiring partners transacting business in this State to file certificate of partnership with name of each individual comprising the same," approved February 9, 1887; recommend that it do pass.

Assembly Bill No. 9—An Act to amend an Act 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 26, 1861, approved March 14, 1865; recommend that it do pass.

Assembly Bill No. 10—An Act to amend Section 23 of an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers," approved March 8, 1865; recommend that it do pass.

Assembly Bill No. 11—An Act relating to statements on appeal and motions for new trial; recommend that it do pass.

Assembly Bill No. 14—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 8, 1869; recommend that it do pass.

A. E. CHENEY, Chairman.

Mr. Pougade moved that the House do now take up Senate Bill No. 11.
Carried.

Senate Bill No. 11—An Act to authorize the Judiciary Committee of the Senate to appoint a clerk.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Pougade, Pyne, Smith, Snapp, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—Mr. Beck.

Absent—Messrs. Riepe, Springmeyer and Thaxter—3.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 15, 1889. }

To the Honorable the Assembly.

I have the honor herewith to present for the consideration of your honorable body Assembly Concurrent Resolution No. 22, relative to amending the Constitution of the State of Nevada, which passed the Senate this day ; yeas, 16 ; nays, 3.

Also, Assembly Joint Resolution No. 19, relative to amending Section 3, Article XV, of the Constitution of the State of Nevada, which passed the Senate this day ; yeas, 19 ; nays, none.

Also, Assembly Joint Resolution No. 9, relative to amending the Constitution of the State of Nevada, which passed the Senate this day ; yeas, 20 ; nays, none.

Also, Senate Bill No. 2, an Act to amend an Act entitled "An Act relating to elections," which passed the Senate this day ; yeas, 19 ; nays, none.

O. H. GREY,
Secretary of the Senate.

Mr. Thompson moved that the amendments be now taken up and acted upon.

Carried.

Assembly Concurrent Resolution No. 22 (from the Thirteenth Session), relative to amending the Constitution of the State of Nevada.

Read first time.

Mr. Hanna moved the rules be suspended and the resolution be read a second time by title and referred to Committee on Judiciary.

Carried.

Assembly Joint Resolution No. 19 (from the Thirteenth Session), relative to amending Section 3, Article XV., of the Constitution of the State of Nevada, as regards eligibility to office.

Read first time.

Mr. Thompson moved the rules be suspended, the resolution be read a second time by title and referred to Committee on Judiciary.

Carried.

Assembly Joint Resolution No. 9 (from the Thirteenth Session), relative to amending the Constitution of the State of Nevada with regard to consolidating or abolishing county officers.

Read first time.

Mr. Hanna moved the rules be suspended, the resolution be read a second time by title and referred to Committee on Judiciary.

Carried.

Senate Bill No. 2, on motion of Mr. Hanna, was now taken up.

Senate Bill No. 2—An Act to amend an Act entitled "An Act to amend an Act relating to elections," approved March 12, 1873; approved February 16, 1881.

Read first time.

Mr. Hanna moved the rules be suspended, the bill be read a second time by title and referred to Committee on Elections.

Carried.

Mr. Hanna moved that the House do now adjourn.

Carried.

At 3:10 o'clock the House adjourned.

Approved :

TRENMOR COFFIN,
Speaker of the Assembly.

Attest : C. M. FASSETT,
Chief Clerk of the Assembly.

TENTH DAY.

CARSON CITY (Wednesday), January 16, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Rev. J. L. Woods.

Journal of yesterday read and approved.

PRESENTATION OF PETITIONS.

Mr. Beck offered petitions from the Women's Christian Temperance Union.

Mr. Beck moved that the petitions, without reading, be referred to the Committee on Public Morals, and be considered in connection with Assembly Bills Nos. 7 and 8.

Carried.

Mr. Poujade, by leave, offered the following concurrent resolution :
Assembly Concurrent Resolution No. 7, relative to the Governor of

Nevada communicating with the Governor of California, relative to the appointment of a committee to confer with the California Legislature.

Mr. Poujade moved the adoption of the resolution.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Public Morals, to whom was referred Assembly Bill No. 7 (an Act to define and punish abduction and seduction), have had the same under consideration and recommend the following amendments, to-wit :

In Section 1, strike out the word "eighteen" in lines 2 and 3 (printed bill, line 2) and insert in lieu thereof the word "sixteen."

In Section 3, in line 2 (printed bill, line 1) strike out the word "two" and insert in lieu thereof the word "one."

Also, Assembly Bill No. 8, which they recommend be amended as follows, to-wit :

In Section 1, line 9 of the 6th subdivision (printed bill, line 16) strike out the word "fourteen," and insert in lieu thereof the word "sixteen," and as amended, your Committee deeming these bills of great importance to the protection of the youth of both sexes, recommend that the said bills do pass.

J. B. WILLIAMS, Chairman.

Mr. Speaker:

We, your Standing Committee on State Prison, having carefully examined into the management of the State Prison in all its departments, most cordially indorse the administration of Warden McCullough in every particular. While his report shows on its face a cost of ten cents per day in excess, for each prisoner, over the administration of 1885 and 1886, this difference is accounted for by the large number of United States prisoners who have been boarded, paying to the State nearly \$2,500 more than in the years 1885 and 1886; by the use of a prisoner as clerk for nearly eleven months of 1885 and 1886, thereby saving over \$1,300; by the employment, at the request of the State Prison Commissioners, of an extra guard, which has cost over \$700; by the outlay of more than \$4,000 for construction and repairs, which could not longer be delayed with safety to the building and regard for the comfort and health of the officers, employes and prisoners; by the payment of \$650 to a Chaplain, and by an advance in the price of flour, beef, coffee and many other staple articles.

The boot and shoe department has been run at a loss of something over \$900, as compared with a loss of a trifle over \$400 for the two preceding years.

Your committee recommend, however, that the manufacture continue for the purpose of giving employment to the prisoners, which has always been found to be a great aid in the enforcement of discipline.

The stone department is still quite a source of revenue, having paid into the State Treasury in cash the sum of \$3,326 61, besides furnishing to State institutions stone to the value of \$950 78, all at an expense of \$519 77.

On every hand we found evidences of due regard for economy wher-

ever it did not conflict with humane treatment, good discipline and perfect security.

We take pleasure in referring the members of this body to the very complete report of the Warden, and to the remarks of Governor Stevenson in his message concerning the "able and efficient management of Warden McCullough."

GEO. C. THAXTER, Chairman.

Mr. Poujade moved the adoption of the report.

Carried.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your committee, consisting of the Nye county delegation, to whom was referred Assembly Bill No. 21, beg leave to report favorably on the same, with the recommendation that it do pass.

R. F. GILBERT, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Beck:

WHEREAS, Many complaints are being made by attorneys and litigants on account of the tardy manner in which the Supreme Court disposes of cases on appeal, thus causing great inconvenience, as well as loss and damage to parties having legal business to be decided; therefore, be it

Resolved, That the Judiciary Committee of this House be required to consider the subject of complaint and report by bill or otherwise.

Mr. Garrard moved the adoption of the resolution.

Mr. Cheney moved the resolution be laid on the table.

Mr. Hanna made the point of order that the resolution was not debatable.

The Chair ruled the point well taken.

The motion was then carried to lay the resolution on the table.

By Mr. Smith:

Assembly Joint and Concurrent Resolution No. 8, relative to home rule in Ireland.

Read first time.

Mr. Smith moved the adoption of the resolution.

Mr. Hanna moved that the resolution be laid on the table.

Lost.

Mr. Hanna moved the rules be suspended, the resolution be read second time by title and be referred to the Committee on Federal Relations.

Carried.

By Mr. Blakeslee:

Resolved, That the Messenger be instructed to deliver to the Sergeant-at-Arms of the Senate, as soon as printed, a sufficient number of copies of Assembly bills and resolutions to supply the Senate.

Mr. Gilbert moved the adoption of the resolution.

Carried.

By Mr. Poujade:

Assembly Concurrent Resolution No. 9, relative to passage by Congress

of such legislation as will insure the early and final settlement of all just claims for Indian depredations.

Mr. Poujade moved the adoption of the resolution.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 16, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Assembly Bill No. 4, which passed the Senate this day by the following vote : Yeas, 19; nays, none.

O. H. GREY,
Secretary of the Senate.

SENATE CHAMBER,
CARSON CITY, January 16, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Assembly Concurrent Resolution No. 4, relative to the Scott Exclusion Act, which passed the Senate on the last legislative day unanimously.

O. H. GREY,
Secretary of the Senate.

SENATE CHAMBER,
CARSON CITY, January 16, 1889. }

To the Honorable the Assembly :

I have the honor herewith to notify your honorable body that Senators Williams, Foley and Osburn have been appointed members of the Joint Committee on the part of the Senate under Senate Joint Resolution No. 4.

O. H. GREY,
Secretary of the Senate.

SENATE CHAMBER,
CARSON CITY, January 16, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate bill No. 8, an Act in relation to elections, which passed the Senate on the last legislative day ; yeas, 18 ; nays, 2.

O. H. GREY,
Secretary of the Senate.

SENATE CHAMBER,
CARSON CITY, January 16, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your hon-

orable body Assembly Concurrent Resolution No. 7, which passed the Senate unanimously this day.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Springmeyer, by leave, Assembly Bill No. 23—An Act to prohibit the employment of teachers under eighteen years of age in the public schools.

Read first time.

Mr. Springmeyer moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Education.

Carried.

Mr. Cheney, by leave, Assembly Bill No. 24—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 8, 1869.

Read first time.

Mr. Cheney moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

Mr. Fairbanks, by leave, Assembly Bill No. 25—An Act to amend an Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885; approved March 5, 1887.

Read first time.

Mr. Fairbanks moved the rules be suspended, the bill be read a second time by title and referred to the Lyon county delegation.

Carried.

Mr. Langan, by leave, Assembly Bill No. 26—An Act to define the term "reasonable doubt."

Read first time.

Mr. Langan moved that the rules be suspended, the bill read a second time by title and referred to the Committee on Judiciary.

Carried.

Mr. Cheney, by leave, Assembly Bill No. 27—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 26, 1861.

Read first time.

Mr. Cheney moved that the rules be suspended, the bill read a second time by title and referred to the Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Mr. Cheney moved that Assembly Bill No. 5 be considered engrossed.

Carried.

Assembly Bill No. 5—An Act to repeal an Act entitled "An Act requiring partners transacting business in this State to file certificate of

partnership, with name of each individual comprising the same," approved February 9, 1887.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Eureka), Beck, Cheney, Cohoon, Dunkle, Garrard, Gilbert, Hanna, Herman, Johnston, Langan, Moore, McNaughton, McQuitty, Riepe, Springmeyer, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—21.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Coryell, Cutting, Dickson, Fairbanks, Hougham, Lee, Merrick, Murray, Nelson, O'Connor, Poujade, Pyne, Smith, Snapp and Williams—19.

Mr. Cheney moved the House take a recess till 2 o'clock p. m.

Carried.

At 12:30 o'clock p. m. the House took a recess.

HOUSE IN SESSION.

Assembly convened at 2 o'clock p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Cheney moved that a committee of two be appointed to wait upon and inform the Senate that the Assembly is now ready to meet the Senate in Joint Convention for the election of a Warden of the Nevada State Prison.

Carried.

The Chair appointed Messrs. Cheney and Garrard as such committee.

The committee retired, and in due time returned and reported that the duty assigned them had been performed.

IN JOINT CONVENTION.

Mr. Speaker in the chair, assisted by the President *pro tem.* of the Senate.

Roll of Senate called.

Nineteen present.

Roll of the Assembly called.

Forty present.

Mr. Speaker announced that the business of the Joint Convention was the election of a Warden of the State Prison.

The Speaker announced that nominations for Warden were now in order.

Mr. Cheney nominated Hon. Frank J. McCullough.

Mr. Sawyer seconded the nomination of Mr. McCullough.

No further nominations appearing, the nominations were closed.

The Senate roll was called by the Secretary for Mr. Frank J. McCullough, with the following result :

YEAS—Messrs. Boyle, Comins, Dunlop, Emmitt, Foley, Forbes, Gallagher, Harris, Hardesty, Kaiser, LaGrave, Millett, Nicholls, Osburn, Sawyer, Sharon, Sproule, Torre and Williams—19.

NAYS—None.

Absent—Mr. Noteware.

Assembly roll call for Mr. Frank J. McCullough:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—40.

NAYS—None.

The Speaker declared Mr. Frank J. McCullough duly elected Warden of the State Prison for the ensuing term.

Mr. Poujade moved that the Joint Convention do now adjourn.

At 2:20 P. M. the joint convention adjourned *sine die*.

HOUSE IN SESSION.

House convened at 2:25 P. M.

Mr. Speaker in the chair.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 9.

Mr. Hanna moved the bill be considered engrossed.

Carried.

Assembly Bill No. 9—An Act to amend an Act 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 26, 1861; approved March 14, 1865.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—40.

NAYS—None.

Assembly Bill No. 10—An Act to amend Section 23 of an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers," approved March 8, 1865.

Mr. Garrard moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—Messrs. Dickson, Garrard and Springmeyer—3.

Assembly Bill No. 11—An Act relating to statements on appeal and motion for new trial.

Mr. Poujade moved to lay the bill on the table.

Carried.

Mr. Beck moved that Assembly Bills Nos. 7 and 8 be made a special order for to-morrow morning, immediately after the reading of the Journal.

Carried.

Assembly Bill No. 14—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 8, 1869.

Mr. Garrard moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—40.

NAYS—None.

Mr. Hanna moved to suspend the rules and take up Senate bills (out of order).

Senate Bill No. 8—An Act to amend an Act entitled "An Act relating to elections," approved March 12, 1873; approved February 16, 1881.

Mr. Cheney moved the rules be suspended, the reading so far be considered the first reading, the rules be further suspended, the bill be read a second time by title and referred to the Committee on Elections.

Carried.

Mr. Poujade moved to now take up Assembly Bill No. 11.

Carried.

Assembly Bill No. 11—An Act relating to statements on appeal and motions for new trial.

Mr. Poujade moved to amend the bill, Section 1, line 2 of printed copy, by striking out the words "deemed, held and considered," and inserting in lieu thereof the word "presumed."

Carried.

Mr. Cheney moved to amend the bill by adding the words "when settled or agreed to" after the word "statement" in Section 1, line 2 of printed copy.

Carried.

Mr. Cheney moved to amend the bill in Section 1, line 4 of printed copy, after the word "appeal," by inserting the words "or motion."

Carried.

Mr. Poujade moved that the bill be ordered engrossed.

Carried.

Mr. Langan moved to adjourn.

Carried.

At 3:05 o'clock p. m. the House adjourned.

Approved :

TRENMOR COFFIN,

Speaker of the Assembly.

Attest : C. M. FASSETT,

Chief Clerk of the Assembly.

ELEVENTH DAY.

CARSON CITY (Thursday), January 17, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted to Messrs. Nelson and Tyrrell for one day.

Prayer by the Chaplain, Rev. J. L. Woods.

Journal read and approved.

SPECIAL ORDER.

Assembly Bill No. 7—An Act to define and punish abduction and seduction.

Read by the Clerk.

The amendments of the committee were to strike out the word "eighteen," in Section 1, lines 2 and 3, and insert in lieu thereof the word "sixteen."

Mr. Beck moved the adoption of the amendment.

Mr. Poujade moved to substitute the word "fourteen" in place of the word "sixteen."

Mr. Thompson moved that the special orders of the day be continued until to-morrow at 2 o'clock P. M.

Mr. Beck moved as a substitute that the bills be referred to the Judiciary Committee.

Mr. Thompson withdrew his motion and the substitute was adopted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 11, entitled "An Act relating to statements on appeal and motions for new trial," with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Standing Committee on Internal Improvements have had under consideration Assembly Bill No. 18, and beg leave to report favorably on the same, with the recommendation that it be re-referred to the Washoe county delegation.

H. SPRINGMEYER, Chairman.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Assembly Joint Resolution No. 9, relative to amending the Constitution of the State of Nevada; Assembly Joint Resolution No. 19, relative to amending Section 23, Article XV. of the Constitution of the State of Nevada, and Assembly Concurrent Resolution No. 22, relative to amending the Constitution of the State of Nevada, beg leave to report the same back to the Assembly, with the recommendation that Resolutions Nos. 9 and 19 be agreed to, and Concurrent Resolution No. 22 without recommendation.

A. E. CHENEY, Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means have had under consideration Assembly Bill No. 16, an Act to authorize the lighting of the Capitol building and grounds by electricity, and recommend that the same do pass, with the amendments offered by the committee.

J. POUJADE, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

The Lyon county delegation, to whom Assembly Bill No. 25 was referred, beg leave to report as follows: We recommend that the bill be amended by striking out the words "as *ex-officio* Superintendent of Schools" in lines 12 and 13 of Section 1. Further, we recommend that the bill do pass.

F. W. FAIRBANKS,
J. R. HOUGHAM.

MOTIONS AND RESOLUTIONS.

Mr. Cheney moved that Assembly Memorial and Concurrent Resolution No. 6 be taken from the table.

Carried.

Mr. Cheney moved that the resolution be considered engrossed and that it be placed upon its third reading and final passage.

Carried.

Assembly Concurrent Memorial and Resolution No. 6, relative to certain suits for taking firewood from certain lands in this State.

Read third time.

The roll was called and the resolution adopted by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka); Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Moore, Nelson and Tyrrell—3.

By Mr. Herman :

Assembly Memorial and Joint Resolution No. 10, relative to the Pyramid Lake Reservation.

Mr. Herman moved the rules be suspended, the resolution be read a second time by title and referred to the Committee on Federal Relations. Carried.

Constitutional Amendment Resolution (of Thirteenth Session), Assembly Joint Resolution No. 9, relative to amending the Constitution of the State of Nevada.

Resolved by the Assembly the Senate concurring, That the Constitution of the State of Nevada be amended in the following manner: Amend Section 32 of Article IV. so that it shall read as follows:

Section 32. The Legislature shall have power to increase, diminish, consolidate or abolish the following county officers: County Clerks, County Recorders, Auditors, Sheriffs, District Attorneys, County Surveyors, Public Administrators and Superintendent of Schools. The Legislature shall provide for their election by the people and fix by law their duties and compensations; County Clerks shall be *ex-officio* Clerks of the Courts of Record and of the Boards of County Commissioners in and for their respective counties.

Signed:

A. J. McDONELL,
Speaker of the Assembly.

H. C. DAVIS,
President of the Senate.

C. M. FASSETT,
Chief Clerk of the Assembly.

GEO. I LAMMON,
Secretary of the Senate.

Indorsed: Assembly Joint Resolution No. 9, relative to amending the Constitution of the State of Nevada, March 2, 1887, passed Assembly; yeas, 35; nays, none.

R. L. THOMAS,
Assistant Clerk of the Assembly.

March 3d passed Senate; yeas, 16; nays, none.

CHAS. E. LAUGHTON,
Assistant Secretary of the Senate.

Received and filed in the office of the Secretary of State at 4:10 P. M., March 3, 1887.

JOHN M. DORMER,
Secretary of State.

Senate history, Fourteenth Session—Received from the Secretary of State January 11, 1889. Read first time, rules suspended, read second time by title and referred to the Committee on Judiciary. Reported favorably January 15th, rules suspended and considered engrossed, read third time and passed; yeas, 19; nays, none. Transmitted to the Assembly January 15, 1889.

O. H. GREY,
Secretary of the Senate.

Assembly history, Fourteenth Session—Received from Senate January 15, A. D. 1889. Read first time, rules suspended, read second time by title and referred to Committee on Judiciary. January 17, 1889, received from committee, reported favorably, read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Langan, Lee, Merrick, Moore, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Johnston, Murray and Tyrrell—3.

Assembly Joint Resolution No. 19 (Thirteenth Session), relative to amending Section 3, Article XV. of the Constitution of the State of Nevada.

Resolved by the Assembly and the Senate conjointly, That Section 3, Article XV. of the Constitution of the State of Nevada be amended so as to read as follows:

Section 3. No person shall be eligible to any office who is not a qualified elector under this Constitution. No person who, while a citizen of this State, has, since the adoption of this Constitution, fought a duel with a deadly weapon, sent or accepted a challenge to fight a duel with a deadly weapon, either within or beyond the boundaries of this State, or who has acted as second, or knowingly conveyed a challenge, or aided or assisted in any manner in fighting a duel, shall be allowed to hold any office of honor, profit, or trust, or enjoy the right of suffrage under this Constitution. The Legislature shall provide by law for giving force and effect to the foregoing provisions of this section; *provided*, that females over the age of twenty-one years, who have resided in this State one year, and in the county or district six months next preceding any election, to fill either of said offices, shall be eligible to the offices of Superintendent of Public Schools and School Trustees.

Signed:

A. J. McDONELL,
Speaker of the Assembly.

H. C. DAVIS,
President of the Senate.

C. M. FASSETT,
Chief Clerk of the Assembly.

GEO. I. LAMMON,
Secretary of the Senate.

Indorsed: Assembly Joint Resolution No. 19, relative to amending Section 3, Article XV. of the Constitution of the State of Nevada. Passed Assembly March 2, 1887; yeas, 28; nays, 7.

R. L. THOMAS,
Assistant Clerk of the Assembly.

Passed Senate March 3, 1887; yeas, 13; nays, 4.

CHAS. E. LAUGHTON,
Assistant Secretary of the Senate.

Received and filed in the office of the Secretary of State at 4:12 P. M. March 3, 1887.

JOHN M. DORMER,
Secretary of State.

Senate history, Fourteenth Session—Received from Secretary of State January 11, 1889. Read first time, rules suspended, read second time by title and referred to Committee on Judiciary. Reported favorably January 15th. Rules suspended, considered engrossed, read third time and passed; yeas, 19; nays, none. Transmitted to the Assembly January 15, 1889.

O. H. GREY,
Secretary of the Senate.

Assembly history, Fourteenth Session—Received from Senate January 15, A. D. 1889. Read first time, rules suspended, read second time by title and referred to Committee on Judiciary. January 17, 1889—Received from committee; reported favorably. Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams and Wyckoff—37.

NAYS—Messrs. Cohoon and Mr. Speaker—2.

Absent—Mr. Tyrrell.

Assembly Concurrent Resolution No. 22, relative to amending the Constitution of the State of Nevada.

Resolved by the Assembly, the Senate concurring, That the Constitution of the State of Nevada be amended as follows: Amend Section 24 of Article IV. of the Constitution of the State of Nevada so as to read as follows :

Section 24. The Legislature is authorized to provide for the organization and incorporation of a lottery in the State of Nevada, and to designate the amount of revenue that shall be annually paid into the State Treasury by said corporation.

Signed :

A. J. McDONELL,
Speaker of the Assembly.

C. M. FASSETT,
Chief Clerk of the Assembly.

J. POUJADE,
President of the Senate *pro tem.*

CHAS. E. LAUGHTON,
Assistant Secretary of the Senate.

Indorsed: Concurrent Resolution No. 22, relative to amending the Constitution of the State of Nevada, February 26 passed the Assembly ; yeas, 25 ; nays, 14.

R. L. THOMAS,
Assistant Clerk of the Assembly.

March 2 received in Senate, March 2 passed the Senate ; yeas, 15 ; nays, 5.

CHAS. E. LAUGHTON,
Assistant Secretary of the Senate.

Received and filed in the office of the Secretary of State at 4 P. M., March 3, 1887.

JOHN M. DORMER,
Secretary of State.

Senate history, Fourteenth Session—Received from the Secretary of State January 11, 1889. Read first time, rules suspended, read second time by title and referred to the Committee on Judiciary.

January 15 received from committee, recommending its passage. Rules suspended, considered engrossed, read third time and passed ; yeas, 16 ; nays, 3. Transmitted to the Assembly January 15, 1889.

O. H. GREY,
Secretary of the Senate.

Assembly history, Fourteenth Session—Received from Senate January 15, A. D. 1889. Read first time, rules suspended, read second time by title and referred to Committee on Judiciary. January 17, 1889—Received from committee; reported without recommendation, read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Dickson, Dunkle, Fairbanks, Garrard, Hanna, Hougham, Langan, Lee, Merrick, Moore, Murray, O'Connor, Pyne, Riepe, Smith, Springmeyer, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—26.

NAYS—Messrs. Beck, Cheney, Cohoon, Coryell, Cutting, Gilbert, Herman, Johnston, McNaughton, McQuitty, Nelson, Poujade, Snapp and Thaxter—14.

Returned to the Senate.

E. D. VANDERLIETH,
Assistant Clerk of the Assembly.

Mr. Hanna moved to take a recess until half-past two o'clock.

Carried.

At 1:10 o'clock P. M. the House took a recess.

HOUSE IN SESSION.

At 2:30 P. M.

Roll called.

Quorum present.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, JANUARY 17, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 12, relating to a special election, which passed the Senate on the last legislative day; yeas, 16; nays, 3.

Also, Assembly Concurrent Resolution No. 9, relating to Indian claims, which passed the Senate on the last legislative day unanimously.

O. H. GREY,
Secretary of the Senate.

To the Honorable the Assembly.

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 1, an Act relative to the management of the State Prison, which passed the Senate this day; yeas, 16; nays, none.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. McQuitty:

Assembly Bill No. 28—An Act to amend and supplement Section 13

of an Act entitled "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," approved March 12, 1885.

Read first time.

Mr. McQuitty moved that the rules be suspended, the bill read a second time by title and referred to the Committee on Public Lands.

Carried.

Mr. McQuitty, by leave, Assembly Bill No. 29—An Act to amend Section 1 of an Act to encourage the sinking of artesian wells, approved March 5, 1887.

Read first time.

Mr. Cheney moved that the rules be temporarily suspended and messages from the Governor be now taken up.

Carried.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, January 17, 1889. }

To the Honorable the Assembly:

I have the honor to inform your honorable body that, in accordance with a concurrent resolution of the Legislature, presented to me on the 16th instant, I notified His Excellency, Governor R. W. Waterman, on the same day, of the intended visit of a joint committee of the Legislature of this State to the Legislature of California on the 21st instant, that I gave said notice by telegram and letter. Very respectfully, etc.,

C. C. STEVENSON, Governor.

Assembly Bill No. 29—Mr. McQuitty moved to suspend the rules, read the bill a second time by title and refer it to the Committee on Public Lands.

Carried.

Mr. Allen (of Churchill), by leave, Assembly Bill No. 30—An Act to amend an Act entitled "An Act to form agricultural districts, to provide for the organization of agricultural associations therein, and for the management and control of the same by the State," approved March 7, 1885.

Mr. Allen (of Churchill) moved that the rules be suspended, the bill be considered read first time, rules further suspended, read second time by title and be referred to the Committee on Agriculture.

Carried.

Senate Bill No. 12—An Act relating to a special election.

Mr. Cheney moved that the rules be suspended, the bill be considered read first time, rules further suspended, read second time by title and referred to the Committee on Elections.

Carried.

Senate Bill No. 1—An Act to authorize the Board of State Prison Commissioners to erect electric lights on the State Prison grounds.

Mr. Hanna moved the rules be suspended, the bill be considered read first time, rules further suspended, read second time by title and be referred to the Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 11—An Act relating to statements on appeal and motions for new trial.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—37.

NAYS—Messrs. Allen (of Storey) and O'Connor · 2.

Absent—Mr. Tyrrell.

Assembly Bill No. 21—An Act to amend an Act entitled “An Act relating to and consolidating certain county officers in the State of Nevada,” approved February 23, 1887.

Mr. Gilbert moved to amend the bill by striking out the word “required” and having inserted therefor the words “elected for.”

Carried.

Mr. Gilbert moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 18—An Act authorizing the Board of County Commissioners of Washoe county, State of Nevada, to provide for the storage and distribution of water, and the issuance and redemption of bonds for the payment of the same.

Mr. Thompson moved the bill be indefinitely postponed.

Carried.

Assembly Bill No. 16—An Act to authorize the lighting of the Capitol building and grounds by electricity.

Mr. Poujade moved the amendments of the committee be adopted.

Carried.

Mr. Hanna moved the bill be ordered re-engrossed.

Carried.

Mr. Gilbert moved to adjourn.

Carried.

At 3:10 o'clock the House adjourned.

Approved :

TRENMOR COFFIN,
Speaker of the Assembly.

Attest : C. M. FASSETT,
Chief Clerk of the Assembly.

TWELFTH DAY.

CARSON CITY (Friday), January 18, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Beck and Nelson.

Prayer by the Chaplain, the Rev. J. L. Woods.

Journal read and approved.

Mr. Garrard asked leave of absence for H. B. Maxson, Enrolling Clerk, to accompany the Joint Committee to California as a clerk for said committee.

Leave granted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 21, entitled an Act to amend an Act entitled "An Act relating to and consolidating certain county officers in the State of Nevada," approved February 23, 1887.

Also, Assembly Bill No. 16, entitled "An Act to authorize the lighting of the Capitol building and grounds by electricity," with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker:

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 24, 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 8, 1869, have had the same under consideration, and beg leave to report the same, with the recommendation that it do pass.

A. E. CHENEY, Chairman.

Mr. Speaker:

Your Standing Committee on Elections have had under consideration Assembly Bill No. 20, and beg leave to report the same back, with the recommendation that it do not pass; Senate Bill No. 2, and recommend that the same do pass; Senate Bill No. 8, and recommend that it do pass with the amendment offered; Senate Bill No. 12, and recommend that it do pass.

J. POUJADE, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Riepe :

Assembly Concurrent Resolution No. 11, relative to the appointment of a joint committee, to be known as the Joint Committee on Irrigation.

Read first time.

Mr. Poujade moved the rules be suspended, the resolution be read a second time by title and referred to the Committee on Agriculture.

Carried.

By Mr. Johnston :

Assembly Concurrent Resolution No. 12, relative to amending the Constitution of the State of Nevada.

Read first time.

Mr. Springmeyer moved the rules be suspended, the resolution be read a second time by title and referred to the Committee on Judiciary.

Carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER,
CARSON CITY, January 17, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Assembly Bill No. 9, which has been reported to the Senate by the Committee on Judiciary, with an order that it be returned to the Assembly that it may be engrossed.

Also, Assembly Concurrent Memorial and Resolution No. 6, relative to suits in the United States Courts, which passed the Senate this day; yeas, 16; nays, none.

Also, Assembly Bill No. 10, amending laws defining duties of County Commissioners, which was defeated by the following vote: yeas, 16; yeas, none.

O. H. GREY,
Secretary of the Senate.

Mr. Hanna moved that Assembly Bill No. 9 be ordered engrossed.
Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 17, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Assembly Bill No. 3, which passed the Senate on the last legislative day; yeas, 16; nays, none. Also, Assembly Bill No. 14, which passed the Senate on the last legislative day; yeas, 13; nays, 3.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Blakeslee, by leave, Assembly Bill No. 31—An Act to require foreign corporations and associations to name and keep an agent in each county in this State upon whom legal process may be served.

Read first time.

Mr. Blakeslee moved the rules be suspended, the bill be read a second time by title and referred to Committee on Judiciary.

Carried.

The Committee on Enrollment offered the following reports:

REPORTS OF COMMITTEE ON ENROLLMENT.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Concurrent Resolution No. 7 with the engrossed copy, and find the same correctly enrolled, and have this day delivered the same to the Governor.

Also, Assembly Enrolled Concurrent Resolution No. 4, relative to the Scott Exclusion Act, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

Also, Assembly Enrolled Bill No. 4, an Act entitled "An Act to make provisions for the payment of certain indebtedness now existing or which may accrue in White Pine county (amendment), with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

Also, Assembly Enrolled Concurrent Resolution No. 9, relating to Indian claims, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Garrard, by leave, Assembly Bill No. 32—An Act to amend Section 16 of an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada, and to repeal all other Acts in relation thereto," approved February 27, 1883.

Read first time.

Mr. Garrard moved the rules be suspended, the reading just had be considered the first reading, rules further suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 21—An Act to amend an Act entitled "An Act relating to and consolidating certain county officers in the State of Nevada," approved February 23, 1887.

Mr. Garrard moved that the author of the bill be permitted to correct a letter in the engrossed copy.

Carried.

Mr. Gilbert was appointed as a committee of one to make the correction, and at once performed the duty and reported.

Mr. Garrard moved to amend the bill by striking out the word "ninety" and inserting in lieu thereof the word "seventy" in Section 1.
Carried.

Mr. Poujade moved the bill be ordered re-engrossed.
Carried.

Assembly Bill No. 16—An Act to authorize the lighting of the Capitol building and grounds by electricity.

Mr. Cheney moved to amend the bill by striking out the word "four," in line 3, of Section 1 (printed copy), and inserting in lieu thereof the word "two."

Mr. Coffin moved that the House now go into Committee of the Whole for the consideration of Assembly Bill No. 16.

Carried.

At 12:09 o'clock the House resolved itself into Committee of the Whole, with Mr. Garrard in the chair.

At 12:12 o'clock the Committee of the Whole rose to receive messages from the Senate.

HOUSE IN SESSION.

Mr. Garrard in the chair.

Messages from the Senate announced and received.

Mr. Poujade moved the House now go into Committee of the Whole for the further consideration of Assembly Bill No. 16.

Carried.

At 12:14 o'clock the House resolved itself into Committee of the Whole, with Mr. Garrard in the chair.

At 12:22 o'clock the Committee of the Whole rose.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee of the Whole reported as having had Assembly Bill No. 16 under consideration, and offered amendments thereto, and as amended recommend its passage.

Mr. Cheney moved the adoption of the report.

Carried.

Mr. Moore moved to take a recess until 2 o'clock.

Mr. Thompson moved that Assembly Bill No. 16 be ordered engrossed.

Mr. Poujade rose to a point of order, that there was a motion before the House.

The Chair declared the point well taken.

The motion to take recess was then carried and at 12:27 o'clock the House took recess.

HOUSE IN SESSION.

Assembly convened at 2 o'clock p. m.

Mr. Speaker in the Chair.

Roll called.

Quorum present.

Leave of absence granted Mr. Beck.

By Mr. Garrard, out of order :

Resolved, That the Speaker of this House be added to the committee under Assembly Concurrent Resolution No. 7, to visit Sacramento and confer with the Legislature of the State of California concerning the annexation of certain territory to the State of Nevada.

Mr. Thompson was called to the chair temporarily.

The resolution was then adopted.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 16.

Mr. Tyrrell moved the word "further," line 4, Section 1, be stricken out.

Carried.

The amendments of the Committee of the Whole were then adopted.

Mr. Hanna moved the bill be ordered re-engrossed.

Carried.

Mr. Thompson moved that Senate Bill No. 12 be placed at the top of the file.

Carried.

Senate Bill No. 12—An Act to provide for holding a special election in the State of Nevada, and at such election to submit to the people of the State proposed amendments to the Constitution thereof, and other matters pertaining thereto.

Read third time.

Mr. Cheney moved the bill be laid on the table.

Lost.

Mr. Cheney moved the indefinite postponement of the bill.

Mr. Thompson moved the previous question.

Carried.

The Chair put the question: Shall the main question be now put?

Yeas and nays called for by Messrs. Cheney, Springmeyer and Coryell.

The roll was called with the following result:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Hougham, Langan, Lee, Merrick, Moore, Murray, McNaughton, O'Connor, Pyne, Riepe, Smith, Thompson, Tyrrell, Williams and Wyckoff—28.

NAYS—Messrs. Cheney, Coryell, Herman, Johnston, McQuitty, Poujade, Snapp, Springmeyer, Thaxter and Mr. Speaker—10.

Absent—Messrs. Beck and Nelson—2.

The roll was now called on the final passage of the bill with the following result:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Hougham, Langan, Lee, Merrick, Moore, Murray, McNaughton, O'Connor, Poujade, Pyne, Riepe, Smith, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—30.

NAYS—Messrs. Cheney, Coryell, Herman, Johnston, McQuitty, Snapp, Springmeyer and Thaxter—8.

Absent—Messrs. Beck and Nelson—2.

Assembly Bill No. 25.

Amendments of the committee were adopted.

Mr. Fairbanks moved the bill be ordered engrossed.

Carried.

REPORT OF COMMITTEE ON ENGROSSMENT.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 21, entitled an Act to amend an Act entitled "An Act relating to and consolidating certain county officers in the State of Nevada," approved February 23, 1887, sent back for re-engrossment, with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Assembly Bill No. 21—An Act to amend an Act entitled "An Act relating to and consolidating certain county officers in the State of Nevada," approved February 23, 1887.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

Absent—Messrs. Beck, Nelson and Thompson—3.

Assembly Bill No. 24—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 8, 1869.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

Absent—Messrs. Beck, Nelson and Thompson—3.

Assembly Bill No. 20—An Act supplementary to an Act entitled "An Act to provide for the registration of electors, and to prevent fraud at elections," approved March 5, 1869.

Read third time.

Mr. Herman moved the bill be indefinitely postponed.

Carried.

Senate Bill No. 2—An Act to amend an Act entitled "An Act to amend an Act relating to elections," approved March 12, 1873; approved February 16, 1881.

Read third time.

Mr. Poujade moved the bill be laid upon the table.

Carried.

Senate Bill No. 8—An Act to amend an Act entitled "An Act relating to elections," approved March 12, 1873; approved February 16, 1881.

Mr. Poujade moved the amendment of the committee be adopted.

Carried.

Mr. Poujade moved the bill be ordered printed and laid upon the table.

Carried.

Mr. Allen (of Churchill) moved that when this House adjourn, it do adjourn until Monday, January 21st.

Carried.

REPORT OF COMMITTEE ON JUDICIARY (OUT OF ORDER).

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 13, an Act to exempt certain persons from duty as jurors, have had the same under consideration and recommend the following amendments, to-wit :

First—In title of bill, after the word “jurors,” add the words “on account of age.”

Second—In Section 1 strike out in first line of printed bill the word “five” after the word “sixty.”

Third—Add to Section 1, after the word “jurors,” the following, to-wit: “And whenever it shall appear to the satisfaction of the Court, by affidavit or otherwise, that a juror is over the age of sixty years, the Court shall order said juror excused from all service as a grand or trial juror, if the juror so desires.”

Fourth—Strike out Section 2.

And with said amendments that it do pass.

Also, Assembly Bill No. 27, and recommend that it do pass.

A. E. CHENEY, Chairman.

Assembly Bill No. 13—An Act to exempt certain persons from duty as jurors.

The amendments of the committee were adopted.

Mr. Cheney moved that the bill be ordered engrossed.

Carried.

Assembly Bill No. 27.

Read by Clerk.

Mr. Cheney moved that the bill be ordered engrossed.

Carried.

Mr. Poujade moved that Senate Bill No. 2 be ordered printed.

Carried.

Mr. Thompson moved that messages from the Senate be now taken up.

Carried.

Message from the Senate relating to Concurrent Resolution No. 7.

Read by Clerk.

Mr. Hanna moved the Senate message be returned for correction.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, JANUARY —, 1889. }

To the Honorable the Assembly:

• I have the honor herewith to present for the consideration of your hon-

orable body Senate Bill No. 14, which passed the Senate this day ; yeas, 18; nays, none.

Also, Senate Bill No. 16, which passed the Senate this day ; yeas, 18; nays, none.

Also, Senate Bill No. 18, which passed the Senate this day ; yeas, 15; nays, 3.

Also, Assembly Bill No. 12, which passed the Senate this day ; yeas, 18; nays, none.

All of which is respectfully submitted.

O. H. GREY,
Secretary of the Senate.

Mr. Thompson moved that the bills referred to in the message from the Senate be now taken up for reference.

Carried.

Senate Bill No. 18—An Act to provide for the payment by the State of Nevada of the expenses of the special election to be held in this State on February 11, 1889.

Mr. Cheney moved the rules be suspended, the bill be considered read first time, rules further suspended, the bill be read a second time by title, ordered printed and referred to the Committee on Ways and Means.

Carried.

Senate Bill No. 16—An Act to amend an Act entitled "An Act to restore lost records," approved February 16, 1881.

Mr. Cheney moved the rules be suspended, the bill be considered read first time, rules further suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

Senate Bill No. 14—An Act to prevent the pollution of the waters of the lakes, rivers and running streams of this State by sawdust.

Mr. Poujade moved the rules be suspended, considered read first time, rules further suspended, read a second time by title, ordered printed and referred to Committee on Agriculture.

Carried.

Mr. Thompson moved to adjourn.

Carried.

At 3:20 o'clock P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

FIFTEENTH DAY.

CARSON CITY (Monday), January 21, 1889.

House met pursuant to adjournment.

Mr. Speaker *pro tem.* in the chair.

Quorum present.

Leave of absence granted Mr. Cohoon for two days.

Prayer by the Chaplain, Rev. Mr. Bready.

Journal read and approved.

Leave of absence was granted Messrs. Blakeslee, Cheney, Garrard, Poujade, Thompson and Coffin, members of the Joint Committee visiting the California Legislature.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 9, entitled an Act to amend an Act entitled an Act to amend "An Act to regulate proceedings in criminal cases in the courts of justice in the Territory of Nevada," approved November 26, 1861, approved March 14, 1865, with the engrossed copy thereof, and find the same correctly engrossed.

Also, Assembly Bill No. 13, entitled "An Act to exempt certain persons from duty as jurors on account of age," with the engrossed copy thereof, and find the same correctly engrossed.

Also, Assembly Bill No. 25, entitled an Act to amend an Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885; approved March 5, 1887, with the engrossed copy thereof, and find the same correctly engrossed.

Also, Assembly Bill No. 27, 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 26, 1861, with the engrossed copy thereof, and find the same correctly engrossed.

Also, Assembly Bill No. 16, entitled "An Act to authorize the lighting of the Capitol building and grounds with electricity," sent back for re-engrossment, with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared

Assembly Enrolled Bill No. 12, entitled "An Act to authorize the Trustees of School District No. 7, in the town of Winnemucca, Humboldt county, Nevada, to issue bonds for school purposes," with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

Also, Assembly Enrolled Bill No. 14, 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 8, 1869, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

Also, Assembly Enrolled Bill No. 3, entitled "An Act in relation to official services in cases of pensioners," with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, January 18, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 4, entitled an Act to amend an Act entitled "An Act to make provision for the payment of certain indebtedness now existing, or which may hereafter accrue, against White Pine county," approved March 5, 1887. Very respectfully, etc.,

C. C. STEVENSON, Governor.

MOTIONS AND RESOLUTIONS.

By Mr. Langan:

Resolved, That it is the sense of this House that the Standing Committee on State Institutions, unless otherwise directed, shall be considered to have charge of legislation touching the management as well as the building of structures of all State institutions.

Mr. Langan moved the adoption of the resolution.

Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Coryell, by leave, Assembly Bill No. 33—An Act to create the office of Road Supervisor, to define manner of filling the same, together with powers, duties and compensation of said officer.

Read first time.

Mr. Coryell moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Internal Improvements.

Carried.

Mr. Tyrrell, by leave, Assembly Bill No. 34—An Act for the payment of the mileage of George W. McHardy, contestant member of the Assembly from Lander county.

Read first time.

Mr. Tyrrell moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Mileage.

Lost.

Mr. Allen (of Churchill), by leave, Assembly Bill No. 35—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 9, 1865.

Read first time.

Mr. Allen moved the rules be suspended, the bill be read a second time by title and placed on file.

Carried.

Mr. Langan, by leave, Assembly Bill No. 36—An Act to provide for the publication, distribution and permanent preservation of Nevada Supreme Court Reports.

Mr. Langan moved the rules be suspended, the reading so far had be considered the first reading, rules further suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

Mr. McQuitty, by leave, Assembly Joint Memorial and Resolution No. 13, relative to the sinking of artesian wells and irrigation of arid lands in the State of Nevada.

Mr. McQuitty moved the rules be suspended, the reading just had be considered the first reading, rules further suspended, the resolution read a second time by title and be referred to the Judiciary Committee.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 16—An Act to authorize the lighting of the Capitol building and grounds by electricity.

Mr. Tyrrell moved the bill be laid on the table.

Carried.

Assembly Bill No. 27—An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in courts of justice in the Territory of Nevada," approved November 26, 1861.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams and Wyckoff—32.

NAYS—None.

Absent—Messrs. Allen (of Churchill), Blakeslee, Cheney, Cohoon, Garrard, Poujade, Thompson and Mr. Speaker—8.

Assembly Bill No. 25—An Act to amend an Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State and other matters relating thereto," approved March 11, 1885; approved March 5, 1887.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts,

Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams and Wyckoff—32.

NAYS—None.

Absent—Messrs. Allen (of Churchill), Blakeslee, Cheney, Cohoon, Garrard, Poujade, Thompson and Mr. Speaker—8.

Assembly Bill No. 13—An Act to exempt certain persons from duty as jurors.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams and Wyckoff—32.

NAYS—Mr. Allen (of Storey).

Absent—Messrs. Blakeslee, Cheney, Cohoon, Garrard, Poujade, Thompson and Mr. Speaker—7.

Mr. Pyne moved that Senate messages now be taken up.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, JANUARY 21, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 19, relative to the salaries of county officers in Esmeralda county, which passed the Senate this day; yeas, 15; nays, none.

Also, Senate Concurrent Resolution No. 7, relative to visiting Reno, which passed the Senate January 18, 1889. All of which is respectfully submitted.

O. H. GREY,
Secretary of the Senate.

Mr. McNaughton moved that Senate Bill No. 19 be now taken up.

Carried.

Senate Bill No. 19—An Act to amend Section 8 of an Act entitled "An Act regulating the compensation of county officers in the several counties of this State and other matters relating thereto," approved March 11, 1885.

Read first time.

Mr. McNaughton moved the rules be suspended, the bill be read a second time by title and referred to the Esmeralda county delegation.

Carried.

Mr. Hanna moved to take a recess until half-past one o'clock.

Carried.

At 12:05 the House took recess.

HOUSE IN SESSION.

Assembly convened at 1:30 P. M.
 Speaker *pro tem.* in the chair.
 Roll called.
 Quorum present.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Ways and Means have had under consideration Senate Bill No. 18, and beg leave to report the same back with the recommendation that it do pass.

Also, Senate Bill No. 1, and recommend that the same do pass.

J. L. HANNA, Chairman *pro tem.*

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly enrolled Concurrent Memorial and Resolution No. 6 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Senate Concurrent Resolution No. 7, relative to visiting the State Institutions at Reno.

Mr. Langan moved that the resolution be amended to read "Thursday" instead of "Friday."

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 18.—An Act to provide for the payment by the State of Nevada of the expenses of the special election to be held in this State on February 11, 1889.

Mr. Hanna moved the House resolve itself into Committee of the Whole for the consideration of Senate Bills Nos. 1 and 18.

Carried.

The House went into Committee of the Whole at 2:15 o'clock.

Mr. Speaker *pro tem.* in the chair.

HOUSE IN SESSION

At 2:40 P. M.

Mr. Speaker *pro tem.* in the chair.

The Committee of the Whole reported back Senate Bills Nos. 1 and 18, with the recommendation that they do pass.

Senate Bill No. 18.—An Act to provide for the payment by the State of Nevada of the expenses of the special election to be held in this State February 11, 1889.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna,

Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Pyne, Riepe, Smith, Snapp, Springmeyer, Tyrrell, Williams and Wyckoff—29.

NAYS—Messrs. Beck, Herman, Merrick and Thaxter—4.

Absent—Messrs. Blakeslee, Cheney, Cohoon, Garrard, Poujade, Thompson and Mr. Speaker—7.

Senate Bill No. 1—An Act to authorize the Board of State Prison Commissioners to erect electric lights on the State Prison grounds.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Pyne, Reipe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams and Wyckoff—33.

NAYS—None.

Absent—Messrs. Blakeslee, Cheney, Cohoon, Garrard, Poujade, Thompson and Mr. Speaker—7.

Mr. O'Connor moved to adjourn.

Carried.

At 2 o'clock P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

SIXTEENTH DAY.

CARSON CITY (Tuesday), January 22, 1889.

House met pursuant to adjournment.

Mr. Beck, Speaker *pro tem.*, in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Rev. Mr. Bready.

Journal read and approved.

The Chair announced an invitation from Governor and Mrs. Stevenson to the members to be present at their residence on Thursday evening.

The following communication was offered :

STATE UNIVERSITY,
RENO, NEVADA, JANUARY 21, 1889. }

HON. T. COFFIN,

Speaker of the Assembly,

Carson City, Nevada.

Dear Sir: Having learned that the Legislature will probably visit

Reno this week, I have the honor to request you to extend to the members of the Assembly a most cordial invitation to spend as much of their time as may be convenient for them in visiting the University. We shall be glad to see every member and show you what we are doing for Nevada. Yours, in behalf of Faculty and students,

LEROY D. BROWN, President.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Agriculture have had under consideration Assembly Bill No. 30, and beg leave to report the same back with the recommendation that it do pass with the amendment offered.

Also, Assembly Concurrent Resolution No. 11, and beg leave to report the same back with the recommendation that it be not adopted.

Also, Senate Bill No. 14, and beg leave to report the same back without recommendation.

H. SPRINGMEYER, Chairman.

Mr. Speaker:

Your Committee on Education have had Assembly Bill No. 23 under consideration, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

GEO. D. PYNE, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Herman :

Assembly Joint and Concurrent Resolution No. 14, relative to amending the Constitution of the State of Nevada.

Read first time.

Mr. Herman moved the rules be suspended, the resolution be read a second time by title and referred to the Judiciary Committee.

Carried.

By Mr. Hanna :

Assembly Joint Resolution No. 15, relative to extending an invitation to the attaches to accompany the Legislature to Reno.

Read and adopted.

By Mr. Allen (of Eureka):

Assembly Concurrent Resolution No. 16, relative to the publishing and distribution of the reports of the Superintendent of Public Instruction.

Read first time.

Mr. Allen moved the rules be suspended, the resolution be read a second time by title and referred to the Committee on Education.

Carried.

SECOND READING AND REFERENCE OF BILLS

Assembly Bill No. 34—An Act for the payment of the mileage of George W. McHardy, contestant member of the Assembly from Lander county.

Read second time.

Mr. Hanna moved that the bill be indefinitely postponed.
Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Moore, by leave, Assembly Bill No. 37—An Act fixing the salaries of the officers of Nye county.

Read first time.

Mr. Moore moved the rules be suspended, the bill be read a second time by title and referred to the Nye county delegation.

Carried.

Assembly Concurrent Resolution No. 11, relative to appointing a Committee on Irrigation. (Out of order.)

Mr. Riepe moved the resolution be laid upon the table.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 35—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 9, 1865.

Read third time.

Mr. Allen (of Churchill) moved the bill be considered engrossed.

Carried.

The roll was called on the final passage of the bill and passed by the following vote;

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Coryell, Cutting, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Pyne, Smith, Springmeyer, Thaxter, Tyrrell, Williams and Wyckoff—28.

NAYS—Messrs. Beck, Dickson, Nelson, Riepe and Snapp—5.

Absent—Messrs. Blakeslee, Cheney, Cohoon, Garrard, Poujade, Thompson and Mr. Speaker—7.

Assembly Bill No. 30.

Mr. Springmeyer moved the amendments of the committee be adopted.

Carried.

Mr. Allen (of Churchill) moved the bill be ordered engrossed.

Carried.

Senate Bill No. 14—An Act to prevent the pollution of the waters of the lakes, rivers and running streams of this State by sawdust.

Read third time.

Mr. Herman moved the bill be referred to the Judiciary Committee.

Carried.

Assembly Bill No. 23—An Act to prohibit the employment of teachers under eighteen years of age in the public schools.

Read third time.

Mr. Springmeyer moved to lay the bill on the table.

Carried.

Mr. Dickson moved that messages from the Governor now be taken up.

Carried.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, January 21, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 3, entitled "An Act in relation to compensation for official services in cases of pensioners." Very respectfully,

C. C. STEVENSON, Governor.

To the Honorable the Assembly:

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 12, entitled "An Act to authorize the Trustees of School District No. 7, in the town of Winnemucca, Humboldt county, Nevada, to issue bonds for school purposes." Very respectfully, etc.,

C. C. STEVENSON, Governor.

To the Honorable the Assembly:

I have this day approved and deposited in the office of the Secretary of State Assembly Concurrent Memorial No. 6, relative to certain suits for cutting firewood, etc. Respectfully, etc.,

C. C. STEVENSON, Governor.

To the Honorable the Assembly:

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 14, 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 8, 1869. Very respectfully, etc.,

C. C. STEVENSON, Governor.

To the Honorable the Assembly :

On the 16th instant I was called upon officially by Hon. Evan Williams, Senator, and Hon. J. Poujade, Assemblyman, members of the Joint Legislative Committee to visit the Legislature of California, and by them requested to notify His Excellency Gov. R. W. Waterman, of California, of the appointment of said committee, and of the time of the contemplated arrival of its members in Sacramento. In cheerful compliance with said request, and on the same day, I wrote to Gov. Waterman as follows :

EXECUTIVE DEPARTMENT,
CARSON CITY, January 16, 1889. }

His Excellency R. W. Waterman, Governor, etc., Sacramento, California :

MY DEAR GOVERNOR—A Joint Committee of our Legislature, consisting of the following gentlemen, will call on your Legislature on Monday, the 21st instant, on business explained in my telegram of to-day. The committee are : Senators M. D. Foley, E. Williams and R. S. Osburn,

and Assemblymen J. Poujade, L. A. Blakeslee, A. E. Cheney, A. Garrard and Wm. Thompson. I doubt not they will be well received and attended to. I am, very truly yours,

C. C. STEVENSON, Governor.

On the same day I telegraphed to Gov. Waterman in like tenor as above, and added the object of the intended visit. On the 18th instant I received from Gov. Waterman a letter as follows :

SACRAMENTO, CAL., January 17, 1889.

C. C. Stevenson, Governor of Nevada :

MY DEAR SIR—Your dispatch of the 16th received, and in reply inform you that I caused a special message to be sent to both Houses of the Legislature in regard to the matter to which you made reference.

Very truly yours,

R. W. WATERMAN, Governor.

On the 18th instant I also received a telegram from Governor Waterman, as follows :

SACRAMENTO, Cal., January 18, 1889.

To C. C. Stevenson, Governor, Carson City, Nevada :

A joint committee of eight of our Legislature will meet your committee. When do you leave? Answer.

R. W. WATERMAN, Governor.

I immediately answered the inquiry made. On the 19th instant I received a telegram, as follows :

SACRAMENTO, Cal., January 19, 1889.

To Gov. C. C. Stevenson, Carson City, Nevada.

Legislative delegation will meet your delegation at depot, Sacramento, on arrival of train Monday morning if understood. Address Chairman,

M. J. MOFFIT, Sacramento.

To this I replied, informing Mr. Moffit that our committee would leave Reno on Sunday night, and arrive in Sacramento by regular train on Monday morning, January 21st.

Hoping the visit of the joint committee may be fruitful in good results, I have the honor to be, very respectfully, your obedient servant,

C. C. STEVENSON, Governor.

Mr. Hanna moved the House do now take a recess till 1:30 p. m.
Carried.

At 12:15 p. m., the House took recess.

HOUSE IN SESSION.

Assembly convened at 1:30 p. m.

Speaker *pro tem.* in the chair.

Roll called.

Quorum present.

The order of business was passed by the Chair.

Mr. McQuitty moved to adjourn.

Carried.

At 1:35 P. M., House adjourned.

Approved :

TRENMOR COFFIN,
Speaker of the Assembly.

Attest : C. M. FASSETT,

Chief Clerk of the Assembly.

SEVENTEENTH DAY.

CARSON CITY (Wednesday), January 23, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Mr. Thompson for the day.

Prayer by the Chaplain, Rev. Mr. Bready.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 30, an Act to amend an Act entitled "An Act to form agricultural districts, to provide for the organization of agricultural associations therein, and for the management and control of the same by the State," approved March 7, 1885, with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had Senate Bill No. 14 under consideration, and, beg leave to report the same, with the recommendation that it be referred to the delegation from Washoe county.

F. P. LANGAN,
For the Committee.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your Special Committee, consisting of the Nye county delegation, to

whom was referred Assembly Bill No. 37, relative to the compensation of county officers, etc., report the same back favorably, and recommend that it do pass.

W. A. MOORE, Chairman.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 23, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Assembly Joint Resolution No. 15, relative to legislative attaches visiting Reno, which passed the Senate on the last legislative day unanimously.

Also, Senate Concurrent Resolution No. 7, Assembly amendments to which were unanimously adopted.

Also, Assembly Bill No. 21, an Act consolidating county offices, which passed the Senate on the last legislative day ; yeas, 15 ; nays, none.

Also, Assembly Bill No. 11, relating to the civil practice, which passed the Senate on the last legislative day ; yeas, 15 ; nays, none.

Also, Assembly Bill No. 24, relating to the civil practice, which passed the Senate on the last legislative day ; yeas, 15 ; nays, none.

Also, Senate Bill No. 20, relating to the civil practice, which passed the Senate on the last legislative day ; yeas, 15, nays, none ; all of which is respectfully submitted.

O. H. GREY,
Secretary of the Senate.

NOTICE OF BILLS.

Mr. Wyckoff gave notice that he would on some future day introduce a bill to regulate the office hours of certain county officers within this State.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Allen (of Churchill), by leave, Assembly Bill No. 38—An Act for the maintenance and support of illegitimate children.

Mr. Allen (of Churchill) moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 30—An Act to amend an Act entitled "An Act to form agricultural districts, to provide for the organization of agricultural associations therein, and for the management and control of the same by the State," approved March 7, 1885.

Read third time and passed by the following vote :

YEAS—Messrs Allen (of Storey), Allen (of Churchill), Bennetts,

Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—Messrs. Allen (of Eureka) and Beck—2.

Absent—Mr. Thompson.

Senate Bill No. 14—An Act to prevent the pollution of the waters of the lakes, rivers and running streams of this State by sawdust.

Mr. Cheney moved that the bill be laid upon the table.

Carried.

Assembly Bill No. 37—An Act fixing the salaries of the officers of Nye county.

Mr. Hanna moved the bill be ordered engrossed.

Carried.

Mr. Hanna moved to return to the order of introduction and first reading of bills.

Carried.

Senate Bill No. 20—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 8, 1869.

Read first time.

Mr. Hanna moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Hanna moved to take a recess till 2:30 o'clock.

Carried.

At 11:45 a. m. the House took a recess.

HOUSE IN SESSION.

House convened at 2:30 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee on Judiciary have had Assembly Bill No. 2 under consideration, and beg leave to report a substitute for the same, with the recommendation that the substitute bill do pass.

A. E. CHENEY, Chairman.

Mr. Speaker:

Your Committee on Judiciary have had Senate Bill No. 16 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

A. E. CHENEY, Chairman.

Mr. Speaker:

Your Committee on Education, having had under consideration Assembly Concurrent Resolution No. 16, beg leave to report favorably on the same, with the recommendation that it do pass.

GEO. D. PYNE, Chairman.

Mr. Speaker:

Your Standing Committee on Ways and Means have had under consideration Assembly Bill No. 19, and beg leave to report the same back with the recommendation that it do not pass.

J. POUJADE, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Tyrrell:

Resolved, That the State Controller is hereby authorized to issue warrants on the State Treasurer, for the amount of \$10 each, to be paid to the reporters of the Virginia *Enterprise*, Carson *Appeal* and Carson *Tribune* for the purchase of stationery, etc.

Mr. Allen (of Eureka) moved that the resolution be laid upon the table.

Carried.

By Mr. Hanna:

Resolved, That one thousand extra copies of Senate Bill No. 12, introduced by Mr. Sharon, be ordered printed for the members of this Assembly.

Mr. Hanna moved the adoption of the resolution.

Mr. Cheney moved as an amendment that the Secretary of State be instructed to have the usual number of copies printed and circulated in the several counties of the State.

Mr. Poujade offered the following as a substitute:

Assembly Concurrent Resolution No. 17.

Resolved by the Assembly, the Senate concurring, That the Secretary of State be requested to furnish the State Printer with a copy of the Act which passed at this session of the Legislature under the name of Senate Bill No. 12, and that one thousand copies thereof be ordered printed.

Mr. Beck moved as an amendment to the resolution that the words "for the use of the members of the Senate and Assembly" be added to the resolution.

Amendment adopted, and resolution adopted as amended.

Mr. Garrard moved that Senate Bill No. 14 be taken from the table and made a special order for Monday at 2 o'clock.

Carried.

NOTICE OF BILL.

Mr. Allen (of Churchill) gave notice that he would on some future day introduce a bill to restrict the game known as stud-horse poker, and other similar games.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 21—An Act to amend an Act entitled "An Act

relating to and consolidating certain county officers in the State of Nevada," approved February 23, 1887.

Senate amendment: By inserting the words "to be determined by the vote," after the words "six hundred and seventy" in the fifth line of the engrossed bill.

The amendment was adopted by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Thompson.

Senate Bill No. 16—An Act to amend an Act entitled "An Act to restore lost records."

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Thompson.

Assembly Bill No. 2—An Act concerning Constitutional amendments. Substitute offered by the committee.

Read by clerk.

Mr. Cheney moved the substitute offered by the committee be adopted, and ordered printed.

Carried.

Assembly Concurrent Resolution No. 16, relative to the printing of the report and accompanying documents from the State School Superintendent.

Read third time and adopted by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Thompson.

Assembly Bill No. 19.

Mr. Poujade moved the bill be laid upon the table.

Carried.

Mr. Allen (of Churchill), by leave, Assembly Bill No. 39—An Act to define and punish abduction and seduction.

Mr. Garrard moved that the rules be suspended, the reading thus far be considered the first reading, rules further suspended, read a second time by title and referred to the Committee on Public Morals.

Carried.

Mr. Wyckoff moved to adjourn.

Carried.

At 3:20 P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

EIGHTEENTH DAY.

CARSON CITY (Thursday), January 24, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted to Mr. Fairbanks, Mr. Thompson and Mr. Nelson for one day.

Prayer by the Chaplain, Rev. Mr. Bready.

Journal read and approved.

MOTIONS AND RESOLUTIONS.

By Mr. Springmeyer :

Assembly Memorial and Joint Resolution No. 18, relative to an additional appropriation by Congress in further aid of hydrographic and topographic surveys of the State of Nevada.

Read first time.

Mr. Springmeyer moved the rules be suspended, the resolution be read a second time by title and referred to the Committee on Internal Improvements.

Carried.

Mr. Herman offered the following communication, which was read by the Clerk.

NEVADA STATE AGRICULTURAL SOCIETY, }
RENO, JANUARY 15, 1889. }

To the Honorable the Assembly of the State of Nevada :

GENTLEMEN—At a meeting of the State Board of Agriculture, held at their office in Reno, January 14, 1889, the following resolution was read and unanimously adopted, viz.:

Resolved, That an invitation be extended to the members of the Senate

and Assembly of the State of Nevada, now in session, and the State officers, to visit the fair grounds belonging to the State, near Reno, at any day which may suit their convenience. Very respectfully,

THEO. WINTERS, President.

C. H. STODDARD, Secretary.

Mr. Beck moved that the House accept the invitation.

Carried.

By Mr. Beck :

Resolved, That a committee of three members of the House be appointed, to act with a like committee of the Senate, to have control of the visit of the two Houses to Reno to-morrow.

Mr. Beck moved the adoption of the resolution.

Carried.

The Chair appointed the following gentlemen as such committee : Messrs. Beck, Hanna and Allen (of Churchill).

Mr. Tyrrell moved that Assembly Bill No. 16 be taken from the table and placed on file.

Carried.

NOTICE OF BILLS.

Mr. Johnston gave notice that he would at some future day introduce a bill relating to water rights and the manner of perpetuating evidence as to time of location.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Wyckoff, Assembly Bill No. 40—An Act to regulate the office hours of certain county officers within this State.

Read first time.

Mr. Hanna moved the rules be suspended, the bill be read a second time by title and referred to the Storey county delegation.

Carried.

Mr. Coryell, by leave, Assembly Bill No. 41—An Act in relation to County Superintendents of Schools.

Read first time.

Mr. Coryell moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Education.

Carried.

Mr. Murray, by leave, Assembly Bill No. 42—An Act to amend an Act entitled "An Act to regulate fees and compensations for official and other services in the State of Nevada, and to repeal all other Acts in relation thereto," approved February 27, 1883.

Read first time.

Mr. Murray moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 16—An Act to authorize the lighting of the Capitol building and grounds by electricity.

Mr. Allen (of Eureka) moved to amend Section 1 by striking out the words "eighteen hundred" and inserting in lieu thereof the words "twelve hundred and fifty."

Carried.

Mr. Tyrrell moved to amend Section 3 by striking out the words "eighteen hundred" and inserting in lieu thereof the words "twelve hundred and fifty."

Mr. Cheney moved to amend the amendment by striking out Section 3 of the bill.

Yeas and nays called for by Messrs. Allen (of Eureka), Garrard and Hanna.

The roll was called and the amendment to the amendment was lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Cheney, Cohoon, Coryell, Dickson, Dunkle, Johnston, Lee, McNaughton, McQuitty, Pyne, Riepe and Wyckoff—15.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Blakeslee, Cutting, Garrard, Gilbert, Hanna, Herman, Hougham, Langan, Merrick, Moore, Murray, O'Connor, Poujade, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams and Mr. Speaker—22.

Absent—Messrs. Fairbanks, Nelson and Thompson—3.

Mr. Poujade moved the House do now take a recess until half past two o'clock.

Carried.

At 12:30 o'clock the House took a recess.

HOUSE IN SESSION

At 2:30 P. M.

Roll called.

Quorum present.

The question was on the adoption of the amendment to Assembly Bill No. 16, offered by Mr. Tyrrell.

Mr. Cheney moved to amend the amendment by striking out the enacting clause.

Declared out of order.

Mr. Cheney moved to amend the bill by striking out the words "twelve hundred and fifty" and inserting in lieu thereof the word "one."

Mr. Hanna moved that the whole question be laid upon the table.

Yeas and nays called for by Messrs. Garrard, Tyrrell and McQuitty.

The motion was carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Cheney, Cohoon, Coryell, Dickson, Dunkle, Gilbert, Hanna, Herman, Langan, Lee, Merrick, Moore, McNaughton, McQuitty, Riepe, Snapp, Springmeyer, Thaxter, Williams and Wyckoff—24.

NAYS—Messrs. Allen (of Churchill), Blakeslee, Cutting, Garrard, Hougham, Johnston, Murray, O'Connor, Poujade, Pyne, Smith, Tyrrell and Mr. Speaker—13.

Absent—Messrs. Fairbanks, Nelson and Thompson—3.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report, out of

order, that they have carefully compared Assembly Bill No. 37, entitled "An Act fixing the salaries of the officers of Nye county," with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker:

Your Committee on Public Lands have had Assembly Bill No. 29 under consideration, and beg leave to report, out of order, favorably on the same, with the recommendation that with the amendment, as per rider, it do pass.

A. E. CHENEY, Chairman.

Mr. Speaker:

Your Committee on Public Lands have considered Assembly Bill No. 17. It proposes to give 40,000 acres of the lands of this State to one county for irrigation purposes at the nominal price of ten cents per acre. The public lands belonging to this State are a sacred trust, solemnly pledged by the Constitution for the support of free common schools. Every dictate of common honesty and good faith requires that the lands should be disposed of in a manner that will best promote the avowed object of the grant. While selling the lands at a ridiculously low price may preserve the semblance of the constitutional requirement as to the end to which they are appropriated, it is none the less a plain and substantial departure from it, and is an attempt to accomplish by indirection that which is directly prohibited. Congress granted these lands to the State for this commendable purpose, confident that the State would make the gift most beneficial by wise and wholesome legislation regulating their disposition. The honor and good name of the State will be forever stained if that confidence is broken. We are not unmindful of the desirable end sought to be attained by selling this land as proposed in this bill, but we believe that it would be most disastrous to the common schools to do so, even if the Legislature had the power. It would open the door, point the way and indicate the method by which the proceeds of all school lands of this State could be speedily and substantially diverted from the object to which they are solemnly appropriated, and the protection to free education guaranteed by the Constitution be entirely overthrown. Your Committee therefore beg leave to report said bill with the recommendation that it do not pass.

A. E. CHENEY, Chairman.

Mr. Speaker:

Your Committee on Judiciary have had Assembly Bill No. 26 under consideration, and beg leave to report a substitute for the same, with the recommendation that the substitute do pass.

F. P. LANGAN, for the Committee.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 21, relating to the consolidation of certain county offices, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 11, an Act relating to statements on appeal and motions for new trial; also, Assembly Bill No. 24, an Act to amend an Act to regulate proceedings in civil cases, with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Pyne moved that Senate messages be now taken up out of order.
Carried.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 24, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Assembly Bill No. 27, an Act relating to the criminal practice, which passed the Senate this day; yeas, 15; nays, 3.

Also, Assembly Bill No. 5, relating to the civil practice, which was lost in the Senate this day; nays, 18; yeas, none.

Also, that Assembly Concurrent Resolution No. 17, relative to printing Senate Bill No. 12, was this day passed unanimously.

Also, Senate Concurrent Resolution No. 9, which passed the Senate unanimously this day.

And, further, I am instructed to inform your honorable body that the committee of the Senate appointed with instructions by the Senate to make the necessary arrangements with the V. & T. R. R. Co. for a special train, to carry the members and attaches of the Legislature to Reno and return, have completed such arrangement with Superintendent H. M. Yerington for the sum of \$100, the company furnishing two coaches; train to leave Carson City at 9:15 A. M. Friday, the 25th instant, and returning, leave Reno at 5 P. M. same day. All of which is respectfully

O. H. GREY,
Secretary of the Senate.

Mr. Hanna moved that Assembly Bill No. 16 be taken from the table and made a special order for two o'clock Tuesday.

Carried.

Mr. Beck made a verbal report, as a special committee, relative to the transportation, time of departure and return on the proposed visit to Reno to-morrow.

Mr. Gilbert moved that Assembly Bill No. 37 be taken up (out of order) and placed upon the file.

Carried.

Assembly Bill No. 37.

Read by the Clerk.

Mr. Moore offered a new section, to be known as Section 6.

Mr. Moore moved the adoption of the amendment, and that the bill be ordered re-engrossed.

Carried.

Mr. Allen (of Churchill) moved that when the House adjourns it do adjourn to Monday, the 28th.

Carried.

Mr. Cheney moved that the general file be now taken up, out of order.

Carried.

Substitute for Assembly Bill No. 26—An Act to define the term reasonable doubt.

Read third time.

Mr. Langan moved the bill be considered engrossed and placed on its final passage.

Carried.

Upon the roll being called the bill was passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Fairbanks, Nelson and Thompson—3.

Assembly Bill No. 29, with amendments by the committee.

Read by the Clerk.

Mr. Poujade moved the adoption of the amendment.

Mr. Allen (of Churchill) moved to amend the amendment by making the limit "one" mile instead of "three."

Mr. Poujade moved that the bill be referred to the Committee on Trades and Manufactures.

Mr. Cheney moved that the bill be made a special order for 11 o'clock on Tuesday.

Carried.

Assembly Bill No. 17.

Mr. Allen (of Eureka) moved the bill be laid on the table.

Carried.

Mr. Smith moved to adjourn.

Carried.

At 3:45 P. M. the House adjourned.

Approved :

TRENMOR COFFIN,
Speaker of the Assembly.

Attest : C. M. FASSETT,
Chief Clerk of the Assembly.

TWENTY-SECOND DAY.

CARSON CITY (Monday), January 28, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Langan, Cohoon and Fairbanks for one day.

Prayer by the Chaplain, Rev. George R. Davis.

Journal read and approved.

PRESENTATION OF PETITIONS.

Mr. Cheney presented a petition from taxpayers of Cortez, Nevada, relative to the fixing of the boundary line between Eureka and Lander counties.

Mr. Cheney moved the petition be referred to the Committee on Counties and County Boundaries.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Engrossed Assembly Bill No. 37, entitled "An Act fixing the salaries of the county officers of Nye county," ordered re-engrossed, with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Committee on Judiciary have considered Assembly Bill No. 6, and beg leave to report the same with the recommendation that it do pass with the amendment as per riders attached.

A. E. CHENEY, Chairman.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 27, an Act amendatory to an Act to regulate proceedings in civil cases in courts of justice, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker:

Your Special Committee, the Lincoln county delegation, to whom was referred Senate Bill No. 4, have considered the same, and return it with the recommendation that it do pass with the amendments offered by the committee.

Respectfully,

J. POUJADE,
A. O. LEE.

MOTIONS AND RESOLUTIONS.

Senate Joint Resolution No. 9, relative to the appointment of a joint committee to take into consideration revision of the revenue laws.

Mr. Poujade offered a substitute to Senate Joint Resolution No. 9, to-wit:

Resolved by the Assembly, the Senate concurring, That the Committees on Ways and Means of the Senate and Assembly be instructed to confer together as a joint committee to consider the advisability of legislation with regard to amending the revenue laws and providing for a State Board of Equalization.

The roll was called and the substitute adopted by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Coryell, Cutting, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—32.

NAYS—Messrs. Beck, Dickson, Dunkle, Garrard and Smith—5.

Absent—Messrs. Cohoon, Fairbanks and Langan—3.

Mr. Wyckoff moved the adoption of the resolution as amended.

The roll was called and the resolution was adopted by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—33.

NAYS—Messrs. Dunkle, Garrard and Smith—3.

Absent—Messrs. Cohoon, Fairbanks, Gilbert and Langan—4.

NOTICE OF BILLS.

Mr. Coffin gave notice that he would at some future day introduce a bill for the relief of V. B. Cross.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Poujade, by leave, Assembly Bill No. 43—An Act to amend an Act entitled "An Act relating to elections," approved March 12, 1873.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Elections.

Carried.

Mr. Poujade, by leave, Assembly Bill No. 44—An Act to provide for the compensation of examining magistrates for taking testimony.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

Mr. Allen (of Storey), by leave, Assembly Bill No. 45—An Act to promote the pleasure of the people in public places of amusement.

Read first time.

Mr. Allen moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Public Morals.

Mr. Allen (of Eureka) moved as an amendment that the bill be laid upon the table.

Mr. Cheney moved as an amendment that the rules be suspended, the bill be read a second time by title, referred to the Committee of the Whole and made a special order for Wednesday evening at 7 o'clock.

Lost.

The motion to lay on the table was lost.

Mr. Poujade moved as an amendment that the rules be suspended, the bill be read a second time by title and referred to the Committee on Education.

Mr. Cheney moved as an amendment that the committee be instructed to report within twenty-four hours.

Lost.

Mr. Poujade's motion was then adopted.

Mr. Cheney, by leave, Assembly Bill No. 46—An Act establishing the boundary line between Eureka and Lander counties.

Read first time.

Mr. Cheney moved the rules be suspended, the bill be read a second time by title and referred to Committee on Counties and County Boundaries.

Carried.

Mr. Johnston, by leave, Assembly Bill No. 47—An Act relating to water rights and the manner of perpetuating evidence as to the time of location.

Mr. Beck moved the rules be suspended, the reading so far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to Committee on Agriculture.

Carried.

By Mr. Allen (of Churchill), Assembly Bill No. 48—An Act supplementary to an Act entitled "An Act to restrict gaming, and to repeal all other Acts in relation thereto, and all Acts amendatory thereof."

Read first time.

Mr. Allen moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Public Morals.

Carried.

Mr. Beck, by leave, Assembly Bill No. 49—An Act to amend an Act entitled "An Act defining the rights of husband and wife."

Read first time.

Mr. Beck moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Herman, by leave, Assembly Bill No. 50—An Act to amend an Act entitled "An Act to regulate the settlement of the estates of deceased persons," approved November 29, 1861.

Read first time

Mr. Herman moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Thaxter, by leave, Assembly Bill No. 51—An Act for the relief of Muller, Schmitt & Co.

Read first time.

Mr. Thaxter moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Claims.

Carried.

Mr. Poujade moved the House take a recess until 1:45 p. m.

Carried.

At 12:10 the House took a recess.

HOUSE IN SESSION.

At 1:45 o'clock p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 37—An Act fixing the salaries of the officers of Nye county.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Garrard, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Allen (of Storey), Cohoon, Fairbanks, Gilbert and Langan—5.

Mr. Poujade, by leave, offered the following report of Special Committee, out of order :

To the Senate and Assembly of the Fourteenth Session of the Legislature of the State of Nevada :

We, your Joint Committee, appointed to visit and confer with the Legislature of the State of California, in reference to immediate legislation to prevent the pollution of the waters of the Truckee river, and also with reference to the boundary line between California and Nevada,

most respectfully report that we visited Sacramento on January 21, 1889, and conferred with R. W. Waterman, Governor of California, and with a Joint Committee appointed for that purpose by the Legislature of California, now in session, consisting of Hon. S. M. White, President of the Senate, Hon. R. J. Moffit, Hon. Frank McGowan, Hon. W. E. Dargie, Hon. A. F. Jones, Hon. Robert Howe, Speaker of the Assembly, Hon. M. H. Brickwedel, Hon. C. Williams, Hon. J. A. Hall, Hon. L. J. Frank and Hon. Archibald Yell.

That we received at their hands the utmost courtesy and fair consideration; that we arrived at a perfect understanding concerning the legislation necessary to preserve, in their purity, the waters of the Truckee river, and other streams crossing the State line; and to carry out such understanding, we recommend the passage of Senate Bill No. 14, entitled "An Act to prevent the pollution of the waters of the lakes, rivers and running streams of this State by sawdust," which has passed the Senate, and is now pending in the Assembly, to be enforced when it becomes a law, in connection with such similar Act as may be passed by the Legislature of California.

With regard to the moving of the boundary line, between the two States, westward to the summit of the Sierra Nevada Mountains, we were accorded a fair and considerate hearing by Governor Waterman and by the Committee above-mentioned, and other members of the Legislature of California, with the answer, upon their part, that it was a question new to them and one which they had not considered—a question of great importance, and upon which, in view of the prevailing sentiment in California, they were, at present, not ready to act.

The hospitality shown to your Committee by Governor Waterman and members of the Legislature of the State of California, was indicative of a friendly feeling which exists between the people of California and Nevada, and which, it is hoped, will always continue between those two sister States.

E. WILLIAMS,
Chairman of Committee.
W. E. SHARON,
R. S. OSBURN,
M. D. FOLEY,
A. E. CHENEY,
L. A. BLAKESLEE,
A. GARRARD,
WILLIAM THOMPSON,
J. POUJADE,
TRENMOR COFFIN.
Committee.

Assembly Bill No. 6.

Amendments of the committee were adopted.

Mr. Cheney moved the bill be ordered engrossed.

Carried.

Senate Bill No. 4—An Act to amend an Act entitled "An Act fixing the salaries of the county officers of Lincoln county, and providing for the compensations of a Deputy Sheriff therein."

Amendments adopted.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill),

Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Cohoon, Fairbanks and Langan—3.

SPECIAL ORDER.

Senate Bill No. 14—An Act to prevent the pollution of the waters of the lakes, rivers and running streams of this State by sawdust.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Cohoon, Fairbanks and Langan—3.

Substitute for Assembly Bill No. 2—An Act concerning constitutional amendments.

Mr. Beck moved that Section 5 of the bill be stricken out.

Lost.

Mr. Allen (of Eureka) moved to amend by adding to Section 6 the words "this Act shall take effect on the 1st day of May, A. D. 1889."

Carried.

Mr. Poujade moved to amend Section 3, line 3 printed bill, by striking out the word "or" and inserting in lieu thereof the word "and."

Lost.

Mr. Hanna moved to amend by making a new section known as Section 7, in lieu of the words added to Section 6 by a former amendment.

Section 7. This Act shall take effect and be in force from and after the 1st day of May, 1889.

Carried.

Mr. Hanna moved the bill be engrossed.

Carried.

Mr. Merrick moved to adjourn.

Carried.

At 3:40 p. m. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,

Chief Clerk of the Assembly.

TWENTY-THIRD DAY.

CARSON CITY (Tuesday), January 29, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence was granted Messrs. Langan, Fairbanks and Cohoon for one day.

Prayer by the Chaplain, Rev. Geo. R. Davis.

Journal read and approved.

The petition from residents of Cortez with reference to establishing the boundary line between Eureka and Lander counties was ordered printed.

SPECIAL ORDERS.

Assembly Bill No. 29, relative to sinking artesian wells.

The question on the adoption of the amendment from the committee making the limit "three miles."

Mr. Allen's (of Churchill) motion was to amend the amendment by reducing the limit to "one mile."

Lost.

Mr. Springmeyer offered a substitute for Assembly Bill No. 29, which was read by the Clerk.

Mr. Herman moved the adoption of the substitute.

Carried.

Mr. Springmeyer moved the substitute be ordered printed and the whole subject matter be made the special order for Thursday at 2 o'clock p. m.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 6, entitled "An Act consolidating certain county offices in certain counties in the State of Nevada, defining the duties and fixing the compensation of the holders of said offices, and other matters relating thereto," with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Committee on Education, having had under consideration Assembly Bill No. 45, report favorably on the same, with the recommendation that it do pass.

GEO. D. PYNE, Chairman.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }
CARSON CITY, January 24, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 24, 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 8, 1869. Very respectfully, etc.,

C. C. STEVENSON, Governor.

EXECUTIVE DEPARTMENT, }
CARSON CITY, January 24, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 11, entitled "An Act relating to statements on appeal and motions for new trial." Very respectfully, etc.,

C. C. STEVENSON, Governor.

EXECUTIVE DEPARTMENT, }
CARSON CITY, January 24, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 21, entitled an Act to amend an Act entitled "An Act relating to and consolidating certain county offices in the State of Nevada," approved February 23, 1887. Very respectfully, etc.,

C. C. STEVENSON, Governor.

EXECUTIVE DEPARTMENT, }
CARSON CITY, January 24, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 27, 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 26, 1861. Very respectfully, etc.,

C. C. STEVENSON, Governor.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bills Nos. 7 and 8 under consideration, and beg leave to report, out of order, the same, together with a substitute bill for the same, with the recommendation that the substitute do pass.

A. E. CHENEY, Chairman.

Mr. Poujade moved that the substitute be ordered printed.

Mr. Hanna moved to make the substitute the special order for tomorrow at 2 o'clock P. M.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, JANUARY 28, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 26, relating to the claim of Daniel T. Morrill, which passed the Senate this day; yeas, 19; nays, none.

Also, Senate Joint and Concurrent Resolution, relative to revising the revenue laws of the State, together with Assembly substitute therefor, which the Senate this day refused to adopt.

Also, Assembly Bill No. 13, relating to qualifications of jurors, which was this day amended and passed; yeas, 19; nays, none.

All of which is respectfully submitted.

O. H. GREY,
Secretary of the Senate.

NOTICES OF BILLS.

Mr. Williams gave notice that he would, at some future day, introduce a bill for an Act regulating the time for gambling, opening and closing places of business where any kind of liquors are sold as beverages.

Mr. McQuitty gave notice that he would, at some future day, introduce a bill to provide for the assessment of movable personal property, including horses, cattle and sheep.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Allen (of Storey), by leave, Assembly Bill No. 52—An Act to amend an Act entitled "An Act fixing the number of officers and employes of Senate and Assembly, to define their duties and to establish their pay," approved January 27, 1881, and amended January 8, 1883.

Read first time.

Mr. Allen (of Storey) moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Coffin, by leave, Assembly Bill No. 53—An Act for the relief of V. B. Cross.

Read first time.

Mr. Hanna moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Carried.

Mr. Beck, by leave, Assembly Bill No. 54—An Act relative to the proving of Indian war claims.

Read first time.

Mr. Beck moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Military and Indian Affairs.

Carried.

Mr. Cheney moved that the House now take recess until 1:30 p. m.

Carried.

At 11:55 the House took a recess.

HOUSE IN SESSION.

Assembly convened at 1:30 p. m.

Roll called.

Quorum present.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Blakeslee, by leave, Assembly Bill No. 55—An Act to define the boundary line between Humboldt and Elko counties, in the State of Nevada, and to provide for establishing the same.

Mr. Blakeslee moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, read a second time by title and referred to the Elko and Humboldt county delegations.

Carried.

Senate Bill No. 26—An Act to authorize and direct the Board of County Commissioners of Storey county, Nevada, to allow and pay the claim of Daniel T. Morrill for the sum of \$93.

Read first time.

Mr. Allen (of Eureka) moved the rules be suspended, the bill be read a second time by title and referred to the Storey county delegation.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 6—An Act consolidating certain county offices in certain counties in the State of Nevada, defining the duties and fixing the compensation of the holders of said offices, and other matters relating thereto.

Mr. Blakeslee moved to amend Section 1, in lines 1 and 2, by striking out the words "and every two years thereafter."

Lost.

The Speaker announced that the hour had arrived for the consideration of the special order, viz.: Assembly Bill No. 16.

Mr. Beck moved the special order be deferred until after the consideration of Assembly Bill No. 6.

Carried.

The consideration of Assembly Bill No. 6 was then proceeded with. Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cheney, Coryell, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Poujade, Riepe, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—29.

NAYS—Messrs. Blakeslee, Cutting, Dickson, Nelson, O'Connor, Pyne, Smith and Snapp—8.

Absent—Messrs. Cohoon, Hanna and Langan—3.

SPECIAL ORDER.

Assembly Bill No. 16.

The question was on striking out the words "twelve hundred and fifty" and inserting in lieu thereof the word "one."

Lost.

Mr. Poujade moved the bill be ordered re-engrossed.

Carried.

Assembly Bill No. 45—An Act to promote the pleasure of the people in public places of amusement.

Mr. Pyne moved to amend the bill by adding a new section to be known as Section 3.

Carried.

Mr. Poujade moved the bill be ordered engrossed.

Carried.

Senate Joint and Concurrent Resolution No. 9, relative to the appointment of a Joint Committee for the revision of the State revenue laws.

Mr. Hanna moved the Assembly recede from the amendment offered.

Carried.

Mr. Garrard moved the adoption of the resolution.

The roll was called and the resolution adopted by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Cohoon and Langan—2.

The Chair appointed the following members as the House portion of the committee: Messrs. Poujade, Hanna and Blakeslee.

Assembly Bill No. 13.

Amendments of the Senate read by the Clerk.

Mr. McQuitty moved the amendments be concurred in by the Assembly.

The roll was called and the amendment adopted by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Wyckoff—34.

NAYS—Messrs. Allen (of Eureka), Nelson, Smith and Mr. Speaker—4.
Absent—Messrs. Cohoon and Langan—2.

REPORT OF STANDING COMMITTEE.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared the Substitute for Assembly Bill No. 2, entitled "An Act concerning constitutional amendments," with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Allen (of Eureka) moved that the message from the Governor be now taken up.

Carried.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, January 29, 1889. }

To the Honorable the Legislature :

As evidence additional to that stated in my second biennial message why our revenue laws should be thoroughly revised, permit me to call your careful attention to the following sections of the original Act which have been amended, attempted re-amendments of which have been made, but which fail to be effective under the requirements of Section 17 of Article IV. of the Constitution, the latter clause of which reads as follows: "And no law shall be revised or amended by reference to its title only, but in such case the Act as revised or section as amended shall be re-enacted and published at length."

Section 50 (of the original Revenue Act), Statutes of 1864-5, page 292, was amended, Stats. of 1867, page 75. An attempt was made to re-amend this section, Stats. 1877, page 171. This attempt fails because of one or the other of two things being inevitably true: The Act of 1867, page 75, has but two sections, hence no Section 50 to be amended, if that is what was intended by the second attempt in the Act of 1877, page 171; but if the intention was to amend Section 50 of the original Act, it could not be done in that way, but could only be accomplished by amending Section 2 of the amendatory Act of 1867, page 75.

I respectfully call your attention to a message sent by me to the Honorable Assembly of the Thirteenth Session, journal page 186, as pertinent to this question.

The 58th, 61st and 67th sections of the original Revenue Act are in the same category—probably others. Very respectfully, etc.,

C. C. STEVENSON, Governor.

Mr. Cheney moved the message be ordered printed and referred to the Special Committee on the Revision of the Revenue Laws.

Carried.

Mr. Herman, by leave, Assembly Bill No. 56—An Act establishing the

rights of ditch-owners to water, the priority of right thereto and prescribing the manner of distribution of the same

Mr. Herman moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, read a second time by title and referred to the Committee on Agriculture.

Carried.

Mr. Allen (of Eureka) moved to adjourn.

Carried.

At 3:15 P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

TWENTY-FOURTH DAY.

CARSON CITY (Wednesday), January 30, 1889.

House met pursuant to adjournment.

Mr. Speaker in the Chair.

Roll called.

Quorum present.

Mr. Langan granted leave of absence for one day.

Prayer by the Chaplain, Rev. G. R. Davis.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared engrossed Assembly Bill No. 16, entitled "An Act to authorize the lighting of the Capitol building and grounds by electricity," with the engrossed copy thereof, and find the same correctly engrossed.

Also, Assembly Bill No. 45, entitled "An Act to promote the pleasure of people in public places of amusement," with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had Senate Bill No. 20 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Joint Memorial and Resolution No. 13, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 31, together with a substitute therefor, with the recommendation that the substitute do pass.

Also, Assembly Bills Nos. 38 and 42, with the recommendation that they do not pass.

A. E. CHENEY, Chairman.

Mr. Speaker :

Your Standing Committee on Internal Improvements have had under consideration Assembly Bill No. 33, and beg leave to report the same back with the recommendation that it do pass; also Assembly Memorial and Joint Resolution No. 18, and beg leave to report the same back with the recommendation that it be adopted.

H. SPRINGMEYER, Chairman.

Mr. Speaker :

Your Committee on Federal Relations, to whom was referred Assembly Joint Resolution No. 10, relative to Pyramid Lake Reservation, have had the same under consideration, and recommend that the same be adopted. We have also had Assembly Joint and Concurrent Resolution No. 8 under consideration, and report the same back to the Assembly without recommendation.

WM. THOMPSON, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

The Storey county delegation, having had under consideration Senate Bill No. 26, report favorably on the same, with the recommendation that it do pass.

JOHN W. MERRICK, Chairman.

MOTIONS AND RESOLUTIONS.

Mr. Poujade moved that a committee of three be appointed to revise and amend the rules of the Assembly.

Carried.

The Chair appointed as such committee Messrs. Poujade, Hanna and Beck.

On motion of Mr. Cheney the Chair was added to the committee.

By Mr. Thompson :

Assembly Joint Resolution No. 19, relative to printing the laws and resolutions of the Fourteenth Session, 1889, of the Nevada Legislature.

Read first time.

Mr. Thompson moved to refer the resolution to the Committee on Ways and Means.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 29, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your

honorable body Senate Bill No. 27, relating to the relief of Company B., Nevada National Guard, which passed the Senate this day; yeas, 18; nays, none.

Also, Senate Bill No. 5, repealing an Act for the destruction of noxious animals, which passed the Senate this day; yeas, 18; nays, none.

I am also directed to notify your honorable body that the Assembly amendment to Senate Bill No. 4, relating to the fees of certain county officers in Lincoln, was this day concurred in by the Senate.

Also, Assembly Bill No. 25, relating to the compensation of county officers, which was amended and passed; yeas, 16; nays, 1.

Also, Assembly Concurrent Resolution No. 16, relating to printing the report of the Superintendent of Public Instruction, which passed the Senate this day unanimously.

Also, Assembly Bill No. 9, relating to the criminal practice, was amended in Senate and passed; yeas, 18; nays, none.

All of which is respectfully submitted.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Nelson, by leave, Assembly Bill No. 57—An Act to prohibit the sale or gift of spirituous or malt liquors to Indians and to repeal an Act to amend an Act entitled "An Act to prohibit the sale of ardent spirits to Indians," approved February 3, 1887.

Bill read first time.

Mr. Nelson moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

Mr. Poujade, by leave, Assembly Bill No. 58—An Act to refund to certain persons and firms the unused portion of licenses issued under an Act entitled "An Act providing for the licensing of traveling merchants doing business through soliciting, agents commonly known as drummers," approved February 23, 1885.

Mr. Poujade moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, read a second time by title, and referred to the Committee on Claims.

Carried.

Senate Bill No. 5—An Act to repeal an Act entitled "An Act to provide for the destruction of certain noxious animals," approved January 26, 1887.

Read first time.

Mr. Hanna moved the rules be suspended, the bill be read second time by title and referred to the Committee on Agriculture.

Carried.

Senate Bill No. 27—An Act for the relief of Company B, Nevada National Guard.

Read first time.

Mr. Pyne moved the rules be suspended, the bill be read second time by title and referred to the Committee on Claims.

Carried.

Substitute for Assembly Bill No. 2—An Act concerning constitutional amendments.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—Messrs. Allen (of Churchill), McNaughton, McQuitty, Nelson and Springmeyer—5.

Absent—Mr. Langan.

Assembly Bill No. 45—An Act to promote the pleasure of the people in public places of amusement.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Blakeslee, Coryell, Dickson, Fairbanks, Garrard, Gilbert, Herman, Hougham, Lee, Merrick, Moore, Murray, Nelson, O'Connor, Poujade, Pyne, Smith, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—26.

NAYS—Messrs. Allen (of Eureka), Cheney, Cohoon, Cutting, Dunkle, Hanna, Johnston, McNaughton, McQuitty, Riepe, Snapp, Springmeyer and Thaxter—13.

Absent—Mr. Langan.

Assembly Bill No. 16—An Act to authorize the lighting of the Capitol building and grounds by electricity.

Read third time and lost by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Blakeslee, Fairbanks, Gilbert, Hanna, Hougham, Merrick, Murray, O'Connor, Poujade, Pyne, Smith, Thaxter, Tyrrell, Williams and Mr. Speaker—17.

NAYS—Messrs. Allen (of Eureka), Beck, Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Herman, Johnston, Lee, Moore, McNaughton, McQuitty, Nelson, Riepe, Snapp, Springmeyer, Thompson and Wyckoff—22.

Absent—Mr. Langan.

Mr. Garrard gave notice that on to-morrow he would move a reconsideration of the vote whereby Assembly Bill No. 16 was just defeated.

Senate Bill No. 20—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 8, 1869.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

Absent—Mr. Langan.

Assembly Joint Memorial and Resolution No. 13, relative to the sinking of artesian wells and irrigation of arid lands in the State of Nevada.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merriek, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Langan.

Mr. Hanna moved to take a recess until half past one o'clock.

Carried.

At 12:10 o'clock the House took a recess.

HOUSE IN SESSION.

At 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

REPORT OF STANDING COMMITTEE.

Mr. Speaker:

Your Committee on Claims have had Senate Bill No. 27 under consideration, and beg leave to report, out of order, favorably on the same, with the recommendation that it do pass.

ARCHIE ALLEN, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 31.

Mr. Blakeslee moved it be laid upon the table.

Carried.

Mr. Beck asked leave to offer the following communication and resolution, out of order.

Granted.

CARSON CITY, January 30, 1889.

To the Honorable Gentlemen of the Assembly of the State of Nevada :

You are cordially invited and most earnestly solicited to be present at the Union Temperance meeting of the Methodist and Presbyterian Churches next Sabbath evening, February 3, at the M. E. Church. Our theme will be "The Great Conflict." This will be to some extent a review of the great temperance movement of the nineteenth century. Inasmuch as you are our Representatives we think it is right and proper that we should have a hearing. Everyone must be aware that the question we propose for discussion is the one above all others that is at present agitating the nation. Yours, very respectfully,

J. A. BREADY,
Pastor M. E. Church.

By Mr. Beck:

In view of and referring to the above and foregoing invitation:

Resolved, That the Assembly does accept the same as a compliment to this House.

Mr. Beck moved its adoption.

Carried.

Assembly Bill No. 38—Mr. Allen (of Churchill) moved the indefinite postponement of the bill.

Carried.

Assembly Bill No. 42—Mr. Murray moved the bill be ordered engrossed.

Lost.

Assembly Bill No. 33—An Act to create the office of Road Supervisor, to define manner of filling same, together with powers, duties and compensation of said officer.

Read third time.

Mr. Cheney offered an amendment to be known as Section 5, to read as follows:

Section 5. This Act shall not apply to the counties of Eureka, White Pine, Washoe, Lander, Lincoln, Storey, Nye, Lyon and Churchill.

Mr. Garrard rose to discuss the amendment.

Mr. Cheney rose to the point of order that no question had yet been put.

The Chair decided the point well taken.

The amendment was then adopted.

Mr. Johnston moved to amend Section 2 of the bill, line 1, after the word "State," "Upon petition of 10 taxpayers of any district in their county."

Carried.

Mr. Springmeyer moved the bill be ordered engrossed.

Carried.

The Chair announced that the time had arrived for the special order, viz.: Substitute for Assembly Bills Nos. 7 and 8.

SPECIAL ORDER.

Mr. Beck moved the adoption of the substitute.

Carried.

Substitute for Assembly Bills Nos. 7 and 8—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November 26, 1861.

Mr. Hanna moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Langan.

Assembly Joint Resolution No. 18, relative to an additional appropriation by Congress in further aid of hydrographic and topographic surveys of the State of Nevada.

Considered engrossed.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Langan.

Assembly Joint Resolution No. 10, relative to the Pyramid Lake Reservation.

Mr. Thompson moved the resolution be considered engrossed.

Carried.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Cheney, Cohoon, Coryell, Cutting, Dunkle, Fairbanks, Garrard, Herman, Hougham, Johnston, Lee, Moore, Murray, McNaughton, McQuitty, Poujade, Riepe, Springmeyer, Thaxter, Thompson, Tyrrell and Mr. Speaker—25.

NAYS—Messrs. Allen (of Storey), Bennetts, Dickson, Gilbert, Hanna, Merrick, Nelson, O'Connor, Pyne, Smith, Snapp, Williams and Wyckoff—13.

Absent—Messrs. Blakeslee and Langan—2.

Assembly Joint Memorial and Resolution No. 8, relative to home rule in Ireland.

Mr. Tyrrell moved that the resolution be made a special order for Friday afternoon at 2 o'clock.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 26—An Act to authorize and direct the Board of County Commissioners of Storey county, Nevada, to allow and pay the claim of Daniel T. Morrill for the sum of ninety-three dollars.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—Messrs. Cheney and Springmeyer—2.

Absent—Messrs. Bennetts and Langan—2.

Assembly Bill No. 25.

Mr. Fairbanks moved that the House concur in the amendments of the Senate.

The roll was called and the House concurred in the amendments by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Langan.

Assembly Bill No. 9—An Act to amend an Act 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 26, 1861, approved March 14, 1865.

Mr. Cheney moved that the amendment of the Senate be concurred in.

The roll was called and the House concurred in the amendment by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Blakeslee, Johnston and Langan—3.

Senate Bill No. 27—An Act for the relief of Company “B,” Nevada National Guard.

Mr. Poujade moved the House do now resolve itself into Committee of the Whole for the consideration of Senate Bill No. 27.

Carried.

At 3:05 p. m. the House resolved itself into Committee of the Whole, with the Speaker *pro tem.* in the chair.

HOUSE IN SESSION

At 3:10 p. m.

Mr. Speaker in the chair.

The Committee of the Whole reported that after due consideration of Senate Bill No. 27, report the same back to the House, with the recommendation that it do pass.

The roll was now called and the bill passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Langan.

Mr. Allen (of Eureka) moved to adjourn.

Carried.

At 3:20 p. m. the House adjourned.

Approved :

TRENMOR COFFIN,
Speaker of the Assembly.

Attest : C. M. FASSETT,
Chief Clerk of the Assembly.

TWENTY-FIFTH DAY.

CARSON CITY (Thursday), January 31, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Rev. Geo. R. Davis.

Journal read and approved.

REPORTS OF STANDING COMMITTEES

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 33, entitled "An Act to create the office of Road Supervisor, to define manner of filling same, together with powers, duties and compensation of said officer," with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker:

Your Standing Committee on Public Morals have had Assembly Bill No. 48 under consideration, and beg leave to report the same favorably, with the recommendation by the majority of the committee that it do pass.

J. B. WILLIAMS, Chairman.

MINORITY REPORT.

Mr. Speaker:

The undersigned, of your Committee on Public Morals, to whom was referred Assembly Bill No. 48, dissenting from the opinion of the majority of said committee, begs leave to report unfavorably on said bill, with the recommendation that it do not pass.

RICHARD A. RIEPE.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, January 30, 1889. }

To the Honorable the Legislature:

I deem it my duty to call your attention to numerous Acts of previous

sessions, now on our Statute books, which are void under the later clause of Section 17, Article IV., of the Constitution. Many, if not all of them, are very important, and the defects should be remedied with as little delay as possible, to guard against bad results to arise from such erroneous legislation and action thereunder.

You will observe that the first three named pertain to revenue. Section 4 of the General Revenue Law, Stats. 1864-5, page 273, was amended. Stats. 1877, page 175, and again in Stats. 1879, page 111, an attempt was made to amend the same section, but the same is void, because it amends the original section and not the amendatory one.

The same error occurs in the attempt to amend said section in 1885 Stats., page 117. Section 6 of said original Act was amended in 1866, Stats., page 168, and an attempt was again made to amend the same section, Stats. 1881, page 64, but this amendment fails because made to the original Act and not to the amendatory Act.

Section 83 of said original Act was amended, Stats. 1867, page 104, and an attempt was again made to amend the same section, Stats. 1869, page 113; see also Stats. 1871, page 134; again an attempt was made to amend said section, Stats. 1873, page 51, but the same is void because it amends the original section and not the amendatory Act.

Section 9 of an Act concerning juries, Stats. 1873, pages 9 and 10, was amended, Stats. 1875, page 137, was again amended, Stats. 1877, page 176, and was again attempted to be amended, Stats. 1881, page 155, but said amendment is void because it amends the original Act and not the amendatory Act.

Section 75 of the Act concerning crimes and punishments, General Statutes, page —, general section 4,635, was amended Stats. 1875, page 99, and an attempt was made to again amend same section, Stats. 1879, pages 122 and 123, but the same is void, because the title is not rightly quoted and because it amends the original Act and not the amendatory Act.

Section 144 of last above named Act was amended Stats. 1873, page 144, and an attempt was made to again amend the same, Stats. 1879, page 60, but the same is void because it amends the original Act and not the amendatory Act.

Section 2 of an Act in relation to the sale and disposal of opium, Stats. 1881, pages 153 and 154, is void because supplemental, and the title to the Act professes only to amend and not supplement the original Act. I call your attention to general sections 2,415, 2,416, 1,973, 1,980 and 1992 in General Statutes in connection with the case of the State of Nevada ex rel. Attorney-General Relator vs. D. B. Boyd, 19th Nevada Reports. Very respectfully,

C. C. STEVENSON, Governor.

Mr. Cheney moved that a committee of three be appointed, the Chair to be one of the committee, to pass upon the titles of bills, and the communication of the Governor be referred to such committee.

Carried.

The Chair appointed as members of such committee Messrs. Cheney and Langan.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 30, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 39, relating to the Agricultural Experiment Station of this State, which passed the Senate this day ; yeas, 18 ; nays, none.

Also, Substitute for Assembly Bill No. 26, relating to the criminal practice, which passed the Senate this day ; yeas, 14 ; nays, 4.

I am further directed to notify your honorable body that Senators Nicholls, Noteware and LaGrave were this day appointed as members of the Joint Select Committee on Revision of the Revenue Laws of the State of Nevada, under Senate Joint and Concurrent Resolution No. 9. All of which is respectfully submitted.

O. H. GREY,
Secretary of the Senate.

SENATE CHAMBER,
CARSON CITY, January 30, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Memorial No. 5, relative to the land approvals of the State of Nevada, which passed the Senate this day ; yeas, 17 ; nays, 1.

Respectfully,

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Cheney, by leave, Assembly Bill No. 59—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 8, 1869.

Read first time.

Mr. Cheney moved the rules be suspended, the bill be read a second time by title and referred the Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 33—An Act to create the office of Road Supervisor, to define the manner of filling the same, together with powers, duties and compensation of said officer.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty,

Nelson, Poujade, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. O'Connor, Pyne and Thompson—3.

Assembly Bill No. 48—An Act supplementary to an Act entitled "An Act to restrict gaming and to repeal all other Acts in relation thereto, and all Acts amendatory thereof."

Mr. Allen (of Churchill) moved that the bill be considered engrossed. Carried.

Read third time.

Mr. Allen (of Eureka) moved that the bill be re-referred to the Judiciary Committee.

Lost.

The roll was called and the bill passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Blakeslee, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Langan, Lee, Merrick, Moore, McQuitty, Smith, Thompson, Tyrrell, Williams and Wyckoff—23.

NAYS—Messrs. Allen (of Eureka), Cheney, Cohoon, Dunkle, Garrard, Johnston, Murray, McNaughton, Nelson, Poujade, Riepe, Snapp, Springmeyer, Thaxter and Mr. Speaker—15.

Absent—Messrs. O'Connor and Pyne—2.

Mr. Tyrrell moved to take a recess to 2 o'clock.

Mr. Cheney explains his vote on Assembly Bill No. 48, as follows: That the Act in its present form, especially as to title, is ineffective and void.

Messrs. Coffin and Allen (of Eureka), in explaining their votes on Assembly Bill No. 48, said that if all conceivable games except stud-horse poker should be licensed in Nevada, it would be inconsistent to exclude that game.

Mr. Cohoon explained his vote by stating that he was opposed to the passage of the bill simply because all the gamblers were in favor of it.

Mr. Beck said in view of the explanation made by the gentleman from Lander (Mr. Cohoon) that all the gamblers were in favor of the bill, he would assert that the better classes were also in favor of it.

Mr. McQuitty stated that he voted for the bill because he is opposed to licensing any gambling in this State in the shape of hogging games.

Mr. Johnston explained his vote on Assembly Bill No. 48 by stating that he did not believe in licensing one species of gambling and prohibiting another.

Mr. Williams explained his vote by stating that he voted for the bill on the ground that all gambling is not on the same basis, any more than all classes or forms of sin.

The motion to take recess was then carried.

At 12:30 P. M. the House took recess.

HOUSE IN SESSION.

At 2 o'clock P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Pyne, O'Connor and Allen (of Storey).

Mr. Garrard moved that Assembly Bill No. 16 be taken up for reconsideration.

The hour having arrived for the special order, the Chair announced that it was in order.

SPECIAL ORDER.

Substitute for Assembly Bill No. 29—An Act to amend Section 1 of an Act to encourage the sinking of artesian wells, approved March 5, 1887.

Mr. Allen (of Eureka) moved to amend Section 1 by striking out the word "three" and inserting in lieu thereof the word "two," in line 17 of the bill.

Lost.

Mr. Springmeyer moved to amend the bill by adding a new section, to be known as "Section 2."

Mr. Allen (of Eureka) moved to amend the amendment by striking out "fifteen" and inserting in lieu thereof "ten."

Carried.

The amendment adding a new section as amended was adopted.

Mr. Cheney moved to amend Section 1 by adding the words "for stock or agricultural purposes."

Carried.

Mr. McQuitty moved to amend Section 1 by striking out the words "fifty cents" and inserting in lieu thereof the words "one dollar and twenty-five cents," in line 5.

Carried.

Mr. Cheney moved to amend Section 1, line 6, after the word "dollar," by inserting the words "and fifty cents."

Carried.

Mr. Allen (of Eureka) moved to amend Section 1, line 7, by striking out the words "one dollar and fifty cents" and inserting in lieu thereof the words "two dollars."

Carried.

Mr. McQuitty moved to amend Section 1, line 4, printed copy, by striking out the words "for each and every foot below the depth of one hundred feet, fifty cents per foot for the second one hundred feet."

Carried.

Mr. Springmeyer moved the bill be referred to the Committee of the Whole.

Carried.

Mr. Springmeyer moved the House do now resolve itself into Committee of the Whole, with the Speaker *pro tem.* in the chair, for the consideration of Substitute for Assembly Bill No. 29.

Carried.

At 2:30 P. M. the House went into Committee of the Whole, with the Speaker *pro tem.* in the chair.

HOUSE IN SESSION.

House in session at 3:25 P. M.

Mr. Speaker in the chair.

The Committee of the Whole reported as having had Substitute for Assembly Bill No. 29 under consideration, and having amended the same, and recommended it do pass as amended.

Mr. Poujade moved the adoption of the amendments offered by the Committee of the Whole.

Carried.

Mr. Cheney moved the bill be ordered engrossed.

Carried.

REPORT OF COMMITTEE ON ENROLLMENT.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 13, an Act to exempt certain persons from jury duty on account of age, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Thompson, by leave, introduced Assembly Bill No. 60—An Act to provide for the storage of water, to encourage milling, mining and internal improvements, and to reclaim the arable desert lands and develop the agricultural resources of the State of Nevada, and to provide funds for the payment of the same.

Mr. Thompson moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read second time by title and referred to the Committee on Internal Improvements.

Carried.

Mr. Allen (of Churchill) moved to adjourn.

Carried.

At 3:35 o'clock P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

TWENTY-SIXTH DAY.

CARSON CITY (Friday), February 1, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Dunkle and Thompson.

Prayer by the Chaplain, Rev. G. R. Davis.

Journal read and approved.

PRESENTATION OF PETITIONS.

Mr. McNaughton presented a petition from the citizens of Esmeralda county against the bill introduced by Senator Forbes, of Esmeralda, reducing the salaries of the county officers of Esmeralda county.

Read by the Clerk.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared the substitute for Assembly Bill No. 29, entitled an Act to amend an Act entitled "An Act to encourage the sinking of artesian wells," approved March 5, 1887, with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 25, entitled an Act to amend an Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties in this State, and other matters relating thereto," approved March 11, 1885; approved March 5, 1887.

Also, Substitute for Assembly Bill No. 26, entitled "An Act to define reasonable doubt."

Also, Assembly Bill No. 9, entitled an Act to amend an Act 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 26, 1861; approved March 14, 1865, with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Speaker:

Your Standing Committee on Ways and Means have had under consideration Assembly Bill No. 53, and beg leave to report the same back, with the recommendation that it do pass.

J. POUJADE, Chairman.

Mr. Speaker:

Your committee of the Esmeralda county delegation have had Senate Bill No. 19 under consideration, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

S. G. McNAUGHTON,
A. GARRARD,
Committee.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, January 30, 1889. }

To the Honorable the Assembly:

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 13, entitled "An Act to exempt certain persons from duty as jurors on account of age." Very respectfully, etc.,

C. C. STEVENSON, Governor.

MOTIONS AND RESOLUTIONS.

Mr. Garrard moved that the vote whereby Assembly Bill No. 16 was defeated be reconsidered.

Mr. Riepe rose to a point of order, that the motion was out of order, as the time had passed when a motion of this character could be made.

The Chair ruled that owing to the mover having made the motion yesterday at the hour of the Special Order, the same was passed without action, and could therefore be called up at some subsequent time.

The question was on the reconsideration of the vote on Assembly Bill No. 16.

Yeas and nays called for by Messrs. Allen (of Eureka), Riepe and Garrard.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Blakeslee, Cutting, Fairbanks, Garrard, Gilbert, Hanna, Hougham, Langan, Merrick, Moore, Murray, O'Connor, Poujade, Pyne, Smith, Snapp, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—23.

NAYS—Messrs. Allen (of Eureka,) Beck, Bennetts, Cheney, Cohoon, Coryell, Dickson, Herman, Johnston, Lee, McNaughton, McQuitty, Nelson, Riepe and Springmeyer—15.

Absent—Messrs. Dunkle and Thompson—2.

SENATE CHAMBER,
CARSON CITY, January 31, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 33, relating to the erection of a soldiers' monument, which passed the Senate this day; yeas, 17; nays, none.

Also, Senate Bill No. 34, repealing an Act for the preservation of fish, which passed the Senate this day; yeas, 13; nays, 2; all of which is respectfully submitted.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Nelson, by leave, Assembly Bill No. 61—An Act defining and prohibiting the unlawful diversion and waste of water.

Read first time.

Mr. Nelson moved the rules be suspended, the bill be read a second time by title and referred to Committee on Agriculture.

Carried.

Mr. Allen (of Churchill), Assembly Bill No. 62—An Act to amend an Act entitled "An Act to restrict gaming, and to repeal all other Acts in relation thereto," approved March 8, 1879.

Read first time.

Mr. Allen moved the rules be suspended, the bill be read a second time by title and referred to Committee on Public Morals.

Carried.

Senate Bill No. 29—An Act in relation to the Agricultural Experiment Station of this State.

Read first time.

Mr. Garrard moved that the rules be suspended, the bill read a second time by title and referred to the Committee on Agriculture.

Lost.

Mr. Hanna moved that the rules be suspended, the bill read a second time by title and referred to the Committee on Education.

Mr. Cheney asked for a division on the question.

The question to read by title was then carried.

The question to refer to the Committee on Education was carried.

Senate Memorial and Joint Resolution No. 5, relative to the land approvals to the State of Nevada under the Act of Congress of date January 16, 1880.

Read first time.

Mr. Cheney moved that the rules be suspended, the resolution read a second time by title and referred to the Committee on Federal Relations.

Carried.

Senate Bill No. 33—An Act authorizing and directing the Warden of the Nevada State Prison to employ convict labor in the construction of a monument and coping for the soldiers' cemetery at Carson City.

Read first time.

Mr. Poujade moved that the rules be suspended, the bill read a second time by title and referred to the Committee on Military and Indian Affairs.

Carried.

Senate Bill No. 34—An Act to repeal an Act to provide for preservation of fish in the Humboldt river and its tributaries, approved February 18, 1887.

Read first time.

Mr. Hanna moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Substitute for Assembly Bill No. 29—An Act to amend an Act entitled "An Act to encourage the sinking of artesian wells," approved March 5, 1887.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—Messrs. Beck and Murray—2.

Absent—Messrs. Bennetts, Dunkle and Thompson—3.

Mr. Allen (of Eureka) moved the House take a recess until half-past one o'clock.

Carried.

At 12:15 P. M. the House took a recess.

HOUSE IN SESSION.

At 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 53—An Act for the relief of V. B. Cross.

Mr. Hanna moved the House resolve itself into Committee of the Whole for the consideration of Assembly Bill No. 53, with the Speaker *pro tem.* in the chair.

Carried.

At 1:35 P. M. the House resolved itself into Committee of the Whole for the consideration of Assembly Bill No. 53.

HOUSE IN SESSION.

At 1:50 P. M.

Mr. Speaker in the chair.

The Committee of the Whole rose and reported as follows:

Mr. Speaker:

Your Committee of the Whole have had under consideration Assembly Bill No. 53, have amended the same, and recommend that it do pass as amended.

Mr. Allen (of Eureka) moved the amendment recommended by the Committee of the Whole be adopted.

Carried.

Mr. Allen (of Churchill) moved the bill be ordered engrossed.

Carried.

Senate Bill No. 19.

Mr. Hanna moved that Senate Bill No. 19 be made a special order for 2 o'clock on Wednesday next, and the bill be ordered printed.

Mr. Garrard rose to debate the question of making it a special order.

Mr. Cheney rose to a point of order that the question was not debatable.

The Chair decided the point not well taken.

The motion was then carried.

The Chair announced that the time had arrived for the consideration of the special order, viz.: Assembly Joint and Concurrent Resolution No. 8.

SPECIAL ORDER.

The question before the House was the final passage of Assembly Joint and Concurrent Resolution No. 8, relative to home rule in Ireland.

The roll was called and the resolution passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Wyckoff and Mr. Speaker—36.

NAYS—Messrs. Bennetts and Williams—2.

Absent—Messrs. Dunkle and Thompson—2.

Assembly Bill No. 16—An Act to authorize the lighting of the Capitol building and grounds by electricity.

Read third time and lost by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Blakeslee, Cutting, Fairbanks, Garrard, Gilbert, Hanna, Hougham, Merrick, Murray, O'Connor, Poujade, Pyne, Smith, Snapp, Thaxter, Tyrrell, Williams and Mr. Speaker—20.

NAYS—Messrs. Allen (of Eureka), Beck, Bennetts, Cheney, Cohoon, Coryell, Dickson, Herman, Johnston, Langan, Lee, Moore, McNaughton, McQuitty, Riepe, Springmeyer and Wyckoff—17.

Absent—Messrs. Dunkle, Nelson and Thompson—3.

Mr. Blakeslee moved that Assembly Bill No. 31, and substitute, be taken from the table.

Carried.

Mr. Blakeslee moved that the substitute for Assembly Bill No. 31 be adopted.

Carried.

Substitute for Assembly Bill No. 31.

Mr. Blakeslee moved the bill be ordered engrossed.

Carried.

Mr. Allen (of Eureka) moved the bill be ordered printed.

Lost.

The following report of Standing Committee was offered, out of order:

Mr. Speaker :

Your Committee on Military, having had under consideration Assembly Bill No. 54, report favorably upon the same, with the recommendation that it do pass.

J. W. MERRICK, Chairman.

Mr. Tyrrell moved that when this House adjourn it do adjourn to Monday, the 4th inst.

Carried.

Mr. Hanna moved that Senate messages be now taken up out of order.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 1, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 24, relative to the formation of agricultural associations, which passed the Senate this day; yeas, 18; nays, none.

O. H. GREY,
Secretary of the Senate.

Senate Bill No. 24.

Mr. Hanna moved the bill be returned to the Senate for engrossment.

Carried.

Mr. Hanna moved to adjourn.

Carried.

At 2:30 o'clock P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

TWENTY-NINTH DAY.

CARSON CITY, (Monday) February 4, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Cheney, Dunkle, Garrard and Cohoon for one day.

Prayer by the Chaplain, Rev. Daniel Meagher.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared the substitute for Assembly Bill No. 31, entitled "An Act to require foreign corporations, associations and non-resident persons to name and keep agents in this State upon whom all legal process may be served;" also Assembly Bill No. 53, entitled "An Act for the relief of V. B. Cross," with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker:

Your Committee on Military and Indian Affairs have had Senate Bill No. 33 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

JOHN W. MERRICK, Chairman.

Mr. Speaker:

Your Standing Committee on Judiciary have had under consideration Assembly Bill No. 52, an Act to amend an Act entitled "An Act fixing the number of officers and employes of the Senate and Assembly, to define their duties and to establish their pay," approved January 27, 1881, and amended January 8, 1883, and beg leave to report unfavorably on the same, with the recommendation (by the majority of the committee) that it do not pass.

Also, Assembly Bill No. 44, an Act to provide for the compensation of examining magistrates for taking testimony, and beg leave to report the same, with the recommendation that it do not pass.

F. P. LANGAN, for Committee.

Mr. Speaker:

Your Standing Committee on Judiciary have had under consideration Assembly Concurrent Resolution No. 12, and Assembly Joint and Concurrent Resolution No. 14, relative to amending the Constitution of the State of Nevada, and beg leave to report said resolutions without recommendation.

H. S. BECK, for Committee.

Mr. Speaker:

Your Standing Committee on Judiciary have had under consideration Assembly Bill No. 59, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 57, to which they have proposed certain amendments as per riders attached thereto, and beg leave to report the same, with the recommendation that as amended it do pass.

A. E. CHENEY, Chairman.

Mr. Speaker:

Your Standing Committee on Judiciary have had Assembly Concurrent Resolution No. 5, relative to the right of suffrage, under consideration, and beg leave to report favorably on the same, with the recommendation (by the majority of the committee) that it be agreed to.

The petition accompanying said resolution is herewith returned.

A. E. CHENEY.

For majority of Committee.

MOTIONS AND RESOLUTIONS.

By Mr. Riepe:

Resolved, That the regular hour for the Assembly sessions hereafter be, and it hereby is, fixed at half past ten a. m. daily.

Laid over under the rule for one day.

Mr. Beck asked unanimous leave to withdraw from the files the petition from citizens of Esmeralda county temporarily.

Granted.

Mr. Beck asked leave to withdraw petitions, relative to the better protection of women, from the files for the purpose of presenting them to the Senate.

Granted.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. McQuitty, Assembly Bill No. 63—An Act relative to the manner of assessing and collecting taxes on horses, mules, cattle and sheep in this State in certain cases.

Read first time.

Mr. McQuitty moved the rules be suspended, the bill be read a second time by title and referred to Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 54.

Mr. Beck moved the bill be laid on the table.

Carried.

Senate Bill No. 33—An Act authorizing and directing the Warden of the Nevada State Prison to employ convict labor in the construction of a monument and coping for the soldiers' cemetery at Carson City, Nevada.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Coryell, Cutting, Dickson, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—33.

NAYS—None.

Absent—Messrs. Cheney, Cohoon, Dunkle, Fairbanks, Garrard, Smith and Tyrrell—7.

Substitute for Assembly Bill No. 31—An Act to require foreign corporations, associations and non-resident persons to name and keep agents in the State, upon whom all legal process may be served.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Coryell, Cutting, Dickson, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—34.

NAYS—None.

Absent—Messrs. Cheney, Cohoon, Dunkle, Fairbanks, Garrard and Tyrrell—6.

Assembly Bill No. 53—An Act for the relief of V. B. Cross.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Coryell, Cutting, Dickson, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—34.

NAYS—None.

Absent—Messrs. Cheney, Cohoon, Dunkle, Fairbanks, Garrard and Tyrrell—6.

Assembly Bill No. 52.

Mr. Allen (of Storey) moved to lay the bill on the table.

Carried.

Assembly Bill No. 44.

Mr. Poujade moved to lay the bill on the table.

Carried.

Assembly Concurrent Resolution No. 12.

Mr. Johnston moved the resolution be ordered engrossed.

Carried.

Assembly Concurrent Resolution No. 14.

Mr. Herman moved the resolution be ordered engrossed.

Carried.

Assembly Bill No. 59—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 8, 1869.

Mr. Cheney moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Cohoon, Dunkle, Fairbanks, Garrard and Tyrrell—5.

Assembly Bill No. 57.

Mr. Nelson moved the amendments of the committee be adopted.

Carried.

Mr. Hanna moved the bill be ordered engrossed.

Carried.

Assembly Concurrent Resolution No. 5.

Mr. Beck moved the resolution be ordered engrossed and be made a special order for Saturday at 2 o'clock.

Mr. Springmeyer moved to amend by ordering the resolution engrossed and made a special order for Friday at 2 o'clock.

Mr. Beck accepted the amendment of Mr. Springmeyer.

Mr. Poujade moved to amend the motion by making it read Saturday at 2 o'clock.

Mr. Hanna moved to amend the amendment by making it the special order at 1 o'clock Saturday.

Lost.

The question was now on the adoption of the original motion as amended, which was carried.

Mr. Poujade moved that the House take a recess until 1:45 P. M.

Carried.

At 12:25 P. M. the House took a recess.

HOUSE IN SESSION.

At 1:45 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Hanna moved that messages from the Governor be taken up out of order.

Carried.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, February 1, 1889. }

To the Honorable the Assembly:

I have this day approved and deposited in the office of the Secretary of

State Substitute for Assembly Bill No. 26, entitled "An Act to define the term 'reasonable doubt.'"

Very respectfully, etc.,

C. C. STEVENSON, Governor.

EXECUTIVE DEPARTMENT,
CARSON CITY, February —, 1889. }

To the Honorable the Assembly :

I regret that it is necessary for me to herewith return to your honorable body without my approval Assembly Bill No. 9, entitled an Act to amend an Act 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 26, 1861 ; approved March 14, 1865.

This bill proposes by its title to amend an amendatory Act, but fails to do so. If it amends any Section numbered 336, it must be the Section so numbered of the original, or Act approved November 26, 1861, as the amendatory Act of 1865 has in it no section so numbered, in fact, it has only one section.

This is an important bill and contains wise provisions, in my judgment, which should prevail as part of the law of our criminal jurisprudence, and meet the approbation of all good citizens of the State. No hazard should, therefore, be run of the bill, if it shall go into the statute books, being adjudged void by the Courts. Such danger can readily be avoided by the passage of another bill making it unmistakably clear that the amendatory Act of March 14, 1865, is the one amended. The mode of so making it clear, pointed out in my message to the Assembly of 1887, Journal page 186, or any other equivalent mode is here recommended to your careful consideration. And what is said in my objections to the bill under consideration in that message, is applicable to the bill now being discussed, except as to the title, and you are respectfully referred to that message.

Every Act of the Legislature, I beg to suggest, should contain within its title and body the strongest possible evidence of its object, scope and effect. This plan, if carried out, would avoid much annoyance, expensive litigation and, sometimes, evil results, which follow from the opposite course of action. Very respectfully submitted,

C. C. STEVENSON, Governor.

The question before the House was: Shall the bill pass notwithstanding the objection of the Governor?

The roll was called and the bill lost by the following vote :

YEAS—Messrs. Langan, Merrick, Poujade, Pyne, Riepe and Smith—6.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—29.

Absent—Messrs. Cohoon, Dunkle, Fairbanks, Garrard and Tyrrell—5.

EXECUTIVE DEPARTMENT,
CARSON CITY, February —, 1889. }

To the Honorable the Assembly :

I regret that it is necessary for me to herewith return to your honor-

able body, without my approval, Assembly Bill No. 25, entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885; approved March 5, 1887.

This bill proposes by its title to amend an amendatory Act, but instead of so doing, it fails, in that it amends Section 11 of the original and not the amendatory Act. There is no defect in the title, and otherwise than as relates to its title it is in the same condition as was the bill which I returned with my objections to the Assembly of 1887, which will be found on the Journal of that session, page 186, and I respectfully refer you to what is there said as being in point here, except what is said as to defects in the title of that bill. Very respectfully submitted.

C. C. STEVENSON, Governor.

The question before the House was: Shall the bill pass notwithstanding the objection of the Governor?

Mr. Hougham moved that the bill and the Governor's objection be laid upon the table.

Mr. Beck rose to a point of order, that the motion (to lay upon the table) was out of order.

The Chair decided the point of order not well taken.

Mr. Hougham withdrew his motion.

The roll was called and the bill was lost by the following vote:

YEAS—None.

NAYS—Messrs. Allen (of Storey), (Allen of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—35.

Absent—Messrs. Cohoon, Dunkle, Fairbanks, Garrard and Tyrrell—5.

Mr. Hanna moved to take up Senate messages, out of order.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 4, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Assembly Bill No. 2, relating to constitutional amendments, which was lost in the Senate this day; nays, 17; yeas, none.

Also, Assembly Bill No. 33, relating to the office of Supervisor of Roads, which was lost in the Senate; nays, 17; yeas, none.

Also, Substitute for Assembly Bills Nos. 7 and 8, amending the criminal practice, which was lost this day; nays, 13; yeas, 4.

I am further directed by the Senate to transmit to your honorable body a communication from Clara Foltz, relative to employing women as legislative clerks.

O. H. GREY,
Secretary of the Senate.

Mr. Allen (of Churchill) moved that Assembly Bill No. 52 be taken from the table.

Carried.

A communication from Clara S. Foltz, attorney-at-law, relative to the employment of lady clerks in the Legislature of Nevada, was read by the clerk.

Assembly Bill No. 52.

Mr. Allen (of Eureka) moved that Section 1 be amended by adding the words at the end of the section "excepting copying clerks."

Mr. Thompson moved to amend by adding the words "Sergeant-at-Arms."

Mr. Hanna moved the bill, with the whole subject matter, be indefinitely postponed.

Yeas and nays called for by Messrs. Allen (of Eureka), Riepe and Poujade.

The roll was called and the motion was carried by the following vote:

YEAS—Messrs. Allen (of Storey), Blakeslee, Coryell, Dickson, Hanna, Hougham, Langan, Lee, Merrick, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thaxter, Williams and Wyckoff—20.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cheney, Cutting, Gilbert, Herman, Johnston, Moore, Murray, McNaughton, Springmeyer, Thompson and Mr. Speaker—15.

Absent—Messrs. Cohoon, Dunkle, Fairbanks, Garrard and Tyrrell—5.

Mr. Hanna moved to adjourn.

Carried.

At 3:15 P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

THIRTIETH DAY.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Garrard, Tyrrell and Dunkle.

Prayer by the Chaplain, Rev. Daniel Meagher.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave, to report that

they have carefully compared Assembly Concurrent Resolution No. 5, relative to the right of suffrage.

Also, Assembly Concurrent Resolution No. 12, relative to amending the Constitution of the State of Nevada.

Also, Assembly Joint and Concurrent Resolution No. 14, amending the Constitution of the State of Nevada.

Also, Assembly Bill No. 57, entitled "An Act to prohibit the sale or gift of ardent spirits to the Indians," with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Committee on Claims have had Assembly Bill No. 58 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

ARCHIE ALLEN, Chairman.

Mr. Speaker:

Your Committee on Federal Relations, to whom was referred Senate Joint Memorial and Resolution No. 5, relative to the land approvals of the State of Nevada under the Act of Congress of date January 16, 1880, report having had the same under consideration, and recommend that it do pass.

WM. THOMPSON, Chairman.

Mr. Speaker:

Your Standing Committee on Agriculture have had under consideration Senate Bill No. 34, and beg leave to report the same back with the recommendation that it do pass.

Also, Senate Bill No. 5, and beg leave to report the same back with the recommendation that it do pass.

Also, Assembly Bill No. 61, and beg leave to report the same back with the recommendation that it do pass with the amendment offered.

H. SPRINGMEYER, Chairman.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker:

The Storey county delegation have had Assembly Bill No. 40 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

C. B. WYCKOFF, Chairman.

Mr. Speaker :

Your Special Committee on Titles of Bills beg leave to report that after a somewhat extended inquiry and examination of the question, they are of the opinion that the title to a bill amending a Statute should refer to and correctly quote the title to the Act to be amended, and where the original Statute has already been amended and it is desirous to again amend the section, the bills should intelligently refer to the last amendatory Statute. Either of three ways may be followed with comparative safety, viz: By amending the last amendatory Statute, correctly quoting the title, or by quoting the title to the original Act, with date of approval,

followed by the phrase "As amended by Act approved (giving date of amendatory Act), and as further amended by Act approved," etc., or as amended by Act approved, giving date of last amendatory Act. Where the original Act contains several sections, and it is proposed to amend one or more sections, it is better that the title of the bill should state that it is an Act to amend the sections by giving the number of the sections to be amended in the title of the bill; where there is existing legislation upon a particular matter, which it is proposed to change, the title should be an Act to amend, etc. While it may, in most instances, be more convenient to style a bill as supplemental to some existing law, the practice is not commendable and is often dangerous. It seems to be finally settled by the courts that an amendatory law must refer to the last enactment of the Statute sought to be amended, and if it fails to do this it does not comply with the constitutional requirement, and would for that reason be inoperative.

Take as a supposed case, that Section 20 of the Crimes Act, passed in 1861, had been amended in 1871, and also in 1881, and it was desirous of again amending it. We believe a safe title would be: An Act to amend Section twenty of an Act entitled "An Act concerning crimes and punishment," approved November 26, 1861, as amended by an Act approved February 1, 1871, and as further amended by an Act approved March 4, 1881. The first section of the bill should read:

Section 1. Section twenty of the above-entitled Act, as amended, is hereby amended so as to read as follows: Section twenty. "The killing, etc." (Here set out the section in full.)

TRENMOR COFFIN, for Committee.

Mr. Cheney moved that the Governor's message, containing his objection to Assembly Bill No. 9, and the report of the Special Committee on Titles of Bills, be ordered printed.

Carried.

MOTIONS AND RESOLUTIONS.

By Mr. Thompson :

Assembly Concurrent Resolution No. 20, relative to amending Section 3 of Article IX. of the Constitution of the State of Nevada.

Mr. Thompson moved the rules be suspended, the reading so far be considered the first reading, rules be further suspended, the resolution be read a second time by title and be referred to the Committee on Ways and Means.

Carried.

By Mr. Riepe :

Resolved, That the regular hour for the Assembly session hereafter be and it hereby is fixed at 10:30 A. M. daily.

Yeas and nays called for by Messrs. Cheney, Riepe and Hanna.

The roll was called and the resolution lost by the following vote :

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Fairbanks, Gilbert, Hanna, Herman, Hougham, Langan, Lee, Moore, McNaughton, McQuitty, Poujade, Riepe, Smith, Springmeyer, Thaxter and Wyckoff—23.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Cohoon, Dickson, Johnston, Merrick, Murray, Nelson, O'Connor, Pyne, Snapp, Thompson, Tyrrell, Williams and Mr. Speaker—15.

Absent—Messrs. Dunkle and Garrard—2.

Mr. Beck moved that Assembly Bill No. 54 be taken from the table and placed on file.

Carried.

Mr. Cheney moved that the rules be suspended and that certain bills may be introduced that have failed on technical grounds.

Carried.

Mr. Cheney asked unanimous leave to introduce Assembly Bill No. 64.
Granted.

Mr. Cheney, by leave, Assembly Bill No. 64—An Act concerning constitutional amendments.

Mr. Cheney moved the rules be suspended, the reading just had be considered the first reading.

Carried.

Mr. Cheney moved the rules be further suspended and the bill be read a second time by title.

Carried.

Title of bill read by Clerk.

Mr. Cheney moved the rules be still further suspended and the bill be placed on its third reading and final passage.

Carried.

Assembly Bill No. 64—An Act concerning constitutional amendments.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McQuitty, Nelson, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—32.

NAYS—Messrs. Dickson, McNaughton, O'Connor, Poujade, Pyne and Smith—6.

Absent—Messrs. Dunkle and Garrard—2.

Mr. Beck, by leave, Assembly Bill No. 65—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November 26, 1861.

Mr. Beck moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read second time by title.

Carried.

The Clerk read the bill second time by title.

Mr. Beck moved the rules be still further suspended, the bill be considered engrossed and placed upon its third reading and final passage.

Carried.

Read third time.

Mr. Allen (of Churchill) moved to lay the bill on the table.

A debate was opened on the motion.

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

The Chair declared the point of order well taken.

The motion to lay on the table was then lost.

Mr. Beck asked unanimous leave that the two last bills offered be not printed.

Granted.

The roll was called upon the final passage of the bill and the bill passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Cheney, Coryell, Cutting, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—32.

NAYS—Messrs. Allen (of Churchill), Cohoon, Dickson, Poujade and Tyrrell—5.

Absent—Messrs. Blakeslee, Dunkle and Garrard—3.

Mr. Poujade stated that he voted against Substitute for Assembly Bills Nos. 7 and 8 on the ground that, the Senate having refused to pass the bill, which had already been passed by the Assembly, he did not consider that it was necessary for the Assembly to act upon the matter again unless the Senate took the initiative.

Mr. O'Connor moved the House take a recess to 2 o'clock.

Lost.

Mr. Langan, by leave, Assembly Bill No. 66—An Act to amend an Act 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 26, 1861; approved March 14, 1865.

Mr. Allen (of Eureka) moved the rules be suspended, the reading just had be considered the first reading.

Carried.

Mr. Langan moved the rules be further suspended, the bill be read a second time by title and considered engrossed.

Carried.

Mr. Tyrrell moved to take up messages from the Senate (out of order).

Lost.

Mr. Hanna moved the rules be still further suspended, Assembly Bill No. 66 be placed upon its third reading and final passage.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Dunkle and Garrard—2.

Mr. McQuitty moved to take a recess until 2 o'clock.

Carried.

At 12:30 P. M. the House took a recess.

HOUSE IN SESSION

At 2 o'clock P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 5, 1889. }

To the Honorable the Assembly:

I have the honor herewith to notify your honorable body that the Senate this day passed a resolution requesting your honorable body to return to the Senate Assembly Substitute for Assembly Bills Nos. 7 and 8, relating to the criminal practice.

O. H. GREY,
Secretary of the Senate.

Mr. Poujade moved that the House return to the order of business of Motions and Resolutions.

Carried.

Mr. Poujade moved that Substitute for Assembly Bills Nos. 7 and 8 be returned to the Senate pursuant to their request.

Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Thompson, by leave, Assembly Bill No. 67—An Act to regulate insurance companies.

Read first time.

Mr. Thompson moved that the rules be suspended, the bill read a second time by title and referred to the Committee on Judiciary.

Carried.

Mr. Nelson, by leave, Assembly Bill No. 68—An Act exempting honorably discharged Union soldiers and sailors from the payment of poll-tax.

Read first time.

Mr. Nelson moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Carried.

Mr. Hougham, by leave, Assembly Bill No. 69—An Act to prohibit the shearing of sheep within the limits of any city or town in this State.

Read first time.

Mr. Hougham moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

Mr. Williams, by leave, Assembly Bill No. 70—An Act fixing the time for opening and closing saloons and gambling houses.

Read first time.

Mr. Williams moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Johnston, by leave, Assembly Bill No. 71—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 9, 1865.

Read first time.

Mr. Johnston moved the rules be suspended, the bill be read a second time by title and referred to the Special Committee on the Revision of the Revenue Laws.

Carried.

Mr. Moore, by leave, Assembly Bill No. 72—An Act establishing the boundary line between the counties of Eureka and Nye.

Read first time.

Mr. Moore moved the rules be suspended, the bill be read a second time by title and referred to the Nye and Eureka county delegations.

Carried.

Mr. Cheney, by leave, Assembly Bill No. 73—An Act relative to the establishment of certain regulations concerning the State University.

Read first time.

Mr. Cheney moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Military and Indian Affairs.

Carried.

Mr. Cheney, by leave, Assembly Bill No. 74—An Act to amend Section 11 of an Act entitled "An Act concerning official bonds," approved March 14, 1865.

Read first time.

Mr. Cheney moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Fairbanks, by leave, Assembly Bill No. 75—An Act to amend an Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885; approved March 5, 1887.

Read first time.

Mr. Fairbanks moved the rules be suspended, the reading thus far be considered the first reading.

Carried.

Mr. Fairbanks moved the rules be further suspended, the bill be read a second time by title and considered engrossed.

Carried.

Mr. Fairbanks moved the rules be still further suspended, the bill be read a third time and placed on its final passage.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Dunkle, Garrard and Langan—3.

Mr. Beck, by leave, Assembly Bill No. 76—An Act requiring County Commissioners to give bonds, and providing additional security for the proper disbursement of public money.

Read first time.

Mr. Beck moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

Mr. Beck, by leave, Assembly Bill No. 77—An Act to grant the right of way and to provide a street railroad within the town of Reno, Washoe county, State of Nevada.

Mr. Beck moved the rules be suspended, the reading thus far be considered the first reading, the bill be read a second time by title and referred to the Committee on Internal Improvements.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Concurrent Resolution No. 12, relative to amending the Constitution of the State of Nevada.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Herman, Hougham, Johnston, Lee, Merrick, Moore, McQuitty, Nelson, Pyne, Riepe, Smith, Springmeyer, Thompson, Tyrrell, Williams and Mr. Speaker—27.

NAYS—Messrs. Allen (of Storey), Cheney, Hanna, Murray, McNaughton, O'Connor, Poujade, Snapp, Thaxter and Wyckoff—10.

Absent—Messrs. Dunkle, Garrard and Langan—3.

Assembly Concurrent Resolution No. 14, amending the Constitution of the State of Nevada.

Mr. Herman moved the resolution be laid upon the table.

Carried.

Assembly Bill No. 57—An Act to prohibit the sale or gift of ardent spirits to the Indians.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Dunkle, Garrard and Langan—3.

Mr. Cheney moved that Senate Bill No. 2 be taken from the table (out of order) and placed on file.

Carried.

Assembly Bill No. 58—Mr. Coffin moved the bill be referred to the Committee of the Whole, and be made a special order for to-morrow at 2 o'clock.

Carried.

Senate Bill No. 34—An Act to repeal an Act to provide for the preservation of fish in the Humboldt river and its tributaries, approved February 18, 1887.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Lee, Merrick, Moore, Murray, Nelson, O'Connor,

Poujade, Pyne, Smith, Snapp, Springmeyer, Thompson, Williams and Wyckoff—28.

YEAS—Messrs. Allen (of Eureka), Cheney, Johnston, McNaughton, McQuitty, Riepe, Thaxter, Tyrrell and Mr. Speaker—9.

Absent—Messrs. Dunkle, Garrard and Langan—3.

Senate Bill No. 5—An Act to repeal an Act entitled “An Act to provide for the destruction of certain noxious animals,” approved January 26, 1887.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Merrick, Moore, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—31.

YEAS—Messrs. Allen (of Storey), Coryell, Lee, Murray, Smith and Thompson—6.

Absent—Messrs. Dunkle, Garrard and Langan—3.

Assembly Bill No. 61.

The amendments of the committee were adopted.

Mr. Hanna moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 40.

Mr. Wyckoff moved the bill be considered engrossed.

Carried.

Mr. Cheney moved to amend Section 1, line 10, printed copy, by striking out the words “eighteen hundred” and inserting in lieu thereof the words “six hundred and twenty five.”

Carried.

Mr. Hanna moved the bill be ordered engrossed.

Carried.

Senate Memorial and Resolution No. 5, relative to the land approvals of the State of Nevada under the Act of Congress of date January 16, 1880.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

YEAS—None.

Absent—Messrs. Allen (of Storey), Dunkle, Garrard and Langan—4.

Assembly Bill No. 54—An Act relative to the proving of Indian war claims.

Mr. Allen (of Churchill) moved the Clerk be ordered to strike out the word “constructed,” in Section 6, and insert in lieu thereof the word “construed.”

Carried.

Mr. Beck moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts,

Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—Mr. Johnston.

Absent—Messrs. Allen (of Eureka), Dunkle, Garrard and Langan—4.

Mr. Hanna moved that Senate messages be now taken up (out of order).

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 5, 1889.)

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 24, relating to the formation of agricultural districts, which was heretofore returned to the Senate for proper engrossment, such request having been complied with.

Also, Assembly Bill No. 59, relating to the criminal practice, which passed the Senate this day; yeas, 17; nays, 1.

O. H. GREY,
Secretary of the Senate.

Senate Bill No. 24—An Act amendatory of and supplementary thereto of an Act entitled "An Act to form agricultural districts, to provide for the organization of agricultural associations therein, and for the management and control of the same by the State," approved March 7, 1885.

Mr. Hanna moved the rules be suspended, the reading thus far be considered the first reading of the bill, the rules further suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

Mr. Smith moved to adjourn.

Carried.

At 3:55 P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,

Chief Clerk of the Assembly.

THIRTY-FIRST DAY.

CARSON CITY (Wednesday) February 6, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Mr. Williams for one day.

Prayer by the Chaplain, Rev. Daniel Meagher.

Journal read and approved.

PRESENTATION OF PETITIONS.

Mr. Garrard presented petitions from the taxpayers and citizens of Esmeralda county, protesting against the passage of Senate Bill No. 19.

Mr. Garrard moved that the petition be made a special order for to-day at 2 o'clock P. M.

Mr. Poujade moved to lay the petitions on the table.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Education have carefully considered Assembly Bill No. 41, also, Senate Bill No. 29, and beg leave to report favorably on the same, with the recommendation that they do pass.

GEO. D. PYNE, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 40, entitled "An Act to regulate the office hours of certain county officers within this State."

Also, Assembly Bill No. 61, entitled "An Act defining and prohibiting the unlawful diversion and waste of water," with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Committee on Ways and Means have had under consideration Assembly Bill No. 22. We have devoted much time and labor to its discussion. While we find that, under the existing circumstances, the salaries paid the State officials are not on the whole exorbitant, yet we have reached the conclusion that in some cases the compensation is dis-

proportionately high. We believe that the salary of the Governor of the State should remain at a figure that will not prevent a man financially poor from accepting it. As to the other offices, we suggest salaries which we believe proportionate to the labor and responsibility connected with them. To this end we offer a substitute bill which, if it becomes a law, will save to the State some thousands of dollars each year without, in our opinion, impairing the public service, and we recommend that the same be adopted and that it do pass.

J. POUJADE, Chairman.

Mr. Speaker :

Your Committee on Public Lands have had Assembly Bill No. 28 under consideration, and beg leave to report the same together with a substitute, with the recommendation that the substitute bill do pass.

A. E. CHENEY, Chairman.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 6, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 37, relating to certain moneys collected as interest on deferred payments on public lands, which passed the Senate on the fourth instant; yeas, 16; nays, 1; also, certain reports from State officers relating to the same; also, Assembly Bill No. 37 and Senate substitute for the same, which passed the Senate on the last legislative day; yeas, 18; nays, none.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Gilbert, by leave, Assembly Bill No. 78—An Act to repeal an Act entitled "An Act to encourage the construction of a railroad in the southern portion of the State of Nevada, and repeal all Acts and parts of Acts in conflict with the provisions of this Act," approved February 15, 1887.

Read first time.

Mr. Gilbert moved the rules be suspended, the bill be read a second time by title and referred to the Lincoln, White Pine, Nye and Esmeralda delegations.

Carried.

Mr. Allen (of Churchill), by leave, Assembly Bill No. 79—An Act to authorize the Board of Commissioners of Churchill county, Nevada, to provide for the storage and distribution of water, and the issuance of bonds for the payment of the same.

Mr. Allen (of Churchill) moved the rules be suspended, the reading thus far be considered the first reading, the rules further suspended, the bill be read a second time by title and referred to the Churchill county delegation.

Carried.

Assembly Bill No. 40.

Mr. Johnston moved to amend Section 1 by adding after the word "officer" the words "excepting Coroners, County Surveyors, Assessors and County Commissioners."

Carried.

Mr. Wyckoff moved the bill be ordered re-engrossed as amended.

Carried.

Assembly Bill No. 61—An Act defining and prohibiting the unlawful diversion and waste of water.

Mr. Poujade moved to amend Section 1, line 4, printed bill, by striking out the words "any other" and insert in lieu thereof the words "an economical or beneficial."

Mr. Beck moved the bill be made a special order for to-morrow at 2 o'clock.

Lost.

Mr. Allen (of Eureka) moved to take a recess until 2 o'clock.

Lost.

Mr. Cheney moved to take a recess until 1:30 o'clock.

Yeas and nays called for by Messrs. Cheney, Johnston and Coryell.

The roll was called and the motion was lost by the following vote;

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Cheney, Coryell, Cutting, Dunkle, Fairbanks, Garrard, Hougham, Johnston, Moore, McNaughton, Smith, Thaxter, Tyrrell and Mr. Speaker—17.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Blakeslee, Cohoon, Dickson, Gilbert, Hanna, Herman, Langan, Lee, Merrick, Murray, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thompson and Wyckoff—22.

Absent—Mr. Williams.

Mr. Cheney moved that when we do take a recess that it be until 1:55 P. M.

Previous question called for by Messrs. Blakeslee, Riepe and Allen (of Churchill).

Mr. Cheney rose to point of order that the motion to take recess takes precedence.

The Chair ruled the point well taken.

The motion to set the time to which the House take recess was lost.

The question was on the adoption of the amendment.

Lost.

Mr. Cheney moved that when we take a recess it be until 1:40 P. M.

Lost.

Messrs. Blakeslee, Riepe and Pyne called for the previous question.

The question was: Shall the previous question now be put?

Carried.

The roll was called and the bill passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thompson, Tyrrell, Wyckoff and Mr. Speaker—36.

NAYS—Messrs. Allen (of Eureka), Cheney and Thaxter—3.
Absent—Mr. Williams.

Mr. Poujade moved that substitute for Assembly Bill No. 22 be ordered printed.

Carried.

Mr. Blakeslee moved to take a recess till 2 o'clock.

Carried.

At 12:45 the House took a recess.

HOUSE IN SESSION.

The House convened at 2 o'clock P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The Chair announced that the hour had arrived for the consideration of the special orders, viz : Senate Bill No. 19 and Assembly Bill No. 58.

Mr. Poujade moved to postpone the consideration of Senate Bill No. 19 to Tuesday next at 2 o'clock.

Carried.

The Chair announced that the time had arrived for the consideration of the special order, viz : Assembly Bill No. 58.

Mr. Thompson moved that the House resolve itself into Committee of the Whole for the consideration of Assembly Bill No. 58.

Carried.

At 2:30 P. M. the House resolved itself into Committee of the Whole for the consideration of Assembly Bill No. 58, the Speaker *pro tem.* in the chair.

HOUSE IN SESSION

At 2:50 P. M.

Mr. Speaker in the chair.

The Committee of the Whole rose and reported as follows :

Mr. Speaker :

Your Committee of the Whole have had under consideration Assembly Bill No. 58, have amended the same, and as amended recommend that it do pass.

Assembly Bill No. 58.

Mr. Poujade moved that the amendment of the Committee of the Whole be adopted.

Carried.

Mr. Poujade moved that the bill be ordered engrossed.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 59, an Act to regulate proceedings in civil cases in courts of justice, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Senate Bill No. 2—An Act to amend an Act entitled “An Act to amend an Act relating to elections,” approved March 12, 1873, approved February 16, 1881.

Mr. Cheney moved to amend the title as follows:

An Act to amend Section 31 of an Act entitled “An Act relating to elections,” approved March 12, 1873, as amended by an Act approved February 16, 1881.

Carried.

Mr. Cheney moved to amend by inserting in line 2, Section 1, after the word “Act,” the words “as amended.”

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—35.

NAYS—Mr. Coryell.

Absent—Messrs. Hougham, Merrick, Pyne and Williams—4.

Assembly Bill No. 41—An Act in relation to County Superintendents of Schools.

Mr. Coryell moved the bill be considered engrossed.

Carried.

The roll was called and the bill passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Riepe, Smith, Snap, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—35.

NAYS—Mr. Springmeyer.

Absent—Messrs. Hougham, Merrick, Pyne and Williams—4.

Mr. Blakeslee asked leave to introduce a bill out of order, of which no previous notice had been given.

Granted.

Mr. Blakeslee, Assembly Bill No. 80—An Act relating to County School Superintendents.

Read first time.

By Mr. Thaxter, by leave, out of order :

Resolved, That a committee of three be appointed to inquire into the source and amount of water available and under the control of the State for the use of the Orphans' Home and the State Capitol grounds, and report what, if any, legislation is necessary to secure an additional supply, if necessary, and what, if any, additional supply can be obtained.

Mr. Thaxter moved the adoption of the resolution.

Carried.

The Chair appointed as such committee Messrs. Thaxter, Garrard and Springmeyer.

Senate Bill No. 29—An Act in relation to Agricultural Experiment Station in this State.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—36.

NAYS—None.

Absent—Messrs. Hougham, Merrick, Pyne and Williams—4.

Substitute for Assembly Bill No. 28.

Mr. Cheney moved the substitute be ordered printed.

Carried.

Senate Substitute for Assembly Bill No. 37—An Act to amend an Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885; approved February 14, 1887.

The roll was called and the Senate Substitute for Assembly Bill No. 37 was concurred in by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Wyckoff and Mr. Speaker—34.

NAYS—None.

Absent—Messrs. Beck, Hougham, Merrick, Pyne, Thompson and Williams—6.

Mr. Hanna moved to take up messages from the Senate (out of order).

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 6, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Joint Memorial and Resolution, relating to unsurveyed public lands, which passed the Senate on the last legislative day; yeas, 18; nays, none.

Also, Assembly Joint Memorial and Resolution No. 13, relating to artesian wells, which passed the Senate this day; yeas, 18; nays, none.

Also, Assembly Joint Memorial and Resolution No. 8, relating to home rule in Ireland, which passed the Senate this day; yeas, 18; nays, 2.

Also, Senate Bill No. 23, relating to the deficiencies for the years 1887 and 1888, which passed the Senate this day; yeas, 18; nays, none.

O. H. GREY,
Secretary of the Senate.

Senate Joint Memorial and Resolution No. 12, relative to the further survey of the public lands of the Government of the United States, in the State of Nevada.

Read first time.

Mr. Hanna moved the rules be suspended, the resolution be read a second time by title and referred to the Committee on Federal Relations. Carried.

Senate Bill No. 23—An Act to pay the deficiencies in the appropriations for the years A. D. 1887 and 1888.

Mr. Hanna moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time, by title and referred to the Committee on Ways and Means. Carried.

Mr. Hanna moved to adjourn.

Carried.

At 3:40 P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

THIRTY-SECOND DAY.

CARSON CITY (Thursday), February 7, 1889. °

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Springmeyer, Garrard and Thaxter, on committee duty.

Prayer by the Chaplain, Rev. Daniel Meagher.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bill No. 74 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 32, which they beg leave to report without recommendation.

A. E. CHENEY, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bill No. 67 under consideration, and beg leave to report favorably on the same, with the recommendation by the majority of the committee that it do pass.

S. L. McNAUGHTON,
For Majority of Committee.

Mr. Speaker :

Your Standing Committee on Military Affairs having had under consideration Assembly Bill No. 73, report favorably on the same, with the recommendation that it do pass.

JOHN W. MERRICK, Chairman.

Mr. Speaker:

Your Committee on Judiciary have had Assembly Bill No. 49 under consideration, and beg leave to report the same back to the House without recommendation.

Also, Assembly Bill No. 50, an Act to amend an Act to regulate the settlement of the estates of deceased persons, approved November 29, 1861, without recommendation.

H. H. BECK, for Committee.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 7, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 28, relating to the maintenance of the public schools, which passed the Senate on the last legislative day; yeas, 20; nays, none.

Also, Assembly Bill No. 75, relating to the compensation of certain county officers, which passed the Senate on the last legislative day; yeas, 20; nays, none.

O. H. GREY,
Secretary of the Senate.

SECOND READING AND REFERENCE OF BILLS.

Assembly Bill No. 80—An Act relating to County School Superintendents.

Read by the Clerk.

Mr. Blakeslee moved the rules be suspended, the bill be considered engrossed, rules further suspended, and placed on its third reading and final passage.

Carried.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade,

Pyne, Riepe, Smith, Snapp, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—Mr. Cheney.

Absent—Messrs. Fairbanks, Garrard, Springmeyer and Thaxter—4.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Thompson, by leave, Assembly Bill No. 81—An Act relative to providing revenue for the State of Nevada.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to Judiciary Committee.

Carried.

Mr. Hougham, by leave, Assembly Bill No. 82—An Act to prevent the trespassing of swine upon private property.

Mr. Hougham moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to Committee on Agriculture.

Carried.

Mr. Thompson, by leave, Assembly Bill No. 83—An Act to amend Section 64 of an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March 9, 1865.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to Committee on Ways and Means.

Carried.

Mr. Allen (of Churchill), by leave, Assembly Bill No. 84—An Act to prohibit and punish trespass by herding stock upon any lands, the property of others.

Mr. Allen (of Churchill) moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to Committee on Agriculture.

Carried.

Mr. Langan, by leave, Assembly Bill No. 85—An Act to amend an Act entitled "An Act consolidating certain county and township offices in the State of Nevada, and fixing the salaries of the officers thereof and all other matters relating thereto," approved March 12, 1885.

Mr. Langan moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read second time by title and referred to the Storey county delegation.

Carried.

Mr. Herman, by leave, Assembly Bill No. 86—An Act to provide for organization and government of irrigation districts, and to provide for the acquisition of water and other property, and for the distribution of water thereby for irrigation purposes.

Mr. Herman moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read second time by title and referred to the Committee on Agriculture.

Carried.

Mr. Langan, by leave, Assembly Bill No. 87—An Act empowering Deputy County Clerks to administer oaths and to take acknowledgments.

Read first time.

Mr. Langan moved the rules be suspended, the bill be read second time by title and referred to the Judiciary Committee.

Carried.

Senate Bill No. 37—An Act to apportion certain moneys collected as interest on deferred payments on public land contracts prior to January 1, 1881.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read second time by title and referred to the Judiciary Committee.

Carried.

Senate Bill No. 28—An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March 9, 1887.

Read first time.

Mr. Cheney moved the rules be suspended, the bill be read a second by title and referred to the Committee on Education.

Carried.

Mr. Poujade asked leave to offer the following report from the Committee on Elections, out of order.

Granted.

Mr. Speaker:

Your Committee on Elections have had under consideration Assembly Bill No. 43, and report the same back, with the recommendation that it do pass.

Following is an account of the expenses incurred in the matter of the investigation of the right of G. W. Dickson to a seat in the Assembly:

Miss E. Neal, stenographer.....	\$20 00
Mrs. Jennie Fisher, stenographer.....	10 00
Western Union Telegraph Company.....	5 10
P. B. Ellis, Notary Public.....	1 50
J. Sibbold, of Golconda, witness.....	35 00
Total.....	\$71 60

We recommend that the several amounts set opposite the names of the above persons be paid to them. Respectfully,

J. POUJADE, Chairman.

Mr. Poujade moved the adoption of the report.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 74—An Act to amend Section 11 of an Act entitled "An Act concerning official bonds," approved March 14, 1865.

Mr. Hanna moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Beck, Fairbanks, Garrard, Springmeyer and Thaxter—5.

Mr. Johnston asked leave to offer the following reports from Standing Committees.

Granted.

Mr. Speaker:

Your Committee on Agriculture have had Assembly Bill No. 56 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass with the amendments offered.

Also, Assembly Bill No. 69, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 24, and beg leave to report the same back, with the recommendation that it do pass.

Also, Assembly Bill No. 47, and beg leave to report the same back, with amendments, and recommend that the bill do pass as amended.

We amend Section 7, line 3 (printed bill), by striking out the words, "diligently and uninterruptedly to completion, unless temporarily stopped by storms," and insert in lieu thereof the words, "with reasonable dispatch to completion."

We also amend Section 8 by inserting in line 2 (printed bill) between the words appropriator and who the words, "of the water of the same stream."

Amend Section 10 (printed bill), lines 3 and 4, by striking out the words, "Justice of the Peace of said township," and insert in lieu thereof the words, "District Court."

Amend Section 11 (printed bill), lines 1 and 2, by striking out the words, "Justice of the Peace," and insert in lieu the words "District Court."

Amend Section 12 (printed bill), lines 1 and 2, by striking out the words, "and County Clerk certificate as to official standing of the Justice of the Peace thereto attached," and insert in lieu thereof the words, "required in Section 14 of this Act."

Also amend by striking out Sections 15 and 16.

D. V. JOHNSTON, Chairman.

Assembly Bill No. 32.

Mr. Langan moved the bill be placed at the bottom of the file.

Carried.

Assembly Bill No. 67.

Mr. Thompson moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 73.

Mr. Poujade moved the bill be re-referred to the Committee on Education.

Carried.

Assembly Bill No. 49.

Mr. Beck moved the bill be laid on the table.

Carried.

Assembly Bill No. 50.

Mr. Herman moved the bill be laid on the table.

Carried.

Assembly Bill No. 43.

Mr. Poujade moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 69.

Mr. Hougham moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 56.

Mr. Beck moved the bill be made a special order for next Thursday at 2 o'clock.

Carried.

Mr. Tyrrell moved to take a recess until 2 o'clock.

Carried.

At 12:20 the House took a recess.

HOUSE IN SESSION

At 2 o'clock P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 24.

Mr. Allen (of Eureka) moved the bill be returned to the Senate for correction.

Carried.

Assembly Bill No. 47.

Mr. Thompson offered an amendment to the amendment of the committee, amending Section 1 of the bill as follows: By adding the words "and must expend at least \$150 per year until complete."

Lost.

The question now recurred on the amendment of the committee, which was adopted.

The amendments of the committee amending Sections 8, 10, 11 and 12 and striking out Sections 15 and 16 were adopted.

Mr. Johnston moved the bill be ordered engrossed.

Carried.

Mr. Blakeslee moved that the bill be ordered reprinted and made the special order following the special order already set for one week from to-day.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 58, entitled an Act to refund to certain persons and firms the unused portion of licenses issued under an Act entitled "An Act providing for the licensing of traveling merchants and merchants doing business through soliciting agents, commonly known as drummers," approved February 23, 1885.

Also, Engrossed Assembly Bill No. 40, entitled "An Act to regulate the office hours of certain county officers within this State," returned for re-engrossment, with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Substitute for Assembly Bill No. 37, an Act fixing the salary of the officers of Nye county, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 58—An Act to refund to certain persons and firms the unused portion of licenses issued under an Act entitled "An Act providing for the licensing of traveling merchants and merchants doing business through soliciting agents, commonly known as drummers," approved February 23, 1885.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dunkle, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, O'Connor, Poujade, Pyne, Riepe, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—30.

NAYS—Messrs. Cheney, Dickson, Garrard, Gilbert, McQuitty, Nelson, Smith, Snapp and Springmeyer—9.

Absent—Mr. Fairbanks.

Assembly Bill No. 40—An Act to regulate the office hours of certain county officers within this State.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Fairbanks.

Mr. Pyne moved to take up messages from the Senate out of order.

Carried.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 7, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Assembly Bill No. 45, relating to the characteristical altitudinarianism of ladies' bonnets, which was lost in the Senate this day; yeas, 5; nays, 14.

O. H. GREY,
Secretary of the Senate.

Mr. Hanna moved to adjourn.
Lost.

Mr. Johnston moved the Senate message be ordered printed.

Mr. Allen (of Eureka) moved to amend that the message be returned for correction.

Lost.

The question recurred on Mr. Johnston's motion, which was lost.

Mr. Wyckoff moved to adjourn.

Carried.

At 3:20 P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

THIRTY-THIRD DAY.

CARSON CITY (Friday), February 8, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Fairbanks and Wyckoff for one day.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Ways and Means have had under con-

sideration Assembly Bill No. 68, and beg leave to report the same back with the recommendation that it be re-referred to the Committee on Judiciary.

J. POUJADE, Chairman.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Joint and Concurrent Resolution No. 8 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Speaker:

Your Committee on Federal Relations, to whom was referred Senate Joint Memorial and Resolution No. 12, relative to the further survey of public lands of the Government of the United States in the State of Nevada, beg leave to report that the same has been considered and recommend its adoption.

WILLIAM THOMPSON, Chairman.

Mr. Speaker:

Your Committee on Claims have had under consideration Assembly Bill No. 51, and beg leave to report favorably on the same, with the recommendation that it do pass.

ARCHIE ALLEN, Chairman.

Mr. Speaker:

Your Committee on Contingent Expenses have received the following amounts from the Sergeant-at-Arms, accompanied by vouchers, have carefully examined the same and recommend that the amounts opposite the names of the several parties be paid, and the Sergeant-at-Arms be directed to draw his warrants covering the amounts:

J. & J. Raycraft, team for committee to prison.....	\$6 00
Carson Gas Company, gas for month of January.....	95 40
A. Cohn, supplies.....	4 00
A. C. Hofer & Bros., supplies.....	12 25
Eugene B. Rail, supplies.....	9 90
C. H. Maish, repairing desk locks.....	6 00
Jno. G. Fox, stationery and supplies.....	41 00
Geo. C. Thaxter, supplies.....	4 50
Cagwin & Noteware, supplies.....	3 45
Leslie H. Bell, supplies.....	1 50
Total.....	\$184 00

Respectfully,

J. C. CUTTING, Chairman.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }
 CARSON CITY, February 6, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 59, 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 8, 1869. Very respectfully, etc.,

C. C. STEVENSON, Governor.

MOTIONS AND RESOLUTIONS.

Mr. Nelson moved that Assembly Bill No. 68 be laid upon the table.
 Carried.

By Mr. Poujade:

Resolved, That the State Controller is hereby authorized and directed to draw his warrant on the Legislative Fund in favor of the following persons for the several amounts named, being expenses incurred in the contested case as to the seat of G. W. Dickson: Miss E. Neal, stenographer, \$20; Mrs. Jennie Fisher, stenographer, \$10; Western Union Telegraph Company, \$5 10; P. B. Ellis, Notary Public, \$1 50; J. Sibbald, traveling expense, witness, \$35, and the State Treasurer is directed to pay the same.

Mr. Poujade moved the adoption of the resolution.

Carried.

By Mr. Beck:

Resolved, That the adjournment of the House this day shall be until Tuesday, February 12.

Mr. Springmeyer moved the adoption of the resolution.

Lost.

By Mr. Hanna:

Resolved, That the Controller of State be and he is hereby authorized to draw his warrant in favor of C. A. Ahern, Sergeant-at-Arms of the Assembly, for the sum of \$184, the same to be paid from the Legislative Fund, for the purpose of paying the bills approved by the Committee on Contingent Expenses.

Mr. Hanna moved the adoption of the resolution.

Carried.

Mr. Beck moved the special order, viz.: Assembly Concurrent Resolution No. 5, be deferred until 2 o'clock to-morrow.

Lost.

Mr. Poujade moved that the Committee on Rules be authorized to have their report printed before submitting it.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER, }
 CARSON CITY, February 8, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your hon-

orable body Senate Bill No. 32, relating to the compensation and duties of County Commissioners, which passed the Senate on the last legislative day; yeas, 16; nays, 4.

Also, Assembly Bill No. 18, relating to hydrographic and topographic surveys, which passed the Senate on the last legislative day; yeas, 18; nays, 2.

Also, Assembly Bill No. 54, an Act relative to proving Indian claims, which passed the Senate on the last legislative day; yeas, 20; nays, none.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Thompson, by leave, Assembly Bill No. 88—An Act more specifically defining and restricting the powers of public officials in the allowance and expenditure of public money.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Springmeyer, by leave, Assembly Bill No. 89—An Act limiting the length of sessions of the Nevada Legislature to forty days.

Read first time.

Mr. Springmeyer moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Allen (of Eureka), by leave, Assembly Bill No. 90—An Act providing for the copying of the Assembly Journal of the Fourteenth Session of the Legislature of the State of Nevada.

Read first time.

Mr. Allen (of Eureka) moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Mr. Garrard, Assembly Bill No. 91—An Act to provide for the establishment and maintenance of a miners' home in the State of Nevada, and for the classes of miners to be admitted to the same, and other matters pertaining thereto.

Read first time.

Mr. Garrard moved the rules be suspended, the bill be read a second time by title and referred to the Committee on State Institutions, and that 500 copies be ordered printed.

Carried.

Senate Bill No. 32—An Act to amend Section 23 of an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers," approved March 8, 1865.

Read first time.

Mr. Riepe moved the rules be suspended, the bill be read a second time by title and referred to Judiciary Committee.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Substitute for Assembly Bill No. 22—An Act fixing the salaries and compensations of certain State officers and attaches of the State government of Nevada.

Read by the Clerk.

Mr. Poujade moved the substitute be adopted.

Mr. Cheney moved to amend that the whole subject matter be made the special order for Wednesday next at 2 o'clock p. m.

Carried.

Mr. Thompson moved to take a recess until 2 o'clock.

Carried.

At 12:25 p. m. the House took a recess.

HOUSE IN SESSION

At 2 o'clock p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The chair announced the arrival of the hour for the consideration of the special order, viz.: Assembly Concurrent Resolution No. 5.

Assembly Joint and Concurrent Resolution No. 5—Amending the Constitution of the State of Nevada, relative to the right of suffrage.

Read third time and lost by the following vote:

YEAS—Messrs. Beck, Cheney, Coryell, Dickson, Dunkle, Garrard, Gilbert, Johnston, Lee, Murray, Thaxter and Thompson—12.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Cutting, Hanna, Herman, Hougham, Langan, Merrick, Moore, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Tyrrell, Williams, Wyckoff and Mr. Speaker—27.

Absent—Mr. Fairbanks.

Mr. Beck gave notice that he would on to-morrow move a reconsideration of the vote whereby Assembly Joint and Concurrent Resolution No. 5 failed to pass.

Mr. Allen (of Churchill) moved to adjourn.

Carried.

At 3:50 p. m. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,

Chief Clerk of the Assembly.

THIRTY-FOURTH DAY.

CARSON CITY (Saturday), February 9, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Hougham, O'Connor, Cohoon, Fairbanks, Blakeslee and Nelson.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 43, entitled an Act to amend an Act entitled "An Act relating to elections," approved March 12, 1873. Also, Assembly Bill No. 67, entitled "An Act to regulate insurance companies." Also, Assembly Bill No. 69, entitled "An Act to prohibit the shearing of sheep within the limits of any city or town in this State." Also, Assembly Bill No. 47, entitled "An Act relating to water rights and the manner of perpetuating evidence as to the time of location," with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Standing Committee on Agriculture have had under consideration Assembly Bill No. 82, and beg leave to report the same back with the recommendation that it do pass.

Also, Assembly Bill No. 84, and beg leave to report the same back with the recommendation that it do pass with the amendments offered.

H. SPRINGMEYER, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 75, an Act referring to salaries of county officers in Lyon county, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Speaker :

We, as the Committee on State Library, have visited that institution

and find everything pertaining to that department to be in neat and concise shape, and that the office shows close and careful attention on the part of the clerk.

We have to report the necessity of some immediate provision for more shelving space, as we learn that it is impossible to find room for the books that are now being received daily, and they are now being placed on the side tables where they will have to remain until a permanent place is provided for them. We recommend that the matter of extending the library receive prompt attention.

We find that a catalogue of so large a collection of books is very much needed, it being impossible to tell just how many volumes the library contains. The library has not been catalogued since 1874, and its rapid growth and increased value since that time renders this work necessary both for information and the preservation of this valuable collection of books.

We also recommend that the State Librarian be empowered to dispose of all duplicate books, of which there are now a great number in the library. They would be a valuable addition to the library of the State University at Reno, as a donation, or to an attorney's library, who would be willing to buy them. Respectfully,

C. B. WYCKOFF, Chairman
GEO. W. DICKSON,
R. F. GILBERT.

REPORTS OF SPECIAL COMMITTEES.

Mr. Speaker:

Your Special Committee, consisting of the Lincoln, White Pine, Nye and Esmeralda delegations, to whom was referred Assembly Bill No. 78, an Act to repeal an Act entitled "An Act to encourage the construction of a railroad in the southern portion of the State of Nevada, and repeal all other Acts and parts of Acts in conflict with the provisions of this Act," approved February 15, 1887, have had the same under consideration and beg leave to report the same back to the House, with the recommendation that it do pass.

J. POUJADE,
A. O. LEE,
Lincoln Delegation.
R. A. RIEPE,
D. C. McQUITTY,
White Pine Delegation.
R. F. GILBERT,
W. A. MOORE,
Nye Delegation.
A. GARRARD,
S. L. McNAUGHTON,
Esmeralda Delegation.

Mr. Speaker:

Your Special Committee on Revision of Rules have had under consideration the matters referred to them, and beg leave to report, and offer a set of rules, the adoption of which they believe will be for the advantage of the Assembly in the conduct of its business.

J. POUJADE, Chairman.

The proposed rules of the Assembly were read by Mr. Poujade, Chairman of the Committee on the Revision of Rules.

Mr. Beck asked and was granted unanimous consent to have entered the fact that he has abandoned any intention of moving a reconsideration of the vote by which Assembly Concurrent Resolution No. 5 was lost, and that his name be recorded as having voted in the affirmative on the final passage of said measure, as he only voted on yesterday with the prevailing party for the purpose of moving a reconsideration under the rules.

Mr. Riepe moved the report of the Committee on Rules be adopted and ordered printed.

Mr. Cheney moved as an amendment that Rule 33 be ordered printed as amended by the committee.

Carried.

The original motion as amended was adopted.

Mr. Poujade moved that when we do adjourn we adjourn until Wednesday.

Mr. Beck moved to amend by inserting Tuesday instead of Wednesday.

Carried.

The motion was then adopted as amended.

Mr. Springmeyer moved to adjourn.

Carried.

At 12:55 o'clock P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

THIRTY-SEVENTH DAY.

CARSON CITY (Tuesday), February 11, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Chief Clerk C. M. Fassett on account of sickness in his family.

Leave of absence granted Messrs. O'Connor, Blakeslee and Thompson for one day.

Prayer by the Chaplain, Rev. G. R. Davis.

Journal read and approved.

Petition from citizens of Esmeralda county relative to passage of Senate Bill No. 19 was laid over for one day under the rules.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Senate Bill No. 32, beg leave to report the same, and to call your attention to the fact that the Senate history of the bill does not state whether it was read a third time or not before it was passed, and recommend that it be returned to the Senate for further consideration in that body.

A. E. CHENEY, Chairman.

Mr. Cheney moved the report be adopted and the bill be returned to the Senate for further consideration.

Carried.

Mr. Speaker :

Your Standing Committee on Ways and Means have had under consideration Senate Bill No. 23, and beg leave to report the same back with the recommendation that it do pass.

J. POUJADE, Chairman.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker :

Your Select Committee, consisting of the White Pine county delegation, to whom Assembly Bill No. 15 was referred, beg leave to report the same with the recommendation that it do pass as amended.

RICHARD A. RIEPE, Chairman.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, February 8, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Joint and Concurrent Resolution No. 8, relative to home rule in Ireland.

Also, Assembly Bill No. 75, entitled an Act to amend an Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885; approved March 5, 1887. Very respectfully, etc.,

C. C. STEVENSON, Governor.

EXECUTIVE DEPARTMENT,
CARSON CITY, February 8, 1889. }

To the Honorable the Assembly .

I herewith return to your honorable body, in which it originated, Senate Substitute for Assembly Bill No. 37, entitled an Act to amend an

Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885; approved February 14, 1887, without my approval.

My objections are as follows: It is clear from the title of the bill that the legislative intention was to amend the amendatory Act of 1887, Stats. page 56, while it is equally clear that the body of the Act proposes to amend, and does amend, Section 4 of the original Act. Again: The history of the bill shows that it was not read a *third time* in the Senate. Very respectfully submitted,

C. C. STEVENSON, Governor.

Assembly Bill No. 37.

The question was: Shall the bill pass notwithstanding the objections of the Governor?

The roll was called and the veto sustained by the following vote:

YEAS—Messrs. Allen (of Storey) and Hanna—2.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

Absent—Messrs. Blakeslee, O'Connor and Thompson—3.

MOTIONS AND RESOLUTIONS.

By Mr. Cheney:

Resolved, That a copy of the Governor's message relating to Assembly Bill No. 37 be transmitted to the Senate, and also that the Senate be informed that the Governor's veto has been sustained by this House.

Carried.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 8, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 38, an Act for the relief of Company "A," Nevada National Guard, which passed the Senate this day; yeas, 19; nays, none.

Also, Senate Bill No. 40, an Act granting aid to certain agricultural associations, which passed the Senate this day; yeas, 19; nays, none.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Lee, by leave, Assembly Bill No. 92—An Act granting leave of absence to John Roeder, Assessor of Lincoln county.

Read first time.

Mr. Lee moved the rules be suspended, the bill be read a second time by title and referred to the Lincoln county delegation.

Carried.

Mr. Murray, by leave, Assembly Bill No. 93—An Act to amend an Act entitled "An Act to regulate fees and compensations for official and other services in the State of Nevada," approved February 27, 1883.

Read first time.

Mr. Murray moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Gilbert, by leave, Assembly Bill No. 94—An Act to further provide for the commitment of insane persons to the Insane Asylum.

Mr. Gilbert moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Moore, by leave, Assembly Bill No. 95—An Act to amend an Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885; approved February 18, 1887.

Mr. Moore moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to the Nye county delegation.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 43—An Act to amend an Act entitled "An Act relating to elections," approved March 12, 1873.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAVS—Mr. Snapp.

Absent—Messrs. Blakeslee, O'Connor and Thompson—3.

Assembly Bill No. 67.

Mr. Cheney moved the bill be placed at the head of the file for to-morrow.

Carried.

Assembly Bill No. 69—An Act to prohibit the shearing of sheep within the limits of any city or town in this State.

Mr. Cheney moved to amend Section 1, printed bill, by adding to the section the words "this shall not apply to any place not within one-half mile of any residence."

Carried.

Mr. Cheney moved to amend Section 2 by striking out after the word "agents," line 1, the words "having jurisdiction over," and insert in lieu thereof the words "being owner of or having control."

Carried.

Mr. Allen (of Eureka) moved the bill be ordered re-engrossed.

Carried.

Substitute for Assembly Bill No. 28—An Act to amend Section 13 of an Act entitled "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," approved March 12, 1885, as amended March 5, 1887.

Mr. Beck moved the substitute be adopted.

Carried.

Mr. Allen (of Eureka) moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Blakeslee, O'Connor and Thompson—3.

Mr. Poujade moved to take a recess till 2 o'clock.

Carried.

At 12:15 the House took a recess.

HOUSE IN SESSION

At 2 o'clock P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The Chair announced the hour had arrived for the consideration of the special order, viz: Senate Bill No. 19.

Mr. Allen (of Churchill) moved a call of the House.

Carried.

Mr. Cheney rose to the point of order that there was nothing before the House.

The Chair decided the point not well taken.

The Clerk called the roll, with the following result:

Present—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Riepe, Snapp, Springmeyer, Thaxter, Williams, Wyckoff and Mr. Speaker—31.

Absent—Messrs. Allen (of Eureka), Blakeslee, Fairbanks, Herman, O'Connor, Pyne, Smith, Thompson and Tyrrell—9.

Mr. Poujade moved that further proceedings under the call of the House be dispensed with.

Carried.

SPECIAL ORDER.

Senate Bill No. 19—An Act to amend Section 8 of an Act entitled "An Act regulating the compensation of county officers in the several counties

of this State, and other matters relating thereto," approved March 11, 1885.

Mr. Cheney moved the rules be suspended and the petition presented this morning from the citizens of Esmeralda county be taken from the table and be considered in connection with the special order.

Carried.

The Clerk read the petition.

The bill was read a third time and lost by the following vote:

YEAS—Mr. Beck.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

Absent—Messrs. Blakeslee, O'Connor and Thompson—3.

Assembly Bill No. 32.

Mr. Hanna moved the bill be ordered engrossed.

Carried.

Mr. Poujade moved the House take up, out of order, the consideration of the rules as reported by the committee.

Carried.

Mr. Poujade moved that Rule 33, as reported by committee, be adopted as a part of the report.

Leave of absence granted Mr. Cohoon.

Yeas and nays called for on Mr. Poujade's motion by Messrs. Allen (of Eureka), Gilbert and Lee.

The roll was called and the motion lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Cheney, Coryell, Cutting, Dunkle, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Springmeyer, Williams, Wyckoff and Mr. Speaker—22.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Dickson, Fairbanks, Garrard, Merrick, Nelson, Poujade, Pyne, Riepe, Smith, Snapp and Tyrrell—13.

Absent—Messrs. Blakeslee, Cohoon, O'Connor, Thaxter and Thompson—5.

Mr. Cheney rose to a point of order that this was not to suspend a rule but to adopt.

The Chair declared the point not well taken.

Mr. Poujade gave notice that on to-morrow he would move a reconsideration of the vote whereby the motion to adopt Rule 33, as proposed by the committee, was lost.

Mr. Hanna moved to take up messages from the Senate out of order.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 12, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your hon-

orable body Senate Bill No. 42, relating to the duties of District Attorneys, which passed the Senate this day; yeas, 17; nays, none.

Also, Assembly Bill No. 74, relating to official bonds, which passed the Senate this day; yeas, 16; nays, none.

Also, Assembly Bill No. 57, relating to the sale of liquors to Indians, which was lost in the Senate on the 8th instant by the following vote: yeas, 6; nays, 13.

Also, Assembly Concurrent Resolution No. 12, proposing to amend the Constitution of the State of Nevada, which was lost in the Senate this day; yeas, 2; nays, 15.

O. H. GREY,
Secretary of the Senate.

Senate Bill No. 42—An Act to require District Attorneys to make certain reports to the Attorney-General.

Mr. Hanna moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Senate Bill No. 38—An Act for the relief of Company "A.," Nevada National Guard.

Mr. Smith moved that the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to the Committee on Claims.

Carried.

Senate Bill No. 40—An Act to grant aid to the several District Agricultural Associations of the State of Nevada.

Mr. Hanna moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

Mr. Lee moved to adjourn.

Carried.

At 4:15 the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

THIRTY-EIGHTH DAY.

CARSON CITY (Wednesday), February 13, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Allen (of Churchill) and Williams.

Prayer by the Chaplain, Rev. G. R. Davis.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 54 and Memorial and Joint Resolutions Nos. 13 and 18, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Speaker :

Your Standing Committee on Judiciary have had under consideration Assembly Bill No. 89, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Senate Bill No. 37, and beg leave to report favorably on the same, with the recommendation that it do pass.

A. E. CHENEY, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bill No. 36 under consideration, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

F. P. LANGAN, for the Committee.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your Committee, consisting of the Nye county delegation, have had Assembly Bill No. 95 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. A. MOORE, Chairman.

MOTIONS AND RESOLUTIONS.

Mr. Poujade moved that the vote whereby Rule 33 was lost yesterday be now reconsidered.

Carried.

Mr. Poujade moved that Rule 33, as reported by the committee, be adopted.

Yeas and nays called for by Messrs. Smith, Riepe and Poujade.

The roll was called and the motion lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dunkle, Hanna, Herman, Hougham, Johnston, Langan, Lee, Murray, McNaughton, McQuitty, Poujade, Springmeyer, Thaxter, Thompson and Mr. Speaker—22.

NAYS—Messrs. Allen (of Storey), Bennetts, Dickson, Garrard, Gilbert, Merrick, Moore, Nelson, O'Connor, Pyne, Riepe, Smith, Snapp, Tyrrell and Wyckoff—15.

Absent—Messrs. Allen (of Churchill), Fairbanks and Williams—3.

By Mr. Allen (of Eureka):

Resolved, That hereafter the House shall meet at 10 o'clock A. M. unless the House shall adjourn to some other hour.

Mr. Hanna moved that the resolution be amended so as to read half-past ten.

Mr. Hanna moved that the motion lay over under the rule until to-morrow.

Carried.

Mr. Cheney moved that when the House adjourns it adjourn until to-morrow at 10 o'clock.

Carried.

Mr. Poujade moved the rules as offered by the committee, with the exception of Rule 33, be adopted and ordered printed.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 67—An Act to regulate insurance companies.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—35.

NAYS—Messrs. Cheney and Langan—2.

Absent—Messrs. Allen (of Churchill), Fairbanks and Williams—3.

Assembly Bill No. 51.

Mr. Hanna moved the House go into Committee of the Whole for the consideration of Assembly Bill No. 51, with the Speaker in the chair.

Carried.

At 11:45 A. M. the House went into Committee of the Whole for the consideration of Assembly Bill No. 51.

HOUSE IN SESSION

At 12:10.

Mr. Speaker in the chair.

The Committee of the Whole rose and reported as follows:

Mr. Speaker:

Your Committee of the Whole have had under consideration Assembly Bill No. 51, and report progress on the same, and recommend that it be referred to the Committee on Ways and Means, and ask leave to sit again. We have also had under consideration Assembly Bill No. 90, and report the same back to the House with the recommendation that it do pass.

Mr. Poujade moved that Assembly Bill No. 51, be referred to the Committee on Ways and Means.

Carried.

Senate Memorial and Joint Resolution No. 12, relative to the further survey of the public lands of the United States in the State of Nevada.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—36.

NAYS—None.

Absent—Messrs. Allen (of Churchill), Fairbanks, O'Connor and Williams—4.

Mr. Pyne moved that the House now take a recess until 2 o'clock p. m.
Carried.

At 12:22 the House took a recess.

HOUSE IN SESSION

At 2 o'clock p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. O'Connor, Allen and McQuitty for the afternoon.

The Speaker announced the arrival of the hour for the consideration of the special order, viz: Assembly Bill No. 22.

Substitute for Assembly Bill No. 22 read by the Clerk.

Mr. Beck moved the adoption of the substitute.

Mr. Allen (of Eureka) moved that Section 2, line 1 of printed bill, be amended by inserting the word "four" in lieu of the word "five."

Mr. Cheney moved to amend the amendment by inserting the word "six" in lieu of the word "five" in Section 2, line 1, printed copy.

Mr. Cheney, by leave:

Resolved, That it is the sense of the House that in any legislation affecting the compensation of State officers looking to the reduction therein,

the salary of the principal should be fixed so as to embrace the pay of all deputies by him employed or appointed, and the salary of all deputies be fixed and paid by the principal, and the principal be required to perform in person or by deputy all official services and *ex-officio* services now required of the principal or his deputy.

Mr. Blakeslee moved the adoption of the resolution.

Carried.

Mr. Cheney moved the bill now be referred to the Committee on Ways and Means with instructions to frame a substitute bill to conform with the suggestions offered in this resolution.

Mr. Poujade moved to amend by referring the bill to a special committee of three.

Mr. Cheney rose to discuss the amendment.

Mr. Poujade rose to a point of order that a personal reference was made to the Committee on Ways and Means.

The Chair decided the point well taken.

The question on the adoption of the amendment was carried.

The original motion was adopted as amended.

The Chair appointed as such committee Messrs. Blakeslee, Beck and Allen (of Eureka).

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REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 32, entitled an Act to amend Section 16 of an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada, and to repeal all other Acts in relation thereto," approved February 27, 1883.

Also, Assembly Bill No. 69, entitled "An Act to prohibit the shearing of sheep within the limits of any city or town in this State," with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Cheney, by leave, offered the following resolution:

Resolved, That the Sergeant-at-Arms be instructed to take all reasonable sanitary precautions that the present situation suggests.

Mr. Cheney moved that the resolution be adopted.

Carried.

Mr. Gilbert moved to adjourn.

Carried.

At 3:45 the House adjourned.

Approved:

TRENMOR COFFIN,

Speaker of the Assembly.

Attest: C. M. FASSETT,

Chief Clerk of the Assembly.

THIRTY-NINTH DAY.

CARSON CITY (Thursday), February 14, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Cohoon, Cheney and Chief Clerk C. M. Fassett.

Absent—Messrs. Fairbanks and Allen (of Churchill).

Prayer by the Chaplain, Rev. Geo. R. Davis.

Journal read and approved.

PRESENTATION OF PETITIONS.

Mr. Coffin presented petitions from numerous ladies relative to prohibiting the further manufacture or sale of intoxicating liquors.

Referred to the Committee on Public Morals.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Judiciary have had under consideration Assembly Bill No. 81, an Act relative to providing revenue for the State of Nevada; Assembly Bill No. 88, an Act more specifically defining and restricting the powers of public officials in the allowance and expenditures of public funds; Assembly Bill No. 94, an Act to further provide for the commitment of insane persons to the Insane Asylum; Senate Bill No. 42, an Act to require District Attorneys to make certain reports to the Attorney-General, and beg leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 93, upon which they beg leave to report unfavorably, with the recommendation that it do not pass.

F. P. LANGAN, for the Committee.

Mr. Speaker:

Your Committee on Agriculture have carefully considered Senate Bill No. 40, and beg leave to report favorably on the same, with the recommendation that it do pass.

H. SPRINGMEYER, Chairman.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, February 13, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Joint Memorial and Resolution No. 13, relative to encouraging the sinking of artesian wells, and the assistance by other means of irrigation for the arid lands situate within the State of Nevada.

Also, Assembly Memorial and Joint Resolution No. 18, relative to an additional appropriation in the further aid of hydrographic and topographic surveys of the State of Nevada.

Also, Assembly Bill No. 54, entitled "An Act relative to the proving of Indian war claims." Very respectfully, etc.,

C. C. STEVENSON, Governor.

MOTIONS AND RESOLUTIONS.

Mr. Riepe moved the rules be suspended, and Assembly Bill No. 15 be placed at the top of the file.

Carried.

Mr. Allen (of Eureka) moved the resolution of yesterday concerning the hour of meeting be taken up for consideration.

Carried.

The question on the adoption of the amendment to the resolution, fixing the hour at 10:30, was lost.

The question now recurred on the original motion fixing the hour at 10 o'clock.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 13, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 24, relating to agricultural districts and associations, returned to the Senate for re-engrossment, having been amended in the Senate and re-engrossed, amendments having been adopted by the following vote: Yeas, 17; nays, none; also, Senate Bill No. 32, returned to the Senate for a correction of history, which has been corrected in accordance with the facts, all of which is respectfully submitted.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Hanna, by leave, Assembly Bill No. 96—An Act defining the duties of the Boards of Health in the several counties of this State, to regulate

the interment of deceased persons in cemeteries of this State, and the exhumation and removal of deceased persons from the cemeteries after they have been buried therein, and for other purposes.

Read first time.

Mr. Hanna moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

Mr. Tyrrell, by leave, Assembly Joint Resolution No. 21, relative to the management of the Nevada Insane Asylum.

Read first time.

Mr. Tyrrell moved the rules be suspended, the resolution be read a second time by title and referred to the Committee on State Institutions.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 15.

Mr. Riepe moved the amendments of the committee be adopted and the bill be ordered engrossed.

Carried.

Assembly Bill No. 32—An Act to amend Section 16 of an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada, and to repeal all other Acts in relation thereto," approved February 27, 1883.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Blakeslee, Garrard, Gilbert, Hanna, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Tyrrell, Williams and Mr. Speaker—23.

NAYS—Messrs. Allen (of Storey), Beck, Bennetts, Coryell, Cutting, Dickson, Dunkle, Herman, Nelson, Smith, Thaxter, Thompson and Wyckoff—13.

Absent—Messrs. Allen (of Churchill), Cheney, Cohoon and Fairbanks—4.

Assembly Bill No. 69—An Act to prohibit the shearing of sheep within the limits of any city or town in this State.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Blakeslee, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Allen (of Churchill), Cheney, Cohoon, Fairbanks and Hanna—5.

Assembly Bill No. 82.

Amendments of the committee adopted.

Mr. Dickson moved to amend Section 12, line 1, printed bill, by striking out the word "thirty" and inserting in lieu thereof the word "ninety."

Carried.

Mr. Hanna moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 84.

Mr. Allen (of Eureka) moved that further consideration of the bill be made the special order for next Thursday at 2 o'clock P. M.

Carried.

Mr. Allen (of Churchill) rose to a question of privilege and explained his position as regards Assembly Bill No. 84, and how he came to introduce it.

Mr. McQuitty also rose to a question of privilege and explained his position on the bill.

Assembly Bill No. 78.

Mr. Dickson moved the bill be considered engrossed.

Carried.

Assembly Bill No. 78—An Act to repeal an Act entitled "An Act to encourage the construction of a railroad in the southern portion of the State of Nevada and repeal all Acts and parts of Acts in conflict with the provisions of this Act," approved February 15, 1887.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—Messrs. Allen (of Storey) and Blakeslee—2.

Absent—Messrs. Cheney, Cohoon and Fairbanks—3.

Mr. Hanna moved to take a recess until 1:30 o'clock.

Carried.

At 12 M. the House took a recess.

HOUSE IN SESSION

At 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 23.

Mr. Poujade moved to refer the bill to the Committee of the Whole.

Carried.

Assembly Bill No. 89.

Mr. Lee moved to lay the bill on the table.

Carried.

Senate Bill No. 37.

Mr. Allen (of Eureka) moved to amend line 3, Section 1, by striking out the word "first" and inserting in lieu thereof the word "fifth."

Carried.

Mr. Allen (of Eureka) moved to amend the title of the bill by striking out the word "first" and inserting in lieu thereof the word "fifth."

Carried.

Mr. Thaxter moved to amend Section 1, line 5, by striking out words "State University Contingent Fund" and inserting in lieu thereof the words "State Distributive School Fund."

Mr. Thaxter moved the question be made the special order for next Tuesday at 2 o'clock.

Mr. Beck moved as an amendment that the further consideration be made a special order for to-morrow at 2 o'clock.

Mr. Poujade called to the chair.

The Chair announced that the hour had arrived for the consideration of the special order, viz.: Assembly Bills Nos. 47 and 56.

Mr. Coffin moved that the consideration of the special order be postponed until after the present business before the House is disposed of.

Carried.

The question on making the special order for Friday was lost.

The question recurred on the original motion to make the special order Tuesday next was lost.

The question now recurred on the adoption of Mr. Thaxter's motion.

The previous question was called for by Messrs. Blakeslee, Garrard and Hanna.

The question was: "Shall the main question be now put?"

Carried.

Mr. Cheney rose to a point of order, that according to the rules adopted by the House, it took a majority of the members elected to carry the previous question.

The Chair declared the point not well taken.

Mr. Allen (of Eureka) moved to make the further consideration of the subject matter of this bill the special order for Saturday at 2 o'clock.

The Chair declared the motion out of order.

The roll was called on the previous question with the following result:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Coryell, Dickson, Garrard, Gilbert, Hanna, Johnston, Lee, Merrick, Moore, Murray, McQuitty, O'Connor, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—27.

NAYS—Messrs. Allen (of Eureka), Beck, Cheney, Cutting, Dunkle, Herman, Hougham, Langan, McNaughton, Nelson and Poujade—11.

Absent—Messrs. Cohoon and Fairbanks—2.

Mr. Thompson gave notice that he would on to-morrow move a reconsideration of the vote whereby the amendment was adopted.

Mr. Cheney moved the further consideration of the bill be made the special order for Monday at 11 o'clock A. M.

Yeas and nays called for by Messrs. Cheney, Beck and Riepe.

The roll was called and the motion lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Cheney, Coryell, Cutting, Dunkle, Herman, Langan, Murray, McNaughton, Nelson, Poujade, Thaxter, Thompson and Williams—15.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Dickson, Garrard, Gilbert, Hanna, Hougham, Johnston, Lee, Merrick, Moore, McQuitty, O'Connor, Pyne, Riepe, Smith, Snapp, Springmeyer, Tyrrell, Wyckoff and Mr. Speaker—23.

Absent—Messrs. Cohoon and Fairbanks—2.

The previous question was called for by Messrs. Blakeslee, Hanna and O'Connor.

The question was: "Shall the main question be now put?"

Carried.

Senate Bill No. 37—An Act to apportion certain moneys as interest on deferred payments on public land contracts prior to January 1, 1881.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Beck, Blakeslee, Cheney, Coryell, Cutting, Dunkle, Garrard, Gilbert, Hanna, Johnston, Langan, Lee, Merrick, Moore, Murray, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams and Wyckoff—28.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Dickson, Herman, Hougham, McNaughton, Nelson, Thompson and Mr. Speaker—10.

Absent—Messrs. Cohoon and Fairbanks—2.

Mr. Beck gave notice that he would, on to-morrow, move a reconsideration of the vote whereby Senate Bill No. 37 has passed.

Mr. Langan moved to adjourn.

Carried.

At 3:40 P. M. the House adjourned.

Approved :

TRENMOR COFFIN,
Speaker of the Assembly.

Attest : C. M. FASSETT,
Chief Clerk of the Assembly.

FORTIETH DAY.

CARSON CITY (Friday), February 15, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Tyrrell and Thompson.

Prayer by the Chaplain, Rev. G. R. Davis.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Agriculture have had Assembly Bill No. 86 under consideration, and the majority begs leave to report favorably on the same, with the recommendation that it do pass with the amendments offered.

H. SPRINGMEYER, Chairman.

Mr. Speaker :

Your Committee on Public Morals have had under consideration Assembly Bill No. 62, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, petitions on prohibition, and beg leave to report the same back with the recommendation that they be considered in Committee of the Whole.

We also beg leave not to report on petitions on woman's suffrage, as it has been before the House heretofore.

J. B. WILLIAMS, Chairman.

Mr. Speaker :

Your Committee on Education have had Assembly Bill No. 73 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass with the amendments offered.

G. D. PYNE, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your Special Committee, consisting of the Churchill county delegation, to whom was referred Assembly Bill No. 79, beg leave to report favorably on the same, with the recommendation that it do pass.

L. ALLEN, Chairman.

MOTIONS AND RESOLUTIONS.

Mr. Smith moved to reconsider the vote whereby Senate Bill No. 37 was passed yesterday.

Mr. Cheney rose to a point of order that the member who gave the notice of reconsideration is the proper person to make the motion.

The Chair declared the point not well taken.

The motion to reconsider the vote of yesterday was carried.

Mr. Beck moved the bill be made a special order for next Tuesday at 2 o'clock.

Lost.

Mr. O'Connor moved to lay the bill on the table.

Lost.

Mr. Smith moved the bill be indefinitely postponed.

Yeas and nays called for by Messrs. Poujade, Beck and O'Connor.

The roll was called and the motion to indefinitely postpone was carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Hougham, Lee, Merrick, Moore, McQuitty, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Williams, Wyckoff and Mr. Speaker—23.

NAYS—Messrs. Allen (of Eureka), Beck, Cheney, Cohoon, Coryell, Cutting, Dunkle, Herman, Johnston, Langan, Murray, McNaughton, O'Connor and Poujade—14.

Absent—Messrs. Nelson, Thompson and Tyrrell—3.

Mr. Poujade moved that the House do now resolve itself into Committee of the Whole for the consideration of Senate Bill No. 23.

Carried.

At 10:30 o'clock the House went into Committee of the Whole with Mr. Garrard in the chair.

HOUSE IN SESSION

At 10:45 A. M.

Mr. Speaker in the chair.

The Committee of the Whole rose and reported as follows :

Mr. Speaker :

Your Committee of the Whole have had under consideration Senate Bill No. 23, and beg leave to report that the same has been considered and recommend that it do pass.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 14, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Substitute for Senate Bill No. 44, relating to printing the Statutes, which passed the Senate on the last legislative day; yeas, 17; nays, 1; also, Senate Bill No. 21, relating to the annual statements of insurance companies, which passed the Senate this day; yeas, 19; nays, none; also, Senate Bill No. 31, relating to the construction of sewers in the town of Reno, which passed the Senate this day; yeas, 18; nays, none; also, Senate Bill No. 45, prescribing what shall constitute actual residence, which passed the Senate on the last legislative day; yeas, 14; nays, 5; also, Senate Joint and Concurrent Memorial No. 10, relating to topographical and hydrographical surveys, which passed the Senate this day; yeas, 19; nays, none; also, Senate Joint Resolution No. 11, relative to amending the Constitution of the State of Nevada, which passed the Senate; yeas, 17; nays, 2; also, Assembly Bill No. 43, an Act amending the election laws, which passed the Senate this day; yeas, 18; nays, none; also, Assembly Bill No. 35, relating to the compensation of officers at elections, which was lost in the Senate this day; yeas, 1; nays, 18; all of which is respectfully submitted.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Springmeyer, by leave, Assembly Bill No. 97—An Act to establish the boundary line between the county of Douglas and the counties of Esmeralda, Lyon and Ormsby.

Read first time.

Mr. Springmeyer moved the rules be suspended, the bill be read a second time by title and referred to a Special Committee composed of the delegations from Douglas, Ormsby, Lyon and Esmeralda counties.

Carried.

Mr. Springmeyer, by leave, offered a petition from citizens of Lyon county asking for the establishment of a boundary line between Lyon and Douglas counties.

Read by the Clerk and laid over under the rule.

Mr. Allen (of Storey), by leave, Assembly Bill No. 98—An Act to amend Section 14 of an Act entitled "An Act to provide for the taking care of the insane of the State of Nevada," approved February 24, 1881.

Read first time.

Mr. Allen (of Storey) moved the rules be suspended, the bill be read a second time by title and referred to the Committee on State Institutions.

Carried.

Senate Bill No. 24.

Mr. Poujade moved the bill be returned to the Senate for the purpose of having its history corrected.

Carried.

Senate Bill No. 21—An Act requiring insurance companies to make annual statements to the State Controller.

Read first time.

Senate Bill No. 31—An Act to authorize the County Commissioners of Washoe county to issue bonds to pay for the construction of sewers in the town of Reno, and the completion of such sewers, and to provide for the payment of such bonds.

Read first time.

Senate Bill No. 45—An Act prescribing what shall constitute actual residence within the meaning of Article II. of the Constitution of the State of Nevada.

Read first time.

Senate Joint and Concurrent Memorial Resolution No. 10, in relation to topographical and hydrographical surveys and storage of water for irrigation.

Read first time.

Senate Joint Resolution No. 11, in relation to amending Section 3, Article IX., of the Constitution of Nevada.

Read first time.

Mr. Beck moved the rules be suspended, the resolution be read a second time by title and referred to the Committee on Ways and Means.

Carried.

Mr. Beck moved the rules be suspended, Senate Joint Resolution No. 10 be read second time by title and referred to Committee on Judiciary.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 74, an Act to amend an Act concerning official bonds, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Assembly Bill No. 36.

Mr. Langan moved that further consideration of the bill be indefinitely postponed.

Carried.

Assembly Bill No. 95—An Act to amend an Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885, approved February 14, 1887.

Mr. Pyne moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Williams, Wyckoff and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Thompson and Tyrrell—2.

Assembly Bill No 90—An Act to provide for the copying of the Assembly Journal of the Fourteenth Session of the Legislature of the State of Nevada.

Mr. Allen (of Eureka) moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Williams, Wyckoff and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Thompson and Tyrrell—2.

Assembly Bill No. 81—An Act relative to providing revenue for the State of Nevada.

Mr. Beck moved the bill be considered engrossed.

Carried.

Mr. Langan moved that the bill be re-referred to the Judiciary Committee.

Carried.

Assembly Bill No. 88.

Mr. Wyckoff moved the bill be considered engrossed.

Carried.

Mr. Beck moved the bill be placed at the bottom of the file.

Carried.

Assembly Bill No. 94—An Act to further provide for the commitment of insane persons to the Insane Asylum.

Mr. Moore moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill),

Beck, Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Blakeslee, Thompson and Tyrrell—3.

Senate Bill No. 42.

Mr. Cheney moved to amend Section 1 by adding the following words: "And also within sixty days after sentence of imprisonment in the State Prison has been pronounced in any criminal action, the District Attorney prosecuting the same shall make a statement of the facts and circumstances of the offense, as shown by the evidence, and forward the same to the Attorney-General for the use of the Board of Pardons."

Carried.

Mr. Langan moved to amend Section 2, line 4 of the printed bill, by striking out the word "two" and inserting in lieu thereof the word "one."

Carried.

Mr. Poujade moved to amend the bill by striking out the whole of Section 3.

Carried.

Mr. Cheney moved to amend Section 2, line 4, after the word "report," add the words "or statement."

Carried.

Mr. Poujade moved the bill be re-referred to the Judiciary Committee.

Carried.

Mr. Smith moved to take a recess until 1:30 o'clock.

Carried.

At 12:07 the House took a recess.

HOUSE IN SESSION

At 1:30 p. m.

Speaker *pro tem.* in the chair.

Roll called.

Quorum present.

Leave of absence granted the Speaker of the House for the balance of the week on account of pressing business.

REPORT OF STANDING COMMITTEE.

Mr. Speaker:

Your Committee on Claims have had Senate Bill No. 38 under consideration, and beg leave to report favorably (out of order) on the same, with the recommendation that it do pass.

ARCHIE ALLEN, Chairman.

Assembly Bill No. 93.

Mr. Murray moved the bill be recommitted to the Judiciary Committee.

Carried.

Senate Bill No. 40.

Mr. Hanna moved the House resolve itself into the Committee of the Whole for the purpose of considering Senate Bill No 40.

Carried.

At 1:35 p. m. the House resolved itself into the Committee of the Whole with the Speaker *pro tem.* in the chair.

HOUSE IN SESSION

At 1:45 p. m.

The Committee of the Whole rose and made the following report to the House:

Mr. Speaker:

Your Committee of the Whole have had under consideration Senate Bill No. 40, and report the same back to the House, with the recommendation that it do pass.

Mr. Allen (of Churchill) moved the report be adopted.

Carried.

Senate Bill No. 40—An Act to grant aid to the several District Agricultural Associations of the State of Nevada.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams and Wyckoff—38.

NAYS—None.

Absent—Messrs. Thompson and Mr. Speaker—2.

Senate Bill No. 24.

Mr. Cheney moved the bill be ordered printed.

Carried.

Bill laid on the table.

Assembly Bill No. 86.

Amendments of the committee adopted.

Mr. Riepe moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 62.

Mr. Springmeyer moved the bill be indefinitely postponed.

Yeas and nays called for by Messrs. Riepe, Cheney and Coryell.

The roll was called and the motion lost by the following vote:

YEAS—Messrs. Allen (of Storey), Cohoon, Garrard, Hanna, Hougham, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer and Wyckoff—13.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Herman, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Smith, Thaxter, Tyrrell and Williams—25.

Absent—Messrs. Thompson and Mr. Speaker—2.

During the roll call Mr. Hanna rose to discuss the bill.

Mr. Cheney rose to a point of order that a question was not debatable during a roll call.

The Chair decided the point well taken.

Mr. Cheney moved to amend Section 1 of printed bill by striking out all after the word "votes," line 15, to the word "any," line 19, and insert "this section shall not apply."

Mr. Blakeslee moved to amend by striking out the enacting clause of the bill.

Yeas and nays called for by Messrs. Tyrrell, Riepe and Poujade.

The roll was called and the motion was carried by the following vote:

YEAS—Messrs. Allen (of Storey), Bennetts, Blakeslee, Cohoon, Cutting, Dickson, Garrard, Hanna, Hougham, Merrick, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell and Wyckoff—20.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Cheney, Coryell, Dunkle, Fairbanks, Gilbert, Herman, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson and Williams—18.

Absent—Mr. Thompson and Mr. Speaker—2.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 15, entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and others matters relating thereto," approved March 11, 1885.

Also, Assembly Bill No. 82, entitled "An Act to prevent the trespassing of swine upon private property," with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Substitute for Assembly Bill No. 44.

Mr. Poujade moved to amend by adding to Section 1 the following words: "He shall also distribute one copy of said Act or Acts to each County Clerk, County Auditor and Justice of the Peace in the State."

Carried.

Mr. Poujade moved the bill be ordered printed.

Carried.

Mr. Hanna moved that when the House adjourn it adjourn until Monday at 10 o'clock.

Carried.

Assembly Bill No. 73.

Amendments of committee adopted.

Mr. Cheney moved to amend Section 3, lines 1 and 2, by striking out the words "the Adjutant-General," and inserting the words "the Governor," in lieu thereof.

Carried.

Mr. Cheney moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 15—An Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885.

Mr. Riepe, on motion of Mr. Hanna, was appointed a committee of one to insert the word "the" before the word "provisions."

Mr. Riepe performed the duty and reported.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cheney, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams and Wyckoff—36.

NAYS—None.

Absent—Messrs. Blakeslee, Cohoon, Thompson and Mr. Speaker—4.

Assembly Bill No. 82—An Act to prevent the trespassing of swine upon private property.

Mr. Cheney moved to amend Section 2, after the word "swine," by inserting the words "or other stock."

Lost.

Mr. Johnston moved to amend the bill by striking out Sections 1 and 2.

Mr. Hanna moved the bill be made a special order for Monday at 2 o'clock.

Carried.

Mr. Hanna moved to adjourn.

Carried.

At 3:50 o'clock the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,

Chief Clerk of the Assembly.

FORTY-THIRD DAY.

CARSON CITY (Monday), February 18, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Rev. J. L. Woods.

Journal read and approved.

PRESENTATION OF PETITIONS.

Petitions from taxpayers of Lyon county laid over on the last legislative day.

Mr. Poujade moved the petition be referred to the special committee appointed to consider the matter of the boundary line between Esmeralda, Lyon, Ormsby and Douglas counties.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Judiciary have had under consideration Assembly Bill No. 70, an Act fixing the time for opening and closing of saloons and gambling houses ; also Senate Bill No. 32, an Act to amend Section 23 of an Act entitled " An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers," approved March 8, 1885, and beg leave to report favorably on the same, with the recommendation that they do pass ; also Senate Bill No. 42, an Act to require District Attorneys to make certain reports to the Attorney-General, to which they propose certain amendments as per riders attached thereto, and, as amended, report favorably on the same, with the recommendation that it do pass ; also Assembly Bill No. 81, an Act relative to providing revenue for the State of Nevada, and beg leave to report unfavorably on the same (it being considered unconstitutional), with the recommendation that it do not pass.

A. E. CHENEY, Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means have had under consideration Assembly Bill No. 51, and beg leave to report the same back, with the recommendation that it do pass.

Also, Assembly Bill No. 83, and beg leave to report the same back, with the recommendation that it do not pass.

J. POUJADE, Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means have had under consideration Assembly Bill No. 63, and beg leave to report the same back, with the recommendation that it do not pass.

J. POUJADE, Chairman.

Mr. Speaker :

Your Committee on County Boundaries have had Assembly Bill No. 55 under consideration, and beg leave to report the same without recommendation.

L. A. BLAKESLEE, Chairman.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }
CARSON CITY, February 15, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 74, entitled an Act to amend Section 11 of an Act entitled " An Act concerning official bonds," approved March 14, 1865. Very respectfully, etc.,

C. C. STEVENSON, Governor.

MOTIONS AND RESOLUTIONS.

Mr. Riepe moved that Senate Bill No. 8 be taken from the table and placed on file.

Carried.

SECOND READING AND REFERENCE OF BILLS.

Senate Bill No. 21.

Read second time.

Mr. Hanna moved the bill be referred to the Judiciary Committee.

Carried.

Senate Bill No. 31.

Read second time.

Mr. Thompson moved the bill be referred to the Washoe county delegation.

Carried.

Senate Bill No. 45.

Mr. Pyne moved the bill be referred to the Judiciary Committee.

Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Pyne, by leave, Assembly Bill No. 99—An Act to provide for the issuance of teachers' certificates to graduates of high schools within the State of Nevada.

Read first time.

Mr. Pyne moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Education.

Carried.

Mr. O'Connor, by leave, Assembly Bill No. 100—An Act to amend an Act 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 9, 1865; approved March 6, 1879.

Mr. O'Connor moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 79.

Mr. Riepe moved the bill be ordered engrossed.

Carried.

Senate Bill No. 23—An Act to pay the deficiencies in the appropriations for the years 1887 and 1888.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson,

O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—Messrs. Beck, Smith and Thompson—3.

Absent—Mr. Langan.

Assembly Bill No. 88—An Act more specifically defining and restricting the powers of public officials in the allowance and expenditure of public money.

Mr. Allen (of Eureka) moved the bill be recommitted to the Judiciary Committee.

Lost.

Mr. Beck moved to amend lines 5 and 6 of printed bill by striking out the words "or litigation purposes."

Carried.

Mr. Thompson moved the bill be ordered re-engrossed.

Carried.

Senate Bill No. 38.

Mr. Pyne moved the House do now go into Committee of the Whole for the consideration of Senate Bill No. 38, with the Speaker in the chair.

Carried.

At 11:12 A. M. the House went into Committee of the Whole for the consideration of Senate Bill No. 38.

HOUSE IN SESSION

At 11:25 A. M.

The Committee of the Whole rose and made the following report:

Mr. Speaker:

Your Committee of the Whole, to whom was referred Senate Bill No. 38, report having had the same under consideration, and report the same back to the House, with the recommendation that it do pass.

Senate Bill No. 38—An Act for the relief of Company A., Nevada National Guard.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gurrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Beck.

Substitute for Senate Bill No. 44.

Mr. Poujade moved to refer the bill to the Committee on Printing.

Carried.

Senate Bill No. 8.

Mr. Poujade moved the further consideration of the bill be made the special order for to-morrow at 11 o'clock A. M.

Carried.

Assembly Bill No. 70.

Mr. Langan moved the bill be ordered engrossed.

Carried.

Senate Bill No. 32—An Act to amend Section 23 of an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State and to define their duties and powers," approved March 8, 1865.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Cheney, Cohoon, Coryell, Cutting, Dunkle, Gilbert, Hanna, Herman, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Poujade, Pyne, Riepe, Smith, Thaxter, Thompson, Tyrrell and Williams—27.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Blakeslee, Dickson, Fairbanks, Garrard, Hougham, Nelson, O'Connor, Snapp, Springmeyer, Wyckoff and Mr. Speaker—13.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 43, an Act relating to elections, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Poujade, by leave:

Assembly Joint Memorial and Resolution No. 22, relative to the war claims of the State of Nevada.

Read first time.

Mr. Poujade moved the rules be suspended, the resolution be read a second time by title, rules further suspended and the resolution be considered engrossed and placed on its final passage.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—40.

NAYS—None.

Mr. Smith moved to take a recess until 2 o'clock.

Carried.

At 12:15 o'clock the House took a recess.

HOUSE IN SESSION

At 2 o'clock P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Mr. Snapp.

The Speaker announced the hour for the consideration of the special order, viz: Assembly Bill No. 82.

SPECIAL ORDER.

The question was on the amendment to strike out Sections 1 and 2.

Mr. Hanna moved an amendment to the amendment to strike out all after the word State in line 4, Section 1, also Section 2.

Lost.

The question now recurred on the original amendment.

Mr. Thaxter moved to amend the amendment by striking out, in Section 1, line 3, the words "inclosure or cultivated lands or premises," and insert in lieu thereof the words "inclosed cultivated land."

Lost.

Mr. Coryell moved to amend Section 1, line 3, by striking out the words "and run at large."

Lost.

Mr. Cheney moved to amend the amendment by inserting, in line 2, Section 1, after the word "State," the word "knowingly."

Lost.

Mr. Beck moved to amend Section 2 by striking out the word "double," and inserting, after the word "damages," the words "to double the value of property destroyed."

Carried.

The question now recurred on the original amendment, to strike out Sections 1 and 2.

Lost.

Mr. Nelson moved to amend Section 1 by striking out all after the word "State," in line 4 of printed bill.

Lost.

Mr. Beck moved to amend Section 1, last line, by inserting the word "dollars" after the word "five."

Carried.

Mr. Hougham moved the bill be ordered re-engrossed.

Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Thaxter, by leave, Assembly Bill No. 101—An Act to amend an Act entitled "An Act to allow any person or persons to divert the waters of any river or stream, and run the same through any ditch or flume, and to provide the right of way through the land of others," approved March 3, 1866.

Read first time.

Mr. Thaxter moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

Mr. Blakeslee, by leave, Assembly Bill No. 102—An Act to amend an Act entitled "An Act concerning District Attorneys," approved March 11, 1865.

Read first time.

Mr. Blakeslee moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Allen (of Eureka), by leave, Assembly Bill No. 103—An Act relative to the right of public officers to receive fees or compensation for services rendered by deputies employed by the State or county.

Read first time.

Mr. Allen (of Eureka) moved the rules be suspended, the bill read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Hanna, by leave, offered the following report from a special committee:

Mr. Speaker :

Your committee, consisting of the Storey county delegation, to whom was referred Assembly Bill No. 85, beg leave to report as follows :

We recommend the passage of the bill with the following amendments: On line 26 strike out the words nine hundred, and insert the words four hundred and eighty; insert after the word year, on line 26, the words "including such fees as are now allowed by law; *provided*, said Justice of the Peace shall have no claim against the county for services rendered in civil or criminal matters."

J. L. HANNA, for Delegation.

Mr. Hanna moved the adoption of the amendments.

Carried.

Mr. Pyne moved Assembly Bill No. 85 be ordered engrossed.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 42—An Act to require District Attorneys to make certain reports to the Attorney-General.

Mr. Beck moved the amendments of the committee be adopted.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Snapp.

Mr. Williams, by leave, Assembly Bill No. 104—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 26, 1861.

Read first time.

Mr. Williams moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

Assembly Bill No. 81.

Mr. Thompson moved the bill be laid on the table.

Carried.

Assembly Bill No. 51.

Mr. Hanna moved that the House resolve itself into Committee of the Whole, with the Speaker in the chair, for the further consideration of Assembly Bill No. 51.

Carried.

At 3:38 P. M. the House went into Committee of the Whole for the further consideration of Assembly Bill No. 51.

HOUSE IN SESSION

At 3:50 P. M.

Mr. Speaker in the chair.

The Committee of the Whole rose and made the following report:

Mr. Speaker:

Your Committee of the Whole, to whom was referred Assembly Bill No. 51, have had the same under consideration, and report the same back to the House, with the recommendation that it do pass.

Assembly Bill No. 51—An Act for the relief of Muller, Schmitt & Co. Mr. Hanna moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—Mr. McNaughton.

Absent—Messrs. Cheney, Cohoon and Snapp—3.

Mr. Allen (of Eureka) moved to adjourn.

Carried.

At 3:55 P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,

Chief Clerk of the Assembly.

FORTY-FOURTH DAY.

CARSON CITY (Tuesday), February 19, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Mr. O'Connor.

Prayer by the Chaplain, Rev. J. L. Woods.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on State Institutions have had under consideration Assembly Bill No. 91, an Act to provide for the establishment and maintenance of a miners' home in the State of Nevada, and for the classes of miners to be admitted to the same, and other matters pertaining thereto, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 98, an Act to amend Section 14 of an Act entitled "An Act to provide for the taking care of the insane of the State of Nevada," approved February 24, 1881, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

F. P. LANGAN, Chairman.

Mr. Speaker :

Your committee, to whom substitute for Senate Bill No 44 was referred, beg leave to report as follows:

We recommend that the bill be amended by striking out the word "five," in line 6, Section 1, of printed bill, and inserting in lieu thereof the word "ten;" also that the words "District Judge" and "District Attorney" be inserted after the word "each," in line 14, Section 1, of said bill. We further recommend that the bill do pass with the above amendments.

F. W. FAIRBANKS.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker:

A majority of your committee appointed to consider Assembly Bill No. 97 have had the same under consideration, and beg leave to report the same back favorably, with the recommendation that it do pass.

H. SPRINGMEYER,
GEO. C. THAXTER,
GEORGE A. TYRRELL,
A. GARRARD,
TRENMOR COFFIN,
S. L. McNAUGHTON.

A minority of the above committee, dissenting from the views entertained by the majority of the committee, beg leave to report that in their opinion the bill should not pass.

J. R. HOUGHAM,
F. W. FAIRBANKS.

Mr. Speaker:

Your Special Committee, composed of the Washoe delegation, to whom was referred Senate Bill No. 31, an Act to authorize the County Commissioners of Washoe county to issue bonds to pay for the construction of sewers in the town of Reno, and the completion of such sewers, and to provide for the payment of such bonds, have considered the same, and report the same back to the House, with the recommendation that it

shall pass with the following amendment, to-wit: Amend Section 1 by striking out the word "five" in line four. Respectfully,

H. H. BECK, for delegation.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, February 18, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 43, entitled an Act to amend an Act entitled "An Act relating to elections," approved March 12, 1873. Very respectfully, etc.,

C. C. STEVENSON, Governor.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 18, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 50, an Act to authorize the Trustees of School District No. 13, in the town of Hawthorne, to issue bonds, which passed the Senate this day; yeas, 17; nays, none.

Also, Assembly Bill No. 94, an Act relating to the commitment of insane persons, which passed the Senate this day; yeas, 17; nays, none.

Also, Assembly Bill No. 32, an Act relating to the compensation of certain county officers, which passed the Senate this day; yeas, 13; nays, 4.

Also, Assembly Joint Resolution No. 10, relative to the Pyramid Lake Reservation, which passed the Senate this day; yeas, 17; nays, none.

O. H. GREY,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Mr. Gilbert moved that Senate Bill No. 24, concerning agricultural districts, be taken from the table and placed on file.

Carried.

Mr. Blakeslee asked leave to withdraw the report of the Standing Committee on County Boundaries, submitted yesterday, reporting on Assembly Bill No. 55 for correction.

Leave granted.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Wyckoff, by leave, Assembly Bill No. 105—An Act to provide for making a catalogue of the Nevada State Library.

Read first time.

Mr. Wyckoff moved the rules be suspended, the bill be read a second time by title and referred to Committee on State Institutions.

Carried.

Mr. Thaxter, by leave, Assembly Bill No. 106—An Act to amend an Act entitled "An Act to provide for the appointment of Notaries Public and defining their duties," approved February 9, 1864; amended March 20, 1865; further amended February 9, 1866; further amended March 13, 1867; further amended January 27, 1879; further amended February 26, 1881; further amended January 30, 1883.

Read first time.

Mr. Thaxter moved the rules be suspended, the bill be read a second time by title and referred to Committee on Judiciary.

Carried.

Senate Bill No. 50—An Act to authorize the Trustees of School District No. 13, in the town of Hawthorne, Esmeralda county, Nevada, to issue bonds for school purposes.

Mr. Beck moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to Committee on Education.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 83.

Mr. Poujade moved the bill be laid on the table.

Carried.

Assembly Bill No. 64.

Mr. Riepe moved the bill be laid on the table.

Carried.

Senate Bill No. 24—An Act amendatory of and supplementary thereto of an Act entitled "An Act to form agricultural districts, to provide for the organization of agricultural associations therein, and for the management and control of the same by the State," approved March 7, 1885.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Tyrrell, Wyckoff and Mr. Speaker—36.

NAYS—None.

Absent—Messrs. Blakeslee, Smith, Thompson and Williams—4.

Assembly Bill No. 91.

Mr. Allen (of Eureka) moved to amend Section 3, line 5, printed bill, by striking out the word "six," and inserting in lieu thereof the word "four."

Carried.

Mr. Cheney moved to insert in line 4, Section 5, printed bill, after the word "Lyon," the following words: "Eureka, Lander, Elko."

Yeas and nays called for by Messrs. Cheney, Allen (of Eureka) and Coryell.

The roll was called and the amendment adopted by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Lee, Merrick, Moore, Murray, Pyne, Riepe, Snapp, Springmeyer, Thaxter and Thompson—23.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Cutting, Garrard, Hougham, Johnston, Langan, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Smith, Tyrrell, Wyckoff and Mr. Speaker—16.

Absent—Mr. Williams.

The Chair announced the arrival of the hour for the consideration of the special order.

SPECIAL ORDER.

Senate Bill No. 8—An Act to amend an Act entitled “An Act relating to elections,” approved March 12, 1873, approved February 16, 1881.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—32.

NAYS—Messrs. Coryell, Cutting, Dickson and Smith—4.

Absent—Messrs. Allen (of Storey), Cohoon, Merrick and Williams—4.

The consideration of Assembly Bill No. 91 was again taken up.

Mr. Riepe moved to amend Section 6, line 1, by striking out the words “one year” and inserting in lieu thereof the words “five years.” Also, in line 4, same section, strike out the words “twelve months” and insert in lieu thereof the words “five years.”

Lost.

Mr. Garrard moved the bill be ordered engrossed.

Mr. Hanna moved the bill be laid on the table.

Yeas and nays called for by Messrs. Pyne, Langan and Hanna.

The roll was called and the motion to lay on the table was lost by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Lee, Merrick, Moore, Riepe, Thompson and Mr. Speaker—19.

NAYS—Messrs. Allen (of Eureka), Bennetts, Dunkle, Garrard, Johnston, Langan, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Tyrrell and Wyckoff—19.

Absent—Messrs. Cheney and Williams—2.

Mr. Hanna moved a call of the House.

Carried.

The roll was called with the following result:

Present—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—39.

Absent—Mr. Williams.

Mr. Hanna moved that further proceedings under the call of the House be dispensed with.

Carried.

Mr. Hanna moved that the bill, with the subject matter, be laid upon the table.

Mr. Garrard rose to a point of order, that no business had intervened between the motions of the gentleman to lay on the table.

The Chair decided the point of order well taken.

The question was on the engrossment of the bill.

Yeas and nays called for by Messrs. McNaughton, Langan and Hanna.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Eureka), Bennetts, Cheney, Dunkle, Garrard, Johnston, Langan, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Tyrrell and Williams—20.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Lee, Merrick, Moore, Riepe, Thompson and Mr. Speaker—19.

Absent—Mr. Williams.

Assembly Bill No. 98.

Mr. Hanna moved the bill be laid upon the table.

Carried.

Senate Bill No. 44—An Act to amend an Act entitled “An Act to establish a State Printing Office and to create the office of Superintendent of State Printing,” approved March 11, 1879.

The amendments of the committee were adopted.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Smith and Williams—2.

REPORT OF STANDING COMMITTEE.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 86, entitled “An Act to provide for the organization and government of irrigation districts, and to provide for the acquisition of water and other property, and for the distribution of water thereby for irrigation purposes;” also, Assembly Bill No. 73, entitled “An Act relative to the establishment of certain regulations concerning the State University,” with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Assembly Bill No. 97.

Mr. Fairbanks moved the bill be considered engrossed.

Carried.

Mr. Fairbanks moved the bill be laid upon the table.

Carried.

Assembly Bill No. 86.

Mr. Johnston moved to amend Section 7, line 15, of the printed bill by striking out the words "and waters and other property."

Mr. Poujade moved a call of the House.

Carried.

The roll was called with the following result :

Present—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—36.

Absent—Messrs. Allen (of Storey), Garrard, Langan and Williams—4.

Mr. Allen (of Eureka) moved that Mr. Williams be excused.

Carried.

Mr. Johnston moved that further proceedings under the call of the House be dispensed with.

Lost.

Mr. Hanna moved that Mr. Allen (of Storey) be excused.

Carried,

Mr. Riepe moved the absentees be brought before the bar of the House and be fined one dollar.

Mr. Dickson rose to a point of order, that the parties should have a right to offer excuses.

The point was declared well taken.

The Sergeant-at-Arms was instructed to bring Mr. Garrard and Mr. Langan before the House.

Mr. Garrard and Mr. Langan appeared at the bar and offered their respective excuses.

Mr. Allen (of Eureka) moved that Mr. Langan be excused and that he be permitted to take his seat.

Mr. Johnston moved to amend the motion by including Mr. Garrard.

Lost.

Mr. Tyrrell moved to amend, that Mr. Garrard and Mr. Langan be fined one dollar each.

Lost.

Mr. Pyne moved that Mr. Garrard be excused and permitted to take his seat.

Carried.

Mr. Hanna moved that Mr. Langan be excused and permitted to take his seat.

Carried.

Mr. Dickson moved to take a recess until 2 o'clock.

Carried.

At 12:20 the House took a recess.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The further consideration of Assembly Bill No. 86 was now taken up. The question was on the adoption of Mr. Johnston's amendment to Section 7, line 15, of printed bill, by striking out the words "and waters and other property."

Carried.

Mr. Johnston moved to amend Section 7, line 17, printed bill, by striking out the words "including canals and works constructed and being constructed by private owners;" also to amend same section, line 24, by striking out the word "sufficient;" also in the same section, lines 25 and 26, by striking out all after the word "purposes" up to and including the words "together with."

Carried.

Mr. Nelson moved to amend Section 7, line 27, by striking out the words "and all other property."

Carried.

Mr. Allen (of Churchill) moved to strike out the word "and," in line 27, of Section 7, where it occurs between the words "canals and ditches" and insert the word "and" between the words "ditches and sites."

Carried.

Mr. Allen of (Churchill) moved to make the further consideration of Assembly Bill No. 27 the special order for next Tuesday at 2 o'clock.

Lost.

Mr. Johnston moved to amend Section 10, by striking out all of line 15 and line 16 to the end of the sentence, which includes the proviso.

Carried.

Mr. Johnston moved to amend Section 22, line 15 of printed bill, by striking out the words "waters and water rights belonging to this State," and insert in lieu thereof the words "unappropriated and surplus waters."

Carried.

Mr. O'Connor moved to lay the bill on the table.

Lost.

Mr. Herman moved the bill be ordered re-engrossed.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Education have had Senate Bill No. 28 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

GEO. D. PYNE, Chairman.

Mr. Speaker :

Your Standing Committee on Judiciary have had under consideration Assembly Bill No. 103, Senate Joint Resolution No. 10 and Senate Bill No. 21, and recommend that they do pass.

Also, Assembly Bill No. 100, which they recommend be referred to your Committee on Ways and Means.

A. E. CHENEY, Chairman.

Mr. Speaker :

Your Committee on County Boundaries, to whom was referred Assembly Bill No. 46, beg leave to return the same without recommendation.

L. A. BLAKESLEE, Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker :

Your Special Committee, to whom was referred Assembly Bill No. 22 and substitute offered by Ways and Means Committee, having considered the same, respectfully report a substitute for the same.

L. A. BLAKESLEE,
H. H. BECK,
C. E. ALLEN.

Leave of absence granted Mr. Allen (of Storey).

Mr. Thaxter, by leave, introduced Assembly Bill No. 107—An Act to amend an Act entitled "An Act to prohibit lotteries," approved March 7, 1873.

Read first time.

Mr. Thaxter moved the rules be suspended, the bill be read second time by title and referred to the Judiciary Committee.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 73—An Act relative to the establishment of certain regulations concerning the State University.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Wyckoff and Mr. Speaker—36.

NAYS—Mr. Dickson.

Absent—Messrs. Allen (of Storey), Thompson and Williams—3.

Senate Bill No. 31—An Act to authorize the County Commissioners of Washoe county to issue bonds to pay for the construction of sewers in the town of Reno, and the completion of such sewers, and to provide for the payment of such bonds.

Amendments offered by the committee adopted.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Wyckoff and Mr. Speaker—36.

NAYS—None.

Absent—Messrs. Allen (of Storey), Cohoon, Thompson and Williams—4.

Senate Bill No. 28—An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March 9, 1887.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill),

Beck, Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Hanna, Herman, Hougham, Langan, Lee, Merrick, O'Connor, Poujade, Pyne, Smith, Thaxter, Thompson, Tyrrell and Wyckoff—27.

NAYS—Messrs. Coryell, Gilbert, Johnston, Moore, Murray, McNaughton, McQuitty, Riepe, Snapp, Springmeyer and Mr. Speaker—11.

Absent—Messrs. Nelson and Williams—2.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Joint Memorial and Resolution No. 22, relative to war claims of the State of Nevada against the United States, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEO. A. TYRRELL, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bill No. 93 under consideration, and beg leave to report the same, with amendments as per riders attached, with the recommendation that as amended it do pass.

A. E. CHENEY, Chairman.

Mr. O'Connor moved to adjourn.

Lost.

The Chief Clerk began the third reading of Assembly Bill No. 103, and pending the reading of the same Mr Allen (of Eureka) moved to adjourn. Carried.

At 3:40 P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

FORTY-FIFTH DAY.

CARSON CITY (Wednesday), February 20, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Mr. Allen (of Storey) on account of sickness, and Messrs. Blakeslee, Merrick and Nelson on committee duty.

Prayer by the Chaplain, Rev. J. L. Woods.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 70, entitled "An Act fixing a time for opening and closing of saloons and gaming houses."

Also, Assembly Bill No. 82, entitled "An Act to prevent the trespassing of swine upon private property."

Also, Assembly Bill No. 88, entitled "An Act more specifically defining and restricting the powers of public officials in the allowance and expenditure of public money."

Also, Assembly Bill No. 79, entitled "An Act to authorize the Board of Commissioners of Churchill county, Nevada, to provide for the storage and distribution of water, and the issuance of bonds for the payment of the same."

Also, Assembly Bill No. 85, entitled "An Act consolidating certain county and township officers in the State of Nevada, and fixing the salaries of the officers thereof, and all other matters relating thereto," approved March 12, 1885, with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker:

Your Committee on State Institutions have had Assembly Joint Resolution No. 21 under consideration, and beg leave to report the same with a substitute, with the recommendation that the substitute be adopted.

F. P. LANGAN, Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. Speaker:

Your Special Committee, appointed to investigate the sources from which water can be obtained for the State Capitol building and grounds, and for the Orphans' Home and grounds, beg leave to report that they have made a very thorough examination of the water supply which can be made available for that purpose. We find three different sources from which water can be had, sufficient for the requirements of the above-mentioned institutions and grounds, and recommend an appropriation of \$10,000, all of which, or so much as is necessary, may be used by the Board of State Capitol Commissioners for the purchase of the needed supply of water and for conducting the same to said grounds.

GEORGE C. THAXTER,
A. GARRARD,
H. SPRINGMEYER,
Committee.

Mr. Speaker:

Your Special Committee on Revision of the Rules have had the revised rules as amended and adopted by the Assembly printed, as ordered, and herewith present a printed copy of the same, and suggest that they be entered on the Journal. We also ask, having performed the duty assigned, the committee be discharged.

J. POUJADE, Chairman.

Mr. Poujade moved the printed rules be inserted in the Journal instead of transcribing with pen, and that the committee be discharged.
Carried.

STANDING RULES OF THE ASSEMBLY.

1

MEETING.

The House shall meet each day at 11 o'clock A. M., unless the House shall adjourn to some other hour.

2

ORDER OF BUSINESS.

The order of business shall be as follows:

1. Roll call.
2. Reading and approval of the Journal.
3. Presentation of petitions.
4. Reports of Standing Committees.
5. Reports of Select Committees.
6. Messages from the Governor.
7. Messages from the Senate.
8. Motions and Resolutions.
9. Notices of Bills.
10. Introduction and first reading of bills.
11. Second reading and reference of bills.
12. General file and third reading of bills.
13. Unfinished business of preceding day.
14. Special orders of the day.

Any question may be made a special order for a certain day and hour, and when the hour arrives the special order shall be taken up as of course, unless otherwise ordered by the House.

3

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

4

Messages and communications from the Governor and other State officers may be considered at any time by a vote of the House.

5

PETITIONS AND MEMORIALS.

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 the House shall determine.

BILLS.

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.

7

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.

8

General appropriation bills shall be in order in preference to any other bills, unless otherwise ordered by a majority of the House.

9

All bills touching appropriations of money shall be considered in a Committee of the Whole House; and no addition to any appropriation shall be made out of Committee of the Whole.

10

A bill or resolution may be committed, with special instructions, at any time after the second reading and before the final vote is taken.

11

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. He shall likewise post notices of special orders as made.

12

AMENDMENTS.

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.

13

SUBSTITUTES.

A substitute shall be deemed and held to be an amendment, and treated in all respects as such, except that in case of a substitute bill it may be amended after its adoption, in the same manner as if it were an original bill.

14

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.

15

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 such appeal the Speaker shall have the right to speak first, and no member shall speak more than once, unless by leave of the House.

16

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.

17

All Acts, addresses and joint resolutions shall be signed by the Speaker and Chief Clerk; and all writs, warrants and subpoenas issued by order of the House shall be under the hand of the Speaker and attested by the Clerk.

18

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

19

SERGEANT-AT-ARMS.

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.

20

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.

21

DOORKEEPER.

The Assistant Sergeant-at-Arms shall be the doorkeeper of the House, and it shall be his duty to prohibit all persons, except members of the Legislature, and State officers, employes and ladies, and such reporters as may have seats assigned them by the Speaker, from entering within the bar of the House, unless upon invitation of some member, and to arrest for contempt all persons outside of the bar, or in the gallery, found engaged in loud conversation or otherwise making a disturbance.

22

PRECEDENCE OF COMMITTEES.

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.

23

COMMITTEE OF THE WHOLE.

In forming a Committee of the Whole House, a Chairman, to be named by the Speaker, unless otherwise ordered by the House, 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.

24

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.

25

A motion that the Committee rise shall always be in order, and shall be decided without debate.

26

SUBSIDIARY OR SECONDARY MOTIONS.

When a principal or main question is under debate or before the House no subsidiary or secondary motions shall be received except the following, which shall have precedence in the following order:

1. To lay on the table.
2. The previous question.
3. To postpone to a day certain.
4. To commit.
5. To strike out the enacting clause.
6. To amend.
7. To postpone indefinitely.

But the first two shall be decided without debate. And no motion to

postpone to a certain day, 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, if carried, shall be considered equivalent to its rejection.

27

INDEFINITE POSTPONEMENT.

When a question is postponed indefinitely, the same shall not again be introduced during the session.

28

INCIDENTAL QUESTIONS.

Incidental questions shall have precedence in the following order :

1. Appeals and questions of order.
2. Objection to consideration of a question.
3. The reading of papers.
4. Leave to withdraw a motion.
5. Suspension of the rules.

29

PRIVILEGED QUESTIONS.

Privileged questions shall have precedence of all others in the following order :

1. To fix the time to which the House shall adjourn.
2. To adjourn.
3. Questions relating to the rights and privileges of the Assembly or any of its members.
4. A call of the House.
5. A call for special orders.

30

STATING 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 by the maker thereof at any time before amendment or decision.

31

OF ADJOURNMENT.

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.

32

DIVISION OF QUESTION.

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 motion to strike out and insert. A motion to strike out and insert shall be deemed indivisible.

33

THE PREVIOUS QUESTION.

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 elected, shall be to put an end to all debate, and bring the House to a vote on the question or questions before it.

34

All incidental questions, 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.

35

The previous question shall only be put when demanded by three members.

36

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.

37

When two or more members shall rise at once, the Speaker shall name the member who is first to speak.

38

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.

39

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.

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.

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.

CLOSING DEBATE.

The author of a bill, motion or resolution shall have the privilege of closing the debate, unless the previous question has been sustained.

OF THE AYES AND NOES.

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 members shall be taken alphabetically, and the Clerk shall enter on the Journal the names of those demanding the ayes and noes.

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.

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 the announcement; but no such explanation shall be made during the roll-call or announcement of any vote.

The vote on the final passage of every bill or joint resolution or memorial shall be taken by yeas and nays, and shall be entered in the Journal of the House, and a majority of all the members elected shall be necessary to pass every bill, joint resolution or memorial.

ANNOUNCEMENT OF THE VOTE.

The announcement of the result of any vote shall not be postponed.

RECONSIDERATION.

On the day next 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 prevailing party ; and it shall not be in order for any member to move a reconsideration on the day on which such final vote was taken, except by unanimous consent. But there shall be no reconsideration of a vote on a motion to indefinitely postpone. Motions to reconsider a vote upon amendments to any pending question may be made at once.

49

A motion to reconsider shall have precedence over every other motion, except a motion to adjourn, or to fix the time to which to adjourn; and when the House adjourns, while a motion to reconsider is pending, or before passing the order of Motions and Resolutions, the right to move a reconsideration shall continue to the next day of sitting. No notice of reconsideration of any final vote shall be in order on the day preceding the last day of the session.

50

ABSENCE.

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.

51

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.

52

RULES OF ORDER.

All questions relating to the priority of business shall be decided without debate.

53

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.

54

In all cases of election by the House, vote shall be taken viva voce.

55

No member shall vote on any question in the result of which he is personally interested or involved.

Upon a division and count of the House on any question, no person without the bar shall be counted.

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.

No smoking shall be allowed within the Assembly Chamber during the session of the House.

The Assembly Chamber shall not be used for any public or private business, other than legislative, except by permission of the House.

TAKING UP BILLS OUT OF ORDER.

When a member shall ask leave, or move to have a bill taken up out of its order, he shall, in making the motion, give the number and title of the bill.

BLANKS, HOW FILLED.

In filling up blanks the least sum and shortest time shall be first put.

TO RESCIND OR AMEND RULES.

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 that portion of Rule 7 relating to third reading of bills, and except Rule 46.

PROTESTS.

It shall be in order for any member, or members, to protest against the action of the House, and have such protest entered upon the minutes.

EXTRA PAY.

No extra pay or increase of the pay of any officer or attache of the Assembly shall be made by resolution or otherwise.

WITNESSES.

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 sum-

moned at the place of trial. No mileage shall be paid except where the witness has actually traveled for the purpose of giving testimony.

66

PRINTING.

Unless otherwise ordered by the House, two hundred and forty copies of all bills, joint resolutions and memorials of a general nature shall be printed, and such other bills, documents and matter shall be printed as may be ordered by the House.

67

Maps accompanying documents shall not be printed under the general orders to print, without the special direction of the House.

68

ROBERTS' RULES.

The rules of parliamentary practice contained in Roberts' Rules shall govern the House, and 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 Assembly.

69

STANDING COMMITTEES.

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 five 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 and Insane Asylum, to consist of three members.

70

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

71

DUTIES OF COMMITTEES.

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.

72

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.

73

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.

74

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.

75

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 the amount of the various appropriations made by the Legislature.

76

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.

77

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.

78

It shall be the duty of the Committee on State Institutions to consider all subjects relating to the public edifices and institutions belonging to the State, which may be referred to them, and report their opinion thereon.

79

It shall be the duty of the Committee on Mileage to ascertain and report the distance for which each member shall receive pay.

80

It shall be the duty of the Committee on State Prison and Insane Asylum to take into consideration all such matters relating to those institutions as may be referred to them by the House, and to make examination into the conduct and management of those institutions and report their opinion thereon.

81

All other committees shall take into consideration such appropriate matters as may be referred to them, or as shall come under their respective titles; and to report their opinion thereon.

82

TIME FOR REPORTS OF COMMITTEES.

All bills, resolutions or other matter referred to any committee shall be by such committee reported back to the House, together with the action of the committee thereon, within ten days after such reference, unless the House, by request of such committee, shall otherwise order.

83

PEDDLING, SOLICITING, ETC.

Peddling, begging, and the solicitation of book or other subscriptions are strictly forbidden in the Assembly Chamber, and in the lobby and gallery and halls adjacent thereto, and no part of said chamber or halls shall be used for, or occupied by signs or other devices for any kind of advertising.

84

VETOES.

Bills which have passed both Houses of the Legislature and are transmitted to the Assembly accompanied by message or statement of the Governor's disapproval or veto of the same, shall be taken up and considered immediately upon the coming in of the message transmitting the same, or shall become the subject of a special order, and when the message is received, or (if made a special order) when the special order

is called, the said message or statement shall be read together with the bill or bills so disapproved or vetoed; and the message and bill shall be read by the Clerk without interruption, consecutively, one following the other, and not upon separate occasions; and no such bill or message shall be referred to any committee, or otherwise acted upon, save as provided by law and custom; that is to say, that immediately following such reading the only question (except as hereinafter stated) which shall be put by the Speaker is: "Shall the bill pass, notwithstanding the objections of the Governor?" It shall not be in order, at any time, to vote upon such vetoed bill without the same shall have first been read, from the first word of its title to and including the last word of its final section; and no motion shall be entertained after the Chair has stated the question save a motion to adjourn or a motion for the previous question, but the merits of the bill itself may be debated. The message or statement containing the objections of the Governor to the bill shall be entered upon the Journal of the House. The consideration of a vetoed bill, and the objections of the Governor thereto, shall be a privileged question, and shall take precedence over all others.

85

These rules shall be the rules of the Assembly of the present and succeeding sessions of the Legislature of the State of Nevada unless otherwise ordered.

Revised and adopted February 13, 1889.

JOINT RULES OF THE SENATE AND ASSEMBLY.

1

COMMITTEES OF CONFERENCE AND FREE CONFERENCE.

In every case of an amendment of a bill, or joint, or concurrent resolution, agreed to in one House, dissented from in the other, and not receded from by the one making the same, such House shall appoint a committee to confer with a like committee to be appointed by the other; and the committee so appointed 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 and rejected in the other, and report as early as convenient the result of their conference to their respective Houses. If after such report the two Houses shall disagree upon the recommendations of the reporting committees, as to the difference between the two Houses, a Committee of Free Conference shall be appointed, to whom the whole subject matter embraced in the bill or resolution shall be committed, and the Committee of Free Conference may report by new bill or resolution, or otherwise, and bills or resolutions so reported shall be treated as amendments, unless such bills or resolutions are comprised entirely of original matter, in which case they shall receive the treatment required in the respective Houses for original bills, or resolutions, as the case may be.

2

MESSAGES.

Messages from the Senate to the Assembly shall be delivered by the Secretary or Assistant Secretary, and messages from the Assembly to the Senate shall be delivered by the Chief Clerk or Assistant Clerk, who shall be announced by the doorkeeper, enter within the bar, announce and deliver his message.

3

BILLS AND RESOLUTIONS.

Each House shall communicate its final action on any bill or resolution, or matter in which the other may be interested, in writing, signed by the Secretary or Clerk of the House from which such notice is sent.

4

After a bill shall have passed both Houses it shall be duly enrolled by the Enrolling Clerk of the House in which it originated, and shall be examined by the Enrolling Committee of such House, who shall carefully compare the enrollment with the engrossed bill, as passed, correcting any errors that may be discovered in the enrolled bill, procure the signature thereto of the necessary officers of the two Houses, present the same to the Governor, and forthwith report to such House the time when such presentation to the Governor was made. The Enrolling Clerk shall indorse upon the back of each bill the House in which such bill originated.

5

All Joint and Concurrent Resolutions to be presented to the Governor, excepting such as may be addressed to him, shall be subject to the requirements of Rule IV.

6

Each House shall transmit to the other papers on which any bill or resolution shall be founded.

7

PRINTING.

The Standing Committees on Printing of the two Houses shall be a Joint Standing Committee, who shall examine all matters proposed to be printed by concurrent order, and shall report what part of such matter is needful to print. Each House may order the printing of bills introduced, reports of its own committees, and other matter pertaining to such House only; but no other printing shall be ordered except by a concurrent resolution passed by both Houses.

8

RESOLUTIONS.

Joint and Concurrent Resolutions addressed to Congress, or either House thereof, or to the President of the United States, or the heads of any of the National Departments, or proposing amendments to the State Constitution, shall be treated in all respects as bills.

9

VETOES.

Bills which have passed a previous Legislature, and which are trans-

mitted to the Legislature next sitting, accompanied by a message or statement of the Governor's disapproval or veto of the same, shall become the subject of a special order; and when the special order for the consideration is reached and called, the said message or statement shall be read, together with the bill or bills so disapproved or vetoed; and the message and bill shall be read by the Clerk without interruption, consecutively, one following the other, and not upon separate occasions; and no such bill or message shall be referred to any committee, or otherwise acted upon, save as provided by law and custom; that is to say, that immediately following such reading the only question (except as hereinafter stated) which shall be put by the Speaker is: "Shall the bill pass, notwithstanding the objections of the Governor?" It shall not be in order, at any time, to vote upon such vetoed bill without the same shall have first been read from the first word of its title to and including the last word of its final section; and no motion shall be entertained after the Chair has stated the question save a motion for "the previous question," but the merits of the bill itself may be debated.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 19, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 59, relating to the government of towns and cities, which passed the Senate this day; yeas, 16; nays, 1.

Also, Assembly Joint Memorial and Resolution No. 22, relating to the claims of the State of Nevada against the United States, which passed the Senate on the last legislative day; yeas, 16; nays, none.

O. H. GREY,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Mr. Springmeyer moved that Assembly Bill No. 97 be taken from the table and be made the special order for Tuesday at 2 o'clock.

Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Tyrrell, by leave, Assembly Bill No. 108—An Act to amend Sections 95 and 97 of an Act entitled "An Act to regulate proceedings in criminal cases in the courts of justice in the Territory of Nevada," approved November 26, 1861.

Mr. Tyrrell moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Cheney, by leave, Assembly Bill No. 109—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 5, 1869.

Mr. Cheney moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

Mr. Thompson, by leave, Assembly Bill No. 110—An Act to encourage immigration.

Read by title.

Mr. Thompson moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

Mr. Thompson, by leave, Assembly Bill No. 111—An Act to transfer certain moneys collected as interest on deferred payments on public land contracts prior to January 1, 1881.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Education.

The question was raised as to whether the introduction and reference of this bill was in order, the subject matter contained therein having been indefinitely postponed on a previous day.

Mr. Garrard rose to debate the question.

Mr. Cheney rose to a point of order that the merits of a bill could not be discussed until after the reference of the same.

The Chair declared the point of order not well taken.

The Chair decided that the motion of Mr. Thompson, relative to the reference of the bill, was out of order.

An appeal from the decision of the Chair was taken by Messrs. Cheney and Thompson.

The question before the House was: Shall the decision of the Chair stand as the judgment of this House?

Yeas and nays called for by Messrs. Cheney, Thompson and Garrard.

The roll was called and the decision of the Chair sustained by the following vote:

YEAS—Messrs. Bennetts, Blakeslee, Coryell, Dickson, Garrard, Hanna, Hougham, Johnston, Langan, Lee, Moore, Murray, McQuitty, Nelson, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell and Wyckoff—22.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Cheney, Cohoon, Cutting, Dunkle, Fairbanks, Gilbert, Herman, McNaughton, O'Connor, Poujade, Thompson and Williams—14.

Absent—Messrs. Allen (of Storey), Beck and Merrick—3.

Mr. Thompson, by leave, Assembly Concurrent Resolution No. 23, relative to submitting to the people of the State the question of calling a Constitutional Convention.

Read first time.

Mr. Thompson moved the rules be suspended, the resolution be read second time by title and referred to the Judiciary Committee.

Carried.

Mr. Thompson, by leave, Assembly Concurrent Resolution No. 24, relative to amending Section 1 of Article X. of the Constitution of the State of Nevada.

Read first time.

Mr. Thompson moved the rules be suspended, the resolution be read second time by title and referred to the Judiciary Committee.

Carried.

Mr. Tyrrell, by leave, Assembly Bill No. 111—An Act to amend Section 10 of an Act entitled an Act to amend an Act entitled "An Act to incorporate Carson City," approved February 25, 1875; approved March 2, 1877; approved March 5, 1879.

Read first time.

Mr. Tyrrell moved the rules be suspended, the bill be read a second time by title and referred to a committee of the Ormsby county delegation.

Carried.

Mr. Langan, by leave, Assembly Bill No. 112—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November 26, 1861.

Mr. Langan moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Senate Bill No. 59—An Act to amend an Act entitled "An Act providing for the government of the towns and cities of this State," approved February 26, 1881.

Read first time.

Mr. Pyne moved the rules be suspended, the bill be read a second time by title and referred to a committee consisting of the Storey county delegation.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 70.

Mr. Williams moved the bill be made the special order for next Monday at 2 o'clock.

Lost.

Assembly Bill No. 70—An Act fixing the time for opening and closing of saloons and gaming houses.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Churchill), Bennetts, Blakeslee, Cheney, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Langan, Lee, Moore, McNaughton, Nelson, O'Connor, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—26.

NAYS—Messrs. Allen (of Eureka), Cohoon, Coryell, Johnston, Murray, McQuitty, Poujade, Pyne, Riepe and Smith—10.

Absent—Messrs. Allen (of Storey), Beck, Cutting and Merrick—4.

Mr. Poujade moved to take recess until 1:30 p. m.

Carried.

At 12:10 p. m. the House took recess.

HOUSE IN SESSION

At 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Mr. Beck.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 82—An Act to prevent the trespassing of swine upon private property.

Read third time and lost by the following vote:

YEAS—Messrs. Allen (of Churchill), Blakeslee, Dickson, Fairbanks, Garrard, Hougham, McNaughton, McQuitty, Riepe, Snapp, Thaxter, Thompson, Tyrrell and Mr. Speaker—14.

NAYS—Messrs. Allen (of Eureka), Bennetts, Cheney, Cohoon, Coryell, Dunkle, Gilbert, Hanna, Herman, Johnston, Langan, Lee, Moore, Murray, Nelson, O'Connor, Poujade, Pyne, Williams and Wyckoff—20.

Absent—Messrs. Allen (of Storey), Beck, Cutting, Merrick, Smith and Springmeyer—6.

Assembly Bill No. 88—An Act more specifically defining and restricting the powers of public officials in the allowance and expenditure of public money.

Read third time and lost by the following vote:

YEAS—Messrs. Allen (of Churchill), Dickson, Hanna, Herman, Langan, Murray, McNaughton, O'Connor, Pyne, Riepe, Thompson, Williams and Wyckoff—13.

NAYS—Messrs. Allen (of Eureka), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Dunkle, Fairbanks, Garrard, Gilbert, Hougham, Johnston, Lee, Moore, McQuitty, Nelson, Poujade, Snapp, Thaxter, Tyrrell and Mr. Speaker—21.

Absent—Messrs. Allen (of Storey), Beck, Cutting, Merrick, Smith and Springmeyer—6.

Assembly Bill No. 79—An Act to authorize the Board of Commissioners of Churchill county, Nevada, to provide for the storage and distribution of water, and the issuance of bonds for the payment of the same.

Mr. Allen (of Eureka) moved the bill be recommitted to the Churchill county delegation for amendment.

Carried.

Assembly Bill No. 85—An Act to amend an Act entitled "An Act consolidating certain county and township officers in the State of Nevada, and fixing the salaries of officers thereof, and all other matters relating thereto," approved March 12, 1885.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Coryell, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—None.

Absent—Messrs. Allen (of Storey), Beck, Cheney, Cutting, Merrick and Smith—6.

Assembly Bill No. 103—An Act relative to the right of public officers to receive fees or compensation for services rendered by deputies employed by the State or county.

Mr. Allen (of Eureka) moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Allen (of Storey), Beck, Cutting, Merrick and Smith—5.

Senate Joint and Concurrent Memorial and Resolution No. 10, relative to topographical and hydrographical surveys, and storage of water for irrigation.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Coryell, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—33.

NAYS—None.

Absent—Messrs. Allen (of Storey), Beck, Cheney, Cohoon, Cutting, Merrick and Smith—7.

Mr. Thompson, by leave, introduced Assembly Bill No. 113—An Act authorizing a State loan.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read second time by title and referred to the Committee on Ways and Means.

Carried.

Mr. Langan granted leave of absence for the balance of the day.

Senate Bill No. 21—An Act requiring insurance companies to make annual statements to the State Controller.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—None.

Absent—Messrs. Allen (of Storey), Beck, Cutting, Langan, Merrick and Smith—6.

Assembly Bill No. 100.

Mr. Cheney moved the bill be referred to the Committee on Ways and Means.

Carried.

Assembly Bill No. 46.

Mr. Allen (of Eureka) moved to amend Section 1 by striking out all of the section after the word "counties" in line 5 printed bill.

Carried.

Mr. Cheney moved the bill be ordered engrossed.

Carried.

Second substitute for Assembly Bill No. 22.

Mr. Allen (of Eureka) moved the second substitute be placed at the bottom of the file.

Carried.

Mr. Thompson moved the second substitute for Assembly Bill No. 22 be adopted and ordered printed.

The Chair divided the question.

The second substitute was then adopted and ordered printed.

Assembly Bill No. 93.

Mr. Murray moved the amendments of the committee be adopted and the bill be ordered engrossed.

Carried.

Mr. Thompson moved to adjourn.

Carried.

At 3:33 p. m. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

FORTY-SIXTH DAY.

CARSON CITY (Thursday), February 21, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Rev. J. L. Woods.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee on Internal Improvements have had Assembly Bill

No. 77 under consideration, and beg leave to report the same back, with the recommendation that it be referred to the Washoe county delegation.

H. SPRINGMEYER, Chairman.

Mr. Speaker:

You Committee on Internal Improvements have had Assembly Bill No. 60 under consideration, and the majority beg leave to report favorably on the same, with the recommendation that it do pass with the amendments offered.

H. SPRINGMEYER,
JOHN W. MERRICK,
J. R. HOUGHAM,
WM. THOMPSON.

Mr. Speaker:

The minority of your Committee on Internal Improvements, dissenting from the opinion of the majority of said committee, beg leave to report unfavorably on Assembly Bill No. 60, with the recommendation that it do not pass.

D. V. JOHNSTON.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker:

Your Special Committee, consisting of the Churchill county delegation, report an amendment to Assembly Bill No. 79, and recommend that as amended the bill do pass.

L. ALLEN, Chairman.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, February 19, 1889. }

To the Honorable the Assembly:

I have this day approved and deposited in the office of the Secretary of State Assembly Joint Resolution and Memorial No. 22, relative to war claims of the State of Nevada, and the same was immediately telegraphed as requested. Respectfully, etc.

C. C. STEVENSON, Governor.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 20, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Substitute for Senate Bill No. 44, relating to printing the Statutes, which the Senate orders me to return, so that amendments may be made to relate to proper sections of the bill.

Also, Assembly Bill No. 90, relating to copying the Assembly Journal, which has been amended in the Senate, and this day passed; yeas, 17; nays, none.

Also, Substitute for Assembly Bill No. 31, relating to the civil practice, which has been amended in the Senate, and this day passed; yeas, 17; nays, 2.

Also, Assembly Bill No. 95, regulating compensation of certain county officers, which passed the Senate this day; yeas, 19; nays, none.

O. H. GREY,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Mr. Thompson moved that Assembly Bill No. 60 be taken up, the amendments of the Committee on Internal Improvements be adopted, and the bill be recommitted to the Committee on Ways and Means.

Carried.

Mr. Beck moved that Assembly Bill No. 77 be recommitted to the Washoe delegation.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report (out of order) that they have carefully compared Assembly Bill No. 91, entitled "An Act to provide for the establishment and maintenance of a miners' home in the State of Nevada, and for the classes of miners to be admitted to the same, and other matters pertaining thereto," with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker:

Your Standing Committee on Judiciary have had under consideration Assembly Bill No. 104, and beg leave to report favorably on the same, with the recommendation that, when amended as per rider attached thereto, it do pass.

Also, Assembly Bill No. 112, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bills Nos. 106, 102, 107, 108 and 109, which they recommend do pass.

Also, Assembly Bill No. 76, which, when amended as per riders attached thereto, they recommend do pass.

Also, Assembly Bill No. 96, with the recommendation that, when amended as per rider attached, it do pass.

Also, Assembly Resolution No. 23, with the recommendation that it do pass.

Also, Assembly Bill No. 87, unfavorably.

A. E. CHENEY, Chairman.

Mr. Speaker:

Your Committee, consisting of the Storey county delegation, have had under consideration Senate Bill No. 59, and beg leave to report favorably on the same, with the recommendation that it do pass.

F. P. LANGAN,
For Storey County Delegation.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Beck, by leave, Assembly Bill No. 114—An Act fixing the boundary lines of certain counties where the same intersect and cross the line of the Central Pacific railway.

Chief Clerk read title of bill.

Mr. Beck moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to Committee on Judiciary.

Carried.

Mr. Cohoon, by leave, Assembly Bill No. 115—An Act to amend Section 7 of an Act entitled "An Act to restrict gaming, and to repeal all other Acts in relation thereto," approved March 8, 1879.

Chief Clerk read title of bill.

Mr. Cohoon moved the rules be suspended, the reading thus far be considered the first reading, rules further suspended, the bill be read a second time by title and referred to Committee on Public Morals.

Carried.

Mr. Thompson, by leave, Assembly Bill No. 116—An Act authorizing and requiring the State Land Register to select three hundred thousand acres of the State lands, within the State of Nevada, for internal improvements, fixing the price thereof and manner of payment.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read second time by title and referred to the Committee on Internal Improvements.

Carried.

Mr. Thompson, by leave, Assembly Bill No. 117—An Act to amend an Act entitled "An Act to restrict gaming and to repeal all other Acts in relation thereto," approved March 8, 1879.

Chief Clerk read title of bill.

Mr. Thompson moved the rules be suspended, the reading thus far be considered the first reading, the rules further suspended, the bill be read second time by title and referred to the Committee on Ways and Means.

Carried.

Mr. Tyrrell, by leave, Assembly Bill No. 118—An Act requiring the vaccination of children before entering our public schools.

Read first time.

Mr. Tyrrell moved the rules be suspended, the bill be read second time by title and referred to the Committee on Education.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Substitute for Assembly Joint Resolution No. 21, relative to the management of the Nevada Insane Asylum.

Mr. Tyrrell moved the adoption of the substitute.

Carried.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cohoon, Coryell, Cutting, Dickson, Dunkle, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore,

Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—None.

Absent—Messrs. Blakeslee, Cheney, Fairbanks, Garrard—4.

Second substitute for Assembly Bill No 22.

Mr. Allen (of Eureka) moved the bill be placed at the bottom of the file.
Carried.

Assembly Bill No. 79.

Amendments of committee adopted.

Mr. Allen (of Churchill) moved the bill be ordered engrossed.
Carried.

Assembly Bill No. 90.

Mr. Cheney moved that the amendment of the Senate be concurred in.
The roll was called and the amendment concurred in by the following vote :

YEAS—MESSRS. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Fairbanks and Garrard—2.

Substitute for Senate Bill No. 44.

Mr. Cheney moved the bill be referred to the same special committee as appointed before on the title of bills.

Carried.

Assembly Bill No. 31.

Mr. Blakeslee moved the amendments offered by the Senate be concurred in.

The roll was called and the amendments concurred in by the following vote:

YEAS—MESSRS. Allen (of Storey), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Herman, Langan, Merrick, Moore, McNaughton, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams and Wyckoff—27.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Gilbert, Hanna, Hougham, Johnston, Lee, Murray, McQuitty, Thompson and Mr. Speaker—12.

Absent—Mr. Garrard.

Assembly Bill No. 104.

Amendments of the Judiciary Committee read by the Clerk.

Mr. Langan moved the adoption of the amendments.

Carried.

Mr. Langan moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 112.

Mr. Allen (of Eureka) moved the bill be laid on the table.

Carried.

Assembly Bill No. 106.

Mr. Fairbanks moved to amend Section 1, line 9, printed bill, by striking out the word "two" and insert in lieu thereof the word "four."

Carried.

Mr. Cheney moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 102—An Act to amend an Act entitled "An Act concerning District Attorneys," approved March 11, 1865.

Mr. Blakeslee moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—Messrs. Allen (of Eureka) and Smith—2.

Absent—Messrs. Garrard and Nelson—2.

Assembly Bill No. 107—An Act to amend an Act entitled "An Act to prohibit lotteries," approved March 1, 1873.

Mr. Thaxter moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Cheney, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Wyckoff—30.

NAYS—Messrs. Allen (of Storey), Bennetts, Blakeslee, Hougham, Johnston, O'Connor and Mr. Speaker—7.

Absent—Messrs. Cohoon, Garrard and Nelson—3.

Assembly Bill No. 108—An Act to amend Sections 95 and 97 of an Act entitled "An Act to regulate proceedings in criminal cases in the courts of justice in the Territory of Nevada," approved November 26, 1861.

Mr. Tyrrell moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—Mr. Springmeyer.

Absent—Messrs. Coryell and Nelson—2.

Assembly Bill No. 109.

Mr. Cheney moved the bill be placed at the bottom of the file.

Carried.

Assembly Bill No. 76.

Mr. Beck moved the amendments to Section 2 of the bill, offered by the Committee on Judiciary, be adopted.

Carried.

The question now recurred on the adoption of the amendment offered by the Committee on Judiciary, striking out Sections 6 and 7 of the bill. During the debate on the above proposed amendment Mr. Hanna moved the House take a recess until 2 o'clock.

Carried.

At 12:25 P. M. the House took a recess.

HOUSE IN SESSION

At 2 o'clock P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The Speaker announced that the hour had arrived for the consideration of the special order, viz.: Assembly Bill No. 84.

Mr. Poujade moved the special order be postponed until after the consideration of Assembly Bill No. 76.

Carried.

Assembly Bill No. 76.

The question was on the adoption of the amendment to strike out Sections 6 and 7.

Yeas and nays called for by Messrs. Cheney, McNaughton and Lee.

The roll was called and the amendment lost by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Cheney, Dunkle, Herman, Langan, Merrick, McNaughton, McQuitty, Wyckoff and Mr. Speaker—13.

NAYS—Messrs. Allen (of Churchill), Blakeslee, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hougham, Johnston, Lee, Moore, Murray, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell and Williams—26.

Absent—Mr. Hanna.

Mr. Beck moved to amend Section 6 by striking out all after the word "effect," and insert in lieu thereof the words "the counties of Storey, Washoe and Eureka."

Carried.

Mr. Poujade moved to amend Section 6 by inserting after the word "effect" the word "only."

Carried.

Mr. Beck moved the bill be ordered engrossed as amended.

Carried.

SPECIAL ORDER.

Assembly Bill No. 84.

The question was on the adoption of the amendments of the Committee on Agriculture, read by the Clerk.

Lost.

Mr. Cheney moved to amend Section 1, line 5, printed bill, by striking out the words "when herded on the range or common."

Yeas and nays called for by Messrs. Cheney, McNaughton and Allen. The question was: "Shall these words stand as a part of the bill?"

The roll was called and the motion lost by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Coryell, Fairbanks, Garrard, Hougham, Moore, McQuitty, Nelson, O'Connor, Pyne, Riepe, Smith, Snapp and Springmeyer—15.

NAYS—Messrs. Allen (of Eureka), Beck, Bennetts, Cheney, Cohoon, Cutting, Dickson, Dunkle, Gilbert, Hanna, Herman, Johnston, Langan, Lee, Merrick, Murray, McNaughton, Poujade, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—24.

Absent—Mr. Blakeslee.

Mr. Johnston moved to amend Section 1 by adding the following words : "Provided that such lands are fenced, or the boundaries thereof are plainly marked by furrow made around such lands either by plow or otherwise; and provided further, that the person or persons, or corporation claiming such inclosed or marked lands has a legal title to such lands so marked or inclosed."

Yeas and nays called for by Messrs. Coryell, Beck and Allen (of Eureka).

The roll was called and the motion was carried by the following vote :

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Cheney, Cohoon, Cutting, Dickson, Dunkle, Gilbert, Hanna, Herman, Johnston, Langan, Lee, Merrick, Murray, McNaughton, Poujade, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—23.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Coryell, Fairbanks, Garrard, Hougham, Moore, McQuitty, Nelson, O'Connor, Pyne, Riepe, Smith, Snapp, Springmeyer and Tyrrell—16.

Absent—Mr. Blakeslee.

Mr. Allen (of Churchill) moved to lay the bill on the table.

Carried.

Mr. Tyrrell offered the following resolution (out of order):

Resolved, That when this House adjourns for the day it do adjourn until Saturday next at the regular hour.

Yeas and nays called for by Messrs. Thompson, Coryell and Langan.

The roll was called and the resolution adopted by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Hanna, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Snapp, Thaxter, Tyrrell, Wyckoff and Mr. Speaker—30.

NAYS—Messrs. Beck, Blakeslee, Fairbanks, Gilbert, Herman, Riepe, Smith, Springmeyer and Thompson—9.

Absent—Mr. Williams.

REPORT OF STANDING COMMITTEE.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 90, 32 and 94; also, Assembly Joint Resolution No. 10 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker.

Your Special Committee on Titles to Bills, to whom was referred Senate Bill No. 44, which was returned to the Assembly from the Senate with the request to correct the amendment so that it will refer to the proper section, report that, in their opinion, said amendment does properly refer to the proper section, and recommend that the bill be returned to the Senate with the statement that it is the judgment of the Assembly that the proposed amendment in the particular referred to is correct.

A. E. CHENEY, for Committee.

Mr. Cheney moved the report of the committee be adopted, and the bill take the course recommended in this report.

Carried.

Mr. Herman, by leave, introduced Assembly Bill No. 119—An Act to amend an Act entitled an Act to amend an Act entitled "An Act to allow any person or persons to divert the waters of any river or stream, and run the same through any ditch or flume, and to provide for the right of way through the lands of others," approved March 3, 1866; approved March 5, 1869.

Chief Clerk read the title of bill.

Mr. Herman moved the rules be suspended, the bill be considered read first time, rules further suspended, the bill be read a second time by title and referred to Judiciary Committee.

Carried.

Mr. Cutting, by leave, introduced Assembly Bill No. 120—An Act relating to the State Library.

Chief Clerk read the title of bill.

Mr. Cutting moved the rules be suspended, the reading thus far be considered the first reading, the bill be read a second time by title and referred to the Committee on State Institutions.

Carried.

Assembly Bill No. 91.

Mr. Garrard moved the House do now resolve itself into Committee of the Whole for the consideration of Assembly Bill No. 91.

Carried.

At 3:25 P. M. the House went into Committee of the Whole, with the Speaker *pro tem.* in the chair.

HOUSE IN SESSION

At 3:35 P. M.

Mr. Speaker in the chair.

The Committee of the Whole rose and made the following report:

Mr. Speaker :

Your Committee of the Whole, to whom was referred Assembly Bill No. 91, have had the same under consideration, and beg leave to report the same back to the House, without recommendation.

Mr. Garrard moved that the consideration of Assembly Bill No. 91 be made the special order for Saturday at 1 o'clock p. m.

Mr. Wyckoff moved to make the bill a special order for next Tuesday at 1 o'clock.

Lost.

The original motion was then lost.

Mr. Wyckoff moved to make the bill the special order for next Tuesday at 2 o'clock.

Carried.

Mr. Thompson moved to adjourn.

Carried.

At 3:40 p. m., the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

FORTY-EIGHTH DAY.

CARSON CITY (Saturday), February 23, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Fairbanks, McNaughton and Cheney.

Prayer by the Chaplain, Rev. J. L. Woods.

Journal read and approved.

The Chair announced that the Committee on Public Morals, under the rule of the House, should consist of five members instead of three, he therefore appointed Messrs. Dunkle and Dickson to fill the Committee.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Ways and Means have had under consideration Assembly Bill No. 100, and beg leave to report the same back, with the recommendation that it do pass with the amendment offered.

J. POUJADE, Chairman.

Mr. Speaker :

Your Committee on Education have had Assembly Bill No. 99 under

consideration, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

We have also had Senate Bill No. 50 and Assembly Bill No. 118 under consideration, and beg leave to report favorably on the same, with the recommendation that they do pass.

GEO. D. PYNE, Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. Speaker :

The delegation from Lincoln county, to whom was referred Assembly Bill No. 92, have had the same under consideration, and beg leave to report the bill back, with the recommendation that it do pass.

J. POUJADE, Chairman.

Mr. Speaker :

Your committee, the Ormsby delegation, have had Assembly Bill No. 111 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

GEORGE A. TYRRELL, Chairman.

Mr. Speaker:

Your Special Committee, composed of the Washoe delegation, to whom was referred Assembly Bill No. 77, entitled "An Act to grant the right of way and to provide a street railroad within the town of Reno, Washoe county, State of Nevada," have carefully considered the same, and herewith report the same back favorably with certain amendments, as follows:

Strike out in lines 4 and 5, of the printed bill, the words: "Including the iron bridge now spanning the Truckee river on Virginia street."

Second—Add the following to the end of the same section: "Provided that the right of way is not hereby granted to cross the iron bridge over the Truckee river on Virginia street."

Third—Strike out in Section 6, line 2, of printed bill, the word "fifty," and insert in lieu thereof the word "ten."

Respectfully,

H. H. BECK,
For Special Committee.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 21, 1889. }

To the Honorable the Assembly :

I have the honor herewith to notify your honorable body that the Assembly amendments to Senate Bill No. 31 have been this day concurred in by the Senate by the following vote: Yeas, 19; nays, none.

Also, Assembly amendments to Senate Bill No. 8 have been this day concurred in by the following vote: Yeas, 19; nays, none.

I also have the honor herewith to present for the consideration of your honorable body Senate Bill No 55, relative to appropriations for the support of the Government of the State of Nevada, which passed the Senate this day; yeas, 19; nays, none.

Also, Senate Bill No. 67, making provisions for the payment of certain rewards, which passed the Senate this day ; yeas, 19 ; nays, none.

Also, Senate Bill No. 68, for the relief of the Virginia and Truckee Railroad Company, which passed the Senate this day ; yeas, 19 ; nays, none.

Also, Senate Bill No. 42, relating to the payment of the Senate Journal Clerk, for copying the same, which passed the Senate on the last legislative day ; yeas, 17 ; nays, none.

Also, Senate Bill No. 64, for the relief of Geo. I. Lammon, which passed the Senate on the last legislative day ; yeas, 18 ; nays, none.

Also, Substitute for Senate Bill No. 30, relating to the maintenance of the State University, which passed the Senate on the 19th instant ; yeas, 16 ; nays, 1.

Also, Substitute for Assembly Bills Nos. 7 and 8, which was lost in the Senate on the last legislative day ; yeas, 8 ; nays, 10. All of which is respectfully submitted.

O. H. GREY,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Mr. Hanna moved that Senate Bill No. 59 be placed at the top of the file.

Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Senate Bill No. 55—An Act making appropriations for the support of the civil government of the State of Nevada for the twenty-fifth and twenty-sixth fiscal years.

Chief Clerk read title of bill.

Mr. Poujade moved the rules be suspended, the reading thus far be considered the first reading, the rules further suspended, the bill read a second time by title and referred to the Committee on Ways and Means.

Carried.

Mr. Herman, by leave, Assembly Bill No. 121—An Act to amend an Act entitled "An Act to regulate houses of prostitution, dance houses, and houses where beer, wine or spirituous liquors are sold," approved February 26, 1887.

Read first time.

Mr. Herman moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

Mr. Poujade, by leave, Assembly Bill No. 122—An Act to provide for the transmission of ballots, poll books and tally lists by mail in certain cases.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Elections.

Carried.

Mr. McQuitty, by leave, Assembly Bill No. 123—An Act relative to the

manner of assessing and collecting taxes on horses, mules, cattle and sheep in this State in certain cases.

Read first time.

Mr. McQuitty moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

Mr. Murray, by leave, Assembly Bill No. 124—An Act granting leave of absence to A. W. Hesson, Assessor of Elko county.

Read first time.

Mr. Murray moved the rules be suspended, the bill be read a second time by title and referred to the Elko county delegation.

Carried.

Mr. Allen (of Churchill), by leave, Assembly Bill No. 125—An Act to authorize the County Commissioners of Churchill county to purchase the telegraph line from Stillwater to Virginia City.

Read first time.

Mr. Allen (of Churchill) moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Langan, by leave, Assembly Bill No. 126—An Act to authorize the State Board of Agriculture of the Nevada State Agricultural Society to purchase Fair grounds, and to provide for the payment thereof.

Read first time.

Mr. Langan moved the rules be suspended, the bill be read a second time by title and referred to the Committee on State Institutions.

Carried.

Mr. Allen (of Storey), by leave, Assembly Bill No. 127—An Act to protect quail.

Read first time.

Mr. Allen (of Storey) moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Internal Improvements.

Carried.

Mr. Riepe, by leave, Assembly Bill No. 128—An Act to amend Section 44 of an Act entitled "An Act concerning crimes and punishments," approved November 26, 1861.

Read first time.

Mr. Riepe moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Public Morals.

Carried.

Substitute for Senate Bill No 30—An Act to appropriate money for the maintenance and improvement of the State University, for the improvement and care of the grounds, and other matters relating thereto.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Carried.

Senate Bill No. 67—An Act to pay the claims of E. P. Wilkins for rewards for the arrest of Charley Bob and Aleck Mitter, convicted of an assault with intent to commit robbery in Elko county, in 1885.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Senate Bill No. 68—An Act to pay the claim of the Virginia and Truckee Railroad Company for the transportation of troops.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Senate Bill No. 62—An Act to provide for the copying of the Senate Journal of the Fourteenth Session of the Legislature of the State of Nevada.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Senate Bill No. 64—An Act for the relief of Geo. I. Lammon.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Carried.

Mr. Merrick, by leave, Assembly Bill No. 129—An Act to appropriate fifteen hundred dollars for the benefit of the militia of the State.

Read first time.

Mr. Merrick moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Mr. Thompson, by leave, Assembly Concurrent Resolution No. 25—Relative to a free and unlimited coinage of silver.

Read first time.

Mr. Thompson moved the rules be suspended, the resolution be read a second time by title and referred to the Committee on Federal Relations.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 59—An Act to amend an Act entitled "An Act providing for the government of the towns and cities of this State," approved February 26, 1881.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—None.

Absent—Messrs. Beck, Cheney, Fairbanks, Herman, McNaughton and Thompson—6.

Assembly Bill No. 96.

Mr. Langan moved the bill be re-referred to the Judiciary Committee.
Carried.

Assembly Concurrent Resolution No. 23, relative to submitting to the people of the State the question of calling a Constitutional Convention.

Mr. Garrard moved a call of the House.

Carried.

The roll was called with the following result:

Present—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

Absent—Messrs. Beck, Cheney (by leave), Fairbanks (by leave), Herman and McNaughton (by leave)—5.

Mr. Poujade rose to a point of order, that under the rule the doors of the House could not be closed until after the roll-call.

The Chair declared the point well taken.

Mr. Poujade moved the Sergeant-at-Arms be despatched for Messrs. Beck and Herman.

Carried.

Mr. Poujade moved the Messenger of the House act as temporary Sergeant-at-Arms.

Carried.

Mr. Beck and Mr. Herman appeared at the bar of the House.

Mr. Hanna moved that the gentlemen be permitted to explain their absence.

Carried.

Messrs. Beck and Herman reported as having been absent on committee duty.

Mr. Hanna moved that Messrs. Beck and Herman be excused and permitted to take their seats.

Carried.

Further proceedings under the call of the House were dispensed with.

The further consideration of Assembly Concurrent Resolution No. 23 was now taken up.

Mr. Poujade moved to amend by striking out all after the words "be made" in the second paragraph of the preamble, except the words "therefore be it."

Mr. Hanna moved the resolution be ordered engrossed.

Carried.

Mr. Hanna moved the House take recess to 1:30 p. m.

Carried.

At 11:50 a. m. the House took recess.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Hanna moved the Governor's messages be taken up (out of order).
Carried.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, February 21, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 32, entitled an Act to amend Section 16 of an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada, and to repeal all other Acts in relation thereto," approved February 27, 1883.

Very respectfully, etc.,

C. C. STEVENSON, Governor.

EXECUTIVE DEPARTMENT,
CARSON CITY, February 21, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Joint Resolution No. 10, relative to the Pyramid Lake Reservation. Very respectfully, etc.,

C. C. STEVENSON, Governor.

EXECUTIVE DEPARTMENT,
CARSON CITY, February 21, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 94, entitled "An Act to further provide for the commitment of insane persons to the insane asylum."

Very respectfully, etc.,

C. C. STEVENSON, Governor.

EXECUTIVE DEPARTMENT,
CARSON CITY, February 21, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 90, entitled "An Act to provide for the copying of the Assembly Journal of the Fourteenth Session of the Legislature of the State of Nevada." Very respectfully, etc.,

C. C. STEVENSON, Governor.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Engrossment beg leave to report that they have

carefully compared Assembly Concurrent Resolution No. 23, relative to submitting to the people of the State of Nevada the question of calling a Constitutional Convention, with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Hanna asked unanimous leave to have the remarks of Mr. Williams, on Tuesday last, on the final passage of Assembly Bill No. 70, spread at length on the journal.

Granted.

Synopsis of a speech delivered by Mr. J. B. Williams, author and introducer of Assembly Bill No. 70, fixing the time for the opening and closing of saloons and gaming houses.

Mr. Speaker :

The measure before the House is an important one, involving as it does the health and comfort of our laboring men and their families, and being its author and introducer, I feel it to be my duty to rise in its support. I am only too sorry that it has so weak a prop.

Sir, I do not intend to speak at length upon this question. I do not think it absolutely necessary to do so, from the fact that the bill is sufficient to recommend itself and insure its passage through the House and Senate, and then receive the approval of the Governor of the State of Nevada. I conceive that the measure before us is full of significance, yea, fraught with common sense for a common sense people.

It is significant in all its relations to old and young, to wife to mother, to children, and, in fact, to the whole State of Nevada. It does not detract one single dollar from her revenue; and, sir, I am furthermore in a situation to prove to you that four-fifths of the most pernicious, the most hideous crimes are being perpetrated between the hours of twelve o'clock at night and six o'clock in the morning.

Mr. Speaker, I was very favorably struck a few mornings ago as I entered the cars by a bright, intelligent boy, who said to me: "Sir, are you the man who introduced the six hours closing bill?" He said, "You are the man I will stand by."

Sir, that boy spoke volumes; he spoke a volume for every boy throughout the State of Nevada; an angel's tongue, if it were possible, could give no more force to this important measure than did that boy.

I imagine that I hear one united voice coming, as being borne upon the wings of the wind, bearing with it emphatic tones, saying in broken accents, "Vote favorably and solidly for that important measure, for we are all interested;" coming from whom? Coming from the wives, mothers and children; from every household throughout the State of Nevada! And now, I fancy that there is silence; they have just said the Legislature is about to take action on the measure we are so much interested in; and now they are wondering, fearing and yet hoping that the bill before the House will become a law—an enforced law. Will you do it, and build an everlasting name?

Sir, I do not question for one moment that any member in this assembled body will dare give his voice against the entreaties of those who so much desire the passage of this bill; if so, I am afraid it will recoil upon the head of such an one.

Mr. Speaker, there may be some objections to this measure, as some would have it, on account of interfering with the so-called rights and

liberties of others. I say, sir, we have a perfect right to do so—for such we are convened—for while we do not intermeddle with that which injures, we neglect to protect the injured.

The question now arises, shall we legislate in the interest of ten or ten thousand? It is for this legislative body to determine.

Sir, let no compromise, no concessions, be made in such an important matter; throw away your prejudices and act prudently in that which is right. I apprehend that eighteen hours out of twenty-four is long enough to sell any kind of liquor to any people as a beverage, and any argument which may be adduced against this reason is frothy.

It is true we may squeeze the toes of a few, but, at the same time, we make pleasant walks and bright firesides for the many. It is our business to make wholesome laws, and compel both man and woman to obey them, that they may be fit subjects to live and perform the duties devolving upon them as good citizens, good husbands and good fathers; therefore, if this bill becomes a law—an enforced law—instead of the wife, the mother and children wondering and fearing at what uncertain hour and in what condition the husband and father will come, they will at a certain and positive hour look for and greet with a smile the expected one. But if not, I again fancy I hear the daughter saying in wishful tones: “Oh! mother, the clock has long struck twelve and father has not come. If the twelve o’clock closing bill had passed father would have been here long ere this, but now nobody knows when or in what condition he will be when he does come.”

Sir, let your eye attract every member in this assembled body, reflecting your approval of this most important measure. Sir, the body of this bill is not empty; but, as the publisher said of Foster’s writings: “It is like a great lumber wagon loaded with gold.”

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Concurrent Resolution No. 23, relative to submitting to the people of the State the question of calling a Constitutional Convention.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, O’Connor, Poujade, Pyne, Riepe, Smith, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—29.

NAYS—Messrs. Coryell, Dickson, Dunkle, McQuitty, Nelson and Snapp—6.

Absent—Messrs. Cheney, Cutting, Fairbanks, McNaughton and Springmeyer—5.

Assembly Bill No. 87.

Mr. Langan moved the bill be indefinitely postponed.

Carried.

Second Substitute for Assembly Bill No. 22.

Mr. Poujade moved to amend by striking out, in Section 4, the words “thirty-six hundred,” and inserting in lieu thereof the words “forty-eight hundred.”

Mr. Allen (of Eureka) moved to make the bill a special order for next Wednesday at 2 o’clock.

Lost.

Mr. Blakeslee moved that the further consideration of the bill be made a special order for Monday at 10 o'clock.

Lost.

Mr. Allen (of Eureka) moved to adjourn.

Yeas and nays called for by Messrs. McQuitty, Riepe and Allen (of Eureka).

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Blakeslee, Cohoon, Cutting, Dunkle, Garrard, Gilbert, Hougham, Johnston, Langan, McQuitty, Nelson, Snapp, Thompson, Williams, Wyckoff and Mr. Speaker—19.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Coryell, Dickson, Hanna, Herman, Lee, Merrick, Moore, Murray, O'Connor, Poujade, Pyne, Riepe, Smith, Thaxter and Tyrrell—17.

Absent—Messrs. Cheney, Fairbanks, McNaughton and Springmeyer—4.

At 3 o'clock P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,

Chief Clerk of the Assembly.

FORTY-NINTH DAY.

CARSON CITY (Sunday), February 24, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

No quorum present.

Absent—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Cheney, Cohoon, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Merrick, Moore, McNaughton, McQuitty, Nelson, O'Connor, Pyne, Smith, Springmeyer, Thompson, Tyrrell, Williams and Wyckoff—27.

Mr. Poujade moved to adjourn.

Carried.

At 10:15 A. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,

Chief Clerk of the Assembly.

FIFTIETH DAY.

CARSON CITY (Monday), February 25, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Rev. J. A. Bready.

Journal read and approved.

PRESENTATION OF PETITIONS.

Petitions from citizens and taxpayers of Lyon county, protesting against the passage of Assembly Bill No. 97, annexing Smith's Valley, Lyon county, to Douglas.

Laid over under the rules for one day.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 46, entitled "An Act establishing the boundary line between Eureka and Lander counties."

Also, Assembly Bill No. 93, 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 February 27, 1883.

Also, Engrossed Assembly Bill No. 86, entitled "An Act to provide for the organization and government of irrigation districts, and to provide for the acquisition of water and other property, and for the distribution of water thereby for irrigation purposes;" returned for re-engrossment.

Also, Assembly Bill No. 104, 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 26, 1861.

Also, Assembly Bill No. 106, entitled an Act to amend an Act entitled "An Act to provide for the appointment of Notaries Public and defining their duties," approved and amended.

Also, Engrossed Assembly Bill No. 79, entitled "An Act to authorize the Board of Commissioners of Churchill county, Nevada, to provide for the storage and distribution of water, and the issuance of bonds for the payment of the same;" returned for re-engrossment.

Also, Assembly Bill No. 76, entitled an Act requiring County Commissioners to give bonds, and providing additional security for the

proper disbursement of public money," with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Committee on State Institutions have had Assembly Bill No. 105 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

F. P. LANGAN, Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. Speaker :

Your special committee, to whom was referred Assembly Bill No. 124, beg leave to report favorably on the same, with the amendment added, and recommend that it do pass.

D. V. JOHNSTON,
H. H. CORYELL,
J. V. MURRAY,
Elko County Delegation.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 23, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Assembly Bill No. 15, relating to the compensation of county officers in certain counties, which passed the Senate this day ; yeas, 17 ; nays, none.

Also, Assembly Bill No. 67, an Act to regulate insurance companies, which was lost in the Senate this day by the following vote: Yeas, 4 ; nays, 13.

Also, Assembly Bill No. 73, relating to the government of the State University, which passed the Senate this day ; yeas, 15 ; nays, 2.

Also, Senate Bill No. 61, amending the Incorporation Act of 1865, which passed the Senate on the 21st instant ; yeas, 18 ; nays, none.

Also, Assembly Bill No. 80, relating to Superintendents of Schools, which passed the Senate on the 21st instant ; yeas, 18 ; nays, none.

Also, Assembly Bill No. 41, relating to County Superintendents of Schools, which passed the Senate on the 21st instant ; yeas, 18 ; nays, none.

Also, Senate Bill No. 63, amending the civil practice, which passed the Senate this day ; yeas, 19 ; nays, none.

Also, Senate Bill No. 42, relating to the reports of District Attorneys, with the information that all the Assembly amendments to said bill have been concurred in by a Constitutional majority, excepting amendment number one, which was non-concurred in by the Senate.

O. H. GREY,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

By Mr. Riepe:

Assembly Joint Resolution No. 26, relative to amending Section 1, Article X., of the Constitution of this State.

Read first time.

Mr. Riepe moved the rules be suspended, the resolution be read a second time by title and referred to the Committee on Mines and Mining.

Mr. Poujade moved that Senaté Bill No. 42 be now taken up and the amendments thereto be considered in connection with the bill.

The history of the bill was read, the Senate having refused to concur in amendment No. 1.

Mr. Poujade moved that the Assembly recede from the House amendment amending Section 1 of the bill.

The roll was called and the Assembly refused to recede from its amendment by the following vote:

YEAS—None.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

Absent—Mr. O'Connor.

The Chair appointed as a Conference Committee Messrs. Poujade, Langan and Cheney.

Mr. Poujade moved that the Committee on the Revision of Revenue be authorized to employ additional clerical help, and have the bill printed before it is introduced.

Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Blakeslee, by leave, Assembly Bill No. 130—An Act to amend an Act entitled an Act to amend an Act entitled "An Act to provide for the payment of outstanding and other indebtedness of Humboldt county," approved February 27, 1869; approved February 6, 1885.

Read first time.

Mr. Blakeslee moved the rules be suspended, the bill be read a second time by title and referred to the Humboldt delegation.

Carried.

Mr. Thompson, by leave, Assembly Bill No. 131—An Act to amend an Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885; approved February 19, 1887.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Washoe county delegation.

Carried.

Mr. Thompson, by leave, Assembly Bill No. 132—An Act relating to elections.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Elections.

Carried.

Mr. Thompson, by leave, Assembly Bill No. 133—An Act in relation to elections.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Elections.

Carried.

Mr. Thompson, by leave, Assembly Bill No. 134—An Act abolishing official bonds.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Mr. Cheney moved to amend by referring the bill to the Committee on Ways and Means.

Lost.

The original motion was then adopted.

Mr. Thompson, by leave, Assembly Bill No. 135—An Act to create a State Board of Equalization, to define its powers and duties, and to fix the compensation of its members.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Joint Committee on the Revision of Revenue.

Carried.

Mr. Cohoon, by leave, Assembly Bill No. 136—An Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved January 31, 1887.

Read first time.

Mr. Dickson moved the rules be suspended, the bill be read a second time by title and referred to the Lander county delegation.

Carried.

Mr. Langan, by leave, Assembly Bill No. 137—An Act for the relief of Alf. Doten.

Read first time.

Mr. Langan moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Mr. Allen (of Eureka) moved to amend by referring to the Committee on Claims.

Carried.

The original motion was then adopted as amended.

Mr. Garrard, by leave, Assembly Bill No. 138—An Act to prevent trespass upon real estate by live stock, and other matters in relation thereto.

Mr. Garrard moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

Mr. Garrard, by leave, Assembly Bill No. 139—An Act supplementary

to an Act entitled "An Act to allow any person or persons to divert the waters of any river or stream, and to run the same through any ditch or flume, and to provide the right of way through the lands of others," approved March 3, 1866; approved March 5, 1869.

Read first time.

Mr. Garrard moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

Mr. Garrard, by leave, Assembly Bill No. 140—An Act requiring the District Judges of the State of Nevada to designate the newspaper in which official advertising shall be done.

Read first time.

Mr. Garrard moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Printing.

Carried.

Senate Bill No. 61—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 22, 1865.

Read first time.

Mr. Cheney moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Corporations and Railroads.

Carried.

Senate Bill No. 63—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 8, 1869, and all other Acts amendatory thereof.

Read first time.

Mr. Beck moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Beck, by leave, Assembly Bill No 141—An Act to protect horse growers.

Read first time.

Mr. Beck moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Mr. Poujade moved that second substitute for Assembly Bill No. 22 be placed at the head of the file.

Carried.

The question was on the adoption of the amendment increasing the amount from thirty-six to forty-eight hundred.

Yeas and nays called for by Messrs. Riepe, Allen (of Eureka) and Allen (of Storey).

The roll was called and the motion adopted by the following vote:

YEAS—Messrs. Allen (of Churchill), Bennetts, Cohoon, Coryell, Fairbanks, Garrard, Gilbert, Hanna, Langan, Lee, Merrick, Moore, Murray,

McNaughton, O'Connor, Poujade, Pyne, Riepe, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—24.

YAYS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Blakeslee, Cheney, Dickson, Dunkle, Herman, Hougham, Johnston, McQuitty, Nelson, Smith, Snapp and Thompson—15.

Absent—Mr. Cutting.

Mr. Poujade moved to amend Section 5 by striking out the words "thirty-six" and inserting in lieu thereof the words "forty-eight."

Yeas and nays called for by Messrs. Allen (of Eureka), Allen (of Churchill) and Poujade.

The roll was called and the motion was lost by the following vote:

YEAS—Messrs. Allen (of Churchill), Fairbanks, Garrard, Hanna, Langan, Merrick, Murray, McNaughton, Poujade, Pyne, Snapp, Thaxter, Tyrrell, Williams and Mr. Speaker—15.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Gilbert, Herman, Hougham, Johnston, Lee, Moore, McQuitty, Nelson, O'Connor, Riepe, Smith, Springmeyer, Thompson and Wyckoff—25.

Mr. Cheney moved to amend Section 6 by striking out the words "twenty-five" and inserting in lieu thereof "thirty-six."

Yeas and nays called for by Messrs. Riepe, Allen (of Churchill), and Poujade.

The roll was called and the motion lost by the following vote:

YEAS—Messrs. Cheney, Dunkle, Garrard, Herman, Langan, Merrick, Murray, McNaughton, Pyne, Thompson and Mr. Speaker—11.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Hougham, Johnston, Lee, Moore, McQuitty, Nelson, O'Connor, Poujade, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams and Wyckoff—29.

Mr. Cheney moved to amend Section 6 by striking out the words "twenty-five hundred" and inserting in lieu thereof the words "three thousand."

Yeas and nays called for by Messrs. Allen (of Eureka), Riepe and Thaxter.

The roll was called and the motion lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Bennetts, Cheney, Dunkle, Garrard, Herman, Hougham, Langan, Merrick, Murray, McNaughton, Pyne, Springmeyer and Mr. Speaker—14.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Johnston, Lee, Moore, McQuitty, Nelson, O'Connor, Poujade, Riepe, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams and Wyckoff—26.

Mr. Pyne moved to amend Section 3 by striking out the words "thirty-six" and inserting in lieu thereof the words "forty-eight."

Mr. Hanna moved to amend the amendment by inserting the words "four thousand."

Lost.

The question was on the original motion.

Yeas and nays called for by Messrs. Pyne, Hanna and Moore.

The roll was called and the motion was lost by the following vote:

YEAS—Messrs. Garrard, Langan, Lee, Merrick, McNaughton, Pyne and Thompson—7.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill),

Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Moore, Murray, McQuitty, Nelson, O'Connor, Poujade, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—33.

Mr. Thaxter moved to amend Section 5 by striking out the words "thirty-six" and inserting in lieu thereof the words "forty-five."

Yeas and nays called for by Messrs. Cheney, Allen (of Storey) and Thaxter.

The roll was called and the motion lost by the following vote:

YEAS—Messrs. Allen (of Churchill), Bennetts, Garrard, Hanna, Langan, Merrick, Murray, McNaughton, Poujade, Pyne, Smith, Snapp, Thaxter, Tyrrell, Williams and Mr. Speaker—16.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Herman, Hougham, Johnston, Lee, Moore, McQuitty, Nelson, O'Connor, Riepe, Springmeyer, Thompson and Wyckoff—24.

Mr. Thaxter moved to amend Section 5 by striking out the words "thirty-six hundred" and insert in lieu thereof the words "four thousand."

Mr. Pyne moved to make the further consideration of the bill the special order for to-morrow evening at 7 o'clock.

Lost.

The question recurred on the amendment to Section 5.

Yeas and nays called for by Messrs. Thaxter, Tyrrell and Allen (of Churchill).

The roll was called and the motion lost by the following vote:

YEAS—Messrs. Allen (of Churchill), Bennetts, Cheney, Garrard, Gilbert, Hanna, Hougham, Langan, Lee, Merrick, Murray, McNaughton, Poujade, Pyne, Snapp, Thaxter, Tyrrell, Williams and Mr. Speaker—19.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Herman, Johnston, Moore, McQuitty, Nelson, O'Connor, Riepe, Smith, Springmeyer, Thompson and Wyckoff—20.

Absent—Mr. Fairbanks.

Mr. O'Connor moved to take recess until 2 o'clock.

Carried.

At 12:05 the House took recess.

HOUSE IN SESSION

At 2 o'clock P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The question before the House was the further consideration of second substitute for Assembly Bill No. 22.

Mr. Hanna moved to amend Section 10 by striking out the words "fifteen hundred" and insert in lieu thereof the words "two thousand."

Lost.

Mr. Cheney moved to amend Section 11 by striking out the words "and returning."

Mr. Garrard moved to amend the motion by striking out all of Section 11.

Mr. Cheney rose to a point of order, that the gentleman's motion was not an amendment to his motion.

The Chair decided the point well taken.

Mr. Pyne moved to amend the amendment by striking out the whole of Section 11, and insert in lieu thereof the following:

Section 11. State Senators and members of the Assembly shall be paid eight dollars (\$8) per day, and twenty-five cents per mile for each mile in going and returning from the place of meeting, and each member shall be allowed thirty dollars at each session for newspapers, stationery and postage.

Mr. Cheney rose to a point of order that this was not an amendment to his motion.

The point of order was declared well taken.

The question was now on the adoption of the amendment offered by Mr. Cheney.

Yeas and nays called for by Messrs. Cheney, Thaxter and Tyrrell.

The roll was called and the motion to amend was lost by the following vote:

YEAS—Messrs. Beck, Cheney, Cohoon, Coryell, Cutting, Dickson, Herman, Hougham, Merrick, McNaughton, McQuitty, Nelson, Snapp, Springmeyer, Thaxter, Thompson and Tyrrell—17.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Dunkle, Garrard, Gilbert, Hanna, Johnston, Langan, Lee, Moore, Murray, O'Connor, Poujade, Pyne, Riepe, Smith, Williams, Wyckoff and Mr. Speaker—22.

Absent—Mr. Fairbanks.

Mr. Pyne moved to amend by striking out Section 11 and inserting a new Section 11, as follows:

Section 11. State Senators and members of the Assembly shall be paid eight (\$8) dollars per day and twenty-five cents per mile for each mile in going and returning from the place of meeting, and each member shall be allowed thirty dollars at each session for newspapers, stationery and postage.

Mr. Tyrrell moved to amend the amendment by striking out the word "five" after the word "twenty."

Yeas and nays called for by Messrs. Tyrrell, Moore and O'Connor.

The roll was called and the amendment to the amendment was lost by the following vote:

YEAS—Messrs. Beck, Blakeslee, Cheney, Cohoon, Coryell, Herman, Hougham, Nelson, Poujade, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson and Tyrrell—16.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Pyne, Williams, Wyckoff and Mr. Speaker—24.

Mr. Cheney moved to strike out in the amendment the words "and returning."

Yeas and nays called for by Messrs. Blakeslee, Gilbert and Smith.

The roll was called and the amendment to the amendment was adopted by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Dickson, Dunkle, Fairbanks, Herman, Hougham,

Johnston, Moore, McQuitty, Nelson, Snapp, Springmeyer, Thaxter, Thompson and Tyrrell—21.

YAYS—Messrs. Allen (of Storey), Allen (of Churchill), Coryell, Garrard, Gilbert, Hanna, Langan, Lee, Merrick, Murray, McNaughton, O'Connor, Poujade, Pyne, Riepe, Smith, Williams, Wyckoff and Mr. Speaker—19.

The question now recurred on the amendment as amended.

Mr. Pyne moved to amend the amendment by striking out "twenty-five," and inserting in lieu thereof the word "fifty."

Mr. Cheney rose to a point of order that the motion was not in order. The Chair decided the point not well taken.

Yeas and nays called for by Messrs. Allen (of Churchill), Riepe and Tyrrell.

The roll was called and the amendment to the amendment was lost by the following vote :

YEAS—Messrs. Allen (of Churchill), Coryell, Garrard, Gilbert, Hanna, Langan, Lee, Merrick, Murray, McNaughton, O'Connor, Poujade, Pyne and Williams—14.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Dickson, Dunkle, Herman, Hougham, Johnston, Moore, McQuitty, Nelson, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—25.

Absent—Mr. Fairbanks.

Mr. Allen (of Eureka) moved to amend Section 11, as proposed, by inserting after the word "mile" the words "by the most direct traveled route."

Yeas and nays called for by Messrs. Blakeslee, Coryell and Allen (of Eureka).

The roll was called and the amendment to the amendment was carried by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Merrick, Moore, Murray, McQuitty, Nelson, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—33.

NAYS—Messrs. Allen (of Storey), Garrard, Lee, McNaughton, O'Connor and Smith—6.

Absent—Mr. Cohoon.

Mr. Poujade moved to amend the amendment by striking out the word "eight" before dollars and inserting in lieu thereof the word "ten."

Yeas and nays called for by Messrs. Beck, Tyrrell and McNaughton.

The roll was called and the amendment to the amendment was lost by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Coryell, Fairbanks, Garrard, Gilbert, Hanna, Langan, Lee, Merrick, McNaughton, O'Connor, Poujade, Pyne, Springmeyer, Tyrrell, Williams and Mr. Speaker—19.

NAYS—Messrs. Allen (of Eureka), Beck, Blakeslee, Cheney, Cutting, Dickson, Dunkle, Herman, Hougham, Johnston, Moore, Murray, McQuitty, Nelson, Riepe, Smith, Snapp, Thaxter, Thompson and Wyckoff—20.

Absent—Mr. Cohoon.

Mr. Allen (of Eureka) moved to amend Section 11 by striking out the word "from" and insert in lieu thereof the word "to."

Lost.

The question now recurred on the adoption of Section 11 as proposed, and as amended by the House.

Yeas and nays called for by Messrs. Beck, McNaughton and Garrard.

The roll was called and the amendment was adopted by the following vote:

YEAS—Messrs. Allen (of Churchill), Cheney, Fairbanks, Garrard, Gilbert, Hanna, Hougham, Langan, Lee, Merrick, Moore, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Tyrrell, Williams, Wyckoff and Mr. Speaker—21.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Herman, Johnston, Murray, Nelson, Smith, Snapp, Springmeyer, Thaxter and Thompson—19.

Mr. Cheney moved to amend Section 14 by striking out the word "five" and inserting in lieu thereof the word "six."

Yeas and nays called for by Messrs. Cheney, McNaughton and Williams.

The roll was called and the motion was lost by the following vote:

YEAS—Messrs. Allen (of Churchill), Bennetts, Cheney, Garrard, Merrick, McNaughton, Poujade, Pyne, Williams, Wyckoff and Mr. Speaker—11.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Blakeslee, Cohoon, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McQuitty, Nelson, O'Connor, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson and Tyrrell—28.

Absent—Mr. Coryell.

Mr. Allen (of Churchill) moved to amend Section 14 by striking out the words "five thousand" and inserting in lieu thereof the words "five thousand five hundred."

Lost.

Mr. Garrard moved to amend Section 16 by striking out the words "Secretary of State."

Lost.

Mr. Garrard moved to amend Section 18 by striking out the last two words of the section, "or appointed."

Lost.

Mr. Thompson moved to amend by adding a new section, to be known as Section 19, as follows:

Section 19. The Superintendent of the State Insane Asylum shall be paid twelve hundred dollars per annum.

Carried.

Mr. Thompson moved to amend the bill by transposing the Sections 18 and 19.

Carried.

Mr. Riepe moved the bill be ordered engrossed.

Mr. Hanna moved the bill be laid upon the table.

Yeas and nays called for by Messrs. Beck, Hanna and Garrard.

The roll was called and the motion was carried by the following vote:

YEAS—Messrs. Allen (of Storey), Bennetts, Blakeslee, Cohoon, Fairbanks, Garrard, Gilbert, Hanna, Langan, Lee, Merrick, Murray, McNaughton, O'Connor, Poujade, Pyne, Snapp, Thaxter, Williams, Wyckoff and Mr. Speaker—21.

NAYS—Messrs. Allen (of Churchill), Beck, Cheney, Coryell, Cutting, Dickson, Dunkle, Herman, Hougham, Johnston, Moore, McQuitty, Nelson, Riepe, Smith, Springmeyer, Thompson and Tyrrell—18.

Absent—Mr. Allen (of Eureka).

Mr. Springmeyer, by leave, offered a petition from citizens of Smith's valley, Lyon county.

Read and laid over under the rule for one day.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 95 and Substitute for Assembly Bill No. 31, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Speaker .

Your Standing Committee on State Institutions beg leave to present the following report, out of order: The majority of your committee are members also of standing committees whose duties require almost daily attention. This fact has prevented your Committee on State Institutions from making a special visit to the State University and the Insane Asylum at Reno. In company with the members of the Senate and Assembly they visited those institutions, and were satisfied with the general appearance of the buildings as regards convenience, neatness and good care. The management of the Asylum impressed them as good; the attendants competent, and the unfortunates therein confined as comfortable as humanity could make them.

The University is an institution of great promise; the number of students has largely increased and call is made for additional accommodations, including a dormitory. The instructors are able, and seem to enjoy the respect and cordial regard of the pupils. By fostering care the State can advance the University to a point where it will become a grand factor in the higher education of the youth of both sexes. The necessary financial aid should be extended to maintain and carry forward its usefulness, and to attract to its halls the advanced pupils of the commonwealth.

The State Prison has been ably reported upon by your Standing Committee on State Prison. The investigation had by them was shared in by a portion of this committee, was a thorough investigation, and, in the opinion of your committee, sufficient for all demands.

The State Printing Office, a handsomely constructed building of Prison rock, two stories in height, affording space not only for the State Printing Department, but convenient committee rooms for legislative use, in number sufficient to save all need to pay rent for outside rooms, which formerly amounted to a large sum, has, since its occupation, a little more than three years ago, saved to the State one-third of its cost.

The visit to the State Orphans' Home was made before the change in management took place. We believe the business affairs of the institution to have been carefully and honestly conducted. The main building throughout we found in admirable condition. The books of the Superintendent exhibited were systematically kept. The school, in charge of Mrs. M. E. Jones, was visited, and a very interesting exhibition of the acquirements of the pupils was had, satisfying your committee that that department was in good hands. In the progress of their investigation your committee became convinced that the then Superintendent was unfitted to properly manage and direct so large a body of children, whose origin and early life had in numerous cases been devoid of loving or moral training; who needed great tact, extraordinary patience and a strict but sympathetic hand on the part of him who should be placed over them to give them the inspiration to go onward and upward, and to make themselves useful members of society. Your committee therefore approve and commend the action of the Board of Directors of the State Orphans' Home in making a change of Superintendent, believing the change was made for the better care and treatment of the inmates of the institution and the best interests of the State.

The Capitol and grounds are kept in good order under direction of the Capitol Commissioners. Much trouble has been experienced from the lack of water, both here and at the Orphans' Home. The protection of these beautiful grounds and trees demands an increased water supply, and we beg to urge upon the Legislature the economy of making immediate provision for an increase in the water supply for the Capitol grounds and Orphans' Home.

In the present condition of the State finances, we believe that no further expenditures should be made on the Agricultural Fair grounds at Reno. We recommend that the State's interest in said grounds be immediately disposed of to the highest bidder.

Your committee believe it not advisable for the Legislature, as a body, to visit any of the State institutions.

F. P. LANGAN, Chairman.

Mr. Speaker:

Your Committee on Public Morals have had under consideration Assembly Bill No. 115, and beg leave to report the same back without recommendation.

J. B. WILLIAMS, Chairman.

Mr. Speaker :

Your Committee on Federal Relations, to whom was referred Assembly Concurrent Resolution No. 25, relative to the free and unlimited coinage of silver, have had the same under consideration, and beg leave to report the same back with the recommendation that it be adopted.

WM. THOMPSON, Chairman.

Leave of absence granted Messrs. Cheney and O'Connor for the balance of the day.

Mr. Dunkle moved to adjourn.

Carried.

At 3:35 P. M. the House adjourned.

Approved :

TRENMOR COFFIN,
Speaker of the Assembly.

Attest : C. M. FASSETT,
Chief Clerk of the Assembly.

FIFTY-FIRST DAY.

CARSON CITY (Tuesday), February 26, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Rev. J. A. Bready.

Journal read and approved.

PRESENTATION OF PETITIONS.

Messrs. Fairbanks and Hougham presented petitions from citizens of Lyon county, protesting against the detachment of Smith's Valley, Lyon county, for the purpose of annexing to Douglas county.

Laid over under the rule.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee on Agriculture have had under consideration Assembly Bills Nos. 138, 101 and 139, and beg leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 110, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

H. SPRINGMEYER, Chairman.

Mr. Speaker:

Your Committee on Agriculture have had Assembly Bill No 141 under consideration, and recommend that another section be added to the same, to be designated as "Section 3," as per rider attached, and that as so amended it do pass.

H. SPRINGMEYER, Chairman.

Mr. Speaker:

Your Committee on Public Morals have had Assembly Bill No. 128 under consideration, and beg leave to report the same with amendments, as per riders attached thereto, with the recommendation that so amended it do pass.

J. B. WILLIAMS, Chairman.

Mr. Speaker:

Your Standing Committee on Ways and Means have had under consideration Senate Bill No. 64, and beg leave to report the same back, with the recommendation that it do pass.

Also, Assembly Bill No. 117, and beg leave to report the same back, with the recommendation that it do pass with the amendment offered.

J. POUJADE, Chairman.

Mr. Speaker :

Your Standing Committee on Elections have had under consideration Assembly Bill No. 122, and beg leave to report the same back, with the recommendation that it do pass with the amendments offered.

Also, Assembly Bill No. 132, and beg leave to report the same back, with the recommendation that it do pass.

Also, Assembly Bill No. 133, and beg leave to report the same back, with the recommendation that it do pass with the amendments offered.

The committee also beg leave to introduce a bill, of which no previous notice has been given, relating to the closing of the polls at elections in certain cases, believing that if it becomes a law it will be a good and useful one.

J. POUJADE, Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker :

Your Special Committee, to whom was referred Assembly Bill No. 130, beg leave to report favorably on the same, with the recommendation that it do pass.

L. A. BLAKESLEE, Chairman.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }
CARSON CITY, February 25, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 95, entitled an Act to amend an Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885; approved February 14, 1887.

Also, Assembly Bill No. 31, entitled "An Act to require foreign corporations and associations to name and keep agents in this State upon whom all legal process may be served." Very respectfully, etc.

C. C. STEVENSON, Governor.

MOTIONS AND RESOLUTIONS.

Mr. Riepe moved to take second substitute for Assembly Bill No. 22 from the table, and place it at the head of the file.

Yeas and nays called for by Messrs. Blakeslee, Riepe and Coryell.

The roll was called and the motion was lost by the following vote :

YEAS—Messrs. Allen (of Eureka), Beck, Cheney, Coryell, Cutting, Dickson, Dunkle, Herman, Hougham, Johnston, Lee, Moore, Murray, McQuitty, Nelson, O'Connor, Riepe, Smith, Springmeyer and Thompson—20.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Fairbanks, Garrard, Gilbert, Hanna, Langan, Merrick, McNaughton, Poujade, Pyne, Snapp, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—20.

Mr. Johnston moved to take up Assembly Bill No. 47 and place it at the head of the file.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 25, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 66, relating to fees and salaries of certain county officers, which passed the Senate this day ; yeas, 17 ; nays, none.

Also, Assembly Bill No. 51, for the relief of Muller, Schmitt & Co., which was lost in the Senate this day ; yeas, 2 ; nays, 16.

Also, Substitute for Assembly Joint Resolution No. 21, which was lost in the Senate this day ; yeas, 2 ; nays, 16.

Also, Senate Substitute for Senate Joint Resolution No. 13, relating to naturalization laws, which passed the Senate this day ; yeas, 17 ; nays, none.

Also, Assembly Bill No. 102, an Act relating to the duties of District Attorneys, which passed the Senate this day ; yeas, 18 ; nays, none.

I am further directed to inform your honorable body that the President of the Senate has this day appointed Senators Foley, Nicholls and Sawyer conferees on the part of the Senate to consider the matters of difference between the Senate and Assembly relating to Senate Bill No. 42.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Assembly Bill No. 142, by Committee on Ways and Means—An Act providing for the closing of polls at elections in certain cases.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title and placed on file.

Carried.

Senate Bill No. 66—An Act amendatory of and supplementary to an Act entitled "An Act consolidating certain county and township offices in the State of Nevada and fixing the salaries thereof, and all other matters relating thereto," approved March 12, 1885.

Read first time.

Mr. Langan moved the rules be suspended, the bill be read a second time by title and referred to the Storey county delegation.

Carried.

Senate Substitute for Joint Memorial and Resolution No. 13—Relative to the naturalization laws.

Read first time.

Mr. Poujade moved the rules be suspended, the resolution be read a second time by title and referred to the Committee of the Whole.

Carried.

Mr. Poujade moved that Senate Bill No. 64 be taken up and referred to the Committee of the Whole.

Carried.

Mr. Thompson moved the House do now go into Committee of the Whole with Mr. Riepe in the chair.

Carried.

At 11:10 A. M., the House went into Committee of the Whole with Mr. Riepe in the chair.

HOUSE IN SESSION

At 11:40 A. M.

Mr. Speaker in the chair.

The Committee of the Whole rose and reported as follows:

Mr. Speaker :

Your Committee of the Whole, to whom was referred the following bills, viz.: Assembly Bill No. 129, Senate Bill No. 67, Senate Bill No. 68, Senate Bill No. 62, Senate Bill No. 64, Substitute for Senate Joint Memorial and Resolution No. 13, beg leave to report having considered the same, and recommend that the same do pass.

Mr. Poujade, by leave, introduced Assembly Bill No. 143—An Act to provide for the safe return of State property used by the Legislature to the Secretary of State.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 47—An Act relating to water rights, and the manner of perpetuating evidence as to the time of location.

Mr. Blakeslee moved to lay the bill on the table.

Lost.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Allen (of Storey), Pyne and Williams—3.

Mr. Moore moved to take a recess until 1:30 P. M.

Carried.

At 12 M. the House took recess.

HOUSE IN SESSION

At 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 46—An Act establishing the boundary line between Eureka and Lander counties.

During the discussion on this bill the Chair announced that the time had arrived for the consideration of the special order, viz: Assembly Bill No. 79.

Mr. Allen moved the consideration of the special order be deferred until after the conclusion of the consideration of Assembly Bill No. 46.

Carried.

Mr. Williams moved to make the further consideration of the bill a special order for the evening session at 7 o'clock.

Lost.

Mr. Coffin asked to be excused from voting on the question, as he was a paid attorney of one of the parties interested in the bill.

Granted.

Read third time and lost by the following vote :

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Cheney, Dunkle, Garrard, McNaughton, Riepe, Springmeyer and Williams—10.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Blakeslee, Cohoon, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, McQuitty, Nelson, O'Connor, Poujade, Pyne, Smith, Snapp, Thaxter, Thompson, Tyrrell and Wyckoff—27.

Absent—Messrs. Coryell and Murray—2.

Not voting—Mr. Speaker.

The Chair announced the arrival of the hour for the consideration of the special order.

SPECIAL ORDER.

Assembly Bill No. 97.

Mr. Springmeyer moved to amend by striking out Section 2, and inserting in lieu of the same the following :

Section 2. The county of Douglas shall assume and pay to the county of Lyon, as its portion of the debt assumed on the annexation of the territory detached by this Act, such an equal and proportionate amount of the indebtedness of Lyon county as the taxable property in said detached and annexed territory, as shown by the assessment roll of Lyon county for the year 1888, bears to the payment of the entire debt; and the Boards of County Commissioners of the counties of Douglas and Lyon

shall, prior to the first Monday of July, 1889, agree upon and determine the amount so due Lyon county from Douglas county, and shall regulate the manner and time of paying the same.

Lost.

Mr. Hougham moved the petitions from the citizens of Lyon county be taken up and considered in connection with the bill.

Carried.

Petitions read by Chief Clerk.

Leave of absence granted Mr. Dunkle for balance of the day.

Assembly Bill No. 97—An Act to establish the boundary line between the county of Douglas and the counties of Esmeralda, Lyon and Ormsby.

Read third time and lost by the following vote:

YEAS—Messrs. Beck, Garrard, McNaughton, Springmeyer, Thaxter and Mr. Speaker—6.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thompson, Tyrrell, Williams and Wyckoff—30.

Absent—Messrs. Cheney, Cohoon, Dunkle and Nelson—4.

Mr. Smith moved to take a recess until 7 o'clock P. M.

Carried.

At 4:05 P. M. the House took a recess.

HOUSE IN SESSION

At 7 o'clock P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 93—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 February 27, 1883.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Churchill), Bennetts, Blakeslee, Coryell, Cutting, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, O'Connor, Poujade, Smith, Snapp, Thompson, Williams, Wyckoff and Mr. Speaker—26.

NAYS—Messrs. Beck, Cheney, Dickson, McQuitty, Nelson, Riepe, Springmeyer and Thaxter—8.

Absent—Messrs. Allen (of Storey), Allen (of Eureka), Cohoon, Dunkle, Pyne and Tyrrell—6.

Mr. Johnston moved to take up Senate Bill No. 67 and place at head of file.

Lost.

Assembly Bill No. 104—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 26, 1861.

Read third time and passed by the following vote:

YEAS—Messrs. Beck, Bennetts, Blakeslee, Coryell, Cutting, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Riepe, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—27.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Cheney, Dickson, Lee, Merrick, O'Connor, Pyne, Smith and Springmeyer—10.

Absent—Messrs. Allen (of Storey), Cohoon and Dunkle—3.

Assembly Bill No. 106—An Act to amend an Act entitled “An Act to provide for the appointment of Notaries Public, and defining their duties,” approved and amended.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Hougham, Johnston, Langan, Lee, Merrick, Moore, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—Messrs. Herman, Murray and Springmeyer—3.

Absent—Messrs. Allen (of Storey), Cohoon and Dunkle—3.

Assembly Bill No. 79—An Act to authorize the Board of Commissioners of Churchill county, Nevada, to provide for the storage and distribution of water, and the issuance of bonds for the payment of the same.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Coryell, Cutting, Dickson, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—Messrs. Cheney and Springmeyer—2.

Absent—Messrs. Allen (of Storey), Cohoon, Dunkle and Fairbanks—4.

Assembly Bill No. 76—An Act requiring County Commissioners to give bonds and providing additional security for the proper disbursement of public money.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Herman, Johnston, Langan, Lee, Merrick, Moore, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams and Wyckoff—30.

NAYS—Messrs. Allen (of Churchill), Garrard, Hougham, Murray, Nelson, Springmeyer and Mr. Speaker—7.

Absent—Messrs. Allen (of Storey), Cohoon and Dunkle—3.

Assembly Bill No. 86—An Act to provide for the organization and government of irrigation districts, and to provide for the acquisition of water and other property, and for the distribution of water thereby for irrigation purposes.

Mr. Allen (of Churchill) moved to amend Section 18 by striking out all of the section after the word “preference,” in line 13, of printed bill.

Lost.

Mr. Nelson moved to amend Section 1, line 1, after the word freeholders, by inserting the following: “Who have acquired a water right by appropriation.”

Lost.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Blakeslee, Cheney, Cutting, Dickson, Fairbanks, Garrard, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—32.

NAYS—Messrs. Allen (of Churchill), Coryell, Gilbert, Pyne and Smith—5.

Absent—Messrs. Allen (of Storey), Cohoon and Dunkle—3.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Printing, have had Assembly Bill No. 140 under consideration, and beg leave to report (out of order) a substitute for the same, with the recommendation that the substitute do pass.

F. W. FAIRBANKS, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had under consideration Assembly Bills Nos. 119 and 121, and Senate Bill No. 45, and beg leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 134 and Senate Bill No. 63, and beg leave to report unfavorably on the same, with the recommendation that they do not pass.

A. E. CHENEY, Chairman.

Mr. Speaker :

Your Committee on Judiciary, to whom was referred Assembly Bills Nos. 96, 114 and 125, beg leave to report favorably on No. 114, with the recommendation that it do pass ; that No. 125 be referred to the Churchill county delegation, and No. 96 be referred to the Storey county delegation.

A. E. CHENEY, Chairman.

Assembly Bill No. 109—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 5, 1869.

Mr. Cheney moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Allen (of Storey), Cohoon and Dunkle—3.

Assembly Bill No. 100.

Amendments of committee adopted.

Mr. O'Connor moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 99.

Mr. Pyne moved the bill be laid on the table.

Carried.

Senate Bill No. 50—An Act to authorize the Trustees of School District No. 13, in the town of Hawthorne, Esmeralda county, Nevada, to issue bonds for school purposes.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Lee, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—31.

NAYS—None.

Absent—Messrs. Allen (of Storey), Cohoon, Dunkle, Hanna, Merrick, Moore, Murray, Smith and Wyckoff—9.

Mr. Allen (of Eureka) moved to adjourn.

Lost.

Assembly Bill No. 118—An Act requiring the vaccination of children before entering our public schools.

Mr. Riepe moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Herman, Hougham, Johnson, Langan, Lee, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—28.

NAYS—Messrs. Garrard, McNaughton, Springmeyer and Wyckoff—4.

Absent—Messrs. Allen (of Storey), Cohoon, Dunkle, Hanna, Merrick, Moore, Murray and Smith—8.

Assembly Bill No. 92.

Mr. Poujade moved the bill be ordered engrossed.

Carried.

Mr. Hougham moved to adjourn.

Lost.

Assembly Bill No. 111.

Mr. Tyrrell moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 77.

Amendments of committee adopted.

Mr. Beck moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 105.

Mr. Tyrrell moved the House do now go into Committee of the Whole for the consideration of Assembly Bill No. 105.

Carried.

At 8:45 p. m. the House went into Committee of the Whole, with the Speaker *pro tem.* in the chair, for the consideration of Assembly Bill No. 105.

HOUSE IN SESSION

At 8:50 o'clock P. M.

Mr. Speaker in the chair.

The Committee of the Whole rose and reported as follows:

Mr. Speaker:

Your Committee of the Whole beg leave to report that they have considered Assembly Bill No. 105, and recommend that the same do pass.

Assembly Bill No. 105—An Act to provide for making a catalogue of the Nevada State Library.

Mr. Allen (of Eureka) moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—None.

Absent—Messrs. Allen (of Storey), Cohoon, Dunkle and Moore—4.

Mr. Smith moved to adjourn.

Lost.

Assembly Bill No. 124.

Amendment of committee adopted.

Mr. Murray moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 44.

Senate amendments read by Chief Clerk.

Mr. Coryell moved the Senate amendments be concurred in.

The roll was called and the amendments concurred in by the following vote:

YEAS—Messrs. Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Allen (of Storey), Allen (of Eureka), Cohoon, Dunkle and Moore—5.

Mr. Springmeyer moved to adjourn.

Lost.

Assembly Bill No. 115.

Mr. Dickson moved to lay the bill on the table.

Carried.

Mr. Lee moved to adjourn.

Lost.

Assembly Concurrent Resolution No. 25, relative to the free and unlimited coinage of silver.

Mr. Thompson moved the resolution be considered engrossed.

Carried.

Mr. Allen (of Eureka) moved to adjourn.

Lost.

Assembly Concurrent Resolution No. 25 read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Fairbanks, Gurrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Allen (of Storey), Cohoon, Dunkle, Merrick and Moore—5.

Mr. Tyrrell moved to adjourn.

Lost.

Assembly Bill No. 138.

Mr. Coryell moved to amend Section 3 by striking out the words "or grazed" wherever they occur.

Mr. Cheney moved to amend the amendment by inserting, in lieu of striking out the words "or grazed," the word "knowingly" before the word "grazed" wherever it occurs.

Carried.

Mr. Allen (of Eureka) moved to adjourn.

Carried.

At 9:20 p. m. the House adjourned.

Approved:

TRENMOR COFFIN,

Speaker of the Assembly.

Attest: C. M. FASSETT,

Chief Clerk of the Assembly.

FIFTY-SECOND DAY.

CARSON CITY (Wednesday), February 27, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted the Storey county delegation temporarily.

Leave of absence granted Mr. Nelson.

Prayer by the Chaplain, Rev. J. A. Bready.

Journal read and approved.

PRESENTATION OF PETITION.

Mr. Coffin presented a petition from citizens of Douglas county asking for the passage of Senate Bill No. 48 and Assembly Bill No. 60.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 26, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 76, relating to the issuance of certain bonds by Washoe county, which passed the Senate this day; yeas, 15; nays, 1.

Also, Substitute for Senate Bill No. 60, appropriating money for the support of the State Agricultural Society, which passed the Senate this day; yeas, 15; nays, 1.

Also, Senate Bill No. 73, an Act amending the criminal practice, which passed the Senate this day; yeas, 16; nays, none.

Also, Senate Bill No. 17, an Act relating to the salaries of certain county officers in Eureka county, which passed the Senate this day; yeas, 18; nays, none.

Also, Assembly Bill No. 64, relating to the submission of Constitutional amendments, which was lost in the Senate this day; yeas, 5; nays, 13.

Also, Assembly Bill No. 103, relating to the compensation of county officers, which was lost in the Senate this day; yeas, none; nays, 18.

Also, Assembly Bill No. 61, an Act regulating the use of water, and prohibiting its unlawful diversion and waste, which was passed; yeas, 18; nays, none.

Also, Assembly Bill No. 53, an Act for the relief of V. B. Cross, which passed the Senate this day; yeas, 17; nays, 1. All of which is respectfully submitted.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Substitute for Senate Bill No. 60—An Act for the aid and benefit of the State Agricultural Society.

Read first time.

Mr. Garrard moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Senate Bill No. 73—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November 26, 1861.

Read first time.

Mr. Cheney moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Senate Bill No. 76—An Act to authorize the issuance of certain bonds by Washoe county and to provide for the payment of the same.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Senate Bill No. 17—An Act to amend an Act fixing the salaries of certain county officers in the county of Eureka, and other matters relating thereto, became a law March 18, 1885.

Read first time.

Mr. Allen (of Eureka) moved the rules be suspended, the bill be read a second time by title and referred to the committee consisting of the Eureka county delegation.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Ways and Means, have had under consideration substitute for Senate Bill No. 30, and beg leave to report (out of order) the same back, with the recommendation that it do pass, with the amendments offered.

Also, Assembly Bill No. 113, and recommend that it do pass, with the amendments offered.

Also, Assembly Bill No. 60, and recommend that it do pass, with the amendments offered.

J. POUJADE, Chairman.

Mr. Poujade moved that the bills reported by the Committee on Ways and Means be taken up, out of order, and referred to the Committee of the Whole.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 138—An Act to prevent trespass upon real estate by live stock, and other matters relating thereto.

Mr. Garrard offered a substitute for Assembly Bill No. 138.

Substitute read by Chief Clerk.

Mr. Garrard moved the adoption of the substitute.

Carried.

Mr. Blakeslee moved to amend Section 3 of the substitute by striking out the words "and knowingly graze," in the first instance, and the words "or graze," in the second.

Yeas and nays called for by Messrs. Blakeslee, Williams and Nelson.

The roll was called and the motion to amend was lost by the following vote:

YEAS—Messrs. Allen (of Storey), Bennetts, Blakeslee, Cohoon, Cutting, Dickson, Hanna, Johnston, Langan, Merrick, Murray, Nelson, O'Connor, Pyne, Snapp, Williams and Wyckoff—17.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Cheney, Coryell, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Lee, Moore, McNaughton, McQuitty, Poujade, Riepe, Smith, Springmeyer, Thaxter, Thompson, Tyrrell and Mr. Speaker—23.

Mr. Johnston moved to amend the substitute by striking out all of Section 2.

Lost.

Mr. Allen (of Eureka) moved the bill be considered engrossed.

Mr. Blakeslee moved that the enacting clause of the bill be stricken out.

Yeas and nays called for by Messrs. Riepe, Allen (of Churchill) and McNaughton.

The roll was called and the motion was lost by the following vote:

YEAS—Messrs. Allen (of Storey), Bennetts, Blakeslee, Cohoon, Cutting, Dickson, Hanna, Johnston, Langan, Merrick, Murray, Nelson, O'Connor, Poujade, Smith, Snapp, Thompson, Williams and Wyckoff—19.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Cheney, Coryell, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Lee, Moore, McNaughton, McQuitty, Pyne, Riepe, Springmeyer, Thaxter, Tyrrell and Mr. Speaker—21.

The previous question was called for by Messrs. Cheney and Allen (of Churchill).

The question was, "Shall the main question be now put?"

Yeas and nays called for by Messrs. Cheney, Coryell and Gilbert.

The roll was called and the question was lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Cheney, Dunkle, Garrard, Herman, Hougham, Lee, Moore, McNaughton, McQuitty, Riepe and Springmeyer—14.

NAYS—Messrs. Allen (of Storey), Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Gilbert, Hanna, Johnston, Langan, Merrick, Murray, Nelson, O'Connor, Poujade, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—24.

Absent—Messrs. Pyne and Smith—2.

Mr. Blakeslee moved that the further consideration of this bill be postponed until after 2 o'clock this afternoon.

Yeas and nays called for by Messrs. Cheney, McQuitty and Springmeyer.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Bennetts, Blakeslee, Cohoon, Cutting, Dickson, Garrard, Gilbert, Hanna, Johnston, Langan, Merrick, Nelson, O'Connor, Poujade, Snapp, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—21.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Cheney, Coryell, Dunkle, Fairbanks, Herman, Hougham, Lee, Moore, Murray, McNaughton, McQuitty, Pyne, Riepe, Springmeyer and Thaxter—18.

Absent—Mr. Smith.

REPORT OF STANDING COMMITTEE.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 73, 80 and 15 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

MOTIONS AND RESOLUTIONS.

Mr. Allen (of Storey), by leave:

Be it resolved, That from and after this date no member of this Assembly shall be permitted to talk upon any subject, or bill, to exceed five minutes, and to talk but twice on the same measure.

Mr. Hanna moved the adoption of the resolution.

Mr. Thompssn rose to a point of order, that it was not in order to amend the rules except on one day's notice.

The Chair declared the point well taken.

Resolution laid over for one day.

GENERAL FILE AND THIRD READING OF BILLS.

Mr. O'Connor, by leave, offered Assembly Concurrent Resolution No. 27, relative to the investigation of deficiencies in the management of the Insane Asylum at Reno during the years 1887 and 1888.

Mr. Thompson moved the adoption of the resolution.

Carried.

Assembly Bill No. 139—An Act supplementary to an Act entitled "An Act to allow any person or persons to divert the waters of any river or stream, and run the same through any ditch or flume, and to provide the right of way through the lands of others," approved March 3, 1866; approved March 5, 1869.

Mr. Garrard moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote.

YEAS—Messrs. Allen (of Storey,) Allen (of Eureka), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Merrick, Moore, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—33.

NAYS—Messrs. Allen (of Churchill), Coryell, Dickson, Lee, Murray, Pyne and Smith—7.

Assembly Bill No. 110.

Mr. Thompson moved the bill be laid on the table.

Carried.

Assembly Bill No. 128.

Mr. Riepe moved to lay the bill on the table.

Carried.

Assembly Bill No. 117.

Amendment of committee adopted.

Mr. Poujade moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 122.

Amendments of committee adopted.

Mr. Poujade moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 132—An Act relating to elections.

Mr. Thompson moved the bill be considered engrossed.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—None.

Absent—Messrs. Allen (of Storey), Hanna, O'Connor and Snapp—4.

Mr. Poujade, by leave, moved that he be relieved from the Committee on Conference on Senate Bill No. 42, and the Speaker added.

Carried.

Assembly Bill No. 133.

Mr. Thompson moved the amendments of the committee be adopted, and the bill be ordered engrossed.

Carried.

Assembly Bill No. 101—An Act to amend an Act entitled "An Act to divert the waters of any river or stream and run the same through any ditch or flume, and to provide the right of way through the land of others," approved March 3, 1866.

Mr. Thaxter moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—Mr. Nelson.

Absent—Messrs. Cheney and O'Connor—2.

Assembly Bill No. 141.

Mr. Beck moved the amendment proposed by the committee be adopted and the bill be ordered engrossed.

Carried.

Assembly Bill No. 130—An Act to amend an Act entitled an Act to amend an Act entitled "An Act to provide for the payment of the outstanding and other indebtedness of Humboldt county," approved February 27, 1869, approved February 6, 1885.

Mr. Blakeslee moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Nelson and O'Connor—2.

Assembly Bill No. 102.

Received from Senate with amendment.

Mr. Blakeslee moved the amendment of the Senate be concurred in.

The roll was called and the House refused to concur in the Senate amendment by the following vote :

YEAS—None.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—40.

Messrs. Blakeslee, Langan and Cheney were appointed as a Committee of Conference on Assembly Bill No. 102.

Mr. Merrick moved to take a recess until 2 o'clock.

Carried.

. At 12 M. the House took a recess.

HOUSE IN SESSION

At 2 o'clock P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The Chair announced the hour had arrived for the consideration of the special order, viz. : Assembly Bill No. 138.

SPECIAL ORDER.

Assembly Bill No. 138.

Mr. Garrard moved to amend by adding a Section 4, as follows: "This Act shall not apply to any stock running at large on the ranges or commons."

Amendment adopted.

Mr. Garrard moved the Clerk be authorized to write the Section 4 on the bill.

Carried.

Mr. Johnston moved a call of the House.

Carried.

The roll was called with the following result:

Present—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

Absent—Messrs. Allen (of Eureka), Cheney and Dunkle—3.

Mr. Hanna asked leave of absence for the Eureka delegation, they being absent on committee duty.

Mr. Hanna moved the Sergeant-at-Arms be instructed to inform the Eureka delegation that their presence is desired by the House.

Carried.

Mr. Poujade moved that on the arrival of the Eureka delegation, and after their excuses were offered, that they be allowed to take their seats without further formalities.

Carried.

Messrs. Allen (of Eureka), Dunkle and Cheney appeared and were permitted to take their seats.

Further proceedings under the call of the House were dispensed with.

Mr. Johnston offered the following amendment as a substitute to Section 4:

Section 4. This Act shall not apply to live stock that are turned loose and are allowed to ramble and graze at will.

Lost.

The question was on the final passage of the bill.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Lee, Merrick, Moore, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—31.

NAYS—Messrs. Cohoon, Cutting, Dickson, Johnston, Langan, Murray, Nelson, Smith and Wyckoff—9.

Mr. Thompson moved the House now resolve itself into Committee of the Whole, with the Speaker *pro tem.* in the chair.

Carried.

At 2:25 P. M. the House went into Committee of the Whole, with the Speaker *pro tem.* in the chair.

HOUSE IN SESSION

At 3 P. M.

Mr. Speaker in the chair.

The Committee of the Whole rose and made the following report:

Mr. Speaker:

Your Committee of the Whole, to whom was referred substitute for Senate Bill No. 60, have considered the same, and recommend that the same do pass.

Also, Senate Bill No. 76, report having considered the same, and recommend that it do pass.

Mr. Thompson moved the rules be suspended, and that Senate Bills Nos. 60 and 76 be taken from the bottom of the file and placed at the head of the file.

Lost.

Mr. Riepe moved the rules be suspended, the bills be taken from the file and placed on their third reading.

Lost.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee of Conference have had Senate Bill No. 42 under

consideration, and beg leave to report, out of order, that the Joint Committee of Conference have recommended to the Senate that the Senate concur in Assembly amendment to Section 1 of said Act.

F. P. LANGAN,
A. E. CHENEY,
TRENMOR COFFIN.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 41 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Speaker :

Your Committee on State Institutions have had Assembly Bill No. 126 under consideration, and beg leave to report the same, out of order, with the recommendation that it do not pass.

F. P. LANGAN, Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker :

Your Special Committee, consisting of the Eureka county delegation, to whom was referred Senate Bill No. 17, beg leave to report the same with a substitute therefor, and recommend that the substitute do pass.

J. P. DUNKLE,
For Eureka County Delegation.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 129—An Act to appropriate fifteen hundred dollars for the benefit of the militia of the State.

Mr. Hanna moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Coryell, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Langan, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—30.

NAYS—Messrs. Allen (of Eureka), Cheney, Cohoon, Dunkle, Johnston, Lee and Springmeyer—7.

Absent—Messrs. Beck, Smith and Thompson—3.

Senate Bill No. 67—An Act to pay the claims of E. P. Wilkins for rewards for the arrest of Charley Bob and Aleck Mitter, convicted of an assault with intent to commit robbery in Elko county, in 1885.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Langan, Lee, Merrick, Moore, Murray, McNaughton, Nelson, O'Connor, Poujade, Pyne, Smith, Snapp, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—33.

NAYS—Messrs. Fairbanks, Johnston, McQuitty, Riepe and Springmeyer—5.

Absent—Messrs. Beck and Thompson—2.

Senate Bill No 68—An Act to pay the claim of the Virginia & Truckee Railroad Company for the transportation of troops.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, Nelson, O'Connor, Poujade, Pyne, Smith, Snapp, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—32.

NAYS—Messrs. Cheney, Coryell, Fairbanks, McQuitty, Riepe and Springmeyer—6.

Absent—Messrs. Beck and Thompson—2.

Senate Bill No. 62—An Act to provide for the copying of the Senate Journal of the Fourteenth Session of the Legislature of the State of Nevada.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Allen (of Storey) and Thompson—2.

Senate Bill No. 64—An Act for the relief of George I. Lammon.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Hanna, Hougham, Langan, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams and Wyckoff—30.

NAYS—Messrs. Cheney, Dickson, Gilbert, Herman, Johnston, Lee, Springmeyer and Mr. Speaker—8.

Absent—Messrs. Allen (of Storey) and Cohoon—2.

Senate Substitute for Senate Joint Memorial and Resolution No. 13, relative to the naturalization laws.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—31.

NAYS—Messrs. Garrard, Smith and Springmeyer—3.

Absent—Messrs. Allen (of Storey), Cheney, Cohoon, Hanna, Merrick and Moore—6.

Mr. Coryell moved to take a recess until 7 o'clock P. M.

Carried.

At 3:40 o'clock P. M. the House took recess.

HOUSE IN SESSION

At 7 o'clock p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Allen (of Storey), O'Connor, Pyne and Gilbert for the evening.

Assembly Bill No. 142—An Act providing for the closing of polls at elections in certain cases.

Mr. Poujade moved the bill be considered engrossed.

Carried.

Mr. Poujade moved the bill be re-referred to the Judiciary Committee.

Lost.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Coryell, Cutting, Fairbanks, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, Nelson, Poujade, Snapp, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—24.

NAYS—Messrs. Beck, Cheney, Dickson, Dunkle, Garrard, McNaughton, McQuitty, Riepe, Smith, Springmeyer and Thompson—11.

Absent—Messrs. Allen (of Storey), Cohoon, Gilbert, O'Connor and Pyne—5.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker:

Your Special Committee, consisting of the Storey county delegation, have had under consideration Senate Bill No. 66, and beg leave to report, out of order, that the majority of said committee recommend that the bill do pass with the amendments offered, as per riders attached.

F. P. LANGAN, Chairman.

Assembly Bill No. 140 and Substitute.

Mr. Garrard moved the bill and substitute be placed at the bottom of the file.

Carried.

Assembly Bill No. 119.

Mr. Garrard moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 121.

Mr. Garrard moved that the bill be placed at the bottom of the file.

Carried.

Senate Bill No. 45—An Act prescribing what shall constitute actual residence within the meaning of Article II. of the Constitution of the State of Nevada.

Mr. Garrard moved to amend the bill by striking out Section 5.

Yeas and nays called for by Messrs. Poujade, Cheney and Coryell.

The roll was called and the motion to amend was lost by the following vote:

YEAS—Messrs. Garrard, Murray, McNaughton, McQuitty and Smith—5.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts,

Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Nelson, Poujade, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—30.

Absent—Messrs. Allen (of Storey), Cohoon, Gilbert, O'Connor and Pyne—5.

Mr. Garrard moved to amend by striking out Section 6.

Lost.

Mr. Garrard moved to amend by striking out Section 7.

Yeas and nays called for by Messrs. Garrard, McNaughton and Smith.

The roll was called and the motion was lost by the following vote:

YEAS—Messrs. Garrard, Murray, McNaughton, McQuitty and Smith—5.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Nelson, Poujade, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—30.

Absent—Messrs. Allen (of Storey), Cohoon, Gilbert, O'Connor and Pyne—5.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dunkle, Fairbanks, Hanna, Herman, Johnston, Langan, Lee, Merrick, Moore, Nelson, Poujade, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—27.

NAYS—Messrs. Allen (of Churchill), Dickson, Garrard, Hougham, Murray, McNaughton, McQuitty and Smith—8.

Absent—Messrs. Allen (of Storey), Cohoon, Gilbert, O'Connor and Pyne—5.

Assembly Bill No. 134—An Act abolishing official bonds.

Mr Thompson moved the bill be considered engrossed.

Carried.

Read third time and lost by the following vote:

YEAS—Messrs. Allen (of Churchill), Blakeslee, Coryell, Fairbanks, Hougham, Murray, Riepe, Thaxter, Thompson, Williams and Mr. Speaker—11.

NAYS—Messrs. Allen (of Eureka), Beck, Bennetts, Cheney, Cutting, Dickson, Dunkle, Garrard, Hanna, Herman, Johnston, Langan, Lee, Merrick, Moore, McNaughton, McQuitty, Nelson, Poujade, Snapp, Springmeyer, Tyrrell and Wyckoff—23.

Absent—Messrs. Allen (of Storey), Cohoon, Gilbert, O'Connor, Pyne and Smith—6.

Senate Bill No. 63—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 8, 1869, and all other Acts amendatory thereof."

Read third time and lost by the following vote:

YEAS—Messrs. Allen (of Churchill), Beck, Blakeslee, Garrard, Herman, Johnston, Moore, Murray, McNaughton, Nelson, Riepe, Snapp and Mr. Speaker—13.

NAYS—Messrs. Allen (of Eureka), Bennetts, Cheney, Coryell, Cutting,

Dickson, Dunkle, Fairbanks, Hougham, Langan, Lee, Merrick, McQuitty, Poujade, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Wyckoff—20.

Absent—Messrs. Allen (of Storey), Cohoon, Gilbert, Hanna, O'Connor, Pyne and Smith—7.

Mr. Dunkle moved to adjourn.

Lost.

Assembly Bill No. 114.

Mr. Allen (of Churchill) moved to adjourn.

Lost.

Mr. Allen (of Eureka) moved to have a call of the House.

Lost.

Mr. Beck moved that Assembly Bill No. 114 be ordered engrossed.

Carried.

Assembly Bill No. 96.

Mr. Hanna moved the bill be referred to the Storey county delegation.

Carried.

Assembly Bill No. 125.

Mr. Cheney moved the bill be referred to the delegation from Churchill.

Carried.

Mr. Thompson moved the House do now adjourn.

Carried.

At 9 P. M. the House adjourned.

Approved:

TRENMOR COFFIN,

Speaker of the Assembly.

Attest: C. M. FASSETT,

Chief Clerk of the Assembly.

FIFTY-THIRD DAY.

CARSON CITY (Thursday), February 28, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Rev. J. A. Bready.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Ways and Means have had under consideration Assembly Bill No. 143, and beg leave to report the same back, with the recommendation that it do pass.

Also, Assembly Bill No. 123, and beg leave to report the same back, with the recommendation that it be re-referred to the Committee on Agriculture.

J. POUJADE, Chairman.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 27, 1889. }

To the Honorable the Assembly :

I have the honor herewith to notify your honorable body that the Senate respectfully requests the return of Assembly Bill No. 102, so that an opportunity may be afforded the Senate to recede from objectionable Senate amendments.

Also, that the Senate has this day concurred in Assembly Amendment No. 1 to Senate Bill No. 42, lately the subject matter under discussion by a conference committee of the Senate and Assembly.

O. H. GREY,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Mr. Poujade moved that Assembly Bill No. 102 be returned to the Senate pursuant to their request.

Carried.

Resolution changing rules laid over from yesterday.

By Mr. Allen (of Storey):

Be it resolved, That from and after this date no member of this Assembly shall be permitted to talk upon any subject or bill to exceed five minutes, and to talk but twice on the same measure.

Mr. Hanna moved the resolution be amended to read "ten minutes," except for the last three days of the session, when it shall read "five minutes."

Lost.

Mr. Smith moved the resolution be adopted.

Mr. Poujade moved to amend by substituting for the words "any subject or bill" the words "any question."

Mr. Allen (of Eureka) moved the resolution be laid upon the table.

Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Pyne, by leave, Assembly Bill No. 144—An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March 9, 1887.

Read first time.

Mr. Pyne moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Education.

Carried.

Mr. Coryell, by leave, Assembly Bill No. 145—An Act to authorize the Board of County Commissioners of Elko county to audit and allow the

claims of John Mayhugh, Mrs. Sallie Ellis and L. E. Morgan, and to provide for the payment of the same.

Read first time.

Mr. Coryell moved the rules be suspended, the bill be read a second time by title and referred to the Elko county delegation.

Carried.

Mr. Langan, by leave, Assembly Bill No. 146—An Act to amend Section 1 of an Act entitled "An Act to authorize fees and salaries of officers and compensation of other persons to be taken in attachment and execution, and to prohibit assignments to defraud creditors," approved February 1, 1883.

Read first time.

Mr. Langan moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Substitute for Senate Bill No. 60—An Act for the aid and benefit of the State Agricultural Society.

Mr. Poujade moved to amend by adding a new section to the bill, to be known as Section 4, as follows :

Section 4. No moneys appropriated by this Act shall be expended except for the purchase of a complete title to 80 acres of land and improvements thereon of the new fair grounds at Reno, above described, free from all liens and incumbrances, with eighty miner's inches of water, and the Fair Pavilion in the town of Reno, until such purchases have been completed and paid for.

Carried.

Mr. Poujade moved to amend by adding a new section to the bill, to be known as Section 5, as follows:

Section 5. The State of Nevada shall in nowise be liable for debts contracted by the State Board of Agriculture, or any agricultural or other association, without an express provision of law, and no lien or encumbrances shall attach upon any property of the State on account of the acts or contracts made by any officer or person.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—38.

NAYS—Mr. Springmeyer.

Absent—Mr. Allen (of Eureka).

Senate Bill No. 76—An Act to authorize the issuance of certain bonds by Washoe county and to provide for the payment of the same.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, Me-

Quitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Hanna and Nelson—2.

Assembly Bill No. 126.

Mr. Riepe moved the bill be laid upon the table.

Carried.

Substitute for Senate Bill No. 17—An Act fixing the salaries, and defining the duties of certain county officers in Eureka county and other matters relating thereto.

Mr. Riepe moved the substitute be adopted.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Cutting, Dickson, Nelson, Smith and Thompson—5.

Substitute for Assembly Bill No. 140.

Read by Chief Clerk.

Mr. Riepe moved the adoption of the substitute.

Lost.

Assembly Bill No. 140.

Mr. Poujade moved to amend the bill by striking out the words "by law," in Section 1, line 8.

Carried.

Mr. Garrard moved to amend the bill by striking out Section 2, by substituting a new section, as follows:

Section 2. This Act shall not apply to counties polling over two thousand votes.

Mr. Coryell moved to amend the amendment by striking out the words "two thousand" and inserting in lieu thereof the words "fourteen hundred."

Carried.

Mr. Gilbert moved to lay the bill on the table.

Carried.

Assembly Bill No. 121—An Act to amend an Act entitled "An Act to regulate houses of prostitution, dance houses and houses where beer, wine or spirituous liquors are sold," approved February 26, 1887.

Mr. Riepe moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Garrard.

Senate Bill No. 66.

Mr. Hanna moved the bill be laid on the table.

Carried.

Assembly Bill No. 123.

Mr. McQuitty moved the bill be referred to the Committee on Agriculture.

Carried.

Assembly Bill No. 143.

Mr. Poujade moved the House do now resolve itself into Committee of the Whole for the consideration of Assembly Bill No. 143 and other business.

Carried.

At 11:30 A. M. the House went into Committee of the Whole with the Speaker *pro tem.* in the chair.

HOUSE IN SESSION

At 12:30 P. M.

Mr. Speaker in the chair.

The Committee of the Whole rose and reported as follows:

Mr. Speaker:

The House has been in Committee of the Whole for the purpose of considering Assembly Bill No. 143, together with sundry other bills previously referred thereto, and report having considered the same, and recommend that it do pass. Also, Substitute for Senate Bill No. 30. While considering the same, Judge Wells, one of the University Regents, at request of the Committee of the Whole, spoke of the merits of the bill and of the financial management and needs of the State University.

The Committee rose and asked leave to sit again.

Mr. Hanna moved to take a recess until 2 o'clock.

Carried.

At 12:30 the House took a recess.

HOUSE IN SESSION

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 143—An Act to provide for the safe return of State property used by the Legislature to the Secretary of State.

Mr. Poujade moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dunkle,

Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—38.

NAYS—Mr. Dickson.

Absent—Mr. Fairbanks.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 117, entitled an Act to amend Section 7 of an Act entitled "An Act to restrict gaming, and to repeal all other Acts in relation thereto."

Also, Assembly Bill No. 122, entitled "An Act to provide for the transmission of ballots, poll books and tally lists by mail in certain cases."

Also, Assembly Bill No. 133, entitled "An Act in relation to elections."

Also, Assembly Bill No. 141, entitled "An Act to protect horse growers," with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 5B and 61 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Thompson moved that Assembly Bill No. 110 be taken from the table and referred to Committee of the Whole.

Lost.

Mr. Hanna moved that Senate Bill No. 66 be taken from the table and referred back to the Storey county delegation.

Carried.

Mr. Thompson moved the House resolve itself into Committee of the Whole for the consideration of such business as referred to that Committee.

Carried.

At 2:15 P. M. the House went into Committee of the Whole with the Speaker *pro tem.* in the chair.

HOUSE IN SESSION

At 4:10 P. M.

Mr. Speaker in the chair.

The Committee of the Whole rose and reported as follows:

Mr. Speaker:

Your Committee of the Whole, to whom was referred Substitute for Senate Bill No. 30, Assembly Bill No. 113 and Assembly Bill No. 60, beg leave to report having considered the same, and report the same back to the House with amendments, and recommend that they do pass as amended.

Mr. Thompson moved the report of the Committee of the Whole and the amendments reported be adopted.

Carried.

A division of the question was called for.

The amendments were read on Substitute for Senate Bill No. 30.

Mr. Poujade moved the amendments be adopted.

Carried.

The amendments were read on Assembly Bill No. 113.

Mr. Poujade moved the amendments be adopted.

Carried.

The amendments to Assembly Bill No. 60 were read and adopted separately.

Mr. Riepe moved that Assembly Bills Nos. 60 and 113 be ordered engrossed.

Carried.

Substitute for Senate Bill No. 30—An Act to appropriate money for the maintenance and improvement of the State University, for the improvement and care of the grounds thereof, and other matters relating thereto.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—Mr. Coryell.

Absent—Messrs. Fairbanks and Nelson—2.

Mr. Smith moved to adjourn.

Carried.

At 4:25 P. M. the House adjourned.

Approved :

TRENMOR COFFIN,
Speaker of the Assembly.

Attest : C. M. FASSETT,
Chief Clerk of the Assembly.

FIFTY-FOURTH DAY.

CARSON CITY (Friday), March 1, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted the Storey county delegation.

Prayer by the Chaplain, Rev. J. A. Bready.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee on Internal Improvements have had Assembly Bill No. 116 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

H. SPRINGMEYER, Chairman.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 77, entitled "An Act to grant the right of way and to provide a street railroad within the town of Reno, Washoe county, State of Nevada."

Also, Assembly Bill No. 92, entitled "An Act granting leave of absence to John Roeder, Assessor of Lincoln county."

Also, Assembly Bill No. 100, entitled an Act to amend an Act 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 9, 1865; approved March 6, 1879.

Also, Assembly Bill No. 111, entitled an Act to amend Section 10 of an Act entitled an Act to amend an Act entitled "An Act to incorporate Carson City," approved February 25, 1875; approved March 2, 1877; approved March 5, 1879.

Also, Assembly Bill No. 124, entitled "An Act granting leave of absence to A. W. Hesson, Assessor of Elko county."

Also, Assembly Bill No. 113, entitled "An Act authorizing a State loan."

Also, Assembly Bill No. 114, entitled "An Act fixing the boundary lines of certain counties where the same intersect and cross the line of the Central Pacific railway."

Also, Assembly Bill No. 119, entitled an Act to amend an Act entitled an Act to amend an Act entitled "An Act to allow any person or persons to divert the waters of any river or stream and run the same through any ditch or flume, and to provide for the right of way through the lands of others," approved March 3, 1866; approved March 5, 1869, with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. Speaker:

Your Special Committee, consisting of the Lander county delegation, to whom was referred Assembly Bill No. 136, have considered the same and recommend that, as amended by rider attached, the bill do pass.

GEO. W. DICKSON, Chairman.

Mr. Speaker:

Your committee, consisting of the Churchill county delegation, to whom was referred Assembly Bill No. 125, entitled "An Act to authorize the County Commissioners of Churchill county to purchase the telegraph line from Stillwater to Virginia City," beg leave to report a substitute therefor, with the recommendation that the substitute be adopted.

L. ALLEN, Chairman.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, February 28, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 15, entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties in this State, and other matters relating thereto," approved March 11, 1885.

Also, Assembly Bill No. 53, entitled "An Act for the relief of V. B. Cross."

Also, Assembly Bill No. 61, entitled "An Act defining and prohibiting the unlawful diversion and waste of water." Very respectfully, etc.,

C. C. STEVENSON, Governor.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 28, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 82, relating to inventories of State property, which passed the Senate this day ; yeas, 16 ; nays, none.

I also have the honor herewith to inform your honorable body that the Senate this day refused to recede from Senate amendments to Assembly Bill No. 102, and that the President of the Senate has appointed Senators Foley, Nicholls and Sawyer conferees on the part of the Senate.

I also have the honor herewith to present for the consideration of your honorable body Assembly Bill No. 130, an Act relative to the floating debt of Humboldt county, which passed the Senate this day ; yeas, 16 ; nays, none.

Also, Substitute for Senate Bill No. 60, with a request that the history be made to show that Assembly amendments have been adopted.

Also, Assembly Bill No. 79, relating to water storage in Churchill county, which passed the Senate this day ; yeas, 18 ; nays, none.

Also, Assembly Concurrent Resolution No. 25, relating to the free coinage of silver, which passed the Senate this day ; yeas, 13 ; nays, 5.

Also, Assembly Bill No. 93, an Act relating to the compensation for official and other services in the State of Nevada, which was lost in the Senate this day ; yeas, 5 ; nays, 12.

Also, Assembly Bill No. 106, relating to Notaries Public, which was passed in the Senate this day ; yeas, 15 ; nays, 1.

Also, Assembly Bill No. 104, relating to the civil practice, which was lost in the Senate this day ; yeas, 3 ; nays, 14.

Also, Assembly Bill No. 109, relating to the civil practice, which was lost in the Senate this day ; yeas, 2 ; nays, 14.

Also, Assembly Bill No. 78, an Act relating to railroads in southern Nevada, which was lost in the Senate this day ; yeas, 4 ; nays, 11.

Also, Senate Bill No. 74, relating to the payment of John P. Fay and O. H. Grey for services after the adjournment of the Legislature.

Also, Senate Bill No. 80, to pay the claims of T. J. Tennant, which passed the Senate this day; yeas, 17; nays, none.

Also, Substitute for Senate Bill No. 7, redistricting the State of Nevada into judicial districts, which passed the Senate on the last legislative day; yeas, 14; nays, 4.

O. H. GREY,
Secretary of the Senate.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Education having had under consideration Assembly Concurrent Resolution No 3, beg leave to report, out of order, unfavorably upon the same, with the recommendation that it do not pass.

GEO. D. PYNE, Chairman.

The Chair announced the House portion of the Conference Committee on Assembly Bill No. 102, as follows: Messrs. Blakeslee, Langan and Allen (of Eureka).

MOTIONS AND RESOLUTIONS.

By Mr. Tyrrell :

Resolved, That all standing committees are hereby instructed to report all bills in their hands to this House on or before Monday next at 1 o'clock P. M.

Mr. Tyrrell moved the adoption of the resolution.

Carried.

By Mr. Blakeslee :

Assembly Concurrent Resolution and Memorial No. 28, relative to the military post at Fort McDermit.

Read first time.

Mr. Blakeslee moved the rules be suspended, the resolution read a second time by title, rules further suspended, the resolution be considered engrossed and placed on its final passage.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Beck, Cheney and Cohoon—3.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Corporations and Railroads have had Senate Bill No. 61 under consideration, and beg leave to report (out of order) favorably on the same, with the recommendation that it do pass.

C. E. ALLEN, Chairman.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Tyrrell, by leave, Assembly Bill No. 147—An Act to authorize the Board of Trustees of Carson City, Nevada, to issue bonds for the purpose of constructing and maintaining a system of sewerage within the corporate limits of Carson City, Nevada.

Read first time.

Mr. Tyrrell moved the rules be suspended, the bill be read a second time by title and referred to the Ormsby county delegation.

Carried.

Mr. Tyrrell, by leave, Assembly Bill No. 148—An Act entitled "An Act authorizing the Board of State Capitol Commissioners to make certain improvements in and about the State Capitol building and grounds in Carson City, Nevada."

Read first time.

Mr. Tyrrell moved the rules be suspended, the bill be read a second time by title and referred to the Committee on State Institutions.

Carried.

Mr. Gilbert, by leave, Assembly Bill No. 149—An Act to provide for the record of all instruments entitled to be recorded in the public records of the several counties of this State.

Read first time.

Mr. Gilbert moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 136.

Amendments of committee adopted.

Mr. Cohoon moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 125.

Substitute offered by the committee adopted.

Mr. Allen (of Churchill) moved the substitute be considered engrossed.

Carried.

Substitute for Assembly Bill No. 125—An Act to authorize the County Commissioners of Churchill county to purchase telegraph line.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—None.

Absent—Messrs. Beck, Cheney, O'Connor and Poujade—4.

Assembly Concurrent Resolution No. 3, relative to amending the Constitution of the State of Nevada.

Mr. Allen (of Eureka) moved to lay the resolution on the table.

Carried.

Assembly Bill No. 77—An Act to grant the right of way and to provide a street railroad within the town of Reno, Washoe county, State of Nevada.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Beck, Cheney and O'Connor—3.

Assembly Bill No. 117.

Mr. Thompson moved to lay the bill on the table.

Lost.

Mr. Thompson moved to amend the bill by adding the following words: "Provided that the provisions of this Act shall not apply to any county in this State which polled less than two thousand votes at the last general election, A. D. 1888."

Mr. Poujade moved the amendment be laid on the table.

Carried.

Assembly Bill No. 117—An Act to amend Section 7 of an Act entitled "An Act to restrict gaming and to repeal all other Acts in relation thereto," approved March 8, 1879.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Blakeslee, Cohoon, Cutting, Dunkle, Garrard, Gilbert, Hanna, Hougham, Langan, Lee, Merrick, Moore, Murray, Nelson, Poujade, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—26.

NAYS—Messrs. Allen (of Eureka), Cheney, Coryell, Fairbanks, Herman, Johnston, McNaughton, McQuitty, Pyne and Riepe—10.

Absent—Messrs. Beck, Bennetts, Dickson and O'Connor—4.

Assembly Bill No. 122—An Act to provide for the transmission of ballots, poll books and tally lists by mail in certain cases.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Langan, Lee, Merrick, Moore, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—31.

NAYS—Messrs. Coryell, Garrard, Johnston, Murray and Snapp—5.

Absent—Messrs. Allen (of Storey), Beck, Cohoon and O'Connor—4.

REPORT OF JOINT COMMITTEE.

Mr. Speaker :

The Joint Committee on Revision of the Revenue Laws, have prepared a bill which, if it becomes a law, will supersede most of the present laws on that subject. In drawing up the bill the intention has been, first, to condense and harmonize the present existing laws, and, second, to make such amendments as experience and observation have shown to be useful.

In preparing the bill the committee took for a basis a bill introduced by Hon. T. H. Wells in 1883, and which then passed the Assembly but failed in the Senate. The labors and researches of Judge Wells, the fruits of which were shown in that bill, were of much value to the committee. The committee was aided materially in its work by State Controller Hallock, whose long experience and thorough knowledge of the revenue laws made his assistance most valuable. The short time allowed for the work has hampered the committee greatly, but the result of their labors is offered with full confidence that if approved it will be of much value to the State.

The bill will be first introduced in the Senate by the Joint Committee.

A. NICHOLLS,
Chairman Senate Committee.
J. POUJADE,
Chairman Assembly Committee.

Assembly Bill No. 133.

Mr. Thompson moved the bill be re-referred to the Judiciary Committee.

Carried.

Assembly Bill No. 141—An Act to protect horse growers.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, McNaughton, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—Messrs. Coryell, Garrard, Murray and McQuitty—4.

Absent—Messrs. Beck and Smith—2.

Assembly Bill No. 92—An Act granting leave of absence to John Roeder, Assessor of Lincoln county.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—None.

Absent—Messrs. Beck, Bennetts, Garrard, Herman, Nelson and Smith—6.

Assembly Bill No. 100.

Mr. Langan moved the bill be re-referred to the Judiciary Committee.

Carried.

Assembly Bill No. 111.

Mr. Tyrrell moved to amend by striking out in Section 10 the words "one-half," and insert in lieu thereof the words "three-quarters."

Carried.

Assembly Bill No. 111—An Act to amend Section 10 of an Act entitled an Act to amend an Act entitled "An Act to incorporate Carson City," approved February 25, 1875; approved March 2, 1877; approved March 5, 1879.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Beck, Cheney and Smith—3.

REPORTS OF SPECIAL COMMITTEES.

Mr. Speaker :

The undersigned of your Special Committee, consisting of the Storey county delegation, beg leave to report favorably on Senate Bill No. 66, with the recommendation that it do pass with amendments as per riders attached.

F. P. LANGAN,
J. B. WILLIAMS,
C. B. WYCKOFF,
T. H. SMITH,
T. W. O'CONNOR.

Mr. Speaker :

The undersigned of your Special Committee, consisting of the Storey county delegation, to whom was referred Senate Bill No. 66, beg leave to report unfavorably on said bill, with the recommendation that it do not pass.

GEO. D. PYNE,
J. L. HANNA,
R. BENNETTS,
JOHN W. MERRICK,
ARCHIE ALLEN.

Mr. Tyrrell moved to take a recess until 1 o'clock p. m.

Carried.

At 12 m. the House took a recess.

HOUSE IN SESSION

At 1 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Beck, Cheney and Dickson.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 124—An Act granting leave of absence to A. W. Hesson, Assessor of Elko county.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Dickson, Dunkle, Garrard, Gilbert, Hougham,

Langan, Lee, Merrick, Moore, Murray, McNaughton, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Tyrrell, Williams. Wyckoff and Mr. Speaker—25.

Nays—None.

Absent—Messrs. Beck, Cheney, Cohoon, Coryell, Cutting, Fairbanks, Hanna, Herman, Johnston, McQuitty, Nelson, O'Connor, Poujade, Smith and Thompson—15.

Assembly Bill No. 113.

Mr. Allen (of Eureka) moved to place the bill at the bottom of the file.

Carried.

Assembly Bill No. 114.

Mr. Allen (of Eureka) moved the bill be placed at the bottom of the file.

Lost.

Assembly Bill No. 114—An Act fixing the boundary lines of certain counties where the same intersect and cross the line of the Central Pacific Railway.

Mr. Allen (of Eureka) moved to lay the bill on the table.

Carried.

Assembly Bill No. 119.

Mr. Johnston moved to amend Section 1 by striking out the words "select and appoint his co-appraiser" and insert in lieu thereof the words "apply to the District Judge holding Court in said county to appoint a second appraiser."

Carried.

Mr. Allen (of Eureka) moved the bill be ordered re-engrossed.

Carried.

Assembly Bill No. 116.

Mr. Hanna moved to amend Section 2 of the bill by striking out the word "ten" and insert in lieu thereof the words "one dollar and twenty-five."

Carried.

Mr. Hanna moved to amend Section 3, line 3, by striking out the word "ten" and inserting in lieu thereof the words "one dollar and twenty-five."

Carried.

Mr. Hanna moved the bill be ordered engrossed.

Mr. Allen (of Eureka) moved to lay the bill on the table.

Carried.

Senate Bill No. 61.

Mr. Riepe moved to refer the bill to the Committee on Titles.

Carried.

Senate Bill No. 66—An Act amendatory of and supplementary to an Act entitled "An Act consolidating certain county and township offices in the State of Nevada and fixing the salaries thereof, and all other matters relating thereto," approved March 12, 1885.

Amendments of committee acted upon.

Mr. Langan moved to amend Section 1, lines 25 and 26, printed bill, by striking out the words "an *ex-officio* Coroner"; also, in lines 45 and 50, strike out the words "nor as *ex-officio* Coroner."

Carried.

Pending the debate on the bill Mr. Allen (of Eureka) moved to adjourn until Monday at 10 o'clock.

Several reports from standing committees were offered, which the Chief Clerk began to read.

Mr. Allen (of Eureka) rose to a point of order, that a motion to adjourn was before the House.

The point was declared well taken.

The motion to adjourn was lost.

The reading of the reports from committees was proceeded with.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 108, with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Speaker :

Your Committee of Conference have had Assembly Bill No. 102 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass, with the following amendment. Amend the amendment by substituting in its place the following: The amount so paid shall be deducted by the Board of County Commissioners from the salary allowed to said District Attorney.

L. A. BLAKESLEE, of Committee.

Mr. Speaker :

Your Committee on Claims have had Assembly Bill No. 137 under consideration, and beg leave to report the same back, without recommendation.

ARCHIE ALLEN, Chairman.

Mr. Allen (of Eureka) moved to lay the whole subject matter on the table.

Yeas and nays called for by Messrs. Smith, Langan and O'Connor.

The roll was called and the motion lost by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Bennetts, Blakeslee, Dunkle, Fairbanks, Hanna, Merrick, Poujade, Pyne, Snapp and Springmeyer—12.

NAYS—Messrs. Allen (of Churchill), Coryell, Cutting, Dickson, Garrard, Gilbert, Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Riepe, Smith, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—24.

Absent—Messrs. Beck, Cheney, Cohoon and Herman—4.

Mr. Blakeslee moved that when the House adjourns it do adjourn until Monday morning at 10 o'clock.

Carried.

Pending the debate on Senate Bill No. 66, Mr. Hanna called for the reading of a petition just sent to the Clerk's desk.

Mr. Langan rose to a point of order, that the petition had not taken its regular course.

The Chair decided the point well taken.

Mr. Hanna moved to amend by striking out Section 4 and insert in lieu thereof the following:

Section 4. This Act shall affect such officers as are elected at the general election to be held in the year 1890; *provided*, nothing contained herein shall apply to or affect any deputy that may hereafter be allowed to be appointed by the Board of County Commissioners.

Mr. Allen (of Churchill) rose to debate the question and referred to delegation from Storey county in the Senate.

Mr. Poujade rose to a point of order that it was not in order to refer to the members of the other House personally.

The Chair declared the point well taken.

Mr. Garrard rose to debate the question, and referred to the county of Esmeralda by way of comparison.

Mr. Allen (of Eureka) rose to a point of order that the gentleman was not speaking on the question.

The Chair decided the point not well taken.

Mr. Hanna moved that the petition from Storey county be read for information.

Carried.

The petition from the taxpayers of Storey county, referring to Senate Bill No. 66, was read by the Chief Clerk.

The amendment offered by Mr. Hanna was then lost.

YEAS—Messrs. Allen (of Churchill), Coryell, Dickson, Dunkle, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Murray, McNaughton, McQuitty, Nelson, O'Connor, Riepe, Smith, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—24.

NAYS—Messrs. Allen (of Storey), Bennetts, Blakeslee, Cutting, Fairbanks, Hanna, Merrick, Moore, Poujade, Pyne, Snapp and Springmeyer—12.

Absent—Messrs. Allen (of Eureka), Beck, Cheney and Cohoon—4.

Mr. Springmeyer moved to adjourn.

Carried.

At 3 o'clock p. m. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

FIFTY-SEVENTH DAY.

CARSON CITY (Monday), March 4, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Mr. Beck.

Prayer by the Chaplain, Rev. George R. Davis.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Agriculture, to whom was referred Assembly Bill No. 123, an Act relative to the manner of assessing and collecting taxes on horses, mules, cattle and sheep in this State in certain cases, beg leave to report they have had the same under consideration, with the following members of the committee recommending its passage, to-wit :

D. C. McQUITTY,
T. G. HERMAN,
J. R. HOUGHAM,
H. SPRINGMEYER,

And reporting unfavorably,

D. V. JOHNSTON.

Mr. Speaker :

Your Standing Committee on Ways and Means have had under consideration Senate Bill No. 55, and beg leave to report the same back with amendments, with the recommendation that it do pass with the amendments offered.

J. POUJADE, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had under consideration Assembly Concurrent Resolution No. 24, and beg leave to report favorably on the same, with the recommendation that it be agreed to.

Also, Assembly Bills No. 100 and No. 146, to which they propose amendments as per riders attached thereto, and so amended recommend that they do pass.

Also, Assembly Bill No. 149 unfavorably, with the recommendation that it do not pass.

F. P. LANGAN, for Committee.

Mr. Speaker:

Your Committee on State Institutions, to whom was referred Assembly Bill No. 120, beg leave to offer a substitute for the same, with the recommendation that the substitute bill do pass.

F. P. LANGAN, Chairman.

Mr. Speaker:

Your Committee on State Institutions have had Assembly Bill No. 148 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

F. P. LANGAN, Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker:

Your Committee, the Ormsby delegation, have had Assembly Bill No. 147 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

GEORGE A. TYRRELL, Chairman.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }
CARSON CITY, March 1, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 41, entitled "An Act in relation to County Superintendents of Schools."

Also, Assembly Bill No. 80, entitled "An Act relating to County School Superintendents." Very respectfully, etc.

C. C. STEVENSON, Governor.

MESSAGES FROM THE SENATE.

SENATE CHAMBER, }
CARSON CITY, March 1, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Assembly Bill No. 76, an Act requiring County Commissioners to give bonds, which passed the Senate this day; yeas, 15; nays, 1.

Also, Assembly Bill No. 108, an Act amending the criminal practice, which passed the Senate this day; yeas, 14; nays, 2.

I also have the honor herewith to inform your honorable body that the Assembly amendments to Senate Bill No. 30, relating to the State University, were concurred in by the Senate this day; yeas, 15; nays, none.

Also, Senate Bill No. 77, providing for mounting astronomical instruments, which passed the Senate on the fifty-fourth legislative day; yeas, 14; nays, none.

Also, Assembly Bill No. 129, appropriating money for the benefit of

the Nevada State militia, which passed the Senate on the fifty-fourth legislative day ; yeas, 14 ; nays, none.

Also, Assembly Bill No. 69, relating to shearing sheep near towns and cities, which passed the Senate on the fifty-fourth legislative day ; yeas, 14 ; nays, none.

Also, Senate Bill No. 78, relating to the use of artificial water courses, which passed the Senate on the fifty-fourth legislative day ; yeas, 16 ; nays, none.

Also, Senate Bill No. 48, relating to the use of water for irrigation, and settling priority of rights thereto in this State, which passed the Senate on the fifty-fourth legislative day ; yeas, 15 ; nays, 1.

Also, Senate Bill No. 89, revising and compiling the revenue laws of the State, which passed the Senate on the fifty-fifth legislative day ; yeas, 16 ; nays, none.

O. H. GREY,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Nelson, by leave, Assembly Bill No. 150—An Act to create the office of Road Supervisor, to define the manner of filling the same, together with powers, duties and compensation of said officer.

Read first time.

Mr. Nelson moved the rules be suspended, the bill be read a second time by title and referred to the Humboldt county delegation.

Carried.

Mr. Murray, by leave, Assembly Bill No. 151—An Act to create the office of Road Supervisor, to define the manner of filling the same, together with powers, duties and compensation of said officer.

Read first time.

Mr. Murray moved the rules be suspended, the bill be read a second time by title and referred to the Elko county delegation.

Carried.

Mr. Thompson, by leave, Assembly Bill No. 152—An Act to amend an Act entitled "An Act to regulate and license mutual life associations in this State," approved February 26, 1887.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Carried.

Substitute for Senate Bill No. 7—An Act supplementary to and amendatory of an Act to redistrict the State of Nevada, prescribe the number and salaries of District Judges, and fix the places of holding Courts, approved March 4, 1885.

Read first time.

Mr. Allen (of Eureka) moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. McQuitty, by leave, Assembly Bill No. 153—An Act to amend Sections 2, 3, 4, 5, 6, 7, 8, 10, 12, 14, 15, 16, 18 and 21 of an Act entitled "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, approved March 12, 1885, amended March 5, 1887.

Read first time.

Mr. McQuitty moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Public Lands.

Carried.

Mr. Thaxter, by leave, Assembly Bill No. 154—An Act for the aid and benefit of Agricultural District No. 1.

Read first time.

Mr. Thaxter moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Carried.

Mr. Cohoon moved that Assembly Bill No. 115 be taken from the table and be placed on file.

Carried.

Mr. Thaxter, by leave, Assembly Bill No. 155—An Act to authorize the issuance of certain bonds by Ormsby county, and to provide for the payment of the same.

Read first time.

Mr. Thaxter moved the rules be suspended, the bill be read a second time by title and referred to the delegation from Ormsby county.

Carried.

Senate Bill No. 80—An Act to pay the claim of T. J. Tennant.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Senate Bill No. 82—An Act to amend an Act entitled "An Act to provide for the purchase of certain supplies for State officers and attaches of the Legislature."

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Carried.

Senate Bill No. 74—An Act to provide for the payment of John P. Fay and O. H. Grey for comparing and certifying the Senate Journal of the Fourteenth Session.

Read first time.

Mr. Riepe moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Senate Bill No. 89—An Act to provide revenue for the support of the government of the State of Nevada, and of the respective counties therein, and prescribing penalties for infractions of its provisions.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read second time by title.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bill No. 133 under

consideration, and beg leave to report, out of order, unfavorably on the same, with the recommendation that it do not pass.

Also, have considered Senate Bill No. 73, have proposed two amendments as per riders, and with proposed amendments recommend that it do pass.

F. P. LANGAN, for Committee.

Senate Bill No. 77—An Act providing for the care and mounting of astronomical instruments belonging to the General Government and furnished to the Nevada Weather Service.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Senate Bill No. 78—An Act to prevent the owners, superintendents or managing agents of any water ditches, flumes or other artificial water-courses, to allow the water from the same to run into or upon any public road, highway, street or alley in this State.

Read first time.

Mr. Riepe moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

Senate Bill No. 48—An Act to regulate the use of water for irrigation and other purposes; for settling the priority of rights thereto and to punish the unlawful interference with such rights; to provide for the condemnation of land for reservoirs; for recording claims to water rights, and the appointment and duties of Water Commissioners.

Read first time.

Mr. Herman moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

Mr. Poujade, by leave, Assembly Joint Resolution No. 29, relative to the election of United States Senators.

Mr. Poujade moved the rules be suspended, the resolution be read a second time by title and referred to the Committee on Federal Relations.

Carried.

Mr. Blakeslee moved to take from the table the resolution relative to the limit of time allowed members for debate.

Carried.

By Mr. Allen (of Storey):

Be it resolved, That from and after this date no member of this Assembly shall be permitted to talk upon any question to exceed five minutes.

Mr. Poujade moved to amend by striking out that portion limiting the debate to twice upon the same question.

Carried.

The vote was taken on the adoption of the resolution as amended, and there being a majority vote, the Chair declared the resolution adopted.

Mr. Cheney rose to a point of order that the rules of the Assembly provided a two-thirds majority was necessary to change a rule.

The point of order was declared well taken.

The Chair now called for a rising vote on the adoption of the resolution.

Mr. Cheney rose to a point of order that the vote had been announced from the chair.

The point of order was declared not well taken.

The vote was now taken on the adoption of the resolution, and the resolution not adopted.

Mr. Johnston, by leave, Assembly Bill No. 156—An Act to amend an Act entitled "An Act to regulate the sale or disposal of opium and to prohibit the keeping of places of resort for smoking or otherwise using that drug," approved February 9, 1877; approved March 8, 1879; approved March 4, 1881; approved February 20, 1885.

Read first time.

Mr. Johnston moved the rules be suspended, the bill be read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Poujade, by leave, Assembly Concurrent Resolution No. 30, relative to introduction of bills.

Read first time.

Laid on the table for one day.

Mr. Cheney moved that when the House adjourn to-day it do adjourn until to-morrow at 9:30 A. M.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 113—An Act authorizing a State loan.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Langan, Lee, Merrick, Moore, McNaughton, Nelson, O'Connor, Poujade, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—32.

NAYS—Messrs. Coryell, Johnston, Murray, Pyne and Riepe—5.

Absent—Messrs. Beck, Cohoon and McQuitty—3.

Assembly Bill No. 102—An Act to amend an Act entitled "An Act concerning District Attorneys," approved March 11, 1865.

Amendments of Conference Committee read.

Mr. Blakeslee moved the House adopt and concur in the amendments offered by the Conference Committee.

The roll was called and the amendments concurred in by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Beck, Cohoon, Fairbanks, McQuitty and Thompson—5.

Assembly Bill No. 123—An Act to amend an Act entitled "An Act concerning District Attorneys," approved March 11, 1865.

Mr. McQuitty moved the bill be considered engrossed.

Carried.

Mr. Allen (of Eureka) moved the bill be laid upon the table.

Yeas and nays called for by Messrs. Allen (of Eureka), Langan and Pyne.

The roll was called and the motion lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Dunkle, Fairbanks, Hanna, Johnston, Merrick, Murray, Pyne, Thompson and Williams—15.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Dickson, Garrard, Gilbert, Hougham, Langan, Lee, Moore, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Wyckoff and Mr. Speaker—22.

Absent—Messrs. Beck, Cutting and Herman—3.

Mr. Allen (of Eureka) moved the bill be made a special order for to-morrow at 2 p. m.

Lost.

The question now recurred on the final passage of the bill.

Read third time and lost by the following vote:

YEAS—Messrs. Herman, Hougham, McQuitty, Riepe, Smith, Springmeyer and Wyckoff—7.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, Nelson, O'Connor, Poujade, Pyne, Snapp, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—31.

Absent—Messrs. Allen (of Churchill) and Beck—2.

Mr. Merrick moved to take a recess until 1:30 p. m.

Mr. Poujade moved to amend by making the hour 1 p. m.

Carried.

At 12:10 p. m. the House took recess.

HOUSE IN SESSION

At 1 o'clock p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted the Judiciary Committee.

Mr. Poujade, by leave:

Resolved, That the Committee on Enrollment be and is hereby authorized to employ additional clerical aid in enrolling bills and resolutions at a rate not to exceed thirty cents per folio, or if the clerks are employed by the day, not to exceed six dollars per day.

Mr. Poujade moved its adoption.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 55.

Mr. Thompson moved the bill be referred to Committee of the Whole.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bill No. 156 under consideration, and beg leave to report, out of order, favorably on the same, with the recommendation that it do pass.

Also, Substitute for Senate Bill No. 7, to which they propose amendments, and with amendments recommend that it do pass.

A. E. CHENEY, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 60, entitled "An Act to provide for the storage of water, to encourage milling, mining and internal improvements, and to reclaim the arable desert lands and develop the agricultural resources of the State of Nevada, and to provide funds for the payment of the same."

Also, Assembly Bill No. 136, entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved January 31, 1887.

Also, engrossed Assembly Bill No. 119, entitled an Act to amend an Act entitled an Act to amend an Act entitled "An Act to allow any person to divert the waters of any river or stream and run the same through any ditch or flume, and to provide for the right of way through the lands of others," approved March 3, 1866, approved March 5, 1869, (re-engrossed) with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Poujade moved the House do now resolve itself into Committee of the Whole, with the Speaker in the chair, for the consideration of Senate Bill No. 55.

Carried.

At 1:15 P. M. the House resolved itself into Committee of the Whole with the Speaker in the chair.

HOUSE IN SESSION

At 2:10 P. M.

Mr. Speaker in the chair.

The Committee of the Whole rose and made the following report:

Mr. Speaker:

Your Committee of the Whole, to whom was referred Senate Bill No. 55, beg leave to report having considered the same, and offer amendments thereto, and recommend that it do pass as amended.

Mr. Poujade moved that the amendment recommended by the Committee of the Whole, on Senate Bill No. 55, be adopted.

Carried.

Mr. Poujade moved that Senate Bill No. 55 be now taken up.

Carried.

Senate Bill No. 55—An Act making appropriations for the support of

the civil government of the State of Nevada for the twenty-fifth and twenty-sixth fiscal years.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, O'Connor, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—31.

NAYS—Messrs. Cutting, McQuitty, Nelson and Riepe—4.

Absent—Messrs. Beck, Cheney, Coryell, Fairbanks and Merrick—5.

Assembly Bill No. 60—An Act to provide for the storage of water, to encourage milling, mining and internal improvements and to reclaim the arable desert lands and develop the agricultural resources of the State of Nevada, and to provide funds for the payment of the same.

Mr. Riepe moved that the words "White Pine" be stricken from Section 1 of the bill.

Lost.

Mr. Hanna moved a call of the House.

Carried.

The roll was called with the following result:

Present—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—38.

Absent—Mr. Smith.

Absent by leave—Mr. Beck.

Mr. Hanna moved that further proceedings under the call of the House be dispensed with.

Lost.

Mr. Pyne moved that Mr. Smith be excused.

Carried.

Mr. Allen (of Churchill) moved that further proceedings under the call of the House be dispensed with.

Carried.

Mr. Allen (of Eureka) moved to amend Section 22 by striking out the words "one hundred," and inserting in lieu thereof the word "fifty."

Yeas and nays called for by Messrs. Allen (of Eureka), Riepe and Hanna.

The roll was called and the motion was lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Cheney, Coryell, Dunkle, Gilbert, Johnston, Lee, McQuitty, Nelson and Riepe—10.

NAYS—Messrs. Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Cutting, Dickson, Fairbanks, Garrard, Hanna, Herman, Hougham, Langan, Merrick, Moore, Murray, McNaughton, O'Connor, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—28.

Absent—Messrs. Allen (of Storey) and Beck—2.

Mr. Allen (of Churchill) moved to amend Section 22 by striking out the words "Section ten of," in line 2 of printed bill.

Carried.

Mr. Springmeyer moved the Clerk be instructed to make the amendment.

Yeas and nays called for by Messrs. Cheney, Riepe and Springmeyer. The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Cutting, Dickson, Fairbanks, Garrard, Hanna, Herman, Hougham, Langan, Merrick, Murray, McNaughton, O'Connor, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—27.

NAYS—Messrs. Allen (of Eureka), Cheney, Coryell, Dunkle, Gilbert, Johnston, Lee, Moore, McQuitty, Nelson and Riepe—11.

Absent—Messrs. Beck and Cohoon—2.

Mr. Garrard moved to amend the bill by adding the following additional section:

Section 26. No more than twenty-five thousand dollars of the amount appropriated by this Act shall be expended in any one of the districts named herein.

Mr. Garrard moved the adoption of the amendment.

Mr. Springmeyer moved to amend by laying the amendment on the table.

Mr. Cheney rose to a point of order that the gentleman's motion was not an amendment to the motion.

The point of order was declared well taken.

Yeas and nays called for by Messrs. Thompson, Allen (of Churchill) and Riepe.

The roll was called and the motion to amend lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Cheney, Coryell, Dickson, Dunkle, Garrard, Gilbert, Johnston, Lee, Moore, Murray, McQuitty, Nelson, Riepe and Snapp—15.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Cutting, Fairbanks, Hanna, Herman, Hougham, Langan, Merrick, McNaughton, O'Connor, Poujade, Pyne, Smith, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—23.

Absent—Messrs. Beck and Cohoon—2.

The previous question was called by Messrs. Thompson, Tyrrell and Thaxter.

The question was: Shall the main question be now put?

Yeas and nays called for by Messrs. Cheney, Allen (of Eureka) and McNaughton.

Mr. Riepe rose to a question of information.

Mr. Smith made the point of order that the previous question had been called for and was not debatable.

The Chair decided the point of order not well taken, and that Mr. Riepe was entitled to the floor on a question of information.

The roll was called and the previous question carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Cutting, Fairbanks, Hanna, Herman, Hougham, Langan, Merrick, McNaughton, O'Connor, Pyne, Smith, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—22.

NAYS—Messrs. Allen (of Eureka), Cheney, Coryell, Dickson, Dunkle, Garrard, Gilbert, Johnston, Lee, Moore, Murray, McQuitty, Nelson, Poujade, Riepe and Snapp—16.

Absent—Messrs. Beck and Cohoon—2.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Fairbanks, Hanna, Hougham, Langan, Merrick, McNaughton, O'Connor, Poujade, Pyne, Smith, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—22.

NAYS—Messrs. Cheney, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Herman, Johnston, Lee, Moore, Murray, McQuitty, Nelson, Riepe and Snapp—16.

Absent—Messrs. Beck and Cohoon—2.

Mr. Allen (of Eureka) gave notice that he would on to-morrow move a reconsideration of the vote whereby Assembly Bill No. 60 was passed.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 130, 79 and 106, and Assembly Concurrent Resolution No. 25 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEO. A. TYRRELL, Chairman.

Mr. Hanna moved the House now take recess until 7 o'clock p. m.
Carried.

At 4:25 p. m. the House took recess.

HOUSE IN SESSION

At 7:10 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Allen (of Storey), O'Connor and Wyckoff.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 136—An Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and others matters relating thereto," approved January 31, 1887.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Williams and Mr. Speaker—32.

NAYS—None.

Absent—Messrs. Allen (of Storey), Beck, Cohoon, Fairbanks, O'Connor, Thompson, Tyrrell and Wyckoff—8.

Mr. Hanna, by leave, offered the following report:

Mr. Speaker :

Your Standing Committee on Mines and Mining have had under con-

sideration Assembly Joint Resolution No. 26, and beg leave to report the same back, with the recommendation that it do not pass.

J. L. HANNA, Chairman.

Assembly Bill No. 119—An Act to amend an Act entitled an Act to amend an Act entitled “An Act to allow any person or persons to divert the waters of any river or stream and run the same through any ditch or flume, and to provide for the right of way through the lands of others,” approved March 3, 1866; approved March 5, 1869.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams and Mr. Speaker—33.

NAYS—None.

Absent—Messrs. Allen (of Storey), Beck, Cohoon, Fairbanks, O'Connor, Tyrrell and Wyckoff—7.

Assembly Concurrent Resolution No. 24, relative to amending Section 1, of Article X., of the Constitution of the State of Nevada.

Mr. Allen (of Eureka) moved to lay the resolution on the table.

Yeas and nays called for by Messrs. Allen (of Eureka), Garrard and Langan.

The roll was called and the motion lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Bennetts, Cheney, Dunkle, Gilbert, Hougham, Lee, McNaughton, McQuitty, Nelson, Riepe and Thaxter—12.

NAYS—Messrs. Allen (of Churchill), Blakeslee, Coryell, Cutting, Dickson, Garrard, Hanna, Herman, Johnston, Langan, Merrick, Moore, Murray, Poujade, Pyne, Smith, Snapp, Springmeyer, Thompson, Williams and Mr. Speaker—21.

Absent—Messrs. Allen (of Storey), Beck, Cohoon, Fairbanks, O'Connor, Tyrrell and Wyckoff—7.

The question now recurred on the passage of the resolution.

Read third time and lost by the following vote:

YEAS—Messrs. Allen (of Churchill), Blakeslee, Coryell, Garrard, Hanna, Herman, Johnston, Langan, Merrick, Murray, Poujade, Pyne, Snapp, Springmeyer, Thompson, Tyrrell, Williams and Mr. Speaker—18.

NAYS—Messrs. Allen (of Eureka), Bennetts, Cheney, Cutting, Dickson, Dunkle, Gilbert, Hougham, Lee, Moore, McNaughton, McQuitty, Nelson, Riepe, Smith and Thaxter—16.

Absent—Messrs. Allen (of Storey), Beck, Cohoon, Fairbanks, O'Connor and Wyckoff—6.

Assembly Bill No. 100.

Mr. Smith moved the bill be placed at the bottom of the file.

Assembly Bill No. 149.

Mr. Gilbert moved to lay the bill on the table.

Carried.

Assembly Bill No. 148.

Mr. Cheney moved the bill be referred to the Committee of the Whole.

Carried.

Assembly Bill No. 147—An Act to authorize the Board of Trustees of Carson City, Nevada, to issue bonds for the purpose of constructing and

maintaining a system of sewerage within the corporate limits of Carson City, Nevada.

Mr. Tyrrell moved to insert in the blank in the bill the words "twenty-five."

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—34.

NAYS—None.

Absent—Messrs. Allen (of Storey), Beck, Cohoon, Fairbanks, O'Connor and Wyckoff—6.

Substitute for Assembly Bill No. 120—An Act to provide for the disposal and sale of duplicate copies of books in the State Library.

Mr. Riepe moved the adoption of the substitute.

Carried.

Mr. Riepe moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—34.

NAYS—None.

Absent—Messrs. Allen (of Storey), Beck, Cohoon, Fairbanks, O'Connor and Wyckoff—6.

Assembly Bill No. 129—An Act to appropriate fifteen hundred dollars for the benefit of the militia of the State.

Senate amendments read.

Mr. Merrick moved that the House concur in the amendments of the Senate.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—34.

NAYS—None.

Absent—Messrs. Allen (of Storey), Beck, Cohoon, Fairbanks, O'Connor and Wyckoff—6.

Assembly Bill No. 76—An Act requiring County Commissioners to give bonds, and providing additional security for the proper disbursement of public money.

Senate amendments read.

Mr. Cheney moved the House concur in the amendments of the Senate.

The roll was called and the motion lost by the following vote :

YEAS—Messrs. Allen (of Eureka), Bennetts, Cheney, Dickson, Dunkle, Hanna, Herman, McNaughton and Smith—9.

NAYS—Messrs. Allen (of Churchill), Blakeslee, Coryell, Cutting, Garrard, Gilbert, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McQuitty, Nelson, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—25.

Absent—Messrs. Allen (of Storey), Beck, Cohoon, Fairbanks, O'Connor and Wyckoff—6.

Senate Bill No. 89.

Mr. Allen (of Eureka) moved to lay the bill on the table.

Carried.

Mr. Thompson, by leave, offered the following report:

Mr. Speaker :

Your Committee on Federal Relations, to whom was referred Assembly Joint Resolution No. 29, relative to the election of United States Senator, beg leave to report the same back to the House, with the recommendation that it do pass.

WM. THOMPSON, Chairman.

Assembly Bill No. 115.

Mr. Thompson moved to lay the bill on the table.

Carried.

Assembly Bill No. 137.

Mr. Langan moved the bill be placed at the bottom of the file.

Lost.

Mr. Hanna moved the bill be referred to the Committee of the Whole.

Carried.

Assembly Bill No. 146.

Amendments of the committee read and adopted.

Mr. Riepe moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 133.

Mr. Thompson moved to lay the bill on the table.

Carried.

Senate Bill No. 73.

Mr. Riepe moved to place the bill at the bottom of the file.

Mr. Langan moved to lay the bill on the table.

Carried.

Assembly Bill No. 156—An Act to amend an Act entitled "An Act to regulate the sale or disposal of opium, and to prohibit the keeping of places of resort for smoking or otherwise using that drug," approved February 9, 1877, approved March 8, 1879, approved March 4, 1881, approved February 27, 1885.

Mr. Johnston moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith,

Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—33.

NAYS—None.

Absent—Messrs. Allen (of Storey), Beck, Cohoon, Fairbanks, Hanna, O'Connor and Wyckoff—7.

Substitute for Senate Bill No. 7.

Mr. Poujade moved to make the bill a special order for to-morrow at 11 o'clock A. M.

Carried.

Assembly Joint Resolution No. 26.

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

Mr. Reipe rose to debate the question.

Mr. Cheney raised the point of order that the motion to lay on the table was not debatable.

The Chair decided the point of order well taken.

Mr. Cheney moved the House do now take up messages from the Senate.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 4, 1889. }

To the Honorable the Assembly:

I have the honor herewith to notify your honorable body that the Assembly amendments to Senate Bill No. 66, relating to salaries and fees in Storey county, have this day been concurred in by the Senate by a constitutional majority.

Also, that Assembly Bill No. 102, an Act relating to the duties of District Attorneys, has been re-referred to the conferees of the Senate and Assembly for their further consideration.

Also, I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 91, for the relief of John C. Dunlop, which passed the Senate this day; yeas, 17; nays, none.

Also, Assembly Bill No. 111, amending the Incorporation Act of Carson City, which passed the Senate this day; yeas, 17; nays, none.

Also, Assembly Bill No. 142, an Act relating to elections, which passed the Senate this day; yeas, 16; nays, none.

Also, Assembly Bill No. 132, an Act relating to elections, which passed the Senate this day; yeas, 18; nays, none.

Also, Assembly Bill No. 122, an Act providing for the transmission of election returns, which passed the Senate this day; yeas, 13; nays, 5.

Also Assembly Bill No. 92, relating to leave of absence of John Roeder, which passed the Senate this day; yeas, 16; nays, 1.

Also, Assembly Bill No. 124, relating to leave of absence of A. W. Hesson, which passed the Senate this day; yeas, 16; nays, none.

Also, Substitute for Assembly Bill No. 125, relating to the purchase of telegraph in Churchill county, which passed the Senate this day; yeas, 18; nays, none.

Also, Senate Bill No. 86, amending the criminal practice, which passed the Senate this day; yeas, 12; nays, 1.

Also, Senate Bill No. 94, relating to the care and custody of State property, which passed the Senate this day; yeas, 17; nays, none.

Also, Assembly Bill No. 143, an Act relating to the return of State property to the Secretary of State, which was lost in the Senate this day; yeas, 10; nays, 7.

Also, Assembly Bill No. 117, relating to gaming, which was lost in the Senate this day; yeas, 1; nays, 14.

Also, Assembly Concurrent Resolution No. 28, relating to the military post at Fort McDermitt, which passed the Senate this day; yeas, 13; nays, none.

Also, Assembly Bill No. 113, an Act to authorize a State loan, which passed the Senate this day; yeas, 13; nays, none.

O. H. GREY,
Secretary of the Senate.

Mr. Riepe moved that Senate Bill No. 89 be taken from the table.
Lost.

Mr. Thompson moved that Assembly Bill No. 81 be taken from the table and placed on file.

Lost.

Mr. Smith moved to adjourn.
Carried.

At 9:30 P. M. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

FIFTY-EIGHTH DAY.

CARSON CITY (Tuesday), March 5, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Rev. George R. Davis.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee on Agriculture have had Senate Bill No. 78 under consideration, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Senate Bill No. 48, which we beg leave to report back without recommendation.

H. SPRINGMEYER, Chairman.

Mr. Speaker:

Your Committee, the Ormsby county delegation, have had Assembly Bill No. 155 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

GEO. C^o THAXTER, Chairman.

Mr. Speaker:

Your Standing Committee on Ways and Means have had under consideration Assembly Bill No. 152, and beg leave to report the same back with the recommendation that it do pass with the amendment offered.

Also, Senate Bill No. 82, and beg leave to report the same back with the recommendation that it do pass.

Also, Assembly Bill No. 154, and recommend that the same do pass.

J. POUJADE, Chairman.

Mr. Speaker:

A minority of your Standing Committee on Ways and Means, dissenting from the views entertained by the majority of the committee, beg leave to report that, in their opinion, Assembly Bill No. 154 should not pass.

J. R. DUNKLE.

Mr. Speaker:

Your Standing Committee on Education have had under consideration Assembly Bill No. 144, and beg leave to report favorably on the same, with the recommendation that it do pass.

GEO. D. PYNE, Chairman.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 146, entitled an Act to amend Section 7 of an Act entitled "An Act to authorize fees and salaries of officers and compensation of other persons to be taken in attachment and execution, and to prohibit assignments to defraud creditors," approved February 1, 1883, with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. Speaker:

Your Special Committee, consisting of the Humboldt county delegation, having under consideration Assembly Bill No. 150, beg leave to report favorably on the same, with the recommendation that it do pass.

N. NELSON, Chairman.

Mr. Speaker:

Your Special Committee, consisting of the Elko county delegation, having Assembly Bill No. 145 under consideration, beg leave to report the same back to the House, with the recommendation that it do not pass.

H. H. CORYELL, Chairman.

Mr. Speaker :

Your Special Committee, consisting of the Elko county delegation, having under consideration Assembly Bill No. 151, beg leave to report the same back to the House, with the recommendation that the same do pass.

J. V. MURRAY, Chairman.

Mr. Speaker :

The undersigned, appointed a Special Committee of One, to whom was referred Senate Bill No. 61 for the purpose of amending same as to title, etc.; begs leave to report the same with the recommendation that the amendments, as per riders attached, be adopted.

F. P. LANGAN.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, March 4, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 106, entitled an Act to amend an Act entitled "An Act to provide for the appointment of Notaries Public and defuining their duties," approved February 9, 1864; amended March 20, 1865; further amended February 9, 1866; further amended March 13, 1867; further amended January 27, 1879; further amended February 26, 1881; further amended January 30, 1883.

Also, Assembly Bill No. 108, entitled an Act to amend Sections 95 and 97 of an Act entitled "An Act to regulate proceedings in criminal cases in the courts of justice in the Territory of Nevada," approved November 26, 1861.

Also, Assembly Bill No. 130, entitled an Act to amend an Act entitled an Act to amend an Act entitled "An Act to provide for the payment of the outstanding indebtedness of Humboldt county," approved February 27, 1869; approved February 6, 1885.

Also, Assembly Concurrent Resolution No. 25, relative to the free and unlimited coinage of silver.

C. C. STEVENSON, Governor.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 4, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the further consideration of your honorable body Senate Bill No. 55, making appropriations for the twenty-fifth and twenty-sixth fiscal years, and to inform your honorable body that some of the Assembly amendments to the same have been concurred in and that others have been non-concurred in.

Also, Senate Substitute for Senate Bill No. 44, relating to printing the statutes, some of the Assembly amendments to which were concurred in and some of which were non-concurred in.

I also have the honor herewith to present for the consideration of your honorable body Assembly Bill No. 107, "An Act to prevent the sale of lottery tickets," which was lost in the Senate on the last legislative day; yeas, 5; nays, 10.

Also, Assembly Bill No. 118, relating to the vaccination of school children, which was lost in the Senate on the last legislative day.

O. H. GREY,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Mr. Riepe moved that Senate Bill No. 73 be taken from the table and placed at the head of the file.

Lost.

Mr. Langan moved that Senate Bill No. 89 be taken from the table and placed at the head of the file.

A division of the question was called for.

The motion to take from the table was carried.

The motion to place at the head of the file was lost.

Mr. Hanna moved that Assembly Bill No. 115 be taken from the table and placed at the head of the file.

The Chair divided the question.

The question taking the bill from the table was carried.

The question to place at the head of the file was lost.

Mr. Beck moved that Assembly Bill No. 114 be taken from the table.

Lost.

Mr. Thompson moved that the vote whereby Assembly Bill No. 60 was passed on yesterday, be now reconsidered.

Mr. Thompson rose to explain his position on the bill.

Mr. Cheney raised the point of order that the explanation was out of order at this time.

The Chair decided the point of order well taken.

Mr. Poujade rose and spoke on the question of reconsideration.

Mr. Allen (of Eureka) raised the point of order that the motion to reconsider was not debatable.

The Chair decided the point not well taken.

Yeas and nays were called for by Messrs. Allen (of Churchill), Allen (of Eureka) and Tyrrell.

The roll was called and the motion to reconsider lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Cheney, Dunkle, Gilbert, Lee, McQuitty, Riepe and Snapp—8.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Cutting, Dickson, Garrard, Hanna, Herman, Hougham, Johnston, Langan, Merrick, Murray, McNaughton, Nelson, O'Connor, Poujade, Pyne, Smith, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—29.

Absent—Messrs. Coryell, Fairbanks and Moore—3.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. McNaughton, by leave, Assembly Bill No. 157—An Act to prescribe the qualifications of County School Superintendents in this State.

Read first time.

Mr. McNaughton moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Education.

Carried.

Mr. Langan, by leave, Assembly Bill No. 158—An Act consolidating certain county and township officers of the State of Nevada and fixing the salaries of the officers thereof, and other matters relating thereto, approved March 12, 1885.

Read first time.

Mr. Langan moved the rules be suspended, the bill be read a second time by title and referred to the Storey county delegation.

Carried.

Mr. Smith, by leave, Assembly Bill No. 159—An Act to provide for the proper forwarding of the Assembly mail after the adjournment of the Legislature.

Read first time.

Mr. Smith moved the rules be suspended, the bill be read a second time by title and referred to the Committee or the Whole.

Carried.

Mr. Thompson, by leave, Assembly Bill No. 160—An Act to grant the right of way, and to provide street railroads within the town of Reno, Washoe county, State of Nevada.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Washoe county delegation.

Carried.

Mr. Riepe, by leave, Assembly Bill No. 161—An Act fixing the salaries and compensation of certain State officers and attaches of the State Government of Nevada.

Read first time.

Mr. Riepe moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Mr. Cheney moved to lay the bill upon the table.

Mr. Riepe rose to debate the question.

Mr. Cheney raised the point of order that the motion was not debatable.

The point of order was decided well taken.

The motion to lay on the table was then carried.

Senate Bill No. 91—An Act for the relief of John C. Dunlop, late County Clerk and *ex-officio* Treasurer of Storey county, Nevada.

Read first time.

Mr. Hanna moved the rules be suspended, the bill be read a second time by title and referred to the Storey county delegation.

Carried.

Mr. Hanna presented a petition from citizens of Storey county remonstrating against the passage of Senate Bill No. 91.

Petition read by Chief Clerk.

Mr. Hanna moved the petition be referred to the Storey county delegation.

Carried.

Mr. Tyrrell, by leave, Assembly Concurrent Resolution No. 31, relative

to the allowance of the sum of thirty dollars to each of the members of the Joint Committee on Annexation, and the Clerk of said committee.

Read by the Clerk.

Mr. Allen (of Eureka) moved to lay the resolution on the table.

Yeas and nays called for by Messrs. Riepe, Tyrrell and Beck.

The roll was called and the motion to lay on the table lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Cutting, Dunkle, Herman, Johnston, Riepe and Wyckoff—9.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Cohoon, Coryell, Dickson, Gilbert, Hanna, Hougham, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Pyne, Snapp, Springmeyer, Thaxter, Tyrrell and Williams—23.

Not voting—Messrs. Blakeslee, Cheney, Garrard, Poujade, Thompson and Mr. Speaker—6.

Absent—Messrs. Fairbanks and Smith—2.

Leave of absence granted Mr. McQuitty.

The question now recurred on the adoption of the resolution.

Mr. Hanna moved to amend the resolution by striking out the name of "H. B. Maxson."

Lost.

Mr. Cheney moved to amend the resolution by striking out the name of "Mr. Cheney."

Yeas and nays called for by Messrs. Cheney, Riepe and Allen (of Eureka).

During the roll call Mr. Cheney requested to be allowed to have his vote recorded.

The Chair expressed a doubt as to a ruling and called for the House to decide.

Upon a rising vote being taken, the gentleman was permitted to vote on the motion striking his name from the resolution.

The roll was called and the motion to strike Mr. Cheney's name from the resolution was lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Cheney, Cutting, Dickson, Dunkle, Herman, Johnston, Lee, Nelson, Pyne, Riepe, Thaxter, Thompson and Wyckoff—15.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Coryell, Garrard, Gilbert, Hanna, Hougham, Langan, Merrick, Moore, Murray, McNaughton, O'Connor, Poujade, Smith, Snapp, Springmeyer, Tyrrell, Williams and Mr. Speaker—23.

Absent—Messrs. Fairbanks and McQuitty—2.

Mr. Langan moved the further consideration of the resolution be indefinitely postponed.

Yeas and nays called for by Messrs. Allen (of Eureka), Riepe and Beck.

The roll was called and the motion to indefinitely postpone carried by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Cohoon, Coryell, Dickson, Dunkle, Hanna, Herman, Johnston, Langan, Lee, Moore, McNaughton, Nelson, Riepe, Smith, Springmeyer, Thaxter, Tyrrell and Wyckoff—21.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Cutting, Gilbert, Hougham, Merrick, Murray, O'Connor, Pyne, Snapp and Williams—11.

Absent—Messrs. Fairbanks and McQuitty—2.

Not Voting.—Messrs. Blakeslee, Cheney, Garrard, Poujade, Thompson and Mr. Speaker—6.

The Chair announced that the hour had arrived for the consideration of the

SPECIAL ORDER.

Substitute for Senate Bill No. 7—An Act supplemental to and amendatory of an Act to redistrict the State of Nevada, prescribe the number and salaries of District Judges, and fix the places of holding courts, approved March 4, 1885.

The first amendment by the Judiciary Committee was read by the Clerk.

Mr. Cheney moved it be adopted.

Carried.

The second amendment by the Judiciary Committee was read by the Clerk, and on motion of Mr. Cheney was rejected.

The bill was read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Hougham, Langan, Lee, Merrick, Moore, McNaughton, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams and Mr. Speaker—30.

NAYS—Messrs. Beck, Coryell, Herman, Johnston, Murray, O'Connor and Wyckoff—7.

Absent—Messrs. Fairbanks, McQuitty and Thompson—3.

Mr. Beck gave notice that he would on to-morrow move a reconsideration of the vote whereby Substitute for Senate Bill No. 7 has just passed.

Considerable discussion took place after the above notice, Mr. Riepe being on the floor.

Mr. Poujade raised the point of order, that there was no question before the House.

The point of order was decided well taken.

Mr. Langan moved that Senate Bill No. 73 be taken from the table.

Carried.

Mr. Langan moved that Senate Bill No. 73 be placed at the head of the file.

Carried.

Senate Bill No. 86—An Act to amend Section 340 of an Act entitled "An Act to regulate proceedings in criminal cases in the courts of justice in the Territory of Nevada," approved November 26, 1861.

Read first time.

Mr. Blakeslee moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Judiciary.

Carried.

Senate Bill No. 94—An Act to provide for the safe return of State property, used by the Legislature, to the Secretary of State.

Read first time.

Mr. Langan moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 73—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November 26, 1861.

The first amendment of the committee was read and adopted.

The second amendment of the committee was read.

Yeas and nays called for by Messrs. Riepe, Poujade and Langan.

The roll was called and the amendment adopted by the following vote:

YEAS—Messrs. Allen (of Churchill), Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Hougham, Langan, Merrick, Moore, McNaughton, Poujade, Pyne, Snapp, Thompson, Tyrrell, Wyckoff and Mr. Speaker—23.

NAYS—Messrs. Allen (of Eureka), Beck, Blakeslee, Herman, Johnston, Lee, Murray, Nelson, Riepe, Smith, Springmeyer, Thaxter and Williams—13.

Absent—Messrs. Allen (of Storey), Fairbanks, McQuitty and O'Connor—4.

The question now recurred on the final passage of the bill as amended.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, Nelson, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Wyckoff—30.

NAYS—Messrs. Beck, Poujade, Smith and Mr. Speaker—4.

Absent—Messrs. Allen (of Storey), Allen (of Churchill), Fairbanks, Herman, McQuitty and O'Connor—6.

Mr. Cheney, by leave, offered the following report:

Mr. Speaker:

Your Committee on Public Lands, to whom was referred Assembly Bill No. 153, beg leave to report upon the same without recommendation.

A. E. CHENEY, Chairman.

Mr. Allen (of Eureka) moved that the Governor's Message vetoing Assembly Bill No. 73, be made the special order for 2 o'clock this afternoon.

Carried.

Mr. Beck asked leave to withdraw his notice of a motion to reconsider the vote on the passage of Senate Bill No. 7, with the understanding that his vote should be recorded against the bill.

Leave granted.

Mr. Langan moved the House take a recess until 2 p. m.

Carried.

At 11:55 a. m. the House took a recess.

HOUSE IN SESSION

At 2 o'clock p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The Chair announced the arrival of hour for the consideration of the special order.

Mr. Poujade moved the special order be postponed and Senate Bill No. 55 be taken up for consideration.

Carried.

Senate Bill No. 55.

Mr. Poujade moved that the Assembly maintain its position in regard to the amendment relating to the appropriation for the State Prison.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, Nelson, O'Connor, Poujade, Pyne, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—33.

NAYS—Messrs. Dickson, McNaughton, McQuitty and Riepe—4.

Absent—Messrs. Cheney, Fairbanks and Smith—3.

Rider No. 2 was read by the Clerk.

Mr. Poujade moved the Assembly maintain its position on this amendment relative to raising the appropriation for the care of the deaf, dumb and blind of the State.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, Nelson, O'Connor, Poujade, Pyne, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—33.

NAYS—Messrs. Dickson, McNaughton, McQuitty and Riepe—4.

Absent—Messrs. Cheney, Fairbanks and Smith—3.

Rider No. 3 read by the Clerk.

Mr. Poujade moved the Assembly maintain its position relative to the appropriation for Teachers' Institute.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, O'Connor, Poujade, Pyne, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—33.

NAYS—Messrs. Dickson, McQuitty, Nelson and Riepe—4.

Absent—Messrs. Cheney, Fairbanks and Smith—3.

Rider No. 4 read by the Clerk.

Mr. Poujade moved the Assembly maintain its position relative to indexing Journals of Legislature.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, Nelson, O'Connor, Poujade, Pyne, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—Messrs. McQuitty and Riepe—2.

Absent—Messrs. Cheney, Fairbanks and Smith—3.

Rider No. 5, relative to appropriation concerning weather service, read by clerk.

Mr. Poujade moved the Assembly maintain its position on this amendment.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, Nelson, O'Connor, Poujade, Pyne, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—33.

NAYS—Messrs. Dickson, McQuitty and Riepe—3.

Absent—Messrs. Allen (of Churchill), Cheney, Fairbanks and Smith—4.

Rider No. 6, relative to preparing and indexing the Statutes.

Mr. Poujade moved the Assembly maintain its position on this amendment.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Blakeslee, Cohoon, Cutting, Dunkle, Garrard, Gilbert, Hanna, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, Nelson, O'Connor, Poujade, Pyne, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—30.

NAYS—Messrs. Coryell, Dickson, McQuitty and Riepe—4.

Absent—Messrs. Allen (of Churchill), Cheney, Fairbanks, Herman, Smith and Thompson—6.

Rider No. 7, relative to traveling expenses for District Judges.

Mr. Poujade moved the Assembly maintain its position on this amendment.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Beck, Bennetts, Blakeslee, Cohoon, Cutting, Dunkle, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Merrick, Moore, Murray, McNaughton, O'Connor, Poujade, Pyne, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—27.

NAYS—Messrs. Coryell, Dickson, Hanna, Lee, McQuitty, Nelson, Riepe, Snapp and Springmeyer—9.

Absent—Messrs. Allen (of Churchill), Cheney, Fairbanks and Smith—4.

Mr. Poujade moved that a committee of three on conference be appointed to confer with a like committee from the Senate.

Carried.

The Chair appointed Messrs. Poujade, Thaxter and Cheney as the House portion of the committee.

The hour having arrived for the consideration of the special order the same was taken up.

Message from the Governor vetoing Assembly Bill No. 73.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, March —, 1889. }

To the Honorable the Assembly :

I herewith return to your honorable body, in which the same originated,

Assembly Bill No. 73, without my approval, and will briefly state my objections thereto:

I must say, in the outset, that I am exceedingly reluctant to withhold my approval of any bill which is not plainly, and in terms, in violation of some prohibition of the Constitution. But that instrument may be infringed, in some instances, without there seeming to be any violation of the letter, the *intent*, however, being disregarded.

The sixth and last section of this bill contains this language:

“ Nothing in this Act shall be so construed as to give any authority to the Professor of Military Science and Tactics, or any officer of the University Cadets, to enforce military discipline upon any of said cadets, unless both be in the uniform of the cadet corps, or upon the grounds of the University.”

I am decidedly at a loss to perceive why this provision was inserted in the bill, which, without it, would have been useful in conserving the interests of the University.

The constitution provides for and requires that a State University be maintained, and that military tactics shall be taught therein.

It also requires that there shall be a Board of Regents who shall control and manage said University and the funds of the same.

The Legislature of the Thirteenth Session enacted that, among other things, the Board of Regents shall “ prescribe rules for the government of the University;” also, “ to prescribe the duties of the President.”

If it be desirable to have a State University, it is certainly for the best interest of the State, and more particularly of the students, that such discipline be maintained therein as will best advance the education, morals and ladylike and gentlemanly deportment of all who enter for education, and such other improvement as fits them for social, business and useful life.

The above quoted provision of this bill seems to trench upon the powers and duties of the Regents and the Faculty, and to be, as it were, a bid for insubordination among the students, and the possible reign of disorder in the institution. Experience has long since established the fact that students in such an institution must be governed by the Faculty; and if the Faculty shall need any government, or correction of wrongs, in their rules or discipline, the Regents must see to that, and abolish or amend them as necessity may require.

After fifteen years of trial the State University has, by persistent efforts of the friends of education, been placed on the high road to success, and any legislation looking toward a rule for its government, must be in the nature of a step backward. The only reason given by the committee for the amendment of the last clause in the bill, was that there had been some controversy in one single case of discipline, wherein one of the cadets had been reprimanded for conduct unbecoming a cadet in the State University; thus, by implication, reflecting on the Faculty and nullifying the rules adopted for the government of the students.

The details, as to necessary rules, should not be left to the Legislature, which meets but once in two years. The Regents and Faculty can meet any day for special occasions that may arise, and so change or adopt new rules, as the exigency of the case demands. After having witnessed the trials and meager benefits to the people of this State institution in the past, and seeing it now fully equipped with all modern apparatus for imparting instruction, and furniture for the comfort of the students; with a corps of Professors able and willing to advance its use-

fulness and make it the pride of the State, we cannot afford, even by implication, to cast any reflection on the Faculty, or any member of it. I am satisfied the bill, if it became a law, would be construed as a reflection on both Regents and Faculty. Very respectfully submitted,

C. C. STEVENSON, Governor.

The question was, Shall the bill pass notwithstanding the objections of the Governor?

The roll was called and the veto of the Governor sustained by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Blakeslee, Cohoon, Coryell, Dunkle, Gilbert, Johnston, Langan, Merrick, Moore, Murray, McQuitty, O'Connor, Poujade, Pyne, Snapp, Springmeyer, Thompson, Williams, Wyckoff and Mr. Speaker—22.

NAYS—Messrs. Beck, Bennetts, Cutting, Dickson, Garrard, Hanna, Herman, Hougham, Lee, McNaughton, Riepe, Thaxter and Tyrrell—13.

Absent—Messrs. Allen (of Churchill), Cheney, Fairbanks, Nelson and Smith—5.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Committee on Judiciary have had Senate Bill No. 86 under consideration, and beg leave to report, out of order, favorably on the same, with the recommendation that it do pass.

F. P. LANGAN, for Committee.

Mr. Coryell asked leave to withdraw Assembly Bill No. 145.

Leave granted.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 132, 125, 142, 92, 124, 69, 111 and 129 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 146—An Act to amend Section 1 of an Act entitled "An Act to authorize fees and salaries of officers and compensation of other persons to be taken in attachment and execution, and to prohibit assignments to defraud creditors," approved February 1, 1883.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Blakeslee, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—Mr. Allen (of Storey).

Absent—Messrs. Allen (of Churchill), Cheney, Cohoon, Fairbanks and Smith—5.

Assembly Bill No. 100.

Mr. Hanna moved the amendment of the committee be adopted.

Carried.

Mr. Hanna moved the bill be ordered engrossed.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Ways and Means have considered Senate Bill No. 94, and return the same, out of order, with the recommendation that it do pass, with an amendment, which is offered herewith.

J. POUJADE, Chairman.

Mr. Langan, by leave, introduced Assembly Bill No. 162—An Act entitled "An Act for the reapportionment of Senators and Assemblymen in the several counties of this State," approved March 3, 1881.

Read first time.

Mr. Langan moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Elections.

Carried.

Mr. Poujade rose to explain that it was his opinion that it was necessary to amend the Constitution before the bill could be acted upon.

Mr. Langan raised the point of order that the bill had been referred and it was the duty of the committee to report.

The Chair decided the point of order well taken.

Assembly Joint Resolution No. 29, relating to the election of United States Senators.

Mr. Allen of Eureka moved the resolution be considered engrossed.

Carried.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Herman, Hougham, Johnston, Lee, Merrick, Morre, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—32.

NAYS—Messrs. Allen (of Storey), Beck, Blakeslee, Hanna, Langan and O'Connor—6.

Absent—Messrs. Fairbanks and Smith—2.

Assembly Bill No. 113—An Act authorizing a State loan.

Amendment of Senate read by the Chief Clerk.

Mr. Thompson moved that the Senate amendment be concurred in.

The roll was called and the amendment concurred in by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—None.

Absent—Messrs. Fairbanks, Murray, Pyne and Smith—4.

Senate Bill No. 78—An Act to prevent the owners, superintendents or managing agents of any water ditches, flumes or other artificial water courses, to allow the water from the same to run into or upon any public road, highway, street or alley in this State.

Read third time and passed by the following vote :

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Dickson, Dunkle, Garrard, Gilbert, Langan, Merrick, Moore, McNaughton, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—29.

NAYS—Messrs. Coryell, Herman, Hougham, Johnston, Lee, Murray, McQuitty and Springmeyer—8.

Absent—Messrs. Fairbanks, Hanna and Thompson—3.

Senate Bill No. 48.

Passed temporarily on the file.

Mr. Cheney moved the House do now take up for consideration Senate Bill No. 89.

Lost.

Mr. Cheney moved that the rules be suspended and that Senate Bill No. 89 be taken up for consideration.

Carried.

Mr. Thompson moved that Senate Bill No. 89 be indefinitely postponed.

Yeas and nays called for by Messrs. Riepe, Springmeyer and Tyrrell.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Cheney, Cohoon, Coryell, Dickson, Dunkle, Gilbert, Herman, Hougham, Johnston, Langan, Merrick, Moore, Murray, McQuitty, Nelson, O'Connor, Pyne, Snapp, Springmeyer, Thompson, Williams and Wyckoff—26.

NAYS—Messrs. Beck, Blakeslee, Cutting, Garrard, Hanna, Lee, McNaughton, Poujade, Riepe, Smith, Thaxter, Tyrrell and Mr. Speaker—13.

Absent—Mr. Fairbanks.

Senate Bill No. 48—An Act to regulate the use of water for irrigation and for other purposes, for settling the priority of rights thereto, and to punish the unlawful interference with such rights, to provide for the condemnation of land for reservoirs, for recording claims to water rights, and the appointment and duties of Water Commissioners.

Leave of absence granted Messrs. Coryell and Cheney for the balance of the day.

Mr. Johnston moved to amend Section 1, lines 6 and 7, printed bill, by striking out the words after the figure "4" up to and including the word "tributaries," in line 7.

Mr. Langan moved a call of the House.

Carried.

The roll was called with the following result :

Present—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

Absent by leave—Messrs. Cheney and Coryell—2.

Absent—Mr. Fairbanks.

Mr. Thompson moved that further proceedings under the call of the House be dispensed with.

Carried.

The question was on Mr. Johnston's amendment to Section 1.

Yeas and nays called for by Messrs. Blakeslee, Hanna and Smith.

The roll was called and the motion to amend was lost by the following vote:

YEAS—Messrs. Dickson, Dunkle, Gilbert, Hougham, Johnston, Lee, Moore, Murray, Riepe and Springmeyer—10.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Cutting, Garrard, Hanna, Herman, Langan, Merrick, McNaughton, McQuitty, Nelson, O'Connor, Pounjate, Pyne, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—27.

Absent—Messrs. Cheney, Coryell and Fairbanks—3.

Mr. Hanna moved that the further consideration of Senate Bill No. 48 be made the special order for 7 o'clock this evening.

Mr. Johnston moved to amend by making the hour to-morrow morning at 11 o'clock.

Lost.

The original motion then carried.

Mr. Langan moved to take a recess until 7 o'clock P. M.

Carried.

At 3:55 P. M. the House took recess.

HOUSE IN SESSION

At 7 o'clock P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Thompson moved that Senate messages be now taken up out of order.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 5, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the further consideration of your honorable body Assembly Bill No. 76, an Act requiring County Commissioners to give bonds, with the information that the Senate refuses to recede from its amendments, and the President of the Senate has appointed Senators Foley, Boyle and Sawyer conferrees on the part of the Senate.

I also have the honor herewith to present for the consideration of your honorable body Senate Bill No. 79, an Act restricting the sale of cigarettes, which passed the Senate this day; yeas, 19; nays, 1.

Also, Senate Bill No. 72, relating to sinking artesian wells, which passed the Senate this day; yeas, 14; nays, 4.

I am also directed to inform your honorable body that the Senate has this day concurred in Assembly amendments to Assembly Bill No. 102.

Also, Assembly Bill No. 70, relative to closing saloons at midnight, which passed the Senate this day; yeas, 15; nays, 5.

Also, Assembly Substitute for Senate Bill No. 17, relative to salaries and fees in Eureka county, which has been amended, and passed the Senate this day; yeas, 19; nays, none.

Also, Senate Bill No. 97, an Act transferring funds to the University Fund, which passed the Senate this day; yeas, 19; nays, none.

Also, Assembly Concurrent Resolution No. 23, relative to amending the Constitution of the State of Nevada, which passed the Senate this day; yeas, 16; nays, 3.

O. H. GREY,
Secretary of the Senate.

Assembly Concurrent Resolution, relative to submitting to the people of the State the question of calling a Constitutional Convention.

WHEREAS, By the second section of Article XVI. of the State of Nevada, it is provided that a revision of the entire Constitution may be made; and,

WHEREAS, It is absolutely necessary that such provisions should be made; therefore, be it

Resolved by the Assembly, the Senate concurring, That we recommend to the electors, at the next election for members of the Legislature, to vote for or against a convention for the purpose of revising the Constitution of the State of Nevada; and it shall be the duty of the Governor, by his proclamation, and the several Boards of County Commissioners of the several counties of this State to submit the question of calling a Constitutional Convention to a vote of the people at the next general election.

HISTORY.

Assembly Concurrent Resolution No. 23, introduced by Mr. Thompson—Assembly Concurrent Resolution, relative to submitting to the people of the State the question of calling a Constitutional Convention.

February 20—Read first time, rules suspended, read second time by title and referred to Committee on Judiciary.

February 21—Received from committee and reported favorably.

February 23—Amended and ordered engrossed.

February 23—Received from committee and reported correctly engrossed.

Read third time and passed; yeas, 29; nays, 6. Transmitted to the Senate.

E. D. VANDERLIETH,
Assistant Clerk of the Assembly.

Received in Senate February 23.

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

February 26—Reported from committee favorably.

Read third time and laid on the table.

March 5—Taken from the table, read third time and passed; yeas, 16; nays, 3. Returned to the Assembly.

O. H. GREY,
Secretary of the Senate.

March 5—Received from Senate and sent to enrollment.

E. D. VANDERLIETH,
Assistant Clerk of the Assembly.

Mr. Pyne, by leave:

WHEREAS, Matters relating to the government of the military department of the State University have been brought to the notice of this Assembly; and,

WHEREAS, The State University is an institution in which we both personally, and as representatives of the people of this State, take much interest and regard with great pride; and,

WHEREAS, It appears from the Governor's veto message on Assembly Bill No. 73, and other sources of information, that certain rules and regulations have been made in the military department of the University which seem to be more stringent and in closer lines with army regulations than the nature of the school demands; therefore, be it

Resolved, That it is the sense of this Assembly that the University of the State of Nevada is an institution solely for the aid and benefit of the young men and young women of this State, and that the Military Department, while its value is not underestimated as a means of training by this body, is, and should be, secondary and subservient to the other educational departments; that we believe no rules so stringent or binding should be adopted or enforced as will make it a hardship for any young man or woman to avail themselves of the educational facilities which have been provided for them, and that especial relaxations of restrictions should be made in favor of those who are trying to earn enough money while attending school to meet their expenses of living.

Resolved, That certified copies of these resolutions be sent by the Chief Clerk to the Board of Regents and to the President of the University.

Mr. Pyne moved to amend the resolution by adding after the word "sent" in the last clause the words "by the Chief Clerk."

Mr. Beck moved that the resolution be referred to the Committee on Education.

Lost.

The motion to amend was then adopted.

Mr. Poujade moved to amend the resolution by inserting the word "other," so as to make it read "other educational departments."

Carried.

The question now recurred on the adoption of the resolution as amended.

Yeas and nays called for by Messrs. Pyne, Merrick and Smith.

The roll was called and the resolution was adopted by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Dunkle, Fairbanks, Gilbert, Hanna, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—31.

NAYS—Messrs. Beck, Cutting, Herman and Riepe—4.

Absent—Messrs. Cheney, Coryell, Dickson, Garrard and Tyrrell—5.
Mr. Poujade moved that the Enrolling Committee be instructed to have such enrolled copies of the resolution prepared as required by the resolution.

Carried.

Mr. Cutting, by leave, offered the following resolution:

Resolved, That all bills for contingent expenses of the Assembly, including extra clerical aid, etc., be presented to the Committee on Contingent Expenses before the hour of 12 m. to-morrow, the 6th instant.

The Chair appointed the following members: Messrs. Hanna, Allen (of Eureka) and Thompson as a Conference Committee on Assembly Bill No. 76.

The Chair announced the hour for the consideration of the

SPECIAL ORDER.

Senate Bill No. 48, which was under consideration at the hour of the evening recess.

Mr. Johnston moved to amend Section 1, line 7, printed bill, after the word "tributaries" insert the words "lying east of the west line of Elko county."

Mr. Thompson moved to lay the amendment on the table.

Carried.

Mr. Springmeyer moved to amend Section 14, line 3, after the word "streams," by inserting the words "dam or dams."

Mr. Springmeyer asked that the petition from the citizens of Douglas county, in connection with this amendment, be read.

The petition was read by the Clerk.

The amendment was adopted.

Mr. Johnston moved to amend Section 14 by adding the following words: *Provided further*, The words stream or streams, as used in this Act, shall only be construed to mean any natural stream from its source to its confluence with another stream, whereby it loses its name and individuality, and no adjudication of water rights on any stream shall include the water rights on any other stream.

Mr. Thompson rose to a point of order that the motion to amend had not been seconded.

The Chair decided the point not well taken.

Mr. Blakeslee moved to lay the amendment on the table.

Yeas and nays called for by Messrs. McNaughton, Riepe and Gilbert.

The roll was called and motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Blakeslee, Cohoon, Cutting, Fairbanks, Hanna, Herman, Langan, Merrick, McNaughton, Nelson, O'Connor, Pyne, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams and Wyckoff—22.

NAYS—Messrs. Allen (of Eureka), Bennetts, Dunkle, Gilbert, Hougham, Johnston, Lee, Moore, Murray, McQuitty, Poujade, Riepe and Springmeyer—13.

Absent—Messrs. Cheney, Coryell, Dickson, Garrard and Mr. Speaker—5.

Mr. Johnston moved to amend the bill by striking out Section 22.

Lost.

Mr. Johnston moved to strike out the words "for immediate use" in Section 25, line 3, printed bill.

Lost.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Beck, Bennetts, Blakeslee, Cohoon, Cutting, Fairbanks, Hanna, Herman, Langan, Merrick, Moore, McNaughton, Nelson, O'Connor, Poujade, Pyne, Smith, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—25.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Dunkle, Gilbert, Hougham, Johnston, Lee, Murray, McQuitty, Riepe and Snapp—11.

Absent—Messrs. Cheney, Coryell, Dickson and Garrard—4.

Substitute for Senate Bill No. 44.

The Senate refused to concur in the Assembly amendment.

Mr. Thompson moved that the bill be placed at the bottom of the file.

Mr. Fairbanks moved that the House recede from its amendment.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Churchill), Beck, Bennetts, Cohoon, Cutting, Dunkle, Fairbanks, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, Poujade, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—25.

NAYS—Messrs. Allen (of Storey), Hanna, McQuitty, Nelson, Riepe and Smith—6.

Absent—Messrs. Allen (of Eureka), Blakeslee, Cheney, Coryell, Dickson, Garrard, Merrick, O'Connor and Pyne—9.

Mr. Langan, by leave, Assembly Bill No. 163—An Act to provide for the completion of the State Prison at Reno.

Read first time.

Mr. Riepe moved to lay the bill on the table.

Lost.

Mr. Springmeyer moved the bill be indefinitely postponed.

Lost.

Mr. Thompson moved the bill be referred to the Committee of the Whole.

Declared out of order.

Mr. Hanna moved the rules be suspended, the bill be read a second time by title and referred to the Committee on State Institutions.

Mr. Langan moved to amend by making the reference to the Committee of the Whole.

Yeas and nays called for by Messrs. Riepe, Langan and McNaughton.

The roll was called and the motion to amend was lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Dunkle, Fairbanks, Herman, Langan, McQuitty, O'Connor, Smith, Thompson and Williams—11.

NAYS—Messrs. Allen (of Storey), Beck, Bennetts, Cohoon, Cutting, Gilbert, Hanna, Hougham, Johnston, Lee, Moore, Murray, McNaughton, Nelson, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Tyrrell, Wyckoff and Mr. Speaker—23.

Absent—Messrs. Blakeslee, Cheney, Coryell, Dickson, Garrard and Merrick—6.

Mr. Murray moved to amend the reference by inserting the Committee on Public Morals.

Carried.

Mr. Poujade moved the printing of the bill be dispensed with.
Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 122 and Concurrent Resolution No. 28 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared engrossed Assembly Bill No. 100, entitled an Act to amend an Act 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 9, 1865; approved March 6, 1879; returned for re-engrossment, with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. Speaker:

A majority of your committee, consisting of the Washoe county delegation, to whom was referred Assembly Bill No. 131, beg leave to report, out of order, the same favorably, that it do pass when amended as per riders attached.

T. G. HERMAN.

Mr. Speaker:

Your Special Committee, composed of the Washoe county delegation, to whom was referred Assembly Bill No. 160, have carefully considered the same and herewith report the same back to the House favorably, with the following amendments, to-wit: Strike out in lines 13, 14 and 15 the words "including the iron bridge now spanning the Truckee river on Virginia street," and adding at the close of Section 1 the words "provided that the right of way is not hereby granted across the iron bridge crossing the Truckee river on Virginia street."

H. H. BECK, for Committee.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 155—An Act to authorize the issuance of certain bonds by Ormsby county, and to provide for the payment of the same.

Mr. Thaxter moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Cutting, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee,

Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Cheney, Coryell, Dickson, Poujade and Smith—5.

Mr. Hanna moved to adjourn.

Lost.

Assembly Bill No. 100—An Act to amend an Act 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 9, 1865 ; approved March 6, 1879.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Cutting, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—Mr. Smith.

Absent—Messrs. Cheney, Coryell and Dickson—3.

Mr. O'Connor moved to adjourn.

Lost.

Mr. Langan moved that when the House adjourns it adjourn until 8:30 to-morrow morning.

Lost.

Assembly Bill No. 152.

Amendments of committee adopted.

Mr. Thompson moved the bill be ordered engrossed.

Carried.

Senate Bill No. 82—An Act to amend an Act entitled “An Act to provide for the purchase of certain supplies for State officers and attaches of the Legislature.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Cutting, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—Mr. Smith.

Absent—Messrs. Allen (of Storey), Cheney, Coryell, Dickson and O'Connor—5.

Mr. Langan moved to adjourn.

Lost.

Assembly Bill No. 154.

Mr. Hanna moved the bill be referred to the Committee of the Whole. Carried.

Mr. Hanna moved the House resolve itself into Committee of the Whole, with the Speaker *pro tem.* in the chair, for the consideration of Assembly Bill No. 154, and such other business as has been referred to that committee.

Carried.

At 9 P. M. the House went into Committee of the Whole, with the Speaker *pro tem.* in the chair.

HOUSE IN SESSION.

At 9:22 P. M. the Committee of the Whole rose and made the following report :

Mr. Speaker :

Your Committee of the Whole, to whom was referred Assembly Bills Nos. 154, 148, 159 and 137, report having considered the same, and recommend that they do pass.

Mr. Smith moved to adjourn.

Carried.

At 9:22 P. M. the House adjourned.

Approved :

TRENMOR COFFIN,
Speaker of the Assembly.

Attest : C. M. FASSETT,
Chief Clerk of the Assembly.

FIFTY-NINTH DAY.

CARSON CITY (Wednesday), March 6, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Rev. Geo. R. Davis.

Mr. Allen (of Eureka) moved that the reading of the Journal of yesterday be dispensed with and that the Speaker examine and correct the same before approval.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Education have had Assembly Bill No. 157 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

GEO. D. PYNE, Chairman.

Mr. Speaker :

Your Committee on Public Morals have had Assembly Bill No. 163

under consideration, and beg leave to report the same back to Third House, with the recommendation that it do pass.

J. B. WILLIAMS, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 113 and 70, and Assembly Concurrent Resolution No. 23, with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 5, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 93, an Act relating to the sale and selection of State lands, which passed the Senate this day; yeas, 16; nays, none.

Also, Senate Bill No. 73, an Act amending the criminal practice, and notify the Assembly that the Assembly amendments have been concurred in by the Senate by a constitutional majority.

Also, substitute for Assembly Bill No. 29, relating to sinking artesian wells, which passed the Senate this day; yeas, 14; nays, 4; returned to the Assembly.

Also, Assembly Joint Resolution No. 29, relating to the election of United States Senators, which passed the Senate this day; yeas, 17; nays, 2.

Also, I have the honor herewith to notify your honorable body that Senators Comins, Emmitt and Harris have this day been appointed conferees on Senate Bill No. 55, making appropriations for the twenty-fifth and twenty-sixth fiscal years.

O. H. GREY,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

By Mr. Tyrrell :

Resolved, That the Chief Clerk of the Assembly be requested to remain after the close of the session and carefully examine the Journal of the last three days of the session, correcting mistakes and supplying any omissions, so that the Journal may exactly represent the business transacted on those days, for which it is impossible to read in the Assembly.

Mr. Tyrrell moved the adoption of the resolution.

Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Senate Bill No. 79—An Act amendatory of and supplementary to an Act to restrict the sale of cigarettes, cigars and tobacco, approved February 23, 1887.

Read first time.

Mr. Beck moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Public Morals.

Carried.

Senate Bill No. 72—An Act to amend an Act entitled "An Act to encourage the sinking of artesian wells," approved March 5, 1887.

Read first time.

Mr. Cheney moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

Senate Bill No. 97—An Act to transfer moneys from the Interest Account, 90,000-acre grant, to the Contingent University Fund.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 93—An Act to amend Section 13 of an Act entitled "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," approved March 12, 1885; amended March 5, 1887.

Read first time.

Mr. Cheney moved the rules be suspended, the bill be read a second time by title and referred to Committee on Agriculture.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 144—An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March 9, 1887.

Mr. Pyne moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Herman, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—Messrs. Allen (of Eureka), Dunkle, Hougham and Nelson—4.

Absent—Messrs. O'Connor and Thompson—2.

Assembly Bill No. 150—An Act to create the office of Road Supervisor, to define the manner of filling the same, together with powers, duties and compensation of said officer.

Mr. Nelson moved the bill be considered engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. O'Connor.

Senate Bill No. 61—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 22, 1865.

Amendment of committee adopted.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—38.

Absent—Messrs. Blakeslee and O'Connor—2.

Assembly Bill No. 151—An Act to create the office of Road Supervisor, to define the manner of filling the same, together with powers, duties and compensation of said officer.

Mr. Murray moved the bill be considered engrossed.

Carried.

Mr. Cheney gave notice that he would move a reconsideration of the vote whereby Assembly Bill No. 150 has just passed.

Mr. Cheney moved to amend Section 1 of Assembly Bill No. 151 by adding the words "for Elko county."

Carried.

Mr. Cheney moved that the Chief Clerk be instructed to add the words to the section.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Blakeslee and O'Connor—2.

Mr. Cheney moved that the vote whereby Assembly Bill No. 150 passed be now reconsidered.

Carried.

Mr. Cheney moved that the Chief Clerk be instructed to amend Section 1 of the bill by adding the words "for Humboldt county."

Carried.

Mr. Allen (of Eureka) moved the bill be considered re-engrossed.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Blakeslee, Merrick and O'Connor—3.

Mr. Poujade, by leave, Assembly Bill No. 164—An Act relating to the payment of expenses of the Sheriff of Lincoln county.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title, the rules further suspended, considered engrossed and placed on its third reading.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Beck, Blakeslee and O'Connor—3.

REPORTS OF SPECIAL COMMITTEES.

Mr. Speaker :

The undersigned, of your committee consisting of the Storey county delegation, beg leave to report, out of order, favorably on Senate Bill No. 91, with the recommendation that it do pass.

F. P. LANGAN,
J. B. WILLIAMS,
ARCHIE ALLEN,
T. H. SMITH.

Mr. Speaker :

The undersigned, of your committee consisting of the Storey county delegation, beg leave to report, out of order, unfavorably on Senate Bill No. 91, with the recommendation that it do not pass.

JOHN W. MERRICK,
GEO. D. PYNE,
J. L. HANNA,
RICHARD BENNETTS.

Mr. Speaker :

The undersigned, of the committee consisting of the Storey county delegation, dissenting from the opinion of the majority of said committee, beg leave to report, out of order, unfavorably on Assembly Bill No. 158, with the recommendation that it do not pass.

C. B. WYCKOFF,
RICHARD BENNETTS,
GEO. D. PYNE.

Mr. Speaker :

Your committee, consisting of the Storey county delegation, have had Assembly Bill No. 158 under consideration, and the majority of said committee beg leave to report, out of order, favorably on the same, with the recommendation that it do pass.

F. P. LANGAN, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 115—An Act to amend Section 7 of an Act entitled "An Act to restrict gaming and to repeal all other Acts in relation thereto," approved March 8, 1879.

Mr. Cohoon moved the bill be considered engrossed.

Lost.

Substitute for Senate Bill No. 17—An Act fixing the salaries and defining the duties of certain county officers in Eureka county, and other matters relating thereto.

Amendments of Senate read.

Mr. Allen (of Eureka) moved that the House concur in the amendments.

The roll was called and the amendments concurred in by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—None.

Absent—Messrs. Beck, Blakeslee, Hanna, Nelson, O'Connor and Thaxter—6.

Assembly Bill No. 153—An Act to amend Sections 2, 3, 4, 5, 6, 7, 8, 10, 12, 14, 15, 16, 18 and 21 of an Act entitled "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," approved March 12, 1885, as amended March 5, 1887.

Mr. Garrard moved the bill be considered engrossed.

Carried.

Read third time.

Mr. Poujade moved the House resolve itself into Committee of the Whole, with the Speaker in the chair, for the purpose of considering Assembly Bill No. 153, and hearing the statement of Mr. Jones, Surveyor-General, in connection with this bill.

Carried.

At 11:35 A. M. the House went into Committee of the Whole, with the Speaker in the chair.

HOUSE IN SESSION.

At 11:45 A. M. the Committee of the Whole rose and reported as follows:

Mr. Speaker :

Your Committee of the Whole, to whom was referred Assembly Bill No. 153, have no report to make except having heard the statement of the Surveyor-General in connection with the bill.

The bill was now taken up and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Cheney, Coryell, Cutting, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray,

McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—35.

Nays—None.

Absent—Messrs. Allen (of Storey), Blakeslee, Cohoon, Dickson and O'Connor—5.

REPORT OF CONFERENCE COMMITTEE.

Mr. Speaker:

Your Committee of Conference, appointed to consider the amendments to Senate Bill No. 55, entitled "An Act making appropriations for the support of the civil government of the State of Nevada for the twenty-fifth and twenty-sixth fiscal years," beg leave to say that they have carefully considered the points under discussion, and herewith report as follows:

Upon rider No. 1, amending Section 19, your committee recommend that the Assembly do recede. The bill will then stand as originally introduced, appropriating seventy-five thousand dollars for the support of the State Prison.

Upon rider No. 2, amending Section 21, your committee recommend that the Senate do recede. The bill then stands as amended by the Assembly, and will appropriate two thousand dollars for the support of the deaf, dumb and blind.

Upon rider No. 3, amending Section 36, we recommend that the Senate recede. The bill will then stand as amended by the Assembly, and will appropriate four hundred dollars for expenses of Teachers' Institute.

Upon Section 46, added by the Assembly, we recommend that the Senate recede from its position, and that Section 46, appropriating one hundred dollars for copying Journals and Statutes of the Fourteenth Session of the Legislature be adopted.

Upon Section 47, added by the Assembly, we recommend that the Senate recede from its position. This section appropriates eight hundred dollars for the expenses of the weather service stations, and we recommend its adoption.

Upon Section 49, added by the Assembly, we recommend that the Senate recede from its position. This section makes it the duty of the Attorney-General to index the Statutes of the Fourteenth Session of the Legislature, and appropriates one hundred dollars therefor.

Upon Section 50 we recommend that the Senate recede from its position. This section was added by the Assembly, and appropriates thirty-six hundred dollars for traveling expenses of District Judges.

J. POUJADE,
Chairman Assembly Committee.
H. A. COMINS,
Chairman Senate Committee.

REPORT OF STANDING COMMITTEE.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 152, entitled an Act

to amend an Act entitled "An Act to regulate and license mutual life associations in this State," approved February 26, 1887, with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Senate Bill No. 86—An Act to amend Section 340 of an Act entitled "An Act to regulate proceedings in criminal cases in the courts of justice in the Territory of Nevada," approved November 26, 1861.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka) Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—Mr. Smith.

Absent—Messrs. Fairbanks and O'Connor—2.

Mr. Hanna moved the House take a recess until 1:30 P. M.

Carried.

At 12 M. the House took recess.

HOUSE IN SESSION

At 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 152—An Act to amend an Act entitled "An Act to regulate and license mutual life associations in this State," approved February 26, 1887.

Mr. Langan moved to amend Section 1 of the bill by striking out the words "Endowment Associations."

Lost.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Johnston, Lee, Merrick, Moore, Poujade, Riepe, Smith, Snapp, Thaxter, Thompson, Tyrrell and Mr. Speaker—28.

NAYS—Messrs. Coryell, Hanna, Langan, Murray, McNaughton, McQuitty, Nelson, O'Connor, Pyne, Springmeyer, Williams and Wyckoff—12.

Senate Bill No. 94—An Act to provide for the safe return of State property used by the Legislature to the Secretary of State.

Mr. Allen (of Eureka) moved to amend the bill as follows:

Amend by striking out in line 2, Section 1, original bill, the words "Capitol Commissioners," and insert in lieu thereof the words "Sergeant-at-Arms of the Senate and Assembly, respectively."

Carried.

Mr. Allen (of Eureka) moved to amend the bill by adding a section, as follows:

Section 2. On presentation of certificate from the Secretary of State, to the effect that the property herein named has been received by him, to the State Controller, the State Controller is authorized and directed to draw his warrant on the Legislative Fund in favor of the Sergeant-at-Arms of the Senate and Assembly, respectively, for \$50 each, and the State Treasurer is directed to pay the same.

Carried.

Read third time and passed, as amended, by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Cutting, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Hougham, Langan, Lee, Merrick, McNaughton, O'Connor, Poujade, Pyne, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—28.

NAYS—Messrs. Beck, Cheney, Coryell, Dickson, Herman, Johnston, Moore, Murray, McQuitty, Nelson, Riepe and Springmeyer—12.

Substitute for Assembly Bill No. 29.

Amendments of Senate read.

Senate amendments concurred in by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—57.

NAYS—Messrs. Cheney, Fairbanks and Lee—3.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Agriculture have had Senate Bill No. 93 under consideration, and beg leave to report, out of order, favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 72, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

H. SPRINGMEYER, Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means have had under consideration Senate Bill No. 97, and beg leave to report the same back with the recommendation that it do pass.

J. POUJADE, Chairman.

Mr. Speaker :

Your Committee on Public Morals have had Senate Bill No. 79 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

J. B. WILLIAMS, Chairman.

Mr. Poujade moved that Senate messages be taken up out of order.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 6, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 55, making appropriations for the support of the State Government, and am directed to inform your honorable body that the recommendations of the Conference Committee have been concurred in by the Senate.

Also, Senate Bill No. 101, relating to the transfer of certain moneys to the General School Fund, which passed the Senate this day; yeas, 19; nays, none.

Also, Assembly Bill No. 149, which passed the Senate this day; yeas, 16; nays, none.

Also, Senate Concurrent Resolution No. 16, which was adopted in the Senate this day.

O. H. GREY,
Secretary of the Senate.

Mr. Poujade moved the Assembly recede from its amendment on Senate Bill No. 55, relative to the appropriation for State Prison.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—39.

NAYS—None.

Absent—Mr. Hanna.

Leave of absence granted Mr. Lee.

Assembly Bill No. 76—An Act requiring County Commissioners to give bonds and providing additional security for the proper disbursement of public money.

REPORT OF CONFERENCE COMMITTEE.

Mr. Speaker:

Your committee, appointed to confer with a Senate committee, on conference on Assembly Bill No. 76, respectfully recommend that the Assembly concur in the Senate amendments to said bill.

J. L. HANNA, Chairman.

Mr. Cheney moved the report of the Conference Committee be concurred in.

The roll was called and the motion lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Beck, Bennetts, Cheney, Dickson, Dunkle, Fairbanks, Hanna, Herman, Merrick, McNaughton, O'Connor, Springmeyer and Thompson—14.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Blakeslee, Cut-

ting, Garrard, Gilbert, Hougham, Johnston, Langan, Lee, Moore, Murray, McQuitty, Nelson, Poujade, Riepe, Smith, Snapp, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—23.

Absent—Messrs Cohoon, Coryell and Pyne—3.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 102, Assembly Joint Resolution No. 29 and two copies of resolutions introduced by Mr. Pyne relative to State University, with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Assembly Bill No. 160.

Mr. Herman moved the bill be laid upon the table.

Carried.

Assembly Bill No. 131.

Amendments of the Special Committee adopted.

Mr. Thompson moved the bill be ordered engrossed.

Carried.

Assembly Bill No. 154—An Act for the aid and benefit of Agricultural District No. 1.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Langan, Lee, Merrick, Moore, Murray, McNaughton, Nelson, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—31.

NAYS—Messrs. Allen (of Eureka), Beck, Coryell, Dunkle, Johnston and McQuitty—6.

Absent—Messrs. Cheney, O'Connor and Riepe—3.

Mr. Thompson moved that Assembly Bill No. 160 be taken from the table.

Carried.

Assembly Bill No. 160.

Amendments of Special Committee read by Clerk.

Mr. Thompson moved the amendments be adopted, and the bill be ordered engrossed.

Carried.

Assembly Bill No. 148—An Act entitled "An Act authorizing the Board of State Capitol Commissioners to make certain improvements in and about the State Capitol building and grounds in Carson City, Nevada."

Mr. Tyrrell moved the bill be considered engrossed, and placed on its final passage.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Bennetts, Cheney, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Herman,

Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, O'Connor, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—31.

NAYS—Messrs. Beck, Coryell, Dunkle, McQuitty, Nelson and Riepe—6.
Absent—Messrs. Allen (of Churchill), Blakeslee and Cohoon—3.

Assembly Bill No. 137—An Act for the relief of Alf. Doten.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Coryell, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, McNaughton, Nelson, O'Connor, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—29.

NAYS—Messrs. Beck, Cheney, Dunkle, Murray, McQuitty and Riepe—6.
Absent—Messrs. Blakeslee, Cohoon, Cutting, Dickson and Tyrrell—5.

Assembly Bill No. 159—An Act to provide for the proper forwarding of the Assembly mail after the adjournment of the Legislature.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Fairbanks, Garrard, Gilbert, Hanna, Hougham, Langan, Lee, Merrick, Moore, Murray, McNaughton, O'Connor, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams and Mr. Speaker—25.

NAYS—Messrs. Beck, Coryell, Dunkle, Herman, Johnston, McQuitty, Nelson and Riepe—8.

Absent—Messrs. Blakeslee, Cheney, Cohoon, Cutting, Dickson, Tyrrell and Wyckoff—7.

Assembly Bill No. 163.

Mr. Thompson moved the bill be indefinitely postponed.

Carried.

Assembly Bill No. 157—An Act to prescribe the qualifications of County School Superintendents in this State.

Mr. McNaughton moved the bill be considered engrossed.

Carried.

Read third time and lost by the following vote:

YEAS—Messrs. Allen (of Eureka), Coryell, Garrard, Langan, McNaughton, O'Connor, Pyne, Springmeyer and Williams—9.

NAYS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Blakeslee, Dickson, Dunkle, Fairbanks, Gilbert, Hanna, Hougham, Johnston, Lee, Merrick, Moore, Murray, McQuitty, Nelson, Poujade, Riepe, Smith, Snapp, Thaxter, Tyrrell, Wyckoff and Mr. Speaker—26.

Absent—Messrs. Cheney, Cohoon, Cutting, Herman and Thompson—5.

Assembly Bill No. 158.

Mr. Bennetts moved to amend Section 1, line 1, printed bill, by striking out the words "County Recorder and *ex-officio* County Auditor" and inserting in lieu thereof the words "County Commissioner."

Carried.

Mr. Hanna moved the bill be ordered engrossed.

Carried.

Mr. Garrard moved that Senate messages be taken up out of order.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 6, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 100, relating to electric lights on the Capitol grounds, which passed the Senate this day; yeas, 13; nays, 6.

Also, Assembly Bill No. 138, relating to the trespass of stock, which has been amended and passed the Senate this day; yeas, 13; nays, 5.

Also, Senate Concurrent Resolution, proposing to amend the Constitution of the State of Nevada, which passed the Senate this day; yeas, 18; nays, none.

Also, Assembly Bill No. 66, which passed the Senate this day; yeas, 18; nays, none.

Also, Assembly Bill No. 164, relating to Sheriff's fees in Lincoln county, which passed the Senate this day; yeas, 18; nays, none.

O. H. GREY,
Secretary of the Senate.

Mr. Thompson moved that Assembly Bill No. 138 be taken up out of order.

Lost.

Mr. Cheney moved the rules be temporarily suspended, and the House proceed to consider Assembly Bill No. 138.

The Chair announced the vote as carried.

Mr. Poujade rose to a point of order that it required a two-thirds vote of all present to suspend the rules.

The point of order was decided well taken.

Mr. Cheney withdrew his motion.

Mr. Cheney asked leave of absence for the remainder of the day.

Granted.

Mr. Coryell was granted leave of absence for the remainder of the day.

Senate Bill No. 91—An Act for the relief of John C. Dunlop, late County Clerk and *ex-officio* Treasurer of Storey county, Nevada.

Mr. Langan asked that certain petitions be read from the Grand Jury of Storey county in connection with this bill.

The Chief Clerk read the petition.

Mr. Wyckoff moved that the bill be made a special order for to-morrow morning at 11 o'clock.

During the pendency of this motion Mr. Bennetts rose to debate the bill.

Mr. Langan raised the point of order that this was not the proper time to speak on the merits of the bill.

The point of order was decided well taken.

The question now recurred on the motion to make it the special order for to-morrow, and was lost.

The Chief Clerk then read a petition from taxpayers of Storey county, remonstrating against the passage of the bill.

Mr. Wyckoff asked leave to withdraw his name from the majority report of the Storey county delegation.

Granted.

Mr. McQuitty moved to have a call of the House.

Carried.

The roll was called with the following result:

Present—Messrs. Allen (of Storey), Allen (Churchill), Beck, Bennetts, Blakeslee, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

Absent—Messrs. Allen (of Eureka), Cheney (by leave), Cohoon, Coryell (by leave), Cutting and Riepe—6.

Mr. Hanna moved that further proceedings under the call of the House be dispensed with.

Lost.

Leave of absence granted Mr. Cohoon.

Mr. Pyne moved that the absentees be brought before the bar of the House.

Carried.

Messrs. Allen (of Eureka), Riepe and Cutting presented themselves at the bar of the House,

Mr. Hanna moved that the gentlemen be permitted to take their seats.

Carried.

Leave of absence refused Mr. Allen (of Eureka).

Mr. Riepe asked to be excused from voting on the bill.

Not granted.

The question was on the final passage of the bill.

Read third time.

During the roll-call Mr. Allen (of Eureka) declined to vote.

Mr. Hanna moved the gentleman be excused from voting on the bill.

Lost.

Mr. Langan rose to debate the merits of the bill.

Mr. Hanna raised the point of order that the gentleman had already spoken twice on the subject.

The Chair decided the point of order well taken.

The roll was called and the bill passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Blakeslee, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McQuitty, Nelson, Smith, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—25.

NAYS—Messrs. Allen (of Eureka), Bennetts, Cutting, Hanna, Merrick, McNaughton, O'Connor, Poujade, Pyne, Riepe, Snapp and Wyckoff—12.

Absent—Messrs. Cheney, Cohoon and Coryell—3.

Mr. Garrard, by leave, introduced Assembly Bill No. 165—An Act to provide for the payment of the expenses of the special election held February 11, 1889, in excess of the amount heretofore appropriated for that purpose.

Read first time.

Mr. Garrard moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Mr. Merrick moved to take recess till 7 o'clock p. m.

Carried.

At 4 30 o'clock p. m. the House took a recess.

HOUSE IN SESSION

At 7 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Allen (of Storey) and O'Connor.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 79—An Act amendatory of and supplementary to an Act entitled "An Act to restrict the sale of cigarettes, cigars and tobacco," approved February 23, 1887.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cutting, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—31.

NAYS—Mr. Riepe.

Absent—Messrs. Allen (of Storey), Cheney, Cohoon, Coryell, Dickson, Merrick, O'Connor and Tyrrell—8.

Leave of absence granted Mr. Merrick for the evening.

Senate Bill No. 72.

Mr. Herman moved the bill be laid upon the table.

Carried.

Senate Bill No. 93—An Act to amend Section 13 of an Act entitled "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," approved March 12, 1885; as amended March 5, 1887.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—32.

NAYS—None.

Absent—Messrs. Allen (of Storey), Cheney, Cohoon, Coryell, Hanna, Merrick, O'Connor and Tyrrell—8.

Senate Bill No. 97—An Act to transfer moneys from the Interest Account, 90,000-Acre Grant, to the Contingent University Fund.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, McNaughton, McQuitty, Nelson, Poujade, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—32.

NAYS—Messrs. Hanna and Smith—2.

Absent—Messrs. Allen (of Storey), Cheney, Cohoon, Coryell, Merrick and O'Connor—6.

Assembly Bill No. 58.

The question was on the adoption of a Senate substitute.

The roll was called and the Senate substitute was adopted and concurred in by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cutting, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Moore, Murray, Poujade, Riepe, Thaxter, Thompson, Tyrrell, Wyckoff and Mr. Speaker—25.

NAYS—Messrs. Dickson, McNaughton, McQuitty, Nelson, Pyne, Smith, Snapp, Springmeyer and Williams—9.

Absent—Messrs. Allen (of Storey), Cheney, Cohoon, Coryell, Merrick and O'Connor—6.

Assembly Bill No. 141.

Mr. Allen (of Eureka) moved the bill be laid on the table.

Carried.

Mr. Garrard moved the House resolve itself into Committee of the Whole, with the Speaker *pro tem.* in the chair, for the consideration of such business as had been referred to that Committee.

Carried.

At 7:50 p. m. the House went into Committee of the Whole with the Speaker *pro tem.* in the chair.

HOUSE IN SESSION

At 8:15 p. m.

Mr. Speaker in the chair.

The Committee of the Whole rose and made the following report:

Mr. Speaker :

Your Committee of the Whole to whom were referred Assembly Bill No. 165, Senate Bill No. 74, Senate Bill No. 77 and Senate Bill No. 80, report having considered the same, and recommend that all do pass except Senate Bill No. 74, which we report back with the recommendation that it do not pass.

Mr. Fairbanks, by leave, Assembly Bill No. 166—An Act for the payment of expenses incurred by Geo. W. Dickson, contestee in the matter of his seat from Lander county.

Read first time.

Mr. Fairbanks moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Claims.

Carried.

Mr. Blakeslee moved to adjourn.

Carried.

At 8:20 p. m. the House adjourned.

Approved:

TRENMOR COFFIN,
Speaker of the Assembly.

Attest: C. M. FASSETT,
Chief Clerk of the Assembly.

SIXTIETH DAY.

CARSON CITY (Thursday), March 7, 1889.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Rev. Geo. R. Davis.

Mr. Thompson moved the reading of the Journal be dispensed with and the Speaker be authorized to approve the same.

Carried.

PRESENTATION OF PETITIONS.

Mr. Coffin presented a petition from citizens and taxpayers of Washoe county asking for legislation to be passed to allow gambling on first floors.

Mr. Riepe moved the petition be referred to the Washoe county delegation.

Carried.

Mr. Poujade moved that Assembly Bill No. 115, to which this petition has reference, be placed on the file.

Mr. Thompson rose to a point of order that the motion was out of order under this order of business.

The point of order was decided well taken.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 131, entitled an Act to amend an Act entitled an Act to amend an Act entitled "An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto," approved March 11, 1885; approved February 19, 1887; also Assembly Bill No. 158, entitled an Act supplementary to an Act entitled "An Act consolidating certain county and township officers in the State of Nevada and fixing the salaries thereof, and all other matters relating thereto," approved March 12, 1885; also Assembly Bill No. 160, entitled "An Act to grant the right of way and provide street railroads within the town of Reno, Washoe

county, State of Nevada," with the engrossed copies thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Committee on Claims have had Assembly Bill No. 167 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

ARCHIE ALLEN, Chairman.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }
CARSON CITY, March 6, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 70, entitled "An Act fixing the time for the opening and closing of saloons and gaming houses."

Also, Assembly Bill No. 69, entitled "An Act to prohibit the shearing of sheep within the limits of any city or town in this State."

Also, Assembly Bill No. 132, entitled "An Act relating to elections."

Also, Assembly Joint Resolution No. 29, relating to the election of United States Senators.

Also, Assembly Concurrent Resolution No. 23, relative to submitting to the people of the State the question of calling a Constitutional Convention.

Also, Assembly Bill No. 102, entitled an Act to amend an Act entitled "An Act concerning District Attorneys," approved March 11, 1865.

Also, Assembly Bill No. 124, entitled "An Act granting leave of absence to A. W. Hesson, Assessor of Elko county."

Also Assembly Bill No. 129, entitled "An Act to appropriate one thousand dollars for the benefit of the militia of the State."

Also, Assembly Concurrent Resolution No. 28, relative to the continuance and permanent establishment of the military post at Fort McDermitt, in the State of Nevada, and the stationing of cavalry at said post.

Also, Assembly Bill No. 142, entitled "An Act providing for the closing of polls at elections in certain cases."

Also, Assembly Bill No. 122, entitled "An Act to provide for the transmission of ballots, poll books and tally lists in certain cases."

Also, Assembly Bill No. 111, entitled an Act to amend Section 10 of an Act entitled an Act to amend an Act entitled "An Act to incorporate the city of Carson," approved February 25, 1875; approved March 2, 1877; approved March 5, 1879.

Also, Assembly Bill No. 79, entitled "An Act to authorize the Board of Commissioners of Churchill county to provide for the storage and distribution of water, and the issuance of bonds for the payment of the same."

Also, Assembly Bill No. 125, entitled "An Act to authorize the County Commissioners of Churchill county to purchase telegraph lines."

Also, Assembly Bill No. 92, entitled "An Act granting leave of absence to John Roeder, Assessor of Lincoln county." Very respectfully, etc.,

C. C. STEVENSON, Governor.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 6, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate substitute for Assembly Bill No. 58, relative to refunding the unused portion of certain licenses, which passed the Senate this day; yeas, 11; nays, 8.

I am also directed to notify your honorable body that the Senate this day refused to concur in Assembly amendments to Senate Bill No. 94 by the following vote: Yeas, 8; nays, 10.

Also, Senate Bill No. 39, relative to the trespass of sheep, swine and goats, which passed the Senate this day; yeas, 15; nays, 3.

Also, Senate Concurrent Resolution No. 16, proposing to amend the Constitution, which passed the Senate this day; yeas, 19; nays, none.

Also, Assembly Bill No. 121, relating to disreputable houses, which passed the Senate this day; yeas, 17; nays, none.

Also, Assembly Bill No. 141, an Act to protect horse growers, which passed the Senate this day; yeas, 13; nays, 4.

Also, Assembly Bill No. 105, relating to making a catalogue of the State Library, which passed the Senate this day; yeas, 11; nays, 7.

I have also the honor herewith to present for the further consideration of your honorable body Assembly Bill No. 76, and am directed to inform your honorable body that Senators Gallagher, LaGrave and Sawyer have been appointed a Committee of Free Conference on the part of the Senate.

O. H. GREY,
Secretary of the Senate.

The Chair appointed a Committee of Free Conference on Assembly Bill No. 76, consisting of Messrs. Cheney, Allen (of Churchill) and Garrard.

MOTIONS AND RESOLUTIONS.

Mr. Poujade moved that Assembly Bill No. 115 be placed on the file.

Mr. Cheney made the point of order that the motion was out of order owing to the fact that the bill was refused engrossment by the House, and a reconsideration of the vote is necessary whereby the bill was refused engrossment.

The Chair expressed a doubt as to a ruling and therefore put the question to the House.

The question was: Shall the bill be placed upon the file?

Yeas and nays called for by Messrs. Riepe, Thompson and Springmeyer.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Hougham, Merrick, Moore, Murray, O'Connor, Poujade, Pyne, Smith, Snapp, Tyrrell and Williams—21.

NAYS—Messrs. Allen (of Storey), Cheney, Gilbert, Hanna, Herman, Johnston, Langan, Lee, McNaughton, McQuitty, Nelson, Riepe, Springmeyer, Thaxter, Thompson, Wyckoff and Mr. Speaker—17.

ABSENT—Messrs. Allen (of Eureka) and Beck—2.

Mr. Langan offered a resolution relative to State Prison at Reno.

The Chair ruled the resolution out of order.

Mr. Thompson made the point of order that under the rules any member had a right to introduce a resolution under the head of Motions and Resolutions.

The point of order was declared not well taken.

INTRODUCTION AND FIRST READING OF BILLS.

Senate Concurrent Resolution No. 15, relative to amending the Constitution of the State of Nevada.

Read first time.

Senate Bill No. 100—An Act to authorize the lighting of the Capitol building and grounds by electricity.

Read first time.

Mr. Tyrrell moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Senate Bill No. 101—An Act for the transfer of certain money collected as interest on deferred payments on public land contracts prior to January 5, 1881.

Mr. Thompson moved the bill be indefinitely postponed.

The Chair ruled the motion out of order.

Mr. Thompson made the point of order that the House had already indefinitely postponed a bill covering this same subject.

The Chair decided the point of order well taken.

Mr. Blakeslee moved that the Senate be notified that the subject matter of this bill had on a previous day been indefinitely postponed.

Carried.

Senate Concurrent Resolution No. 17, relative to the payment of A. C. Pratt for engrossing the bill known as the revenue bill.

Mr. Poujade moved the adoption of the resolution.

Mr. Allen (of Eureka) moved the resolution be returned to the Senate for correction, the history not showing its adoption by a yea and nay vote.

Carried.

Senate Bill No. 39—An Act to amend an Act entitled "An Act relating to trespass of swine, sheep and goats," approved March 5, 1885.

Read first time.

Mr. Herman moved the rules be suspended, the bill be read second time by title and referred to the Committee on Agriculture.

Carried.

Senate Concurrent Resolution No. 16, relative to amending the Constitution of the State of Nevada.

Read first time.

Mr. Springmeyer moved the rules be suspended, the resolution read a second time by title and referred to the Judiciary Committee.

Carried.

Mr. Thompson moved that Assembly Bill No. 141 be taken from the table and placed on file.

Carried.

Mr. Langan moved to place Assembly Bill No. 141 at the top of the file.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 141—An Act for the protection of horse growers.

Amendments of the Senate read.

Mr. Allen (of Churchill) moved the House concur in the Senate amendments.

Roll called and the Senate amendments concurred in by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Cheney, Cohoon, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Langan, Lee, Merrick, Moore, McQuitty, Nelson, O'Connor, Pyne, Riepe, Smith, Snapp, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—30.

NAYS—Messrs. Coryell, Hougham, Johnston, Murray and Springmeyer—5.

Absent—Messrs. Allen (of Storey), Beck, Blakeslee, McNaughton and Poujade—5.

Substitute for Assembly Bill No. 138—An Act to prevent trespass upon real estate by live stock, and other matters relating thereto.

Amendments of Senate read.

Mr. Cutting moved to place the bill at the bottom of the file.

Lost.

Mr. Coryell moved that Senate amendments be concurred in.

The roll was called and the motion to concur carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Coryell, Dunkle, Fairbanks, Garrard, Gilbert, Herman, Hougham, Langan, Moore, McNaughton, McQuitty, O'Connor, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—29.

NAYS—Messrs. Cohoon, Cutting, Dickson, Hanna, Johnston, Lee, Merrick, Murray, Nelson and Poujade—10.

Absent—Mr. Beck.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Judiciary, out of order, to whom was referred Senate Concurrent Resolution No. 16, return the same without recommendation.

A. E. CHENEY, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment, out of order, have carefully compared Assembly Enrolled Bills Nos. 121, 166, 105, 147 and 164 and Substitutes for Assembly Bills Nos. 29 and 58, with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Assembly Bill No. 131—An Act to amend an Act entitled an Act to amend an Act entitled “An Act regulating the compensation of county officers in the several counties of this State, and other matters relating thereto,” approved March 11, 1885, approved February 19, 1887.

Mr. Langan moved a call of the House.

Carried.

The roll was called with the following result:

Present—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

Absent—Messrs. Allen (of Storey) and Nelson—2.

Absent by leave—Mr. Beck.

Leave of absence granted Mr. Beck on account of sickness.

Mr. Herman moved that further proceedings under the call of the House be dispensed with.

Lost.

Mr. Pyne moved that Messrs. Allen (of Storey) and Nelson be brought before the bar of the House.

Carried.

Mr. Thompson moved that further proceedings under the call of the House be dispensed with.

Lost.

Messrs. Allen (of Storey) and Nelson were presented at the bar of the House.

Mr. Allen (of Eureka) moved that Mr. Allen (of Storey) be permitted to take his seat.

Mr. Hanna moved to amend that Mr. Allen (of Storey) be permitted to take his seat on payment of a fine of one dollar to the Sergeant-at-arms.

Carried.

Mr. Allen (of Storey) paid his fine and was permitted to take his seat.

Mr. Nelson's excuse for absence not being satisfactory, Mr. Pyne moved that he be fined one dollar and be permitted to take his seat.

Carried.

Mr. Hanna moved that further proceedings under the call of the House be dispensed with.

Carried.

Leave of absence granted Mr. Allen (of Storey) for fifteen minutes.

Bill read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—37.

NAYS—Mr. Nelson.

Absent—Messrs. Allen (of Storey) and Beck—2.

Assembly Bill No. 158—An Act supplementary to an Act entitled “An Act consolidating certain county and township offices of the State of Nevada, and fixing the salaries of the officers thereof, and other matters relating thereto,” approved March 12, 1885.

Mr. Langan moved a call of the House.

Lost.

Mr. Wyckoff moved the bill be laid on the table.

Lost.

Read third time and lost by the following vote:

YEAS—Messrs. Allen (of Storey), Cohoon, Coryell, Dickson, Fairbanks, Garrard, Gilbert, Hougham, Langan, Moore, Murray, Nelson, O'Connor, Riepe, Thaxter, Thompson, Tyrrell and Williams—18.

NAYS—Messrs. Allen (of Eureka), Allen (of Churchill), Bennetts, Cheney, Cutting, Dunkle, Hanna, Herman, Johnston, Lee, Merrick, McNaughton, McQuitty, Poujade, Pyne, Smith, Snapp, Springmeyer, Wyckoff and Mr. Speaker—20.

Absent—Messrs. Beck and Blakeslee—2.

Mr. Thompson moved to take up Senate messages out of order.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 7, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 70, an Act providing for a book-bindery, which passed the Senate on the last legislative day; yeas, 15; nays, 3.

Also, Assembly Bill No. 6, relating to the storage of water for irrigation, which passed the Senate this day; yeas, 17; nays, 2.

Also, Assembly Bill No. 153, regulating the selection and sale of State lands, which passed the Senate this day; yeas, 17; nays, none.

Also, Assembly Bill No. 101, relating to water ditches, which passed the Senate on the fifty-ninth legislative day; yeas, 14; nays, 4.

Also, Assembly Bill No. 151, an Act relating to Road Supervisor for Elko county, which passed the Senate on the fifty-ninth legislative day; yeas, 15; nays, 3.

Also, Assembly Bill No. 146, an Act amending the civil practice, which passed the Senate on the fifty-ninth legislative day; yeas, 16; nays, 2.

Also, Assembly Bill No. 156, amending the criminal practice, which passed the Senate on the fifty-ninth legislative day; yeas, 18; nays, none.

Also, Assembly Bill No. 155, an Act authorizing the issuance of bonds by Ormsby county, which passed the Senate on the fifty-ninth legislative day.

O. H. GREY,
Secretary of the Senate.

Senate Bill No. 70—An Act to provide for the establishment of a book bindery in connection with the State Printing Office.

Read first time.

Mr. Poujade moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Printing.

Carried.

Mr. O'Connor moved the House do now take a recess until 1:30 P. M.

Carried.

At 12 M. the House took recess.

HOUSE IN SESSION

At 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Elections have had under consideration Assembly Bill No. 162, and beg leave to report the same back, with the recommendation that it do not pass, upon the ground that in the opinion of a majority of the committee the bill is unconstitutional.

J. POUJADE, Chairman.

Mr. Poujade moved the bill be laid upon the table.

Carried.

Mr. Speaker :

Your Standing Committee on Contingent Expenses have delayed until the last moment for the purpose of having all bills for expenses filed, and herewith present bills covering all items, as far as we know, except the bills for extra clerical hire, if any, which are yet to be presented:

Carson City Coal and Gas Co.	\$135 90
Geo. C. Thaxter, supplies	24 75
J. M. Benton, ice	26 50
T. W. Burke, plumbing and fitting	6 00
J. M. Benton, saddle horses for committee	6 00
Tahoe Lumber Co., lumber	2 84
J. McCrimmon, iron braces	6 00
Cagwin and Noteware, supplies	1 25
Kitzmeyer, repairing chairs	1 25
C. H. Maish, locksmith	8 50
Laundry Co., laundry work	10 00
Western Union Telegraph Co., telegrams	1 75
Sergeant-at-Arms, postage	1 00
Morrison Fellows, raising flag	15 00
Total	\$246 74

We beg leave to state, in connection with the last item, that the Senate has allowed a similar amount for the service, and we recommend the same be allowed by the House. We also wish to report (by way of comparison) that the contingent expenses of the House for the session of 1885 amounted to \$795 97, and the session of 1887 to \$668 01, while the present session amounts to \$430 74. We consider that great credit is due

to our Sergeant-at-Arms for his superior judgment and economy in the matter of expense for the session. We recommend that immediate action be taken by the House for the proper auditing and payment of the bills as above enumerated.

We also present for your consideration a bill from Morrison Fellows, Porter of the Assembly, for care of committee rooms in the Capitol building. Your committee did not consider that this expense came within the recommendation of said committee. The Secretary of State having the appointment of such help, he appointed a janitor, who was afterwards employed as an extra clerk, and Mr. Fellows performed the duties of janitor. The amount of his bill is twenty-four dollars, and we consider it reasonable for the service performed, and believe it should be considered by this House.

J. C. CUTTING, Chairman.

Mr. Allen (of Eureka) moved the report be referred to the Committee of the Whole.

Carried.

Mr. Speaker :

Your Committee on Printing have had Senate Bill No. 70 under consideration, and beg leave to report the same back unfavorably, with the recommendation that it do not pass.

F. W. FAIRBANKS, Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means have had under consideration Senate Joint Resolution No. 11, and beg leave to report the same back, with the recommendation that it do pass with the amendment offered; also Assembly Joint Resolution No. 19, and Assembly Concurrent Resolution No. 20, and recommend that the same be laid on the table.

J. POUJADE, Chairman.

Mr. Speaker :

Your Standing Committee on Agriculture have had under consideration Senate Bill No. 39, and beg leave to report the same back with the recommendation that it do pass.

H. SPRINGMEYER, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 160—An Act to grant the right of way and provide street railroads within the town of Reno, Washoe county, State of Nevada.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Pyne, Riepe, Snapp, Springmeyer, Thaxter, Tyrrell, Williams, Wyckoff and Mr. Speaker—34.

NAYS—Messrs. Allen (of Eureka), Cheney and Dunkle—3.

Absent—Messrs. Poujade and Smith—2.

Not voting—Mr. Thompson.

Mr. Hanna, by leave, Assembly Bill No. 168—An Act to provide for cleaning and rearranging the Assembly Chamber, and to provide for the safe return of all State property now in said chamber.

Read first time.

Mr. Hanna moved the rules be suspended, the bill be read a second time by title and referred to the Committee of the Whole.

Carried.

Assembly Bill No. 165—An Act to provide for the payment of the expenses of the special election, held February 11, 1889, in excess of the amount heretofore appropriated for that purpose.

Considered engrossed.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—Messrs. Beck, Cutting, McNaughton and Nelson—4.

Senate Bill No. 77—An Act providing for the care and mounting of astronomical instruments belonging to the General Government, and furnished to the Nevada Weather Service.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cohoon, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McQuitty, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—Messrs. Cheney, Coryell, McNaughton and Nelson—4.

Senate Bill No. 94—An Act to provide for the safe return of State property used by the Legislature to the Secretary of State.

The Senate refused to concur in the Assembly amendments.

Mr. Allen (of Eureka) moved that the Assembly maintain its position, and refuse to recede from its amendments.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Blakeslee, Cutting, Fairbanks, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, O'Connor, Poujade, Pyne, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—26.

NAYS—Messrs. Beck, Cheney, Cohoon, Coryell, Dickson, Dunkle, Garrard, Murray, McNaughton, McQuitty, Nelson, Riepe and Smith—13.

Absent—Mr. Tyrrell.

Mr. Cheney made the point of order that the House could not entertain a bill of this kind under rule 64.

The point of order was declared not well taken.

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

Resolved, That the State Controller is hereby authorized and directed to draw his warrant on the Treasurer for \$150 in favor of the Chairman of the Assembly Committee on Enrolled Bills, for the purpose of paying

the additional clerks employed by the committee, and the State Treasurer is hereby authorized to pay the same out of the Legislative Fund.

Mr. Poujade moved the adoption of the resolution.

Carried.

Senate Bill No. 74—An Act to provide for the payment of John P. Fay and O. H. Grey for comparing and certifying the Senate Journal of the Fourteenth Session.

Read third time.

Mr. Pyne moved to lay the bill on the table.

Lost.

Mr. Allen (of Eureka) moved the bill be indefinitely postponed.

Yeas and nays called for by Messrs. McNaughton, Thompson and Langan.

The roll was called and the motion carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Cutting, Fairbanks, Gilbert, Hanna, Herman, Johnston, Langan, Lee, Moore, McNaughton, Nelson, O'Connor, Poujade, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—29.

NAYS—Messrs. Coryell, Dickson, Dunkle, Garrard, Hougham, Merrick, Murray, McQuitty, Pyne, Riepe and Smith—11.

Senate Bill No. 80—An Act to pay the claim of T. J. Tennant.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Eureka), Allen (of Churchill), Cohoon, Cutting, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McQuitty, Nelson, O'Connor, Poujade, Riepe, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—26.

NAYS—Messrs. Allen (of Storey), Beck, Bennetts, Blakeslee, Cheney, Coryell, Dunkle, McNaughton, Pyne, Smith, Snapp, Springmeyer and Wyckoff—13.

Absent—Mr. Dickson.

Assembly Bill No. 167.

Mr. Allen (of Eureka) moved to refer the bill to the Committee of the Whole.

Lost.

Mr. Thompson moved the bill be considered engrossed.

Carried.

Mr. Poujade moved to place the bill at the bottom of the file.

Carried.

Assembly Bill No. 115.

Mr. Garrard moved the bill be considered engrossed.

Mr. Cheney rose to a point of order that this question had already been decided by the action of the House.

The Chair decided the point of order not well taken.

The question was on the engrossment of the bill.

Yeas and nays called for by Messrs. Herman, Thompson and Riepe.

The roll was called and the bill ordered engrossed by the following vote:

YEAS—Messrs. Allen (of Churchill), Beck, Blakeslee, Cohoon, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Hanna, Hougham, Johnston,

Langan, Merrick, Moore, Murray, O'Connor, Poujade, Smith, Snapp, Tyrrell and Williams—22.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Bennetts, Cheney, Coryell, Gilbert, Herman, Lee, McNaughton, McQuitty, Nelson, Pyne, Riepe, Springmeyer, Thaxter, Thompson, Wyckoff and Mr. Speaker—18.

Mr. Poujade moved that Assembly Bill No. 167 be placed at the top of the file.

Carried.

Assembly Bill No. 167—An Act for the payment of expenses incurred by Geo. W. Dickson, contestee in the matter of his seat from Lander county.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Fairbanks, Garrard, Gilbert, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, Nelson, Poujade, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—30.

NAYS—Messrs. Allen (of Eureka), Beck, Cheney, Dunkle, Hanna, Herman and McQuitty—7.

Absent—Messrs. O'Connor and Pyne—2.

Not voting—Mr. Dickson.

REPORT OF COMMITTEE OF FREE CONFERENCE.

Mr. Speaker :

The Committee of Free Conference, to whom was referred Assembly Bill No. 76, beg leave to report that the Joint Committee have considered said bill and are unable to agree in relation thereto, and report the same back to the Assembly without recommendation.

GEO. S. SAWYER,
CHAS. A. LAGRAVE,
Conferrees on part of Senate.
A. E. CHENEY,
A. GARRARD,
L. ALLEN,
Conferrees on part of Assembly.

Senate Concurrent Resolution No. 17, relative to extra pay for engrossment of Senate Bill No. 89.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Bennetts, Blakeslee, Cheney, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Riepe, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams, Wyckoff and Mr. Speaker—36.

NAYS—Mr. Beck.

Absent—Messrs. Allen (of Churchill), Cohoon and Coryell—3.

Senate Bill No. 70.

Mr. Garrard moved to lay the bill on the table.

Carried.

Senate Concurrent Resolution No. 16.

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

Mr. Thompson began to explain why he made the motion.

Mr. Poujade made the point of order that the motion to lay on the table was not debatable.

The point of order was decided well taken.

The motion to lay on the table was carried.

Senate Bill No. 39—An Act to amend an Act entitled "An Act relating to trespass of swine, sheep and goats," approved March 5, 1885.

Mr. Pyne moved that Section 1 be amended by striking out the word "swine" wherever it occurs.

Lost.

Mr. Coryell moved to amend Section 1, line 10, printed bill, by striking out the word "one" and inserting in lieu thereof the word "three."

Carried.

Mr. Cheney moved to amend Section 1, line 10, by striking out the word "inhabitants" and insert in lieu thereof the words "votes cast for member of Congress."

Carried.

Mr. McQuitty moved to amend Section 1 by striking out the word "three" and inserting in lieu thereof the word "one."

Mr. Allen (of Eureka) moved to amend the amendment by inserting the word "two," in lieu of the word "one."

Mr. Hanna moved that the whole subject matter be laid on the table.

Carried.

Assembly Joint Resolution No. 19.

Mr. Thompson moved the resolution be laid upon the table.

Carried.

Assembly Concurrent Resolution No. 20.

Mr. Thompson moved the resolution be laid upon the table.

Carried.

Senate Joint Resolution No. 11.

Mr. Thompson moved the resolution be laid upon the table.

Carried.

Assembly Bill No. 76.

Mr. Garrard moved the bill be laid upon the table.

Carried.

Mr. Thompson moved that messages from the Senate be taken up, out of order.

Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 7, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Assembly Bill No. 160, relating to street railroad in Reno, which passed the Senate this day ; yeas, 18 ; nays, none.

Also, Senate Bill No. 103, relating to water storage, which passed the Senate this day; yeas, 13; nays, 3.

Also, Assembly Bill No. 150, an Act relating to forwarding mail of members of the Assembly, which was this day indefinitely postponed.

I also have the honor herewith to present for the further consideration of your honorable body Senate Bill No. 94, relating to the care of State property, with the request that the Assembly appoint conferrees on the differences between the Senate and Assembly, and inform the Senate of such appointment.

I also have the honor herewith to present for the consideration of your honorable body Senate Concurrent Resolution No. 17, relating to extra pay for engrossing, which passed the Senate this day; yeas, 18; nays, none.

Also, Substitute for Assembly Bill No. 120, relating to the sale of duplicate books in State Library, which passed the Senate this day; yeas, 15; nays, none.

Also, Senate Bill No. 99, relating to the preservation of wild game, which passed the Senate this day; yeas, 20; nays, none.

Also, Assembly Bill No. 152, regulating life insurance associations in this State, which passed the Senate this day; yeas, 16; nays, 3.

Also, Assembly Bill No. 100, relating to the duties of certain county officers, which passed the Senate this day; yeas, 12; nays, 6.

Also, Assembly Bill No. 139, relating to ditches and flumes, which was lost in the Senate this day; yeas, 10; nays, 8.

Also, Assembly Bill No. 131, an Act regulating the compensation of certain county officers, which passed the Senate this day; yeas, 18; nays, none.

O. H. GREY,
Secretary of the Senate.

Senate Bill No. 99—An Act relative to the preservation and protection of wild game.

Read first time.

Mr. Hanna moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Agriculture.

Carried.

Senate Bill No. 103—An Act supplemental to an Act entitled "An Act to provide for the storage of water, to encourage milling, mining and internal improvements, and to reclaim the arable desert lands and develop the agricultural resources of the State of Nevada and to provide for the payment of the same.

Read first time.

Mr. Thompson moved the rules be suspended, the bill be read a second time by title and referred to the Committee on Internal Improvements.

Lost.

Mr. Hanna moved the rules be suspended, the bill be read a second time by title and laid upon the table.

Carried.

Mr. Hanna moved that the House do now resolve itself into Committee of the Whole, with the Speaker in the chair, for the consideration of such business as has been referred to that Committee.

Carried.

At 3:35 p. m. the House went into Committee of the Whole with the Speaker in the chair.

At 4 p. m. the Committee of the Whole rose and made the following report:

Mr. Speaker:

Your Committee of the Whole, to whom was referred Assembly Bill No. 168, beg leave to report having considered the same, and recommend that it do pass.

Also, Senate Bill No. 100, and report the same back to the House without recommendation.

Also, have had the report of the Committee on Contingent Expenses before your committee, and report the same back to the House without recommendation.

Mr. Poujade moved the report of the Committee on Contingent Expenses be returned to that committee, with instructions to prepare a resolution governing the items of expense as reported to said committee, except in the case of extra pay to attaches.

Carried.

Mr. Thompson moved the House take a recess until 7 p. m.

Carried.

At 4 p. m. the House took a recess.

HOUSE IN SESSION

At 7 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Agriculture have had under consideration Senate Bill No. 99, and beg leave to report the same back with the recommendation that it do pass.

H. SPRINGMEYER, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Cutting :

Resolved, That the State Controller is authorized and hereby directed to draw on the Legislative Fund, in favor of the Sergeant-at-Arms of the Assembly, his warrants for the several items contained herein, as recommended by the Committee on Contingent expenses :

Carson City Coal and Gas Co	\$135 90
Geo. C. Thaxter, supplies	24 75
J. M. Benton, ice.....	26 50
T. W. Burke, plumbing.....	6 00
J. M. Benton, saddle horses for committee.....	6 00
A. Garrard, saddle horses for committee.....	3 00
Tahoe Lumber Co., lumber.....	2 84
J. McCrimmon, iron braces.....	6 00
Cagwin & Noteware, supplies.....	1 25
Kitzmeyer, repairing 9 chairs.....	1 25
C. H. Maish, locksmith.....	8 50
Laundry Co., laundry work.....	10 00
Western Union Telegraph Co., telegrams.....	1 75
Sergeant-at-Arms, postage.....	1 00
	\$234 74

Mr. Cutting moved the resolution be adopted.
Carried.

Senate Bill No. 94.

A Conference Committee being required on the bill the Chair appointed Messrs. Hanna, Blakeslee and Garrard as such committee.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 115, entitled an Act to amend Section 7 of an Act entitled "An Act to restrict gaming and to repeal all other Acts in relation thereto," approved March 8, 1879, with the engrossed copy thereof, and find the same correctly engrossed.

R. F. GILBERT, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Bill No. 138 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 100—An Act to authorize the lighting of the Capitol building and grounds by electricity.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Bennetts, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Pyne, Smith, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—34.

NAYS—Messrs. Beck, Cheney, Lee, Riepe and Wyckoff—5.
Absent—Mr. Blakeslee.

Assembly Bill No. 168—An Act to provide for cleaning and re-arranging the Assembly Chamber, and to provide for the safe return of all State property now in said Chamber.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Johnston, Langan, Lee, Merrick, Moore, Murray, O'Connor, Pyne, Riepe, Snapp, Thaxter, Thompson, Tyrrell, Williams and Mr. Speaker—28.

NAYS—Messrs. Allen (of Eureka), Beck, Cheney, Herman, Hougham, McNaughton, McQuitty, Nelson, Poujade, Springmeyer and Wyckoff—11.
Absent—Mr. Smith.

Senate Bill No. 99—An Act relative to the preservation and protection of wild game.

Read third time and passed by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Beck, Bennetts, Blakeslee, Cheney, Cohoon, Coryell, Cutting, Dickson, Dunkle, Fairbanks, Garrard, Gilbert, Hanna, Herman, Hougham, Johnston, Langan, Lee, Merrick, Moore, Murray, McNaughton, McQuitty, Nelson, O'Connor, Poujade, Riepe, Snapp, Springmeyer, Thaxter, Thompson, Williams, Wyckoff and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Pyne, Smith and Tyrrell—3.

Mr. Thompson moved that the House do now take up Senate Bill No. 103 and place it on file.

Lost.

Mr. Coryell moved that Senate Bill No. 15 be taken from the table.
Carried.

Assembly Bill No. 115—An Act to amend Section 7 of an Act entitled "An Act to restrict gaming, and to repeal all other Acts in relation thereto," approved March 8, 1879.

Read third time and lost by the following vote:

YEAS—Messrs. Allen (of Churchill), Beck, Cohoon, Cutting, Dickson, Fairbanks, Garrard, Hougham, Merrick, Moore, O'Connor, Poujade, Smith, Snapp, Tyrrell and Mr. Speaker—16.

NAYS—Messrs. Allen (of Storey), Allen (of Eureka), Bennetts, Blakeslee, Cheney, Coryell, Dunkle, Gilbert, Hanna, Herman, Johnston, Langan, Lee, McNaughton, McQuitty, Nelson, Pyne, Riepe, Springmeyer, Thompson, Williams and Wyckoff—22.

Absent—Messrs. Murray and Thaxter—2.

Mr. Hanna moved that Senate messages be now taken up.
Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER, }
CARSON CITY, March 7, 1889. }

To the Honorable the Assembly:

I have the honor herewith to notify your honorable body that Senators

Comins, Emmitt and Harris have been appointed conferrees on the part of the Senate on Senate Bill No. 94.

Also, I have the honor herewith to present for the consideration of your honorable body Assembly Bill No. 167, making an appropriation for the relief of George W. Dickson, which was lost in the Senate this day by the following vote: Yeas, 9; nays, 9.

O. H. GREY,
Secretary of the Senate.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 100, 141, 146, 151, 156, 101, 155 and 131, with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

Also, Assembly Enrolled Bills Nos. 120, 105, 154, 160, 152 and 137, with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Cheney moved that the Governor's message be not spread upon the minutes.

Mr. Riepe rose to debate the motion.

Mr. Poujade made the point of order that the question before the House was not a subject for discussion.

The point of order was declared well taken.

Yeas and nays called for by Messrs. McNaughton, Riepe, Allen (of Churchill), Garrard and Tyrrell.

The roll was called and the motion not to spread the message of the Governor on the minutes carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Eureka), Allen (of Churchill), Cheney, Cohoon, Coryell, Dickson, Dunkle, Fairbanks, Gilbert, Herman, Hougham, Johnston, Langan, Merrick, Moore, Murray, McQuitty, Nelson, Poujade, Pyne, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell and Wyckoff—27.

NAYS—Messrs. Beck, Bennetts, Blakeslee, Cutting, Garrard, Hanna, Lee, McNaughton, O'Connor, Riepe, Smith, Williams and Mr. Speaker—13.

By Mr. Tyrrell:

Resolved, That the thanks of this Assembly are hereby tendered to Speaker Coffin for the able, dignified and impartial manner in which he has presided over its deliberations, and to the other officers and attaches for the satisfactory manner in which they have fulfilled the duties assigned to them.

Mr. Allen (of Churchill) moved the adoption of the resolution.

Carried.

By Mr. Allen (of Eureka):

Resolved, That the thanks of this Assembly be extended to the Chief Clerk, Assistant Chief Clerk, Minute Clerk and Journal Clerk for the faithful, efficient and satisfactory manner in which they have discharged

their respective duties. The neat appearance of their work is ample evidence of their ability.

Mr. Allen (of Churchill) moved the adoption of the resolution.
Carried.

REPORT OF COMMITTEE OF CONFERENCE.

Mr. Speaker :

Your Committee of Conference have had under consideration Senate Bill No. 94, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

J. L. HANNA, Chairman.

Mr. Hanna moved the adoption of the report.
Carried.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
CARSON CITY, March, 7, 1889. }

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 121, entitled an Act to amend an Act entitled "An Act to regulate houses of prostitution, and houses where beer, wine or spiritous liquors are sold," approved February 26, 1877.

Also, Assembly Bill No. 164, entitled "An Act relating to the payment of expenses of the Sheriff of Lincoln county."

Also, Assembly Bill No. 66, entitled an Act to amend an Act 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 March 26, 1861 ; approved March 1, 1865.

Also, Assembly Bill No. 147, entitled "An Act to authorize the Board of Trustees of Carson City, Nevada, to issue bonds for the purpose of constructing and maintaining a system of sewerage within the corporate limits of Carson City, Nevada."

Also, Assembly Bill No. 29, entitled an Act to amend an Act entitled "An Act to encourage the sinking of artesian wells," approved March 5, 1887. Very respectfully, etc.,

C. C. STEVENSON, Governor.

Senate Bill No. 39.

Mr. Poujade moved the bill be laid upon the table.
Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 7, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your hon-

orable body Assembly Bill No. 148, relating to walks around Capitol building, which was lost in the Senate this day; yeas, 8; nays, 10.

Also, Assembly Bill No. 154, relating to Agricultural Society No. 1, which passed the Senate this day; yeas, 17; nays, 2.

Also, Assembly Bill No. 137, an Act for the relief of Alf. Doten, which passed the Senate this day; yeas, 15; nays, 1.

Also, Assembly Bill No. 165, relating to the expenses of the special election, which passed the Senate this day; yeas, 15; nays, 3.

Also, Assembly Bill No. 168, which passed the Senate this day; yeas, 11; nays, 7.

O. H. GREY,
Secretary of the Senate.

Mr. Allen (of Churchill) moved to take recess for twenty minutes.
Carried.

At 8:45 p. m. the House took recess.

HOUSE IN SESSION

At 9:05 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

A Senate committee, consisting of Messrs. Sharon, Nicholls and Osburn, were introduced at the bar, and inquired if the Assembly had any further messages for the Senate.

The Chair announced that it had not.

Mr. Allen (of Eureka) moved that a committee of three be appointed to wait upon the Senate and inquire if that honorable body had any further communications for the Assembly.

Messrs. Allen (of Eureka), Poujade and Garrard were appointed as such committee.

By Mr. McNaughton:

Resolved, That the thanks of the House be extended to Miss Lena Brophy and Miss Kate Henry for the prompt and satisfactory manner in which they have fulfilled their duties as Copying Clerks of this Assembly.

Mr. Allen (of Churchill) moved the adoption of the resolution.

Carried.

The House Committee appointed to wait upon the Senate returned and reported that honorable body at recess.

Mr. Blakeslee moved the House take a recess until 9:30 p. m.

Carried.

At 9:15 the House took a recess.

HOUSE IN SESSION

At 9:30 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Poujade asked leave to address the House, out of regular order and out of his place.

Leave granted.

Mr. Poujade then spoke as follows:

Mr. Speaker:

It is a common thing for friends, when parting, to exchange tokens—symbols of their friendship. In a few hours we will part; we who met here two months ago, for the most part, strangers. We have, in that time, had the best possible opportunity of learning each other's characters. We have deliberated together and struggled together, with each other and against each other. Some of our contests have, perhaps, engendered bitterness of spirit, but on the whole the session has been one of quiet, earnest work. And now that the hour of parting draws near, it brings with it a forgetfulness of past strifes, a balm to the hurt spirit, and must elicit some expression of the respect and friendship that has grown up between us. It has been thought that the best way in which we could make an expression of that respect and friendship was to give some simple token to our presiding officer—the Speaker of the Assembly—the representative of its power and dignity. The honorable office of presenting that token has been given to me.

Sir, I shall not flatter you. I challenge any man to say that I have ever spoken on this floor words which I did not feel. To do so now would be unworthy of the trust reposed in me. You have done your work well. You have been decisive, strong, faithful, patient and kind. This Assembly is proud of you. We honor you, respect you and love you. This cane is a simple emblem of those feelings. When we shall have parted and gone our several ways, to work in the depths of Mother Earth, in the fields, in the shop or the office, along the shining rivers, down the deep, rocky canyons, upon the mountain, or out in the desert, we will think of you and of this token; and around it will cling remembrances of our friendship here and of this both sad and happy hour of parting.

The Speaker replied with appropriate remarks.

Speaker *pro tem.* called to the chair.

Mr. Cheney then came forward and addressed the Speaker *pro tem.* Mr. Beck, and presented him with a chain and locket.

Mr. Beck responded with appropriate remarks.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 7, 1889. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 104, relating to paying the claim of O. H. Grey, which passed the Senate this day; yeas, 17; nays, 2.

O. H. GREY,
Secretary of the Senate.

Senate Bill No. 104—An Act to pay the Secretary of the Senate for the performance of additional work imposed upon him by Senate Bill No. 62.

Read first time.

Mr. Garrard moved the rules be suspended and the bill be read a second time by title.

Carried.

Mr. Hanna moved the bill be referred to the Committee of the Whole.

Carried.

Mr. Hanna moved the House do now resolve itself into Committee of the Whole, with the Speaker in the chair, for the consideration of Senate Bill No. 104.

Lost.

Mr. Hanna moved the bill be laid on the table.

Carried.

Mr. Hanna moved to take a recess for one-half hour.

Lost.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 7, 1889. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 105, relating to the payment of E. L. Buckingham for services in caring for State property in Senate chamber, which passed the Senate this day; yeas, 12; nays, 8.

O. H. GREY,
Secretary of the Senate.

Senate Bill No. 105—An Act for the relief of E. L. Buckingham.

Read first time.

Mr. Allen (of Churchill) moved the rules be suspended, the bill be read second time by title, rules further suspended, and the bill be placed on its final passage.

Carried.

Read third time and lost by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Bennetts, Blakeslee, Cohoon, Coryell, Fairbanks, Garrard, Gilbert, Hanna, Langan, Merrick, Moore, O'Connor, Pyne, Smith, Snapp, Thaxter, Thompson and Tyrrell—20.

NAYS—Messrs. Allen (of Eureka), Beck, Cheney, Dickson, Dunkle, Herman, Hougham, Johnston, Lee, Murray, McNaughton, McQuitty, Nelson, Poujade, Riepe, Springmeyer, Wyckoff and Mr. Speaker—18.

Absent—Messrs. Cutting and Williams—2.

The House Committee appointed to wait upon the Senate reported having performed their duty, and that the Senate informed them it was probable that there would be business to communicate at some future time.

Mr. Allen (of Eureka) moved to take a recess, subject to the call of the Chair.

Carried.

At 10:25 o'clock p. m. the House took a recess.

HOUSE IN SESSION

At 10:55 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 60, 153 and 168 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

GEORGE A. TYRRELL, Chairman.

Mr. Poujade moved that a committee of three be appointed to wait upon His Excellency the Governor, and ascertain if he had any further messages to present or communications to make to the Assembly.

Carried.

Messrs. Poujade, Blakeslee and Williams were appointed as such committee.

The committee retired.

In due time the committee returned and reported that the Governor had no further messages or communications for the Assembly, save that it was his request that his last message be spread upon the Journal.

Mr. Garrard moved that the Governor's message be spread upon the Journal.

Mr. Allen (of Churchill) moved the motion be indefinitely postponed.

Yeas and nays called for by Messrs. Allen (of Churchill), Garrard and McNaughton.

The roll was called and the motion to indefinitely postpone carried by the following vote:

YEAS—Messrs. Allen (of Storey), Allen (of Churchill), Cheney, Dunkle, Fairbanks, Gilbert, Herman, Langan, Merrick, Moore, McQuitty, Nelson, Poujade, Pyne, Snapp, Springmeyer, Thaxter, Thompson, Tyrrell, Williams and Wyckoff—21.

NAYS—Messrs. Allen (of Eureka), Beck, Blakeslee, Cohoon, Coryell, Cutting, Dickson, Garrard, Hanna, Hougham, Johnston, McNaughton, O'Connor, Riepe and Mr. Speaker—15.

Absent—Messrs. Bennetts, Lee, Murray and Smith—4.

The committee appointed to wait upon the Senate reported that the honorable the Senate had no further messages to communicate nor business to present to the Assembly.

Mr. Poujade moved that the Assembly do now adjourn *sine die*.

Carried.

At 11:15 P. M. the Speaker, with a few appropriate remarks, declared the Assembly adjourned *sine die*.

Approved:

TRENMOR COFFIN,

Speaker of the Assembly.

Attest: C. M. FASSETT,

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